

CATSKILL WATERSHED CORPORATION

Board of Directors Meeting

MINUTES

May 3, 2011 @ 1:00 p.m.

I. Call to Order

II. Pledge of Allegiance: Led by Wayne Marshfield.

III. Roll Call of Directors

Members Present: Donald Brandow, Deborah Meyer DeWan, Paul R. Dibbell, Martin Donnelly, James Eisel, Michael Flaherty, Jeff Graf (*New York City DEP*), Thomas Hynes (arrived at 1:20 pm), Berndt Leifeld, Georgianna Lepke, Wayne Marshfield, Tina Molé, Richard Parete, Thomas Snow (*New York State DEC*) and Leonard Utter.

Members Excused: None

Staff Members Present: Kimberlie Ackerley, Timothy Cox, Nate Hendricks, Diane Galusha, Leo LaBuda, James Martin, Barbara Puglisi, Alan L. Rosa, Philip Sireci, Frieda Suess, and Michael Triolo.

Others Present: Delia K. Adams, Sally Fairbairn (*WAC*), Michael Meyer (*NYC DEP*), Sylvia Rozzelle, and Shyamal K. SenGupta.

IV. Review and Approval of March 1, 2011 Board Meeting Minutes

A motion to approve the minutes from the April 5, 2011 board and annual meetings was made by Berndt Leifeld and seconded by Deborah DeWan.

Voice Vote, carried unanimously

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**V. Presentation of Communication**

**Finance Report**

A motion to approve the financial reports as of March 31, 2011 was made by James Eisel and seconded by Jeffrey Graf.

**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.

Presentation of News Articles

Committee Schedule

There will be a Full Land Committee meeting in June.

Committee Meeting Minutes

Michael Flaherty suggested that the Septic minutes from April 5 reflect a correction of “NYCEP” to “NYCDEP”.

VI. Public Discussion

Sylvia Rozelle, Clerk for the Town of Olive for the past 29 years, addressed the Board and read a letter drafted by Attorney David Lenefsky on behalf of Paula Rhodes, owner of The Good Stuff Café and Inn on Route 28A in West Shokan (letter appended hereto). She reiterated that one of the important economic issues with our area is sustaining what we have, and that she hopes the CWC Economic Development staff, Committee and the Board of Directors will take another look at Paula Rhodes’ loan application to see if there is a way to assist her with funding. Berndt Leifeld stated that he received a petition with 244 names on it supporting Ms. Rhodes. He continued that The Good Stuff Café is not a restaurant, but a Community Center. 80% of their food is take-out, because there is a high retirement population in the area. Berndt noted that there are only two tables in the facility. He also noted that the school bus stops there, lets off about 3-4 kids, and those kids go in, sit down at those tables to do homework, and Paula babysits until the parents arrive an hour or so later. It’s a small-town thing, and we hate to lose it. Berndt concluded that it is a lot of money, and he understands the reservations about the loan, but these people are devoted to it, and he’d like to do something to keep this moving.

A motion to return this application to CWC staff for one final review of the application by Paula Rhodes was made by Berndt Leifeld and seconded by Richard Parete. Voice vote, carried unanimously

VII. Presentation of Resolutions

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**Septic Reimbursement Over \$20,000 – Bruce Gregory - Tab 7**

A motion to approve Resolution No.1893 was made by Tina Molé and seconded by James Eisel.

May 3, 2011

**RESOLUTION NO. 1893**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:  
BRUCE GREGORY**

**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-Nine Thousand Three Hundred Dollars (\$29,300.00); 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-Nine Thousand Three Hundred Dollars (\$29,300.00) 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-Nine Thousand Three Hundred Dollars (\$29,300.00) 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 Three Hundred Dollars (\$29,300.00).

**Bruce Gregory Backup**

Mr. Gregory's property is located in the Town of Walton, Delaware County. Homeowner and CWC staff received a quote from a contractor in the amount of \$29,300.00. This system is for a six bedroom house. The major components for this system include a 1,750 gallon septic tank, siphon chamber, 550 cubic yards of absorption fill, 200 lineal feet of 4" gravity piping, 420 lineal feet of absorption trench, two cleanouts and extensive restoration. The quote does not exceed CWC Schedule of Values. The Septic Committee recommends that the Board of Directors approve reimbursement in an amount not to exceed \$29,300.00.

**Voice Vote, carried unanimously**

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Septic Reimbursement Over \$20,000 - Jonathan LaFever - Tab 8

A motion to approve Resolution No. 1894 was made by Tina Molé and seconded by James Eisel.

May 3, 2011

RESOLUTION NO. 1894

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:
JONATHAN LAFEVER**

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-Nine Thousand Seven Hundred Eighty-Two Dollars (\$29,782.00); 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-Nine Thousand Seven Hundred Eighty-Two Dollars (\$29,782.00) 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-Nine Thousand Seven Hundred Eighty-Two Dollars (\$29,782.00) 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 Seven Hundred Eighty-Two Dollars (\$29,782.00).

Jonathan LaFever Backup

Mr. LaFever's property is located in the Town of Bovina, Delaware County. Homeowner and CWC staff received a quote from a contractor in the amount of \$29,782.00. This system is for a four bedroom house. The major components for this system include a 1,250 gallon septic tank, siphon chamber, distribution box, 525 cubic yards of absorption fill, 90 lineal feet of 4" piping, 375 lineal feet of absorption trench, and 220 lineal feet of curtain drain. 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 \$29,782.00.

Voice Vote, carried unanimously

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**Septic Reimbursement Over \$20,000 – Mark Murphy - Tab 9**

A motion to approve Resolution No. 1895 was made by Tina Molé and seconded by James Eisel.

May 3, 2011

**RESOLUTION NO. 1895**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:  
MARK MURPHY**

**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-Nine Thousand Seven Hundred Dollars (\$29,700.00); 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-Nine Thousand Seven Hundred Dollars (\$29,700.00) 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-Nine Thousand Seven Hundred Dollars (\$29,700.00) 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 Seven Hundred Dollars (\$29,700.00).

**Mark Murphy Backup**

Mr. Murphy's property is located in the Town of Roxbury, Delaware County. Homeowner and CWC staff received three quotes from individual contractors in the amounts of \$37,800.00, \$38,500.00, and \$29,700.00. This system is for a three bedroom house. The major components for this system include a 1,000 gallon septic tank, pump station, 25 lineal feet of gravity piping, 190 lineal feet of forcemain, distribution box, 45 cubic yards of fill material, 20 cubic yards of crushed stone, three peat modules, clean out, access road, removal and replacement of a stone wall, and extensive restoration. The lowest quote is within 10% of CWC Schedule of Values. The Septic Committee recommends that the Board of Directors approve reimbursement of the lowest quote in an amount not to exceed \$29,700.00.

***Voice Vote, carried unanimously***

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Septic Reimbursement Over \$20,000 – Stephen Robbins - Tab 10

A motion to approve Resolution No. 1896 was made by Tina Molé and seconded by James Eisel.

May 3, 2011

RESOLUTION NO. 1896

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:
STEPHEN ROBBINS**

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-One Thousand Seven Hundred Eighty-Five Dollars and Thirty-Two Cents (\$21,785.32); 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-One Thousand Seven Hundred Eighty-Five Dollars and Thirty-Two Cents (\$21,785.32) 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-One Thousand Seven Hundred Eighty-Five Dollars and Thirty-Two Cents (\$21,785.32) 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-One Thousand Seven Hundred Eighty-Five Dollars and Thirty-Two Cents (\$21,785.32).

Stephen Robbins Backup

Mr. Robbins's property is located in the Town of Bovina, Delaware County. Homeowner and CWC staff received a quote from a contractor in the amount of \$21,785.32. This system is for a two bedroom house. The major components for this system include a siphon chamber, 330 lineal feet of gravity piping, one distribution box, 170 cubic yards of absorption fill material, 159 lineal feet of absorption trench, 175 lineal feet of curtain drain, tree removal, temporary access road, and extensive 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 \$21,785.32.

Voice Vote, carried unanimously

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**Septic Reimbursement Over \$20,000 – Mable West - Tab 11**

A motion to approve Resolution No. 1897 was made by Tina Molé and seconded by James Eisel.

