

CATSKILL WATERSHED CORPORATION

Board of Directors Meeting

MINUTES

August 7, 2012 @ 1:00 p.m.

I. Call to Order

II. Pledge of Allegiance: Led by James Eisel.

III. Roll Call of Directors

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

Members Excused: None

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

Others Present: Michael Meyer (*NYC DEP*), Tom Stalter (*NYC DEP*)

IV. Review and Approval of July 3, 2012 Board Meeting Minutes

A motion to approve the minutes from the July 3, 2012 board meeting was made by Thomas Hynes and seconded by Berndt Leifeld.

Voice Vote, carried unanimously

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**V. Presentation of Communication**

**Finance Report**

A motion to approve the financial reports as of June 30, 2012 was made by James Eisel and seconded by Deborah DeWan.

**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.

Alan shared that he, Georgianna Lepke, Martin Donnelly, and Wayne Marshfield had gone to visit with former CWC President, Perry Shelton on July 31, and that he was doing well. Alan said that Perry is not happy about being at the rehabilitation/nursing home facility, but his mind is sharp. Perry celebrated his 94th birthday August 4th. Georgie shared that Perry had reserved a table for them for lunch at the facility, and they enjoyed their time with him. She noted that their visit was one that they will be glad for doing down the road. She suggested that they plan for another visit to allow other Board members the opportunity to visit with Perry. Alan also said that Diane Galusha had prepared a booklet for Perry showing what happened here during Tropical Storm Irene, at his inquiry.

Presentation of News Articles

Committee Schedule

Committee Meeting Minutes

VI. Public Discussion

VII. Presentation of Resolutions

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**Septic Reimbursement Over \$20,000 – Henry Bonne - Tab 7**

A motion to approve Resolution No. 2137 was made by Robert Pelham and seconded by Michael Triolo.

August 7, 2012

**RESOLUTION NO. 2137**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:  
HENRY BONNE**

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

**WHEREAS**, pursuant to section 2:01:09 of the CWC Septic Rehabilitation and Replacement Program Rules Article 2A, if the total amount requested for reimbursement is more than Twenty Thousand Dollars (\$20,000) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

**WHEREAS**, CWC staff has reviewed a construction quote submitted by a contractor for the septic system repair in the amount of Twenty-Two Thousand Two Hundred Five Dollars (\$22,205.00); and

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

**WHEREAS**, the CWC staff have determined the contractor’s quote of Twenty-Two Thousand Two Hundred Five Dollars (\$22,205.00) to be a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving the contractor's quote of Twenty-Two Thousand Two Hundred Five Dollars (\$22,205.00) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Two Thousand Two Hundred Five Dollars (\$22,205.00).

**Henry Bonne Backup**

Mr. Bonne'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 \$22,205.00. This system is for a three bedroom house. The major components for this system include a 1,000 gallon septic tank, one siphon chamber, 105 lineal feet of 4" gravity piping, one distribution box, 285 cubic yards of absorption fill, 208 lineal feet of absorption trench, and 85 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 \$22,205.00.

*Voice Vote, carried unanimously*

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Septic Reimbursement Over \$20,000 – Patrick Cherry - Tab 8

A motion to approve Resolution No. 2138 was made by Robert Pelham and seconded by Michael Triolo.

August 7, 2012

RESOLUTION NO. 2138

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:
PATRICK CHERRY**

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

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

WHEREAS, CWC staff has reviewed three construction quotes, including the lowest quote for the septic system repair in the amount of Thirty-Three Thousand Nine Hundred Eighty Dollars (\$33,980.00); and

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

WHEREAS, the CWC staff have determined the contractor's quote of Thirty-Three Thousand Nine Hundred Eighty Dollars (\$33,980.00) 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 Thirty-Three Thousand Nine Hundred Eighty Dollars (\$33,980.00) as it is in substantial agreement with our schedule of values.

NOW, THEREFORE LET IT BE RESOLVED, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Thirty-Three Thousand Nine Hundred Eighty Dollars (\$33,980.00).

Patrick Cherry Backup

Mr. Cherry's property is located in the Town of Conesville, Schoharie County. Homeowner and CWC staff received three quotes from unrelated contractors for \$40,800.00, \$35,842.00, and \$33,980.00. This system is for a three bedroom house. The major components for this system include a 1,000 gallon septic tank, pump station, 15 lineal feet of 4" gravity piping, 235 lineal feet of 2" forcemain, distribution box, 425 cubic yards of fill material, effluent filter, 275 lineal feet of absorption trench, 170 lineal feet of curtain drain, 25 lineal feet of 6" sleeve under the driveway, tree removal, a temporary access road, stream crossing, and restoration of the property. The lowest 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 \$33,980.00.

Voice Vote, carried unanimously

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**Septic Reimbursement Over \$20,000 – David Hendricks - Tab 9**

A motion to approve Resolution No. 2139 was made by Robert Pelham and seconded by Michael Triolo.

