

CATSKILL WATERSHED CORPORATION

Board of Directors Meeting

MINUTES

October 2, 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, Martin Donnelly, James Eisel, 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: Deborah Meyer DeWan and Innes Kasanof

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 (*NYCDEP*), Thomas Stalter (*NYCDEP*) and Michael Sterthous (*Whiteman, Ostermann, and Hanna*)

IV. Review and Approval of September 4, 2012 Board Meeting Minutes

A motion to approve the minutes from the September 4, 2012 board meeting was made by Michael Triolo and seconded by Martin Donnelly.

Voice Vote, carried unanimously

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**V. Presentation of Communication**

**Finance Report**

A motion to approve the financial reports as of August 31, 2012 was made by Berndt Leifeld and seconded by James Eisel.

**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

Committee Meeting Minutes

VI. Public Discussion

VII. Presentation of Resolutions

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*A motion to waive Rule 14 was made by James Eisel and seconded by Michael Triolo.  
Voice Vote, carried unanimously*

**Handout Resolution - Septic Reimbursement Over \$20,000 – Brett Braband**

A motion to approve Resolution No. 2174 was made by Wayne Marshfield and seconded by Tina Molé.

October 2, 2012

**RESOLUTION NO. 2174**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:  
BRETT BRABAND**

**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 One Hundred Seventy-Five Dollars (\$22,175.00); 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 One Hundred Seventy-Five Dollars (\$22,175.00) 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 One Hundred Seventy-Five Dollars (\$22,175.00) 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 One Hundred Seventy-Five Dollars (\$22,175.00).

**Brett Braband Backup**

Mr. Braband'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 \$22,175.00. This system is for a four bedroom house. The major components for this system include a 1,250 gallon septic tank, 5 lineal feet of 4" gravity piping, 90 lineal feet of 2" PVC forcemain, four peat filters, 20 cubic yards of random fill material, 70 lineal feet of swale, 40 lineal feet of access road, and site 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 \$22,175.00.

**Voice Vote, carried unanimously**

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Handout Resolution - Septic Reimbursement Over \$20,000 – Michael Carlile

A motion to approve Resolution No. 2175 was made by Wayne Marshfield and seconded by Tina Molé.

October 2, 2012

RESOLUTION NO. 2175

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:
MICHAEL CARLILE**

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 Six Hundred Dollars (\$29,600.00); and

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

WHEREAS, the CWC staff have determined the contractor's quote of Twenty-Nine Thousand Six Hundred Dollars (\$29,600.00) to be a reasonable cost for this system in accordance with our schedule of values; and

WHEREAS, the Septic Committee has reviewed the documentation and recommend approving the contractor's quote of Twenty-Nine Thousand Six Hundred Dollars (\$29,600.00) as it is in substantial agreement with our schedule of values.

NOW, THEREFORE LET IT BE RESOLVED, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Nine Thousand Six Hundred Dollars (\$29,600.00).

Michael Carlile Backup

Mr. Carlile's property is located in the Town of Olive, Ulster County. Homeowner and CWC staff received a quote from a contractor in the amount of \$29,600.00. This system is for a three bedroom house. The major components for this system include a pump chamber, 50 lineal feet of 4" gravity piping, 175 lineal feet of forcemain, one distribution box, 375 cubic yards of absorption fill material, one effluent filter, 240 lineal feet of absorption trench, 120 lineal feet of curtain drain, tree removal, access road, 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 \$29,600.00.

Voice Vote, carried unanimously

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**Handout Resolution - Septic Reimbursement Over \$20,000 – Ronald Coons**

A motion to approve Resolution No. 2176 was made by Wayne Marshfield and seconded by Tina Molé.

October 2, 2012

**RESOLUTION NO. 2176**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:  
RONALD COONS**

**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-Five Thousand Six Hundred Dollars (\$25,600.00); and

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

**WHEREAS**, the CWC staff have determined the contractor's quote of Twenty-Five Thousand Six Hundred Dollars (\$25,600.00) to be a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving the contractor's quote of Twenty-Five Thousand Six Hundred Dollars (\$25,600.00) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Five Thousand Six Hundred Dollars (\$25,600.00).