May 3, 2011

**RESOLUTION NO. 1897**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:  
MABEL WEST**

**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-One Thousand Dollars (\$21,000.00); 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-One Thousand Dollars (\$21,000.00) 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-One Thousand Dollars (\$21,000.00) 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-One Thousand Dollars (\$21,000.00).

**Mabel West Backup**

Ms. West'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 \$21,000.00. This system is for a three bedroom house. The major components for this system include a 1,000 gallon septic tank, siphon chamber, 230 lineal feet of gravity piping, a distribution box, 275 cubic yards of fill material, 20' x 30' bed, a temporary access road off a very steep embankment, and clearing of the wooded site. 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 \$21,000.00.

***Voice Vote, carried unanimously***

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Septic Reimbursement Over \$20,000 – William Woram - Tab 12

A motion to approve Resolution No. 1898 was made by Tina Molé and seconded by James Eisel.

May 3, 2011

RESOLUTION NO. 1898

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:
WILLIAM WORAM**

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-One Thousand Five Hundred Dollars (\$21,500.00); 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-One Thousand Five Hundred Dollars (\$21,500.00) 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-One Thousand Five Hundred Dollars (\$21,500.00) 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-One Thousand Five Hundred Dollars (\$21,500.00).

William Woram Backup

Mr. Woram’s property is located in the Town of Roxbury, Delaware County. Homeowner and CWC staff received a quote from a contractor in the amount of \$21,500.00. This system is for a four bedroom house. The major components for this system include a 1,250 gallon septic tank, pump station, 70 lineal feet of 4” gravity piping, 20 cubic yards of stone, four peat modules, and extensive 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 \$21,500.00.

Voice Vote, carried unanimously

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**Septic Reimbursement Over \$20,000 – Additional Costs – Robert Lopez - Tab 13**

A motion to approve Resolution No. 1899 was made by Wayne Marshfield and seconded by Deborah DeWan.

May 3, 2011

**RESOLUTION NO. 1899**

**BOARD APPROVAL OF ADDITIONAL FUNDS FOR SEPTIC CONSTRUCTION  
OVER \$20,000:  
ROBERT LOPEZ**



**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**, by Resolution Number 1505, the CWC Board approved reimbursement to Robert Lopez in an amount not to exceed Twenty-Three Thousand Four Hundred Dollars (\$23,400.00); and

**WHEREAS**, by Resolution Number 1789, the CWC Board approved additional reimbursement to Robert Lopez in an amount not to exceed One Thousand Five Hundred Ninety-Seven Dollars (\$1,597.00), for a total not-to-exceed amount of Twenty-Four Thousand Nine Hundred Ninety-Seven Dollars (\$24,997.00); 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 Thirty Dollars and Fifty Cents (\$1,030.50); and

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

**WHEREAS**, the CWC have determined the contractor’s total invoices of Twenty-Six Thousand Twenty-Seven Dollars and Fifty Cents (\$26,027.50) 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 contractor’s invoice of Twenty-Six Thousand Twenty-Seven Dollars and Fifty Cents (\$26,027.50) 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 Twenty-Seven Dollars and Fifty Cents (\$26,027.50).

**Robert Lopez Backup**

Mr. Lopez’s property is located in the Town of Shandaken, Ulster County. CWC Board of Directors previously approved reimbursement for this project for a total not-to-exceed amount of \$24,997.00. The design engineer requested changing a swale to a curtain drain due to the amount of ground water encountered during construction. A reasonable and just cost for the additional work based on CWC Schedule of Values is \$1,030.50. The Septic Committee recommends that the Board approves an additional reimbursement of \$1,030.50, for total reimbursement not to exceed \$26,027.50.

**Voice Vote, carried unanimously**

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Future Stormwater – O&M – Cannie D’s - Tab 14

A motion to approve Resolution No. 1900 was made by James Eisel and seconded by Michael Flaherty.

May 3, 2011

RESOLUTION NO. 1900
CANNIE D’S CORNER CORPORATION
FUTURE STORMWATER MAINTENANCE

WHEREAS, pursuant to Paragraph 128 of the 1997 New York City Watershed (“Watershed MOA”), the Catskill Watershed Corporation (“CWC”) is the program manager for the Future Stormwater Program; and

WHEREAS, the Future Stormwater Program is intended to reimburse applicants for costs associated solely from requirements of New York City Department of Environmental Protection Watershed Regulations that are not also State or Federal requirements; and

WHEREAS, interest from earnings on Future Stormwater Funds can be used to reimburse applicants for maintenance costs associated with previously approved applications; and

WHEREAS, by Resolution Number 799, the CWC Board of Directors approved the Future Stormwater Application of Cannie D’s Corner Corporation for 50% reimbursement of eligible costs in an amount not to exceed Twenty-Nine Thousand Seven Hundred Seventy Two Dollars and Twenty-Nine Cents (\$29,772.29) (the “Cannie D’s Future Stormwater Project”); and

WHEREAS, by Resolution Number 1052, the CWC Board of Directors approved operation and maintenance costs for Cannie D’s Corner Corporation for 50% reimbursement of eligible costs in an amount not to exceed Ten Thousand Dollars (\$10,000) through the year 2009; and

WHEREAS, by Resolution Number 1485, the CWC Board of Directors approved operation and maintenance costs for Cannie D’s Corner Corporation for 50% reimbursement of eligible costs with a total contract amount not to exceed Twenty Thousand Dollars (\$20,000); and

WHEREAS, on March 30, 2011 CWC received a request for reimbursement that exceeds the amount of available funds; and

WHEREAS, CWC staff recommended an additional Twenty Thousand Dollars (\$20,000) for operation and maintenance costs with a total contract amount of Forty Thousand Dollars (\$40,000); and

WHEREAS, CWC staff have reviewed the invoices and quotes and have determined that costs are reasonable and justified; and

WHEREAS, the CWC Wastewater/Stormwater Committee has reviewed the CWC staff recommendation and recommends that the CWC Board of Directors authorize the President and/or Executive Director to enter into a contract with Cannie D’s Corner Corporation for reimbursement of stormwater maintenance for a total not to exceed amount of Forty Thousand Dollars (\$40,000).

NOW THEREFORE BE IT RESOLVED, that the CWC Board of Directors authorizes the President and/or Executive Director to execute a contract with Cannie D's Corner Corporation for a total not to exceed amount of Forty Thousand Dollars (\$40,000) for maintenance costs associated with the Cannie D's Future Stormwater project.

BACKGROUND

Cannie D's Corner Corporation, Neversink

Cannie D's was constructed in 2004. It is a gas station and convenience store. The owner, Meigan Dean, and their engineer, Henry Illing, PE applied for DEP approval and were required to design and construct stormwater measures as part of the application. The stormwater best management practices (BMP's) included an oil/water separator, gutters, catch basins, and constructed wetlands. As a small business, Cannie D's Corner Corporation is eligible to apply to CWC and NYCDEP to seek reimbursement for maintenance costs and each organization is responsible for up to 50% of these costs.

The CWC Wastewater/Stormwater Committee recommends a Future Stormwater Reimbursement contract for operation and maintenance of this project for an amount not to exceed Forty Thousand Dollars. This contract can be revised if and when additional funds are required.

Voice Vote, carried unanimously

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**Future Stormwater Program Rule Change – Eligible Costs - Tab 15**

A motion to approve Resolution No. 1901 was made by Jeffrey Graf and seconded by Deborah DeWan.