August 7, 2012

**RESOLUTION NO. 2139**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:  
DAVID HENDRICKS**

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

**WHEREAS**, pursuant to section 2:01:09 of the CWC Septic Rehabilitation and Replacement Program Rules Article 2A, if the total amount requested for reimbursement is more than Twenty Thousand Dollars (\$20,000) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

**WHEREAS**, CWC staff has reviewed a construction quote submitted by a contractor for the septic system repair in the amount of Twenty-Two Thousand Eighty Dollars (\$22,080.00); and

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

**WHEREAS**, the CWC staff have determined the contractor's quote of Twenty-Two Thousand Eighty Dollars (\$22,080.00) to be a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving the contractor's quote of Twenty-Two Thousand Eighty Dollars (\$22,080.00) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Two Thousand Eighty Dollars (\$22,080.00).

**David Hendricks Backup**

Mr. Hendricks' property is located in the Town of Bovina, Delaware County. Homeowner and CWC staff received a quote from a contractor in the amount of \$22,080.00. This system is for a four bedroom house. The major components for this system include a 1,250 gallon septic tank, siphon chamber, 150 lineal feet of 4" gravity piping, one distribution box, 230 cubic yards of absorption fill material, effluent filter, 325 lineal feet of absorption trench, 170 lineal feet of swale, 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 \$22,080.00.

*Voice Vote, carried unanimously*

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Septic Reimbursement Over \$20,000 – Mark Northrup - Tab 10

A motion to approve Resolution No. 2140 was made by Robert Pelham and seconded by Michael Triolo.

August 7, 2012

RESOLUTION NO. 2140

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

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

WHEREAS, pursuant to section 2:01:09 of the CWC Septic Rehabilitation and Replacement Program Rules Article 2A, if the total amount requested for reimbursement is more than Twenty Thousand Dollars (\$20,000) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

WHEREAS, CWC staff has reviewed a construction quote submitted by a contractor for the septic system repair in the amount of Twenty-Four Thousand Eighty-Six Dollars (\$24,086.00); and

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

WHEREAS, the CWC staff have determined the contractor's quote of Twenty-Four Thousand Eighty-Six Dollars (\$24,086.00) to be a reasonable cost for this system in accordance with our schedule of values; and

WHEREAS, the Septic Committee has reviewed the documentation and recommend approving the contractor's quote of Twenty-Four Thousand Eighty-Six Dollars (\$24,086.00) as it is in substantial agreement with our schedule of values.

NOW, THEREFORE LET IT BE RESOLVED, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Four Thousand Eighty-Six Dollars (\$24,086.00).

Mark Northrup Backup

Mr. Northrup's property is located in the Town of Stamford, Delaware County. Homeowner and CWC staff received a quote from a contractor in the amount of \$24,086.00. This system is for a three bedroom house. The major components for this system include a 1,000 gallon septic tank, siphon chamber, 126 lineal feet of 4" gravity piping, one distribution box, 240 lineal feet of absorption trench, 183 lineal feet of curtain drain, 33 lineal feet of swale, 2 cleanouts, 6" steel sleeve, and site restoration. The quote is within 10% of CWC Schedule of Values. The Septic Committee recommends that the Board of Directors approve reimbursement in an amount not to exceed \$24,086.00.

Voice Vote, carried unanimously

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**Septic Reimbursement Over \$20,000 – Robert Palmatier - Tab 11**

A motion to approve Resolution No. 2141 was made by Robert Pelham and seconded by Michael Triolo.

August 7, 2012

**RESOLUTION NO. 2141**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:  
ROBERT PALMATIER**

**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).

**Robert Palmatier Backup**

Mr. Palmatier's property is located in the Town of Gilboa, Schoharie County. Homeowner and CWC staff received a quote from a contractor in the amount of \$21,500.00. This system is for a three bedroom house. The major components for this system include a 1,000 gallon septic tank, 95 lineal feet of 4" gravity piping, 45 lineal feet of forcemain, 3 peat modules, temporary access road, and 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 – Melissa Rennison - Tab 12

A motion to approve Resolution No. 2142 was made by Robert Pelham and seconded by Michael Triolo.

August 7, 2012

RESOLUTION NO. 2142

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:
MELISSA RENNISON**

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

WHEREAS, pursuant to section 2:01:09 of the CWC Septic Rehabilitation and Replacement Program Rules Article 2A, if the total amount requested for reimbursement is more than Twenty Thousand Dollars (\$20,000) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

WHEREAS, CWC staff has reviewed a construction quote submitted by a contractor for the septic system repair in the amount of Twenty-Two Thousand Nine Hundred Seventeen Dollars (\$22,917.00); and

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

WHEREAS, the CWC staff have determined the contractor's quote of Twenty-Two Thousand Nine Hundred Seventeen Dollars (\$22,917.00) to be a reasonable cost for this system in accordance with our schedule of values; and

WHEREAS, the Septic Committee has reviewed the documentation and recommend approving the contractor's quote of Twenty-Two Thousand Nine Hundred Seventeen Dollars (\$22,917.00) as it is in substantial agreement with our schedule of values.