**Ronald Coons Backup**

Mr. Coons' property is located in the Town of Lexington, Greene County. Homeowner and CWC staff received a quote from a contractor in the amount of \$25,600.00. This system is for a three bedroom house. The major components for this system include 50 lineal feet of 4" gravity piping, 35 lineal feet of 2" forcemain, 180 cubic yards of absorption fill material, three peat modules, 160 lineal feet of curtain drain, tree removal, and site restoration. The quote is within 10% of CWC Schedule of Values. The Septic Committee recommends that the Board of Directors approve reimbursement in an amount not to exceed \$25,600.00.

**Voice Vote, carried unanimously**

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Handout Resolution - Septic Reimbursement Over \$20,000 – Jennifer Gladysz

A motion to approve Resolution No. 2177 was made by Wayne Marshfield and seconded by Tina Molé.

October 2, 2012

RESOLUTION NO. 2177

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:
JENNIFER GLADYSZ**

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 Five Hundred Sixty-Five Dollars (\$22,565.00); 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 Five Hundred Sixty-Five Dollars (\$22,565.00) 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 Five Hundred Sixty-Five Dollars (\$22,565.00) 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 Five Hundred Sixty-Five Dollars (\$22,565.00).

Jennifer Gladysz Backup

Ms. Gladysz's property is located in the Town of Olive, Ulster County. Homeowner and CWC staff received a quote from a contractor in the amount of \$22,565.00. This system is for a three bedroom house. The major components for this system include 105 lineal feet of 4" gravity piping, one distribution box, 225 cubic yards of absorption fill material, one effluent filter, 300 lineal feet of absorption trench, 80 lineal feet of curtain drain, temporary access road, and extensive site restoration. The quote is within 10% of CWC Schedule of Values. The Septic Committee recommends that the Board of Directors approve reimbursement in an amount not to exceed \$22,565.00.

Voice Vote, carried unanimously

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**Handout Resolution - Septic Reimbursement Over \$20,000 – Richard Nace**

A motion to approve Resolution No. 2178 was made by Wayne Marshfield and seconded by Tina Molé.

October 2, 2012

**RESOLUTION NO. 2178**

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

**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-Eight Thousand Seven Hundred Sixty Dollars (\$28,760.00); 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-Eight Thousand Seven Hundred Sixty Dollars (\$28,760.00) 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-Eight Thousand Seven Hundred Sixty Dollars (\$28,760.00) 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-Eight Thousand Seven Hundred Sixty Dollars (\$28,760.00).

**Richard Nace Backup**

Mr. Nace's property is located in the Town of Olive, Ulster County. Homeowner and CWC staff received a quote from a contractor in the amount of \$28,760.00. This system is for a four bedroom house. The major components for this system include a 1,250 gallon septic tank, one siphon chamber, 180 lineal feet of 4" gravity piping, one distribution box, 375 cubic yards of absorption fill material, one effluent filter, 330 lineal feet of absorption trench, 160 lineal feet of curtain drain, 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 \$28,760.00.

***Voice Vote, carried unanimously***

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Handout Resolution - Septic Reimbursement Over \$20,000 – Elizabeth Walker

A motion to approve Resolution No. 2179 was made by Wayne Marshfield and seconded by Tina Molé.

October 2, 2012

RESOLUTION NO. 2179

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:
ELIZABETH WALKER**

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 Fourteen Dollars (\$21,714.00); 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 Seven Hundred Fourteen Dollars (\$21,714.00) 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 Seven Hundred Fourteen Dollars (\$21,714.00) 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 Seven Hundred Fourteen Dollars (\$21,714.00).