May 3, 2011

**RESOLUTION NO. 1901**  
**FUTURE STORMWATER PROGRAM RULE CHANGE – ELIGIBLE COSTS**

**WHEREAS**, pursuant to Paragraph 128 of the 1997 New York City Watershed Memorandum of Agreement, the Catskill Watershed Program (CWC) administers the Future Stormwater Program fund to provide for the reimbursement of expenses related to design, construction, implementation, and maintenance of stormwater measures pursuant stormwater pollution prevention plan required by § 18-39(b)(3) of the New York City Watershed Regulations that are not otherwise required by federal and/or State law; and

**WHEREAS**, New York City Watershed Regulations § 18-39 (c)(4) requires that stormwater that stormwater pollution prevention plans include a stormwater infiltration practice, to the maximum extent practicable; and

**WHEREAS**, New York City Watershed Regulations §18-39(c)(5) provides that stormwater pollution prevention plans be designed to maintain volumes of flow at design points at pre-construction levels; and

**WHEREAS**, New York State Department of Environmental Conservation 2010 Stormwater Design Manual, effective March, 2011, includes requirements identical to §§ 18-39(c)(4) and 18-39(c)(5) of the New York City Watershed Regulations; and

**WHEREAS**, the New York City Watershed Regulations contain other requirements specific to the stormwater pollution prevention plans that are not requirements of the 2010 Stormwater Design Manual; and

**WHEREAS**, to provide for the orderly administration of the Future Stormwater Program, the CWC Stormwater/Wastewater Committee recommends that the CWC Board of Directors approve the attached Program Rule Change describing requirements in the New York City Watershed Regulations that are not otherwise required by State and/or federal law.

**NOW THEREFORE BE IT RESOLVED**, that the CWC Board of Directors approves the attached Program Rule Change.

**NOW THEREFORE BE IT FURTHER RESOLVED**, that the CWC Board of Directors may further amend the CWC Future Stormwater Program Rules as may be required from time to time.

PROPOSED FUTURE STORMWATER PROGRAM RULE AMENDMENTS

Underline is proposed addition.

**5:00:04. Eligible Costs**

In order for the costs of an eligible project to be eligible for payment, the cost must be deemed reasonable and necessary. Potentially eligible costs include the costs of design, construction, permit process, coordination with NYCDEP, implementation, and maintenance of new stormwater measures, required solely by the Watershed Regulations and not otherwise required by State or federal law. Potentially eligible costs may include but are not limited to the following, as incurred solely due to applicable Watershed Regulations. See Table A for explanation of costs solely attributable to the Watershed Regulations.

**5:00:04:01. Potentially Eligible Costs for SPPPs/ IRSPs Required by Watershed Regulations**

1. Design fees, including fees for permitting and environmental assessments, including those described in Table A. Under the reimbursement funding method, this program will reimburse the design costs after the design has received NYCDEP approval.
2. Cost of easements.
3. Legal fees, excluding litigation.
4. Construction costs. Under the reimbursement funding method, this program will reimburse the construction costs after the construction has received all necessary permits and approvals. Under the Voucher funding method, CWC shall hold a portion of the construction costs as retainage to be paid contingent upon receiving all necessary approvals.
5. The cost of land purchase, as needed for installation of eligible stormwater measures. In the event that a parcel with excess land is proposed for purchase, the program shall pay only for the costs of that portion of land needed for the eligible project. The program may pay for additional land if it is determined that no other appropriate land parcel of lesser size is available for construction of the facility. Land purchase costs shall be justified by appropriate documentation, including an appraisal by a licensed appraiser, documentation of closing costs and a phase one environmental site assessment, and shall require approval

- by the CWC Board. The appraiser's fee and cost of the phase one environmental site assessment shall be eligible costs, for the land or portion thereof approved by the Board.
6. Operation and maintenance costs – Reasonable and necessary costs of operation and maintenance of stormwater measures for projects of which the design and construction have been paid for under this program may be wholly or partly eligible, except for costs that are paid for by insurance, emergency relief funding, NYCDEP funding or other grant funding. All operation and maintenance funding shall be in accordance with a contract with the project sponsor and CWC. This program will reimburse the maintenance costs only of projects that have received all necessary permits and approvals. Per the MOA, maintenance costs can be funded from earnings on the principal of program funds, and not from the principal itself. Thus, CWC funding of operation and maintenance is contingent on the availability of such earnings. In the case of projects that are required by State /Federal Regulations to have a SWPPP, this program will fund only those measures that are above and beyond state / federal requirements.
  7. Other reasonable and necessary costs.

### TABLE A

#### COSTS POTENTIALLY ELIGIBLE FOR REIMBURSEMENT

The CWC Future Stormwater Program eligible expenses can include:

- Engineer fees for pre-application conferences and other meetings with NYCDEP staff; and
  - Engineer fees for site visits with NYCDEP staff; and
  - Where no NYSDEC SWPPP is required, design costs for preparation of SWPPP and related construction costs
- or -
- If a NYSDEC SWPPP is also required, design costs and incremental construction costs (if any) for the following items required by the NYC Watershed Regulations, and not otherwise required by federal and/or state law:
    - Peak discharges for the 10-year and 100-year, 24-hour storms must be attenuated to pre-development rates regardless of the size or nature of the receiving stream(s) -Section 18-39(b)(3)
    - For activities in the drainage basin of a terminal reservoir, the SWPPP must include an analysis of coliform runoff, before and after the land disturbance activity - Section 18-39(c)(1)
    - The use of swales and open drainage systems is required to the maximum extent practicable - Section 18-39(c)(2)
    - Closed conveyances must be sized, at a minimum, to accommodate the 10-year, 24-hour storm - Section 18-39(c)(2)
    - Practices must be sized to capture and treat the volume of runoff generated by the 1-year, 24-hour storm or the WQv (90% storm), whichever is greater, from the contributory drainage area(s) - Section 18-39(c)(3)
    - To the maximum extent practicable, no portion of a stormwater infiltration practice shall be located within 100 feet of any absorption area of a subsurface sewage treatment system - Section 18-39(c)(4)
    - Two different *standard* practices in series are required for all drainage areas that are at least 20% impervious – Section 18-39(c)(6); except if:

1. The stormwater practice provided is an infiltration system, or
2. The activity requiring an SWPPP is located in a WOH village, hamlet, village extension

**Voice Vote, carried unanimously**

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Stormwater Retrofit – Town of Hurley O&M – Bristol Hill - Tab 16

A motion to approve Resolution No. 1902 was made by Martin Donnelly and seconded by Berndt Leifeld.

May 3, 2011

RESOLUTION NO. 1902

BOARD REVIEW OF TOWN OF HURLEY REQUEST OF OPERATION & MAINTENANCE FUNDS FOR THE BRISTOL HILLS STORMWATER SYSTEM IMPROVEMENTS PROJECT

WHEREAS, Paragraph 125 of the 1997 New York City Watershed Memorandum of Agreement (Watershed MOA) authorizes 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 to the extent such BMP's are necessary to correct or reduce existing erosion and/or pollutant loading; and

WHEREAS, pursuant to the CWC Program Rules as adopted by the CWC Board of Directors, Stormwater Retrofit projects are eligible for maintenance funds totaling 17.6% of the CWC Stormwater Retrofit grant funds actually utilized, for regular periodic inspections, additional inspections before and after heavy storm events, periodic removal of debris and excavation of sediment from BMPs, and necessary repairs as needed to preserve the function of the BMPs; and

WHEREAS, pursuant to Resolution Numbers 1134 and 1302, the CWC Board of Directors approved funding to the Town of Hurley in an amount not to exceed One Hundred Ten Thousand Eight Hundred Eighty-Five Dollars and Ninety Cents (\$110,885.90) for a Stormwater Retrofit Project; and

WHEREAS, the Town of Hurley requested maintenance funds for this project in the amount of 17.6% of the CWC Stormwater Retrofit Funds expended on this project for a total of Fourteen Thousand Five Hundred Twenty-Six Dollars and Twenty-Four Cents (\$14,526.24); and

WHEREAS, any required operation and maintenance costs not covered by CWC funding shall be the responsibility of the project owner and/or project sponsor; and

WHEREAS, the CWC Wastewater Committee has reviewed the request and recommend that the CWC Board of Directors authorize the President and/or Executive Director to enter into a contract with Town of Hurley to provide maintenance funds in the amount of Fourteen Thousand Five Hundred Twenty-Six Dollars and Twenty-Four Cents (\$14,526.24), representing 17.6% of the total CWC Stormwater Retrofit Funds expended on this project; 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 FURTHER RESOLVED, the CWC Board of Directors authorizes the President and/or Executive Director to execute an Operation and Maintenance Contract with the Town of Hurley for Fourteen Thousand Five Hundred Twenty-Six Dollars and Twenty-Four Cents (\$14,526.24).