NOW, THEREFORE LET IT BE RESOLVED, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Two Thousand Nine Hundred Seventeen Dollars (\$22,917.00).

Melissa Rennison Backup

Ms. Rennison's property is located in the Town of Neversink, Sullivan County. Homeowner and CWC staff received a quote from a contractor in the amount of \$22,917.00. This system is for a four bedroom house. The major components for this system include 60 lineal feet of 4" gravity piping, one distribution box, 400 cubic yards of absorption fill material, 330 lineal feet of absorption trench, 140 lineal feet of curtain drain, 50 lineal feet of swale, and extensive site restoration. The quote is within 10% of CWC Schedule of Values. The Septic Committee recommends that the Board of Directors approve reimbursement in an amount not to exceed \$22,917.00.

Voice Vote, carried unanimously

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**Septic Reimbursement Over \$20,000 – Miki Rosen - Tab 13**

A motion to approve Resolution No. 2143 was made by Robert Pelham and seconded by Michael Triolo.

August 7, 2012

**RESOLUTION NO. 2143**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE  
OVER \$20,000 – ADDITIONAL COSTS:  
MIKI ROSEN**

**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 previously approved Septic Program reimbursement for Miki Rosen in the amount of Three Thousand Three Hundred Seventy-Nine Dollars (\$3,379.00); 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 Eighteen Thousand Five Hundred Dollars (\$18,500.00); and

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

**WHEREAS**, the CWC staff have determined the contractor's total invoices of Twenty-One Thousand Eight Hundred Seventy-Nine Dollars and Eighty-Five Cents (\$21,879.00) 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 total invoice of Twenty-One Thousand Eight Hundred Seventy-Nine Dollars and Eighty-Five Cents (\$21,879.00) 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 Eight Hundred Seventy-Nine Dollars and Eighty-Five Cents (\$21,879.00).

**Miki Rosen Backup**

Ms. Rosen's property is located in the Town of Hamden, Delaware County. Homeowner and CWC staff received a quote from a contractor in the amount of \$18,500.00. This system is for a four bedroom house. The major components for this system include a siphon chamber, 68 lineal feet of 4" gravity piping, one distribution box, 200 cubic yards of absorption fill, 10 cubic yards of filter sand, 24 Eljen in-drain mats, and extensive site restoration. CWC previously reimbursed payment in the amount of \$3,379.00 for installation of a 1,250 gallon septic tank. The total quote for the system plus the cost of the septic tank previously installed is \$21,879.00, and is within 10% of CWC Schedule of Values. The Septic Committee recommends that the Board of Directors approve total reimbursement in an amount not to exceed \$21,879.00.

*Voice Vote, carried unanimously*

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Septic Reimbursement Over \$20,000 – Richard Short - Tab 14

A motion to approve Resolution No. 2144 was made by Robert Pelham and seconded by Michael Triolo.

August 7, 2012

RESOLUTION NO. 2144

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:
RICHARD SHORT**

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

WHEREAS, pursuant to section 2:01:09 of the CWC Septic Rehabilitation and Replacement Program Rules Article 2A, if the total amount requested for reimbursement is more than Twenty Thousand Dollars (\$20,000) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

WHEREAS, CWC staff has reviewed a construction quote submitted by a contractor for the septic system repair in the amount of Twenty-Six Thousand One Hundred Ninety-One Dollars (\$26,191.00); and

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

WHEREAS, the CWC staff have determined the contractor's quote of Twenty-Six Thousand One Hundred Ninety-One Dollars (\$26,191.00) to be a reasonable cost for this system in accordance with our schedule of values; and

WHEREAS, the Septic Committee has reviewed the documentation and recommend approving the contractor's quote of Twenty-Six Thousand One Hundred Ninety-One Dollars (\$26,191.00) as it is in substantial agreement with our schedule of values.

NOW, THEREFORE LET IT BE RESOLVED, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Six Thousand One Hundred Ninety-One Dollars (\$26,191.00).

Richard Short Backup

Mr. Short'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 \$26,191.00. This system is for a two bedroom house. The major components for this system include a 1,000 gallon septic tank, one dosing chamber, 180 lineal feet of 4" gravity piping, one distribution box, 320 cubic yards of absorption fill, one effluent filter, 150 lineal feet of absorption trench, 175 lineal feet of curtain drain, road bore, and restoration. The quote is within 10% of CWC Schedule of Values. The Septic Committee recommends that the Board of Directors approve reimbursement in an amount not to exceed \$26,191.00.

Voice Vote, carried unanimously

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**Septic Reimbursement Over \$20,000 – Additional Costs – Arnold Ackerley - Tab 15**

A motion to approve Resolution No. 2145 was made by Berndt Leifeld and seconded by Wayne Marshfield.