Elizabeth Walker Backup

Ms. Walker’s property is located in the Town of Meredith, Delaware County. Homeowner and CWC staff received a quote from a contractor in the amount of \$21,714.00. This system is for a two bedroom house. The major components for this system include a 1,000 gallon septic tank, one siphon chamber, 170 lineal feet of 4” gravity piping, one distribution box, 90 cubic yards of absorption fill material, 100 cubic yards of random fill, 8 cubic yards of sand, one effluent filter, 18 Eljen in-drain units, 75 lineal feet of curtain drain, and temporary access road. 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 \$21,714.00.

Voice Vote, carried unanimously

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**Septic Reimbursement Over \$20,000 – John Murphy - Tab 7**

A motion to approve Resolution No. 2180 was made by Jeff Graf and seconded by Tina Molé.

October 2, 2012

**RESOLUTION NO. 2180**

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



**JOHN 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-Eight Thousand Eight Hundred Fifty Dollars (\$28,850.00); 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-Eight Thousand Eight Hundred Fifty Dollars (\$28,850.00) 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-Eight Thousand Eight Hundred Fifty Dollars (\$28,850.00) 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-Eight Thousand Eight Hundred Fifty Dollars (\$28,850.00).

**John Murphy Backup**

Mr. Murphy’s property is located in the Town of Lexington, Greene County. Homeowner and CWC staff received a quote from a contractor in the amount of \$28,850.00. This system is for a three bedroom house. The major components for this system include a 1,000 gallon septic tank, pump chamber, 60 lineal feet of 4” gravity piping, 160 lineal feet of 2” forcemain, one distribution box, 450 cubic yards of absorption fill material, one effluent filter, 280 lineal feet of absorption trench, and site 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 \$28,850.00.

***Voice Vote, carried unanimously***

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Septic Reimbursement Over \$20,000 – Gary Pawlak - Tab 8

A motion to approve Resolution No. 2181 was made by Jeff Graf and seconded by Tina Molé.

RESOLUTION NO. 2181

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:
GARY PAWLAK**

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-Eight Thousand Four Hundred Ninety-Seven Dollars (\$28,497.00); 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-Eight Thousand Four Hundred Ninety-Seven Dollars (\$28,497.00) 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-Eight Thousand Four Hundred Ninety-Seven Dollars (\$28,497.00) 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-Eight Thousand Four Hundred Ninety-Seven Dollars (\$28,497.00).

Gary Pawlak Backup

Mr. Pawlak’s property is located in the Town of Jewett, Greene County. Homeowner and CWC staff received a quote from a contractor in the amount of \$28,497.00. This system is for a three bedroom house. The major components for this system include a 1,000 gallon septic tank, siphon chamber, 266 cubic yards of fill material, one effluent filter, Ecoflo 650 peat filter, 150 lineal feet of curtain drain, 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 \$28,497.00.

Voice Vote, carried unanimously

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A motion to approve Resolution No. 2182 was made by Jeff Graf and seconded by Tina Molé.

October 2, 2012

**RESOLUTION NO. 2182**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$20,000:**  
**PETER WEIR**

**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-One Thousand Nine Hundred Fifty-Nine Dollars (\$31,959.00); 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-One Thousand Nine Hundred Fifty-Nine Dollars (\$31,959.00) 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-One Thousand Nine Hundred Fifty-Nine Dollars (\$31,959.00) 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-One Thousand Nine Hundred Fifty-Nine Dollars (\$31,959.00).

**Peter Weir Backup**

Mr. Weir’s property is located in the Town of Olive, Ulster County. Homeowner and CWC staff received three quotes from unrelated contractors for \$33,250.00, \$33,195.00, and \$31,959.00. This system is for a three bedroom house. The major components for this system include a siphon chamber, 80 lineal feet of 4” gravity piping, 65 lineal feet of SCH 40 2” PVC, one distribution box, 700+ cubic yards of absorption fill material, effluent filters, 240 lineal feet of absorption trench, 85 lineal feet of curtain drain, temporary access road, and extensive restoration. The lowest 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 \$31,959.