NOW, THEREFORE BE IT FURTHER RESOLVED, approval of an application by the CWC Board of Directors constitutes a preliminary decision under the Watershed MOA 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.

**Stormwater Retrofit Program
Town of Hurley
Stormwater System Improvements Project**

The Town of Hurley implemented a Stormwater Retrofit Project to improve stormwater drainage on and near the Bristol Hill Subdivision to more effectively manage erosion in the area.

Improvements included roadside ditch stabilization, installing soil erosion collectors as well as increasing culvert size to accommodate and convey greater runoff, resulting in more effective function of the drainage infrastructure and improvements in water quality of stormwater from the site.

The CWC Wastewater/Stormwater Committee recommends approving the request for O&M funding in a not to exceed amount of Fourteen Thousand Five Hundred Twenty-Six Dollars and Twenty-Four Cents (\$14,526.24).

Voice Vote, carried unanimously

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**Stormwater Retrofit Program – Freeze on New Applications for Design and/or Construction - Tab 17**

Georgianna Lepke asked that Alan Rosa explain the resolution. Alan summarized that there are no funds available in the SW Retrofit Program. Alan estimated that there is currently a \$2.6 million shortfall, including the applications that CWC staff continue to accept. Alan provided the Board with a copy of a chart completed by CWC Stormwater Program Specialist Kimberley Ackerley. Page of the chart lists all projects, the amount approved by the board, a contingency of 15% and the total. Alan noted the chart also contains allocations for projects that were designed under a Stormwater Retrofit Program Grant and also allocations for projects in communities participating in the Community Wastewater Management Program, including a 15% contingency. Alan continued that the chart then provides amounts of requested funding in applications being held by CWC staff, including applications by Delaware Valley Hospital, Greene County, Town of Neversink, Town of Harpersfield, and Maragaretville Memorial Hospital. Alan stated that on the second page is a summary of the program funding showing that all total, the program right now is short \$2.6 million.

Georgianna Lepke confirmed that this was her understanding of the status of the program. She continued that Alan's concern, and one she agrees with, is that by continuing to accept applications, CWC is giving the false hope that funds are and will be readily available.

Thomas Snow remarked that in the new Water Supply Permit is a requirement that specifically mentions this program for funding based upon historical activity. He continued that the State is concerned that if CWC no longer accepts program applications, it would then become difficult for CWC to demonstrate historical activity. Tom explained that the State would not be voting for the resolution because it does not help either the City or CWC in compliance with the Water Supply Permit. Thomas suggested that CWC and the City sit down and try to agree on what funding is required. Georgianna Lepke asked if the State would be willing to take an active role in those discussions. Tom responded that CWC and City should sit down first, then notify DEC of the outcome of those discussions.

Jeff Graf stated that the City agrees with CWC's prudent action, taking into account remaining funding and commitments. He continued that the City does not agree with the State, and believes the Water Supply Permit is clear – a continued use of the current \$4.6 million now under contract, with a re-up at historical levels in 2012. Jeff added that the City is always happy to talk to the State about clarification of their current obligations.

Georgianna Lepke moved to table the resolution for two months for CWC to discuss the matter with the City and report back to NYSDEC, and if necessary, come back to the Board. Seconded by James Eisel

**Voice Vote, carried unanimously**

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Personnel Policy Change – Automobile Use and Compliance with V&T Law - Tab 18

A motion to approve Resolution No. 1903 was made by Richard Parete and seconded by Paul Dibbell.

May 3, 2011

RESOLUTION NO. 1903

**ADOPTION OF PERSONNEL POLICY AMENDMENT –
COMPLIANCE WITH VEHICLE AND TRAFFIC LAW**

WHEREAS, Board, Personnel and Fiscal Policies and Procedures are necessary for the orderly conduct of the corporation and its business affairs; and

WHEREAS, the Policy Committee has reviewed and recommends the attached Personnel Policy Amendment for adoption.

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

Article 5 - General Policies

7. Use of Company Owned Vehicles

CWC employees may, upon permission by the Executive Director or his/her designee, operate CWC owned vehicles for CWC business. Vehicles will only be used for CWC business purposes and only operated by CWC employees.

CWC employees must wear a seatbelt while operating or a passenger in a CWC owned vehicle, or any vehicle in the course of CWC employment. CWC employees shall not use a mobile phone or handheld communication device, including text messaging, while operating a CWC owned vehicle, or any vehicle in the course of CWC employment, where use of such phone or device is prohibited by New York State Vehicle and Traffic Law.

All employees must maintain a valid driver's license or privilege to operate a vehicle in New York State. **All employees shall provide to CWC a copy of both their current valid driver's license, and current insurance card for their personal vehicle that is owned or operated by them.** Immediately upon receiving notification, an employee must notify the Executive Director of any change in status of their driver's license or privilege to operate a vehicle in New York State. A change in status includes but is not limited to a suspension or revocation of their license or privilege to operate a motor vehicle in New York State. All employees also shall execute consent to have their license status monitored to allow CWC to be notified of any change in status of their driver's license or privilege to operate a vehicle in New York State.

Voice Vote, carried unanimously

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### **Local Consultation on Land Acquisition Letter Agreement - Tab 19**

A motion to approve Resolution No. 1904 was made by James Eisel and seconded by Thomas Snow.

May 3, 2011

### **RESOLUTION NO. 1904** **APPROVAL OF LETTER AGREEMENT FOR CONTINUATION OF LOCAL** **CONSULTATION ON LAND ACQUISITION PROGRAM CONTRACT**

**WHEREAS**, pursuant to paragraph 148 of the 1997 New York City Watershed Memorandum of Agreement (Watershed MOA), CWC is the administrator of the Local Consultation on Land Acquisition Program that provides reimbursement to towns and villages to a) review, assess and comment on parcels under acquisition by the New York City Department of Environmental Protection (NYCDEP) and b) delineate the boundaries of hamlets, commercial and industrial areas and village extensions within 105 days of the date of the Watershed MOA; and

**WHEREAS**, on December 24, 2010, New York State Department of Environmental Conservation issued to NYCDEP a Water Supply Permit authorizing the City's continued

land and easement acquisition within the New York City watershed for water supply purposes for an additional fifteen (15) years; and

**WHEREAS**, the 2010 Water Supply Permit continues to require the City to consult with the town and village in which the parcel is located prior to acquiring any land or Watershed Conservation Easements to ensure the interests of the town and village are considered and to ensure compliance with the Watershed MOA; and

**WHEREAS**, the 2010 Water Supply Permit also authorizes and establishes a process for certain towns to expand existing hamlet areas where the City is prohibited from acquiring any land and/or conservation easements; and

**WHEREAS**, the 2010 Water Supply Permit also provides that the NYCDEP Agricultural Easement Program administered by the Watershed Agricultural Council shall also comply with the local consultation process; and

**WHEREAS**, the duration of the Local Consultation Agreement was for a term of ten (10) years with the right to extend or renew for an additional five (5) years, currently with a termination date of 2012; and

**WHEREAS**, the CWC Land Committee recommends that the CWC Board of Directors authorizes the execution of the attached Letter Agreement to provide for the continuation of the Local Consultation on Land Acquisition Program, and to provide for the reimbursement of expenses related to expansion of hamlet areas and the review and comment of agricultural easements acquired by the Watershed Agricultural Council.

**NOW THEREFORE BE IT RESOLVED**, that the CWC Board of Directors authorizes the President to execute the attached Letter Agreement to provide for the continuation of the Local Consultation on Land Acquisition Program, including easements acquired by the Watershed Agricultural Council, and to provide for the reimbursement of expenses related to expansion of hamlet areas.

**Voice Vote, carried unanimously**

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Public Education Grant Application – Round 14 – Roxbury Central School - Tab 20

A motion to approve Resolution No. 1905 was made by Jeffrey Graf and seconded by Deborah DeWan.