August 7, 2012

**RESOLUTION NO. 2145**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE  
OVER \$20,000 – ADDITIONAL COSTS:  
ARNOLD ACKERLY**

**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 previously approved Septic Program reimbursement for Arnold Ackerly in the amount of Nineteen Thousand One Hundred Fifty-Seven Dollars (\$19,157.00); 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 Three Thousand Seven Hundred Twenty-Two Dollars (\$3,722.00); and

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

**WHEREAS**, the CWC staff have determined the contractor’s total invoices of Twenty-Two Thousand Eight Hundred Seventy-Nine Dollars (\$22,879.00) 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 total invoice of Twenty-Two Thousand Eight Hundred Seventy-Nine Dollars (\$22,879.00) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Two Thousand Eight Hundred Seventy-Nine Dollars (\$22,879.00).

**Arnold Ackerly Backup**

Mr. Ackerly’s property is located in the Town of Neversink, Sullivan County. CWC staff previously approved reimbursement for this project at \$19,157.00. During construction the project engineer requested that a curtain drain be constructed onsite. The curtain drain protects the new septic system from receiving an undue amount of surface water. The site also required soil stabilization so materials and equipment could access the site. Stabilization fabric and approximately 72 cubic yards of gravel was utilized. CWC staff received a quote from the contractor for the additional work in the amount of \$3,722.00. This quote is reasonable and just according to CWC Schedule of Values. The Septic Committee recommends that the Board approves an additional reimbursement of \$3,722.00, for total reimbursement not to exceed \$22,879.00.

***Voice Vote, carried unanimously***

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Septic Reimbursement Over \$20,000 – Additional Costs – Steven Conklin - Tab 16

A motion to approve Resolution No. 2146 was made by Berndt Leifeld and seconded by Wayne Marshfield.

August 7, 2012

RESOLUTION NO. 2146

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE
OVER \$20,000 – ADDITIONAL COSTS:
STEVEN CONKLIN**

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 previously approved Septic Program reimbursement for Steven Conklin in the amount of Eighteen Thousand Six Hundred Twenty-Nine Dollars (\$18,629.00); and

WHEREAS, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the contractor for the septic system repair in the amount of Two Thousand Six Hundred Sixty-Eight Dollars (\$2,668.00); and

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

WHEREAS, the CWC staff have determined the contractor’s total invoices of Twenty-One Thousand Two Hundred Ninety-Seven Dollars (\$21,297.00) 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 total invoice of Twenty-One Thousand Two Hundred Ninety-Seven Dollars (\$21,297.00) 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 Two Hundred Ninety-Seven Dollars (\$21,297.00).

Steven Conklin Backup

Mr. Conklin’s property is located in the Town of Neversink, Sullivan County. CWC staff previously approved reimbursement for this project at \$18,629.00. The design engineer requested that a curtain drain be installed to insure the proper operation of the new septic system. CWC staff received a quote from the contractor for the additional work in the amount of \$2,668.00. This quote is reasonable and just according to CWC Schedule of Values. The Septic Committee recommends that the Board approves an additional reimbursement of \$2,668.00, for total reimbursement not to exceed \$21,297.00.

Voice Vote, carried unanimously

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**Septic Reimbursement Over \$20,000 – Additional Costs – Michael Fiore - Tab 17**

A motion to approve Resolution No. 2147 was made by Berndt Leifeld and seconded by Wayne Marshfield.

August 7, 2012

**RESOLUTION NO. 2147**

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

**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 2052, the CWC Board approved reimbursement to Michael Fiore in an amount not to exceed Twenty-Two Thousand Forty Dollars (\$22,040.00); and

**WHEREAS**, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the contractor for connection to additional lines and concrete work in the amount of Nine Hundred Eighty Dollars (\$980.00); and

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

**WHEREAS**, CWC staff have determined the total reasonable cost of the additional work according to CWC Schedule of Values to be Nine Hundred Eighty Dollars (\$980.00); and

**WHEREAS**, CWC staff have determined that Twenty-Three Thousand Twenty Dollars (\$23,020.00) is 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 total reimbursement of Twenty-Three Thousand Twenty Dollars (\$23,020.00) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Three Thousand Twenty Dollars (\$23,020.00).

**Michael Fiore Backup**

Mr. Fiore’s property is located in the Town of Windham, Greene County. CWC Board of Directors previously approved reimbursement for this project at \$22,040.00. During construction it was discovered that additional lines left the dwelling. The engineer directed the contractor to connect the additional lines and abandon the

other lines. The contractor had to chip out the concrete foundation to connect the lines at a depth of approximately six feet. The engineer corroborated the additional work in writing. A reasonable and just cost for the additional work according to CWC Schedule of Values is \$980.00. The Septic Committee recommends that the Board approves an additional reimbursement of \$980.00, for total reimbursement not to exceed \$23,020.00.

**Voice Vote, carried unanimously**

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Septic Reimbursement Over \$20,000 – Additional Costs – Joshua Luborsky - Tab 18

A motion to approve Resolution No. 2148 was made by Berndt Leifeld and seconded by Wayne Marshfield.