*Voice Vote, carried unanimously*

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Septic Reimbursement Over \$20,000 – Richard Young - Tab 10

A motion to approve Resolution No. 2183 was made by Jeff Graf and seconded by Tina Molé

October 2, 2012

RESOLUTION NO. 2183

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

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-Seven Thousand Four Hundred Forty Dollars (\$27,440.00); 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-Seven Thousand Four Hundred Forty Dollars (\$27,440.00) to be a reasonable cost for this system in accordance with our schedule of values; and

WHEREAS, the Septic Committee has reviewed the documentation and recommend approving the contractor’s quote of Twenty-Seven Thousand Four Hundred Forty Dollars (\$27,440.00) as it is in substantial agreement with our schedule of values.

NOW, THEREFORE LET IT BE RESOLVED, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Seven Thousand Four Hundred Forty Dollars (\$27,440.00).

Richard Young Backup

Mr. Young’s property is located in the Town of Lexington, Greene County. Homeowner and CWC staff received a quote from a contractor in the amount of \$27,440.00. This system is for a three bedroom house and a one bedroom dwelling, for a total of four bedrooms. The major components for this system include a 1,250 gallon septic tank, 225 lineal feet of 4” gravity

pipng, 10 lineal feet of sleeve, one distribution box, 600 cubic yards of absorption fill material, 370 lineal feet of absorption trench, 50 lineal feet of curtain drain, three cleanouts, tree removal, and site restoration. The price for the additional dwelling has been prorated at 60%. 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 \$27,440.00.

Voice Vote, carried unanimously

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**Septic Reimbursement Over \$20,000 – Additional Cost – Jeanne Davis - Tab 11**

A motion to approve Resolution No. 2184 was made by James Eisel and seconded by Robert Pelham.

October 2, 2012

**RESOLUTION NO. 2184**

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

**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 Jeanne Davis in the amount of Nineteen Thousand Six Hundred Fifty Dollars (\$19,650.00); 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 Five Hundred Forty-Four Dollars (\$544.00); 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 One Hundred Ninety-Four Dollars (\$20,194.00) 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 One Hundred Ninety-Four Dollars (\$20,194.00) 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 One Hundred Ninety-Four Dollars (\$20,194.00).

**Jeanne Davis Backup**

Ms. Davis's property is located in the Town of Olive, Ulster County. Homeowner and CWC staff received a quote from a contractor in the amount of \$544.00. During construction the NYCDEP inspector requested that the design engineer require the contractor add an additional 20 yards of stone due to several boulders that were removed from the area of the septic tank and pump station tank. CWC staff previously approved this system for an amount not to exceed \$19,650.00. The total quote for the system plus the cost of the additional work is \$20,194.00, and does not exceed CWC Schedule of Values. The Septic Committee recommends that the Board of Directors approve total reimbursement in an amount not to exceed \$20,194.00.

**Voice Vote, carried unanimously**

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Septic Reimbursement Over \$20,000 – Additional Cost – Lee Denman - Tab 12

A motion to approve Resolution No. 2185 was made by James Eisel and seconded by Robert Pelham.

October 2, 2012

RESOLUTION NO. 2185

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

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 Lee Denman in the amount of Eighteen Thousand Five Hundred Dollars (\$18,500.00); 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 Thirty-Six Dollars (\$2,636.00); 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 One Hundred Thirty-Six Dollars (\$21,136.00) 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 One Hundred Thirty-Six Dollars (\$21,136.00) 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 One Hundred Thirty-Six Dollars (\$21,136.00).

Lee Denman Backup

Mr. Denman's property is located in the Town of Olive, Ulster County. During construction it was discovered that the septic tank was much deeper than expected and the dosing chamber could not be installed. NYCDEP agreed to change the site plan and lower the elevation of the septic bed. In addition, the engineer requested that a large willow tree be removed to protect the new field from its roots. The total cost for the additional work is \$2,636.00. CWC staff previously approved this system for an amount not to exceed \$18,500.00. The total quote for the system plus the cost of the additional work is \$21,136.00, and does not exceed CWC Schedule of Values. The Septic Committee recommends that the Board of Directors approve total reimbursement in an amount not to exceed \$21,136.00.