May 3, 2011

RESOLUTION NO. 1905

PUBLIC EDUCATION GRANT - ROXBURY CENTRAL SCHOOL

WHEREAS, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

WHEREAS, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

WHEREAS, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

WHEREAS, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

WHEREAS, PEAG recommended a grant award of Five Thousand Seven Hundred Fifty Dollars (\$5,750.00) to Roxbury Central School for a project titled "Watershed Awareness Project".

NOW, THEREFORE BE IT RESOLVED, that the CWC Board of Directors approve the recommended award of Five Thousand Seven Hundred Fifty Dollars (\$5,750.00) to Roxbury Central School.

NOW, THEREFORE BE IT FURTHER RESOLVED, approval of CWC Public Education Program 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.

Voice Vote, carried unanimously

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**Public Education Grant Application – Round 14 – Sidney High School - Tab 21**

A motion to approve Resolution No. 1906 was made by Tina Molé and seconded by Berndt Leifeld.

May 3, 2011

**RESOLUTION NO. 1906**

**PUBLIC EDUCATION GRANT - SIDNEY HIGH SCHOOL**

**WHEREAS**, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

**WHEREAS**, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

**WHEREAS**, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

**WHEREAS**, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

**WHEREAS**, PEAG recommended a grant award of Two Thousand Dollars (\$2,000.00) to Sidney High School for a project titled “Careers in Fisheries & Wildlife”.

**NOW, THEREFORE BE IT RESOLVED**, that the CWC Board of Directors approve the recommended award of Two Thousand Dollars (\$2,000.00) to Sidney High School.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of CWC Public Education Program 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.

**Voice Vote, carried unanimously**

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Public Education Grant Application – Round 14 – Jefferson Central School - Tab 22

A motion to approve Resolution No. 1907 was made by Michael Flaherty and seconded by Paul Dibbell.

May 3, 2011

RESOLUTION NO. 1907

PUBLIC EDUCATION GRANT - JEFFERSON CENTRAL SCHOOL

WHEREAS, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

WHEREAS, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

WHEREAS, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

WHEREAS, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

WHEREAS, PEAG recommended a grant award of (\$4,409.00) to Jefferson Central School for a project titled “Frost Valley Trip for 7th Graders”.

NOW, THEREFORE BE IT RESOLVED, that the CWC Board of Directors approve the recommended award of Four Thousand Four Hundred Nine Dollars (\$4,409.00) to Jefferson Central School.

NOW, THEREFORE BE IT FURTHER RESOLVED, approval of CWC Public Education Program 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.

Voice Vote, carried unanimously

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**Public Education Grant Application – Round 14 – PS 57 - Tab 23**

A motion to approve Resolution No. 1908 was made by Thomas Hynes and seconded by Martin Donnelly.

May 3, 2011

**RESOLUTION NO. 1908**

**PUBLIC EDUCATION GRANT - PS 57**

**WHEREAS**, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

**WHEREAS**, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

**WHEREAS**, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

**WHEREAS**, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

**WHEREAS**, PEAG recommended a grant award of Six Thousand Dollars (\$6,000.00) to PS 57 for a project titled “Junior Watershed Rangers”:

**NOW, THEREFORE BE IT RESOLVED**, that the CWC Board of Directors approve the recommended award of Six Thousand Dollars (\$6,000.00) to PS 57; and

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of CWC Public Education Program 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.

**Voice Vote, carried unanimously**

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Public Education Grant Application – Round 14 – Onteora Central School (Phoenicia Elementary) - Tab

24

A motion to approve Resolution No. 1909 was made by Paul Dibbell and seconded by Tina Molé.

May 3, 2011

RESOLUTION NO. 1909

PUBLIC EDUCATION GRANT - ONTEORA CENTRAL SCHOOL

WHEREAS, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

WHEREAS, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

WHEREAS, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

WHEREAS, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

WHEREAS, PEAG recommended a grant award of Two Thousand Dollars (\$2,000.00) to Onteora Central School (Phoenicia Elementary) for a project titled “Exploring and Protecting Our Watershed”.

NOW, THEREFORE BE IT RESOLVED, that the CWC Board of Directors approve the recommended award of Two Thousand Dollars (\$2,000.00) to Onteora Central School (Phoenicia Elementary).

NOW, THEREFORE BE IT FURTHER RESOLVED, approval of CWC Public Education Program 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.

Voice Vote, carried unanimously

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**Public Education Grant Application – Round 14 – CCE of Sullivan County - Tab 25**

A motion to approve Resolution No. 1910 was made by Michael Flaherty and seconded by Jeffrey Graf.

May 3, 2011

**RESOLUTION NO. 1910**

**PUBLIC EDUCATION GRANT - CCE SULLIVAN COUNTY**

**WHEREAS**, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

**WHEREAS**, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

**WHEREAS**, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

**WHEREAS**, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

**WHEREAS**, PEAG recommended a grant award of Nine Thousand Nine Hundred Thirty-Seven Dollars (\$9,937.00) to Cornell Cooperative Extension of Sullivan County for a project titled “4-H Watershed Education and Outreach Program”.

**NOW, THEREFORE BE IT RESOLVED**, that the CWC Board of Directors approve the recommended award of Nine Thousand Nine Hundred Thirty-Seven Dollars (\$9,937.00) to Cornell Cooperative Extension of Sullivan County.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of CWC Public Education Program 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.

**Voice Vote, carried 14 aye, 1 nay**

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Public Education Grant Application – Round 14 – Eltingville Lutheran School - Tab 26

A motion to approve Resolution No. 1911 was made by Paul Dibbell and seconded by Berndt Leifeld.

May 3, 2011

RESOLUTION NO. 1911

PUBLIC EDUCATION GRANT - ELTINGVILLE LUTHERAN SCHOOL

WHEREAS, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

WHEREAS, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

WHEREAS, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

WHEREAS, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

WHEREAS, PEAG recommended a grant award of Eight Thousand Dollars (\$8,000.00) to Eltingville Lutheran School for a project titled “Catskills Watershed Partnership”.

NOW, THEREFORE BE IT RESOLVED, that the CWC Board of Directors approve the recommended award of Eight Thousand Dollars (\$8,000.00) to Eltingville Lutheran School.

NOW, THEREFORE BE IT FURTHER RESOLVED, approval of CWC Public Education Program 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.

Voice Vote, carried unanimously

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**Public Education Grant Application – Round 14 - GrowNYC - Tab 27**

A motion to approve Resolution No. 1912 was made by Martin Donnelly and seconded by Thomas Snow.

May 3, 2011

**RESOLUTION NO. 1912**

**PUBLIC EDUCATION GRANT - GROW NYC**

**WHEREAS**, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

**WHEREAS**, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

**WHEREAS**, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

**WHEREAS**, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

**WHEREAS**, PEAG recommended a grant award of Six Thousand Five Hundred Dollars (\$6,500.00) to GrowNYC for a project titled “Training Student Organizers”.

**NOW, THEREFORE BE IT RESOLVED**, that the CWC Board of Directors approve the recommended award of Six Thousand Five Hundred Dollars (\$6,500.00) to GrowNYC.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of CWC Public Education Program 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.



*Voice Vote, carried unanimously*

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Public Education Grant Application – Round 14 – Young Women’s Leadership School - Tab 28

A motion to approve Resolution No. 1913 was made by Tina Molé and seconded by Leonard Utter.

May 3, 2011

RESOLUTION NO. 1913

PUBLIC EDUCATION GRANT - YOUNG WOMEN’S LEADERSHIP SCHOOL

WHEREAS, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

WHEREAS, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

WHEREAS, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

WHEREAS, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

WHEREAS, PEAG recommended a grant award of Four Thousand Dollars (\$4,000.00) to Young Women’s Leadership School for a project titled “Environmental Awareness; 6th Grade Curriculum”.

NOW, THEREFORE BE IT RESOLVED, that the CWC Board of Directors approve the recommended award of Four Thousand Dollars (\$4,000.00) to Young Women’s Leadership School.

NOW, THEREFORE BE IT FURTHER RESOLVED, approval of CWC Public Education Program 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.

Voice Vote, carried unanimously

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**Public Education Grant Application – Round 14 – Cooke Center Academy - Tab 29**

A motion to approve Resolution No. 1914 was made by Thomas Hynes and seconded by Paul Dibbell.