August 7, 2012

RESOLUTION NO. 2148

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

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 2078, the CWC Board approved reimbursement to Joshua Luborsky in an amount not to exceed Twenty-Seven Thousand Five Hundred Dollars (\$27,500.00); and

WHEREAS, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the homeowner for ground stabilization in the amount of One Thousand Eight Hundred Fifty Dollars (\$1,850.00); and

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

WHEREAS, CWC staff have determined the total reasonable cost of the additional work according to CWC Schedule of Values to be One Thousand Eight Hundred Fifty Dollars (\$1,850.00); and

WHEREAS, CWC staff have determined that Twenty-Nine Thousand Three Hundred Fifty Dollars (\$29,350.00) is 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 total reimbursement of Twenty-Nine Thousand Three Hundred Fifty Dollars (\$29,350.00) 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 Fifty Dollars (\$29,350.00).

Joshua Luborsky Backup

Mr. Luborsky’s property is located in the Town of Shandaken, Ulster County. CWC Board of Directors previously approved reimbursement for this project at \$27,500.00. During construction it became apparent that the ground under the septic tank and the pump chamber was extremely wet and unstable. Additional stone was used to stabilize the ground before the installation of the tanks. The design engineer corroborated this condition. A reasonable and just cost for the additional work according to CWC Schedule of Values is \$1,850.00. The Septic Committee recommends that the Board approves an additional reimbursement of \$1,850.00, for total reimbursement not to exceed \$29,350.00.

Voice Vote, carried unanimously

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**Septic Reimbursement Over \$20,000 – Additional Costs – Christine Tucciarone - Tab 19**

A motion to approve Resolution No. 2149 was made by Berndt Leifeld and seconded by Wayne Marshfield.

August 7, 2012

**RESOLUTION NO. 2149**

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

**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 2029, the CWC Board approved reimbursement to Christine Tucciarone in an amount not to exceed Twenty-Two Thousand One Hundred Fifty-Four Dollars (\$22,154.00); and

**WHEREAS**, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the contractor for addition of a curtain drain in the amount of One Thousand Eight Hundred Fifty Dollars (\$1,850.00); and

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

**WHEREAS**, CWC staff have determined the total reasonable cost of the additional work according to CWC Schedule of Values to be One Thousand Eight Hundred Fifty Dollars (\$1,850.00); and

**WHEREAS**, CWC staff have determined that Twenty-Four Thousand Four Dollars (\$24,004.00) is 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 total reimbursement of Twenty-Four Thousand Four Dollars (\$24,004.00) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Four Thousand Four Dollars (\$24,004.00).

**Christine Tucciarone Backup**

Ms. Tucciarone’s property is located in the Town of Olive, Ulster County. CWC Board of Directors previously approved reimbursement for this project at \$22,154.00. During construction the project engineer requested that a curtain drain be added to the project. The contractor completed the curtain drain at the time he installed the septic system. The contractor initially submitted a request for additional costs in the amount of \$5,139.60. The engineer did not corroborate all of the work the contractor claimed to have performed. A reasonable and just cost for the additional work corroborated by the engineer according to CWC Schedule of Values is \$1,850.00. The Septic Committee recommends that the Board approves an additional reimbursement of \$1,850.00, for total reimbursement not to exceed \$24,004.00.

*Voice Vote, carried unanimously*

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Septic Reimbursement Over \$20,000 – Additional Costs – Richard Vizzini - Tab 20

A motion to approve Resolution No. 2150 was made by Berndt Leifeld and seconded by Wayne Marshfield.

August 7, 2012

RESOLUTION NO. 2150

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE
OVER \$20,000 – ADDITIONAL COSTS:
RICHARD VIZZINI**

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 previously approved Septic Program reimbursement for Richard Vizzini in the amount of Nineteen Thousand Two Hundred Ninety Dollars (\$19,290.00); 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 Four Thousand Thirty-Nine Dollars (\$4,039.00); and

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

WHEREAS, the CWC staff have determined the contractor's total invoices of Twenty-Three Thousand Three Hundred Twenty-Nine Dollars (\$23,329.00) 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 total invoice of Twenty-Three Thousand Three Hundred Twenty-Nine Dollars (\$23,329.00) as it is in substantial agreement with our schedule of values.

NOW, THEREFORE LET IT BE RESOLVED, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Three Thousand Three Hundred Twenty-Nine Dollars (\$23,329.00).

Richard Vizzini Backup

Mr. Vizzini's property is located in the Town of Hurley, Ulster County. CWC staff previously approved reimbursement for this project at \$19,290.00. During construction, the design engineer required additional stone be utilized in the installation of the sewer line from the septic tank to the absorption field. The engineer also requested an additional 54 cubic yards of fill material be added to the field due to a slight variation in the topography. Rock was also encountered, requiring a hammer to be utilized. This is corroborated by the project engineer in writing. CWC staff received a quote from the contractor for the additional work in the amount of \$4,039.00. This quote is reasonable and just according to CWC Schedule of Values. The Septic Committee recommends that the Board approves an additional reimbursement of \$4,039.00, for total reimbursement not to exceed \$23,329.00.