Voice Vote, carried unanimously

~~~~~

**Septic Reimbursement Over \$20,000 – Additional Cost – Susan Laporte - Tab 13**

A motion to approve Resolution No. 2186 was made by James Eisel and seconded by Robert Pelham.

October 2, 2012

**RESOLUTION NO. 2186**

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

**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 2053, the CWC Board approved reimbursement to Susan Laporte in an amount not to exceed Twenty-Four Thousand Eight Hundred Eighty-Five Dollars (\$24,885.00); and

**WHEREAS**, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the homeowner for replacement of an existing septic tank, including installation of curtain drain, in the amount of Eleven Thousand One Hundred Fifty-Three Dollars and Eighty Cents (\$11,153.80); 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 Four Hundred Dollars (\$400.00); and

**WHEREAS**, CWC staff have determined that Eleven Thousand One Hundred Fifty-Three Dollars and Eighty Cents (\$11,153.80) 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 Thirty-Six Thousand Thirty-Eight Dollars and Eighty Cents (\$36,038.80) 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-Six Thousand Thirty-Eight Dollars and Eighty Cents (\$36,038.80).

**Susan Laporte Backup**

Ms. Laporte's property is located in the Town of Hurley, Ulster County. CWC Board of Directors previously approved reimbursement for this project at \$24,885.00. The septic tank was not scheduled for replacement. During construction it was determined that the tank was cracked and leaking. The tank was pumped out and decommissioned. A new tank was relocated and several trees were removed to accommodate the septic tank. In addition, rock was encountered in the area of the septic tank. Due to groundwater that was encountered a swale was converted to a curtain drain. Rock was encountered in the area of the curtain drain. Shallow groundwater in the area of the basal area was evident (even after the curtain drain was installed). It was determined that additional fill would be necessary to create a separation distance from the groundwater to the bottom of the trenches. The basal area was raised 8 to 10 inches the tapers were also extended. Approximately 120 cubic yards of fill material was installed to raise the trenches above the groundwater. A reasonable and just cost for the additional work CWC Schedule of Values is \$11,153.80.00. The Septic Committee recommends that the Board approves an additional reimbursement of \$11,153.80, for total reimbursement not to exceed \$36,038.80.

***Voice Vote, carried unanimously***

~~~~~


A motion to approve Resolution No. 2187 was made by James Eisel and seconded by Robert Pelham.

October 2, 2012

RESOLUTION NO. 2187

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

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 1993, the CWC Board approved reimbursement to Thomas Pendl in an amount not to exceed Thirty-One Thousand Seven Hundred Sixty-Eight Dollars (\$31,768.00); and

WHEREAS, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the homeowner for raising of the pump station tank in the amount of Four Hundred Dollars (\$400.00); 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 Four Hundred Dollars (\$400.00); and

WHEREAS, CWC staff have determined that Thirty-Two Thousand One Hundred Sixty-Eight Dollars (\$32,168.00) 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 Thirty-Two Thousand One Hundred Sixty-Eight Dollars (\$32,168.00) 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-Two Thousand One Hundred Sixty-Eight Dollars (\$32,168.00).

Thomas Pendl Backup

Mr. Pendl’s property is located in the Town of Hunter, Greene County. CWC Board of Directors previously approved reimbursement for this project at \$31,768.00. During construction the pump station tank was raised to avoid rock excavation, which resulted in the need of additional

fill material to properly grade the area around the tank. A reasonable and just cost for the additional work CWC Schedule of Values is \$1,600.00. The Septic Committee recommends that the Board approves an additional reimbursement of \$400.00, for total reimbursement not to exceed \$32,168.00.