May 3, 2011

**RESOLUTION NO. 1914**

**PUBLIC EDUCATION GRANT - COOKE CENTER ACADEMY**

**WHEREAS**, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

**WHEREAS**, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

**WHEREAS**, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

**WHEREAS**, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

**WHEREAS**, PEAG recommended a grant award of Ten Thousand Dollars (\$10,000.00) to Cooke Center Academy for a project titled "Ecology at Frost Valley".

**NOW, THEREFORE BE IT RESOLVED**, that the CWC Board of Directors approve the recommended award of Ten Thousand Dollars (\$10,000.00) to Cooke Center Academy.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of CWC Public Education Program 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.

**Voice Vote, carried unanimously**

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Public Education Grant Application – Round 14 – Liberty High School - Tab 30

A motion to approve Resolution No. 1915 was made by Jeffrey Graf and seconded by Deborah DeWan.

May 3, 2011

RESOLUTION NO. 1915

PUBLIC EDUCATION GRANT - LIBERTY HIGH SCHOOL

WHEREAS, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

WHEREAS, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

WHEREAS, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

WHEREAS, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

WHEREAS, PEAG recommended a grant award of Four Thousand Three Hundred Eighty Dollars (\$4,380.00) to Liberty High School for a project titled “Rain Barrel Collaboration”.

NOW, THEREFORE BE IT RESOLVED, that the CWC Board of Directors approve the recommended award of Four Thousand Three Hundred Eighty Dollars (\$4,380.00) to Liberty High School.

NOW, THEREFORE BE IT FURTHER RESOLVED, approval of CWC Public Education Program 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.

Voice Vote, carried unanimously

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**Public Education Grant Application – Round 14 – Gilboa-Conesville Central School - Tab 31**

A motion to approve Resolution No. 1916 was made by Martin Donnelly and seconded by Leonard Utter.

May 3, 2011

**RESOLUTION NO. 1916**

**PUBLIC EDUCATION GRANT - GILBOA-CONESVILLE CENTRAL SCHOOL**

**WHEREAS**, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

**WHEREAS**, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

**WHEREAS**, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

**WHEREAS**, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

**WHEREAS**, PEAG recommended a grant award Nine Thousand Eight Hundred Sixty-Nine Dollars (\$9,869.00) to Gilboa-Conesville Central School for a project titled “Water Conservation & Sustainable Agriculture”.

**NOW, THEREFORE BE IT RESOLVED**, that the CWC Board of Directors approve the recommended award of Nine Thousand Eight Hundred Sixty-Nine Dollars (\$9,869.00) to Gilboa-Conesville Central School.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of CWC Public Education Program 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.

*Voice Vote, carried unanimously*

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Public Education Grant Application – Round 14 – PS 321 - Tab 32

A motion to approve Resolution No. 1917 was made by Jeffrey Graf and seconded by Deborah DeWan.
May 3, 2011

RESOLUTION NO. 1917

PUBLIC EDUCATION GRANT - PS321

WHEREAS, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

WHEREAS, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

WHEREAS, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

WHEREAS, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

WHEREAS, PEAG recommended a grant award One Thousand Three Hundred Dollars (\$1,300.00) to PS 321 for a project titled “Trout in the Classroom”.

NOW, THEREFORE BE IT RESOLVED, that the CWC Board of Directors approve the recommended award of One Thousand Three Hundred Dollars (\$1,300.00) to PS 321.

NOW, THEREFORE BE IT FURTHER RESOLVED, approval of CWC Public Education Program 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.

Voice Vote, carried unanimously

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**Public Education Grant Application – Round 14 – Central Park East II - Tab 33**

A motion to approve Resolution No. 1918 was made by Thomas Hynes and seconded by Paul Dibbell.

May 3, 2011

**RESOLUTION NO. 1918**

**PUBLIC EDUCATION GRANT - CENTRAL PARK EAST II**

**WHEREAS**, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

**WHEREAS**, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

**WHEREAS**, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

**WHEREAS**, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

**WHEREAS**, PEAG recommended a grant award Five Thousand Dollars (\$5,000.00) to Central Park East II for a project titled “Ashokan Center”.

**NOW, THEREFORE BE IT RESOLVED**, that the CWC Board of Directors approve the recommended award of Five Thousand Dollars (\$5,000.00) to Central Park East II.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of CWC Public Education Program 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.

**Voice Vote, carried unanimously**

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Public Education Grant Application – Round 14 – Trout Unlimited - Tab 34

A motion to approve Resolution No. 1919 was made by Richard Parete and seconded by Tina Molé.

May 3, 2011

RESOLUTION NO. 1919

PUBLIC EDUCATION GRANT - TROUT UNLIMITED

WHEREAS, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

WHEREAS, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

WHEREAS, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

WHEREAS, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

WHEREAS, PEAG recommended a grant award Ten Thousand Dollars (\$10,000.00) to Trout Unlimited for a project titled "TIC-nology".

NOW, THEREFORE BE IT RESOLVED, that the CWC Board of Directors approve the recommended award of Ten Thousand Dollars (\$10,000.00) to Trout Unlimited.

NOW, THEREFORE BE IT FURTHER RESOLVED, approval of CWC Public Education Program 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.

Voice Vote, carried unanimously

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**Public Education Grant Application – Round 14 – Neighborhood School PTA - Tab 35**

A motion to approve Resolution No. 1920 was made by Deborah DeWan and seconded by Thomas Snow.

May 3, 2011

**RESOLUTION NO. 1920**

**PUBLIC EDUCATION GRANT - NEIGHBORHOOD SCHOOL PTA**

**WHEREAS**, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

**WHEREAS**, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

**WHEREAS**, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

**WHEREAS**, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

**WHEREAS**, PEAG recommended a grant award Ten Thousand Dollars (\$10,000.00) to Neighborhood School PTA for a project titled “Tour the Watershed”.

**NOW, THEREFORE BE IT RESOLVED**, that the CWC Board of Directors approve the recommended award of Ten Thousand Dollars (\$10,000.00) to Neighborhood School PTA.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of CWC Public Education Program 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.

**Voice Vote, carried unanimously**

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Public Education Grant Application – Round 14 – Bronx Children’s Museum - Tab 36

A motion to approve Resolution No. 1921 was made by Martin Donnelly and seconded by Jeffrey Graf.

May 3, 2011

RESOLUTION NO. 1921

PUBLIC EDUCATION GRANT - BRONX CHILDREN’S MUSEUM

WHEREAS, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

WHEREAS, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

WHEREAS, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

WHEREAS, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

WHEREAS, PEAG recommended a grant award One Thousand Two Hundred Ninety-Eight Dollars (\$1,298.00) to Bronx Children’s Museum for a project titled “Little Friends of Our Rivers”.

NOW, THEREFORE BE IT RESOLVED, that the CWC Board of Directors approve the recommended award of One Thousand Two Hundred Ninety-Eight Dollars (\$1,298.00) to Bronx Children’s Museum.

NOW, THEREFORE BE IT FURTHER RESOLVED, approval of CWC Public Education Program 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.

Voice Vote, carried unanimously

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**Public Education Grant Application – Round 14 – Rocking the Boat - Tab 37**

A motion to approve Resolution No. 1922 was made by Richard Parete and seconded by Martin Donnelly.

May 3, 2011

**RESOLUTION NO. 1922**

**PUBLIC EDUCATION GRANT - ROCKING THE BOAT**

**WHEREAS**, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

**WHEREAS**, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

**WHEREAS**, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

**WHEREAS**, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

**WHEREAS**, PEAG recommended a grant award Five Thousand Dollars (\$5,000.00) to Rocking the Boat for a project titled “Watershed Exploration”.

**NOW, THEREFORE BE IT RESOLVED**, that the CWC Board of Directors approve the recommended award of Five Thousand Dollars (\$5,000.00) to Rocking the Boat.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of CWC Public Education Program 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.

**Voice Vote, carried unanimously**

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Public Education Grant Application – Round 14 – Horticultural Society of NY - Tab 38

A motion to approve Resolution No. 1923 was made by Deborah DeWan and seconded by Richard Parete.