Voice Vote, carried unanimously

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**Septic Reimbursement Over \$20,000 – Additional Costs – John Woznick - Tab 21**

A motion to approve Resolution No. 2151 was made by Berndt Leifeld and seconded by Wayne Marshfield.

August 7, 2012

**RESOLUTION NO. 2151**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE  
OVER \$20,000 – ADDITIONAL COSTS:  
JOHN WOZNICK**

**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 previously approved Septic Program reimbursement for John Woznick in the amount of Eighteen Thousand Nine Hundred Fourteen Dollars (\$18,914.00); 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 Five Hundred Seven Dollars (\$1,507.00); and

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

**WHEREAS**, the CWC staff have determined the contractor’s total invoices of Twenty Thousand Four Hundred Twenty-One Dollars (\$20,421.00) 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 total invoice of Twenty Thousand Four Hundred Twenty-One Dollars (\$20,421.00) 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 Thousand Four Hundred Twenty-One Dollars (\$20,421.00).

**John Woznick Backup**

Mr. Woznick’s property is located in the Town of Kortright, Delaware County. CWC staff previously approved reimbursement for this project at \$18,914.00. During construction a very wet spot developed. The ground under the septic tank was wet and unstable. Additional stone was utilized to stabilize the ground under the tank. The engineer also requested that the contractor extend the curtain drain to insure that no ‘runback’ occurs. CWC staff received a quote from the contractor for the additional work in the amount of \$1,507.00. This quote is reasonable and just according to CWC Schedule of Values. The Septic Committee recommends that the Board approves an additional reimbursement of \$1,507.00, for total reimbursement not to exceed \$20,421.00.

***Voice Vote, carried unanimously***

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Septic IV Contract - Tab 22

A motion to approve Resolution No. 2152 was made by Martin Donnelly and seconded by Tina Molé.

RESOLUTION NO. 2152
CWC BOARD APPROVAL OF THE SEPTIC IV PROGRAM CONTRACT

WHEREAS, CWC is a not-for-profit corporation established, in part, to administer Watershed Protection and Partnership Programs as more fully described herein; and

WHEREAS, on January 21, 1997, the City, the State of New York, the United States Environmental Protection Agency (“EPA”), the Coalition of Watershed Towns, CWC, certain watershed counties, towns and villages, and certain environmental groups entered into a Memorandum of Agreement regarding the City’s watershed protection program (the “Watershed MOA”); and

WHEREAS, pursuant to Paragraph 124 of the Watershed MOA, DEP provided Thirteen Million Six Hundred Thousand Dollars (\$13,600,000.00) (“Septic Funds”) to fund a program (the “Septic Program”) to rehabilitate, replace and upgrade septic systems or substandard subsurface sewage treatment systems, including the individual components thereof, which failed or were reasonably likely to fail in the near future, serving single family or two family residences in the West of Hudson Watershed (such septic systems and substandard systems hereafter referred to as “Systems”), in accordance with the terms and conditions of an Agreement with CWC dated January 21, 1997 (the “Septic I Contract”); and

WHEREAS, in the Septic I Contract, CWC agreed to serve as program manager for the Septic Program and desires to continue this role; and

WHEREAS by Resolution Number 548, CWC Board approved an agreement with DEP (the Septic II Contract) whereby DEP agreed to provide additional funds in the amount of Fifteen Million Dollars (\$15,000,000.00) for the CWC Septic Program pursuant to the 2002 EPA Filtration Avoidance Determination (“FAD”); and

WHEREAS, pursuant to an Agreement approved by the CWC Board of Directors by Resolution Number 1274 (the Septic III Contract), and pursuant to the 2007 FAD, DEP provided additional funds in the amount of Two Million Dollars (\$2,000,000.00) for “Cluster Septic Systems” (Cluster System Funds) and Four Million Dollars (\$4,000,000.00) for septic system repairs and rehabilitations for Small Businesses (Small Business Funds), to be defined in a manner consistent with the definition of small business as applied under MOA Paragraph 145; and

WHEREAS, also pursuant to the 2007 FAD Part I, DEP provided Twenty Million Dollars (\$20,000,000.00) for continuation of the residential Septic Repair and Remediation Program, together with the funds provided for Cluster Systems and Small Business, as described above, to be collectively known as “Septic III Program Funds”; and

WHEREAS, the New York State Department of Environmental Conservation (DEC) issued a Water Supply Permit pursuant to Article 15, Title 15 and Article 70 of the New York State Environmental Conservation Law on December 24, 2010 to the City (the “Water Supply Permit”) authorizing land and easement acquisition within the City’s East of Hudson and West of Hudson watersheds; and

WHEREAS, the Water Supply Permit requires certain 1997 MOA Watershed Protection and Partnership Programs to be continued in any subsequent FAD or FAD amendment; and