Voice Vote, carried unanimously

~~~~~

**Septic Reimbursement Over \$20,000 – Additional Costs – Melinda Robinson - Tab 15**

A motion to approve Resolution No. 2188 was made by James Eisel and seconded by Robert Pelham.

October 2, 2012

**RESOLUTION NO. 2188**

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

**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 2072, the CWC Board approved reimbursement to Melinda Robinson in an amount not to exceed Twenty-Six Thousand Three Hundred Dollars (\$26,300.00); and

**WHEREAS**, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the homeowner for relocation of peat modules in the amount of Five Hundred Forty-Two Dollars and Eighty-Two Cents (\$542.82); 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 Five Hundred Forty-Two Dollars and Eighty-Two Cents (\$542.82); and

**WHEREAS**, CWC staff have determined that Twenty-Six Thousand Eight Hundred Forty-Two Dollars and Eighty-Two Cents (\$26,842.82) 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-Six Thousand Eight Hundred Forty-Two Dollars and Eighty-Two Cents (\$26,842.82) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Six Thousand Eight Hundred Forty-Two Dollars and Eighty-Two Cents (\$26,842.82).

**Melinda Robinson Backup**

Ms. Robinson's property is located in the Town of Hurley, Ulster County. CWC Board of Directors previously approved reimbursement for this project at \$26,300.00. During construction the engineer relocated the peat modules to a location that required a retaining wall. In addition, two roof gutter drains were constructed to direct rain water away from the peat modules. A reasonable and just cost for the additional work CWC Schedule of Values is \$542.82. The Septic Committee recommends that the Board approves an additional reimbursement of \$542.82, for total reimbursement not to exceed \$26,842.82.

*Voice Vote, carried unanimously*

~~~~~

Septic Reimbursement Over \$20,000 – Additional Costs – Donna Winnie - Tab 16

A motion to approve Resolution No. 2189 was made by James Eisel and seconded by Robert Pelham.

October 2, 2012

RESOLUTION NO. 2189

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

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 Donna Winnie in the amount of Nineteen Thousand Nine Hundred Ninety-Nine Dollars (\$19,999.00); 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 Nine Hundred Thirty Dollars (\$930.00); 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 Nine Hundred Twenty-Nine Dollars (\$20,929.00) 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 Nine Hundred Twenty-Nine Dollars (\$20,929.00) 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 Nine Hundred Twenty-Nine Dollars (\$20,929.00).

Donna Winnie Backup

Ms. Winnie's property is located in the Town of Olive, Ulster County. During construction the engineer requested an additional load of fill material be delivered to the site to fill in a low spot. The cost for the additional fill is \$355.00. In addition, another cesspool was uncovered and decommissioned. A fair and reasonable cost for this work is \$475.00. The homeowner would not allow them to use her well water for testing due to the drought. Water was imported at a reasonable cost of \$100.00. The total cost for the additional work is \$930.00. CWC staff previously approved this system for an amount not to exceed \$19,999.00. The total quote for the system plus the cost of the additional work is \$20,929.00, and does not exceed CWC Schedule of Values. The Septic Committee recommends that the Board of Directors approve total reimbursement in an amount not to exceed \$20,929.00.