May 3, 2011

RESOLUTION NO. 1923

PUBLIC EDUCATION GRANT - HORTICULTURAL SOCIETY OF NY

WHEREAS, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

WHEREAS, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

WHEREAS, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

WHEREAS, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

WHEREAS, PEAG recommended a grant award Ten Thousand Dollars (\$10,000.00) to Horticultural Society of NY for a project titled "East Harlem H2O Outreach".

NOW, THEREFORE BE IT RESOLVED, that the CWC Board of Directors approve the recommended award of Ten Thousand Dollars (\$10,000.00) to Horticultural Society of NY.

NOW, THEREFORE BE IT FURTHER RESOLVED, approval of CWC Public Education Program 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.

Voice Vote, carried unanimously

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**Public Education Grant Application – Round 14 – Friends of PS 166 - Tab 39**

A motion to approve Resolution No. 1924 was made by Jeffrey Graf and seconded by Richard Parete.

May 3, 2011

**RESOLUTION NO. 1924**

**PUBLIC EDUCATION GRANT - FRIENDS OF PS 166**

**WHEREAS**, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

**WHEREAS**, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

**WHEREAS**, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

**WHEREAS**, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

**WHEREAS**, PEAG recommended a grant award Two Thousand Three Hundred Ninety-Five Dollars (\$2,395.00) to Friends of PS 166 for a project titled "Ashokan Center".

**NOW, THEREFORE BE IT RESOLVED**, that the CWC Board of Directors approve the recommended award of Two Thousand Three Hundred Ninety-Five Dollars (\$2,395.00) to Friends of PS 166.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of CWC Public Education Program 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.

**Voice Vote, carried unanimously**

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Public Education Grant Application – Round 14 – Earth School - Tab 40

A motion to approve Resolution No. 1925 was made by Michael Flaherty and seconded by Deborah DeWan.

May 3, 2011

RESOLUTION NO. 1925

PUBLIC EDUCATION GRANT - EARTH SCHOOL

WHEREAS, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

WHEREAS, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

WHEREAS, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

WHEREAS, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

WHEREAS, PEAG recommended a grant award Ten Thousand Dollars (\$10,000.00) to Earth School for a project titled “Watershed Exploration & Resource Awareness”.

NOW, THEREFORE BE IT RESOLVED, that the CWC Board of Directors approve the recommended award of Ten Thousand Dollars (\$10,000.00) to Earth School.

NOW, THEREFORE BE IT FURTHER RESOLVED, approval of CWC Public Education Program 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.

Voice Vote, carried unanimously

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**Public Education Grant Application – Round 14 – NY Harbor School - Tab 41**

A motion to approve Resolution No. 1926 was made by Tina Molé and seconded by Michael Flaherty.

May 3, 2011

**RESOLUTION NO. 1926**

**PUBLIC EDUCATION GRANT - NY HARBOR SCHOOL**

**WHEREAS**, it is one of the aims of the Catskill Watershed Corporation to promote knowledge and understanding of the history and ecology of the New York City Watershed among West-of-Hudson residents and New York City water consumers; and

**WHEREAS**, pursuant to the New York City Watershed Memorandum of Agreement, the CWC is the administrator of the Public Information and Education Program, to provide grants to schools and non-profit organizations in the West-of-Hudson Watershed and in NYC; and

**WHEREAS**, pursuant to the CWC Public Education Program rules as adopted by the CWC Board of Directors, the Public Education Advisory Group (PEAG) must evaluate grant requests and issue funding recommendations to the CWC Board of Directors; and

**WHEREAS**, such recommendations for the 14th round of funding have been received from PEAG and reviewed by the CWC Education Committee; and

**WHEREAS**, PEAG recommended a grant award One Thousand Seven Hundred Fifty Dollars (\$1,750.00) to NY Harbor School for a project titled “Watershed Action Video Experience”.

**NOW, THEREFORE BE IT RESOLVED**, that the CWC Board of Directors approve the recommended award of One Thousand Seven Hundred Fifty Dollars (\$1,750.00) to NY Harbor School.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of CWC Public Education Program 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.

James Eisel inquired as to the total amount of the Education Grants for Round 14. Diane Galusha distributed a chart listing each grant to be awarded, with a total amount of \$129,588.00.

**Voice Vote, carried unanimously**

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A motion to enter into Executive Session with Alan L. Rosa, Timothy Cox, Barbara Puglisi, Phil Sireci, and Michael Triolo to discuss CFF delinquent loans and new loan applicant financials was made by Michael Flaherty and seconded by Mike Brandow.

Voice Vote, carried unanimously

A motion to resume the regular meeting was made by Martin Donnelly and seconded by Jeffrey Graf.

Voice Vote, carried unanimously

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**CFF REDI Loan – Shuster d/b/a Catskill Mountain Country Store – Tab 42**

A motion to approve Resolution No. 1927 was made by Leonard Utter and seconded by Paul Dibbell.

May 3, 2011

**RESOLUTION NO. 1927**  
**APPROVAL OF DREW AND NATASHA SHUSTER D/B/A THE CATSKILL**  
**MOUNTAIN COUNTRY STORE**  
**BUSINESS LOAN**

**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**, Drew and Natasha Shuster d/b/a The Catskill Mountain Country Store, have applied for a Forty-Five Thousand Dollar (\$45,000.00) loan for a term of fifteen (15) years, at a rate of four percent (4.00%), adjustable every five years to the CWC rate in effect at that time; to be amortized in equal monthly payments, such that the outstanding principal is fully paid on the last payment date, to be used for eligible refinancing of their existing CWC loan, purchase of a refrigerator, purchase of computer equipment, and replacement of a barn used as a “looking zoo” for customers, at their business located at 5510 State Route 23 in the Town of Windham; and

**WHEREAS**, pursuant to the CFF Program Rules, the CWC Staff has reviewed a completed CWC Loan Application for Drew and Natasha Shuster d/b/a The Catskill Mountain Country Store; and

**WHEREAS**, pursuant to the CFF Program Rules, the CWC Loan Committee has reviewed an underwriting report for Drew and Natasha Shuster d/b/a The Catskill Mountain Country Store; and

**WHEREAS**, the CWC Loan Committee has recommended approval of the CWC Loan Application from Drew and Natasha Shuster d/b/a The Catskill Mountain Country Store; and

**WHEREAS**, the CWC Staff has reviewed and processed this application and submitted a loan application report to the CWC Board of Directors, attached hereto; and

**WHEREAS**, the Executive Director, pursuant to the CFF Program Rules, has evaluated and determined that this loan 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 Contract, a condition of CFF Loans (and Grants) is that the recipient shall comply with all applicable provisions of the New York City Watershed Regulations, as well as other applicable laws, rules and regulations; and

**WHEREAS**, prior to closing on this loan, all applicable approvals will have been received by the applicant; 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 of Directors determines that the Drew and Natasha Shuster d/b/a The Catskill Mountain Country Store application meets the CWC CFF qualified economic-development criteria and approves of the Loan Application in the amount of Forty-Five Thousand Dollars (\$45,000.00) for a term of fifteen (15) years, at a rate of four percent (4.00%), adjustable every five years to the CWC rate in effect at that time; to be amortized in equal monthly payments, such that the outstanding principal is fully paid on the last payment date; and

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, the CWC Staff is authorized and directed to issue a commitment letter informing the borrower of its intention to issue the loan subject to compliance with all applicable provisions of the New York City Watershed Regulations, as well as other applicable laws, rules and regulations; completion of the necessary documents; the right of objection; and CWC staff is directed to develop the Loan Agreement, Promissory Notes and other documentation necessary to effectuate this loan.

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

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, approval of a Loan (or Grant) Application by the CWC Board of Directors, constitutes a preliminary decision under the MOA. 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 (WPPC).