WHEREAS, consistent with the Water Supply Permit and in anticipation of conditions to be set forth in the 5 year review of the 2007 FAD, DEP has agreed to provide Thirty-Six Million Dollars (\$36,000,000.00) for the Residential Septic Repair and Remediation Program, to be known as Septic IV Program Funds; and

WHEREAS, consistent with the Water Supply Permit, CWC shall continue to implement the Septic III Program, including the Cluster System Program and Small Business Program, with Septic III Funds provided under the Septic III Program Agreement; and

WHEREAS, consistent with the Water Supply Permit, in the Septic IV Agreement, DEP has also agreed to provide comparable and adequate future funding for the Small Business Program, provided CWC demonstrates the need for such future funding exists; and

WHEREAS, the members of the CWC Septic Committee have reviewed the Septic IV Program Contract and recommends that the CWC Board of Directors approve the contract and authorize the President to execute same.

NOW, THEREFORE, BE IT RESOLVED, the CWC Board of Directors approves the Septic IV Program Agreement in the form attached hereto as **Exhibit A**.

NOW, THEREFORE BE IT FURTHER RESOLVED, that the President of CWC be, and hereby is, authorized to execute the Septic IV Program Agreement in the form attached hereto as **Exhibit A** and all such other instruments, and to perform all such other acts as may be necessary or desirable in order to carry into effect the Septic IV Program on the terms and conditions set forth in the Septic IV Program Agreement, and in furtherance of the purposes of the Watershed MOA and consistent with all such other agreements, contracts, policies and/or procedures to which CWC is bound.

Voice Vote, carried unanimously

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**Future Stormwater – Kenneth Hoffman - Tab 23**

A motion to approve Resolution No. 2153 was made by James Eisel and seconded by Michael Triolo.

August 7, 2012

**RESOLUTION NO. 2153**

**BOARD REVIEW OF KENNETH HOFFMAN FUTURE STORMWATER PROGRAM  
APPLICATION FOR REIMBURSEMENT**

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

**WHEREAS**, Kenneth Hoffman has applied for funding of eligible construction costs in the not-to-exceed amount of Eight Thousand Eight Hundred Dollars (\$8,800.00) for the construction of an eligible project; and

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

**WHEREAS**, recommended eligible costs equal a not-to-exceed amount of Eight Thousand Eight Hundred Dollars (\$8,800.00); and

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

**NOW, THEREFORE, LET IT BE RESOLVED**, that the CWC Board of Directors has reviewed the attached application, staff recommendation and supporting documentation and approves funding in a total not-to-exceed amount of Eight Thousand Eight Hundred Dollars (\$8,800.00).

**Backup**  
**Kenneth Hoffman Property**

Kenneth Hoffman was required to comply with the Watershed Rules and Regulations enforced by the NYCDEP. NYCDEP solely required a Stormwater Pollution Prevention Plan (SWPPP) as the project is part of development that qualifies as a common plan of sale, requiring an SWPPP under the Watershed Rules and Regulations, but NYSDEC regulations did not require a SWPPP in this case. As an individual applicant, CWC will be reimbursing 100% of eligible costs.

The NYCDEP SWPPP approval was issued on April 13, 2012.

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

|                                | Requested   | Recommend Funding |
|--------------------------------|-------------|-------------------|
| Construction of approved SWPPP | \$ 8,800.00 | \$ 8,800.00       |
| Total Recommended Funding      |             | \$8,800.00        |

**Voice Vote, carried unanimously**

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Future Stormwater - Margaretville Carwash - Tab 24

A motion to approve Resolution No. 2154 was made by James Eisel and seconded by Michael Triolo.

August 7, 2012

RESOLUTION NO. 2154

**BOARD REVIEW OF ADDITIONAL FUNDING FOR DELAWARE PARK LTD
(MARGARETVILLE CARWASH) FUTURE STORMWATER PROJECT**

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

WHEREAS, by Resolution Numbers 254, 308, 318 and 2015, the CWC Board of Directors approved an application by Delaware Park LTD (Margaretville Carwash) for funding of eligible design, construction and repair costs in the not-to-exceed amount of Thirty-Six Thousand Four Hundred Forty-Seven Dollars and Ninety-Five Cents (\$36,447.95) for the design, construction and repair of an eligible project; and

WHEREAS, Delaware Park LTD (Margaretville Carwash) was severely impacted by Tropical Storm Irene; and

WHEREAS, Delaware Park LTD (Margaretville Carwash) was given an estimate of \$7,000.00 to repair the stormwater basin; and

WHEREAS, a meeting with NYCDEP determined additional work was needed; and

WHEREAS, Delaware Park LTD (Margaretville Carwash) was given an estimate for the additional work in the amount of Three Thousand Three Hundred Dollars (\$3,300.00) to do the additional required repairs to the stormwater basin; and

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

WHEREAS, upon review of the information and staff recommendation, the CWC Wastewater/Stormwater Committee recommends that the CWC Board of Directors approve additional repair funding in a not-to-exceed amount of Three Thousand Three Hundred Dollars (\$3,300.00) for the Delaware Park LTD (Margaretville Carwash) Future Stormwater Project.

NOW, THEREFORE, LET IT BE RESOLVED, that the CWC Board of Directors has reviewed the request, staff recommendation and supporting documentation and approves additional repair funding in the amount of Three Thousand Three Hundred Dollars (\$3,300.00).

Backup

Delaware Park LTD (Margaretville Carwash)

Delaware Park LTD was required to comply with the Watershed Rules and Regulations enforced by the NYCDEP. NYCDEP solely required a Stormwater Pollution Prevention Plan (SWPPP) as the project is within 100 feet of a watercourse, requiring a SWPPP under the Watershed Rules and Regulations.

Delaware Park LTD requested the repair funding to pay for the repairs that need to be done to the stormwater basin that was severely impacted by Tropical Storm Irene. The construction estimate is \$7,000.00 without the plantings. The CWC Wastewater Committee recommends that the CWC Board approve the repair funding of \$7,000.00. After a meeting onsite with NYCDEP and the contractor it was determined that additional repairs were needed. The estimate given by the contractor to do the additional work required by NYCDEP is \$3,300.00.

Voice Vote, carried unanimously

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**Board Review of CWC Tax Return - Tab 25**

A motion to approve Resolution No. 2155 was made by James Eisel and seconded by Berndt Leifeld.

August 7, 2012

**RESOLUTION NO. 2155**  
**CWC BOARD REVIEW AND APPROVAL OF IRS FORM 990 and FORM CHAR500**  
**FOR CALENDAR YEAR 2011**

**WHEREAS**, the Catskill Watershed Corporation (CWC) is a not-for-profit corporation under Section 501(c)(3) of the Internal Revenue Code; and

**WHEREAS**, all not-for-profits must file an expanded IRS Form 990, Return of Organization Exempt From Income Tax and IRS Form CHAR500, Annual Filing for Charitable Organizations; and

**WHEREAS**, CWC is required to state on IRS Form 990, Return of Organization Exempt From Income Tax and IRS Form CHAR500, Annual Filing for Charitable Organizations if the CWC Board of Directors has reviewed the form; and

**WHEREAS**, the CWC Finance Committee has reviewed the final draft of Form 990, Return of Organization Exempt From Income Tax and IRS Form CHAR500, Annual Filing for Charitable Organizations, attached hereto as Attachment A, and recommend that the CWC Board of Directors review the final draft and approve of its filing.

**NOW THEREFORE**, the CWC Board of Directors has reviewed the final draft of IRS Form 990 Return of Organization Exempt From Income Tax and IRS Form CHAR500, Annual Filing for Charitable Organizations for Calendar Year 2011, attached hereto as Attachment A, and approve of its filing.

**Voice Vote, carried unanimously**

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2012 Budget Amendment - CFF - Tab 26

A motion to approve Resolution No. 2156 was made by Michael Triolo and seconded by Michael Flaherty.

August 7, 2012

RESOLUTION NO. 2156

**ADOPTION OF CFF LOAN BUDGET INCREASE AMENDMENT
FOR FISCAL YEAR 2012**

WHEREAS, by Resolution Number 2020, the Board of Directors adopted the 2012 budget for Catskill Watershed Corporation (CWC) expenses for fiscal year 2012; and

WHEREAS, the 2012 budget of the CWC for Catskill Fund for the Future loans of Four Million Dollars (\$4,000,000) is almost exhausted; and

WHEREAS, the CWC Finance Committee and the CWC Economic Development Committee have reviewed and recommend the CWC Board approve a budget amendment to increase the Capital Expenditure Budget by Four Million Dollars (\$4,000,000) for Catskill Fund for the Future loans.

NOW, THEREFORE BE IT RESOLVED, the CWC Board approves the budget amendment.

NOW, THEREFORE BE IT FURTHER RESOLVED, the CWC Board authorizes the Finance Department to increase the Capital Expenditure Budget by Four Million Dollars (\$4,000,000) for the Catskill Fund for the Future Loan Program.

Voice Vote, carried unanimously

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A motion to enter into Executive Session with Alan L. Rosa, Timothy Cox, Barbara Puglisi, Jason Merwin, and Phil Sireci to discuss CFF delinquent loans and 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 James Eisel and seconded by Berndt Leifeld.

**Voice Vote, carried unanimously**

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VIII. Announcements from the Chair: None

IX. Board Member Discussion:

Tina Molé expressed her thanks for the flowers and cards sent when her father passed away. She stated that you don't realize just how much it means to have the support until you need it. Mike Brandow said thank you also for the support shown when his mother passed.

A motion to adjourn was made by Thomas Hynes and seconded by Mike Brandow.

Voice Vote, carried unanimously

X. Adjournment: @ 1:20 p.m.