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

#### **Purpose: to review the CWC Loan Application of Drew and Natasha Shuster d/b/a The Catskill Mountain Country Store**

The Executive Director of the CWC makes the following evaluation concerning a REDI- Fund Loan to Drew and Natasha Shuster d/b/a The Catskill Mountain Country Store, whose offices are

located in the Hamlet of Windham, N.Y. Evaluation is based on the Evaluation Criteria established in the Catskill Fund for the Future Program Rules, adopted on August 22, 2001 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 business located at 5510 State Route 23, Windham, N.Y., and known as The Catskill Mountain Country Store and currently owned by Drew Shuster and Natasha Shuster, 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 business located at 5510 State Route 23, Windham, N.Y., and known as The Catskill Mountain Country Store and currently owned by Drew Shuster and Natasha Shuster, is not subject to any enforcement actions by any regulatory agency.
3. (a) To the best of CWC's knowledge, the business located at 5510 State Route 23 in the Hamlet of Windham, N.Y., is consistent with historic land-use patterns, available infrastructure and sensitivity to the need for water-quality protection.
  - (i) Drew and Natasha Shuster d/b/a The Catskill Mountain Country Store will refinance their present CWC loan, purchase a refrigerator and computer equipment, and replace an existing barn used as a "looking zoo" for customers at their business located at 5510 State Route 23, Windham, N.Y.
  - (ii) The project is located in the Hamlet of Windham.
  - (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 pre-treated prior to release.
  - (vi) Based on NYC DEP, the project is not in the sixty (60)-day travel time.
  - (vii) There is no impact on Federal or State Wetlands.(b) The project maintains the character of the Hamlet of Windham.
  - (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**

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CFF REDI Loan – Yogi Bear Campgrounds – Tab 43

A motion to approve Resolution No. 1928 was made by Tina Molé and seconded by Martin Donnelly.

May 3, 2011

RESOLUTION NO. 1928
APPROVAL OF BIRCHWOOD LODGE INC.
D/B/A YOGI BEAR CAMPGROUNDS

BUSINESS LOAN

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, Birchwood Lodge Inc., d/b/a Yogi Bear Campgrounds, have applied for a Fifty Thousand Dollar (\$50,000.00) loan for a term of seven (7) years, at a rate of four percent (4.00%), to be amortized in equal monthly payments, such that the outstanding principal is fully paid on the last payment date, to be used for re-roofing the Ranger Station/Office, re-leveling the Recreational Building, and road paving in the Park area at the campsite located at 85 Martinfeld Rd., Greenfield Park, in the Town of Fallsburg; and

WHEREAS, pursuant to the CFF Program Rules, the CWC Staff has reviewed a completed CWC Loan Application for Birchwood Lodge Inc., d/b/a Yogi Bear Campgrounds; and

WHEREAS, pursuant to the CFF Program Rules, the CWC Loan Committee has reviewed an underwriting report for Birchwood Lodge Inc., d/b/a Yogi Bear Campgrounds; and

WHEREAS, the CWC Loan Committee has recommended approval of the CWC Loan Application from Birchwood Lodge Inc., d/b/a Yogi Bear Campgrounds; and

WHEREAS, the CWC Staff has reviewed and processed this application and submitted a loan application report to the CWC Board of Directors, attached hereto; and

WHEREAS, the Executive Director, pursuant to the CFF Program Rules, has evaluated and determined that this loan 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 Contract, a condition of CFF Loans (and Grants) is that the recipient shall comply with all applicable provisions of the New York City Watershed Regulations, as well as other applicable laws, rules and regulations; and

WHEREAS, prior to closing on this loan, all applicable approvals will have been received by the applicant; 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 of Directors determines that the Birchwood Lodge Inc., d/b/a Yogi Bear Campgrounds, application meets the CWC CFF qualified economic-development criteria and approves of the Loan Application in the amount of Fifty Thousand Dollars (\$50,000.00), for a term of seven (7) years, at a rate of four percent (4.00%), adjustable every five years to the CWC rate in effect at that time, to be amortized in equal monthly payments, such that the outstanding principal is fully paid on the last payment date; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, the CWC Staff is authorized and directed to issue a commitment letter informing the borrower of its intention to issue the loan subject to compliance with all applicable provisions of the New York City Watershed

Regulations, as well as other applicable laws, rules and regulations, completion of the necessary documents, the right of objection, and CWC staff is directed to develop the Loan Agreement, Promissory Notes and other documentation necessary to effectuate this loan.

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

NOW, THEREFORE, BE IT FURTHER RESOLVED, approval of a Loan (or Grant) Application by the CWC Board of Directors, constitutes a preliminary decision under the MOA. 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 (WPPC).

QEDP Evaluation and CWC Staff Recommendation

Purpose: to review the CWC Loan Application of Birchwood Lodge Inc., d/b/a Yogi Bear Campgrounds

The Executive Director of the CWC makes the following evaluation concerning a REDI- Fund Loan to Birchwood Lodge Inc., d/b/a Yogi Bear Campgrounds, whose offices are located in the Hamlet of Greenfield Park, N.Y. Evaluation is based on the Evaluation Criteria established in the Catskill Fund for the Future Program Rules, adopted on August 22, 2001 by the CWC Board of Directors.

4. Based on due inquiry to the NYS DEC, the NYC DEP and to the best of CWC's knowledge, the business located at 85 Martinfeld Rd., Greenfield Park, N.Y., and known as Birchwood Lodge Inc., d/b/a Yogi Bear Campgrounds and currently owned by Michael Zalkin, is presently in compliance with all applicable environmental statutes and regulations.
5. Based on due inquiry to the NYS DEC, the NYC DEP and to the best of CWC's knowledge, the business located at , 85 Martinfeld Rd., Greenfield Park N.Y., and known as Birchwood Lodge Inc., d/b/a Yogi Bear Campgrounds and currently owned by Michael Zalkin, is not subject to any enforcement actions by any regulatory agency.
6. (a) To the best of CWC's knowledge, the business located at 85 Martinfeld Rd. in the Hamlet of Greenfield Park, N.Y., is consistent with historic land-use patterns, available infrastructure and sensitivity to the need for water-quality protection.
 - (vii) Birchwood Lodge inc., d/b/a Yogi Bear Campgrounds will re-roof the Ranger Station/Office, re-level the Recreational Building and Pave the road in the Park area at the campsite located at 85 Martinfeld Rd., Greenfield Park, NY.
 - (viii) The project is located in the Hamlet of Greenfield Park.
 - (ix) The project will utilize its own sewage system.
 - (x) The project appears to present no threat to water quality.
 - (xi) The project appears to generate no materials with the potential to degrade water quality that are not pre-treated prior to release.
 - (xii) Based on NYC DEP, the project is not in the sixty (60)-day travel time.
 - (vii) There is no impact on Federal or State Wetlands.
- (b) The project maintains the character of the Hamlet of Greenfield Park.
 - (v) The project is consistent with current zoning.
 - (vi) The project is compatible with surrounding land uses.
 - (vii) The project will not generate excessive traffic.

- (viii) 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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**VIII. Announcements from the Chair: None**

**IX. Board Member Discussion:**

*Deborah DeWan announced that Ashokan Center is hosting its 3<sup>rd</sup> Annual Civil War Days, honoring the 150<sup>th</sup> Commemoration of the start of the Civil War Saturday, May 21 and Sunday, May 22. Sunday's celebration will include a special Armed Forces Appreciation Day, honoring the service of our active military and veterans. She noted that May is Armed Services Month.*

*Georgianna noted that Ashokan's Maple Fest was a wonderful event last year.*

*Deb also noted that the Ashokan Foundation is clearing the land needed to move the original buildings to their new location. There will be an invitation to all when that official groundbreaking is announced.*

*Georgianna asked Mike Triolo when the boating on the Cannonsville will be opening. Mike stated that May 28<sup>th</sup>, Memorial Day Weekend, is the opening day, and June 5<sup>th</sup> will be the 1<sup>st</sup> Annual Tri-athlon. He also noted that on May 17, EnviroEnergy LLC will be hosting a grass bio-energy open house from 11-3 at their facility in Unadilla. They will be demonstrating new stoves and upgrades to their facility.*

A motion to adjourn was made by Berndt Leifeld and seconded by Michael Flaherty.

**Voice Vote, carried unanimously**

**X. Adjournment: @ 2:08 p.m.**