Voice Vote, carried unanimously

~~~~~

**Septic Reimbursement Over \$20,000 – Additional Costs – Richard Zimmerman - Tab 17**

A motion to approve Resolution No. 2190 was made by James Eisel and seconded by Robert Pelham.

October 2, 2012

**RESOLUTION NO. 2190**

**BOARD APPROVAL OF ADDITIONAL FUNDS FOR SEPTIC CONSTRUCTION**

**OVER \$20,000:**

**RICHARD ZIMMERMAN**

**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 1960, the CWC Board approved reimbursement to Richard Zimmerman in an amount not to exceed Twenty-Five Thousand Five Hundred Dollars (\$25,500.00); and

**WHEREAS**, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the homeowner for additional fill material in the amount of Three Thousand Eight Hundred Seventy Dollars (\$3,870.00); 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 Three Thousand Eight Hundred Seventy Dollars (\$3,870.00); and

**WHEREAS**, CWC staff have determined that Twenty-Nine Thousand Three Hundred Seventy Dollars (\$29,370.00) 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 Seventy Dollars (\$29,370.00) 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 Seventy Dollars (\$29,370.00).

**Richard Zimmerman Backup**

Mr. Zimmerman’s property is located in the Town of Middletown, Delaware County. CWC Board of Directors previously approved reimbursement for this project at \$25,500.00. However, the cost of replacement of the septic tank was not included in the original price. The tank has been replaced accordingly, and installed a riser and 54 lineal feet of 4” PVC piping. A reasonable and just cost for the additional work CWC Schedule of Values is \$3,870.00. The Septic Committee recommends that the Board approves an additional reimbursement of \$3,870.00, for total reimbursement not to exceed \$29,370.00.

***Voice Vote, carried unanimously***

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Septic Program Rule Change – Permit Fees - Tab 18

A motion to approve Resolution No. 2191 was made by Thomas Hynes and seconded by Wayne Marshfield.

October 2, 2012

RESOLUTION NO. 2191

SEPTIC PROGRAM RULE – INELIGIBLE COSTS

WHEREAS, pursuant to the Watershed Memorandum of Agreement (“MOA”) and the Septic System Rehabilitations and Replacements Program Contracts (the “Septic Program”) 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 CWC’s Septic Program Rules; and

WHEREAS, the CWC Septic Program Rules - Article 2-A provides for reimbursement of reasonable costs for septic replacement or repair in certain priority areas; and

WHEREAS, the CWC Septic Program Rules - Article 2-A further provides that certain potential costs are ineligible for reimbursement; and

WHEREAS, the Septic Committee recommends that Section 2:01:04 of the Septic Program Rules - Article 2A be amended in accordance with Attachment A hereto to provide that governmental permit fees, including but not limited to building permits, are ineligible for reimbursement under the CWC Septic Program.

NOW, THEREFORE BE IT RESOLVED, that the CWC Board amends Article 2A of the CWC Septic Program Rules in accordance with Attachment A hereto.

ATTACHMENT A

Underlined text is proposed addition

2:01:04. Disallowed Costs

1. Any expenses that are not appropriately documented shall be disallowed.
2. **Governmental permit fees, including but not limited to fees assessed for building permits, zoning permits, and floodplain disturbance permits.**
3. Expenditures that do not follow the prior approval and notification procedures, as required by CWC and/or NYCDEP, are disallowed.
4. Interest and late fees are disallowed.
5. Fines and penalties are disallowed.

6. The payment of sales tax is disallowed.
7. Eligible construction services shall not include non-essential site beautification or interior plumbing changes.
8. Administrative work conducted by the engineer is disallowed.
9. Construction observation by the engineer if the engineer, or an entity owned, controlled by or employing the engineer, is also conducting the repair or replacement is disallowed.

Voice Vote, carried unanimously

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**Future Stormwater – Prattsville Plaza - Tab 19**

A motion to approve Resolution No. 2192 was made by Martin Donnelly and seconded by Thomas Snow.

October 2, 2012

**RESOLUTION NO. 2192**

**BOARD REVIEW OF PRATTSVILLE PLAZA**  
**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 required by the 18-39(b)(3) and 18-39(e) of the watershed regulations; and

**WHEREAS**, Section 145 (ii) of the Watershed MOA and the West of Hudson Future Stormwater Program Rules provides for payment of eligible project cost for small business, (50% by NYC and 50% by CWC); and

**WHEREAS**, Prattsville Plaza has requested funding in the amount of Four Hundred Forty-One Thousand Three Hundred Forty-Seven Dollars and Seven Cents (\$441,347.07) for design and construction of new stormwater controls related to the building of the strip mall style building and parking lot; and

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

**WHEREAS**, CWC staff has reviewed the application of Prattsville Plaza and recommend funding of eligible costs in an amount not-to-exceed Two Hundred Twenty Thousand Six Hundred Seventy-Three Dollars and Fifty-Four Cents (\$220,673.54), representing 50% of the total eligible cost; and

**WHEREAS**, the Program Rules require that the CWC Board shall review and approve each application, with attached documentation and staff recommendations; 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 Two Hundred Twenty Thousand Six Hundred Seventy-Three Dollars and Fifty-Four Cents (\$220,673.54).

**Future Stormwater Program Application**  
**Prattsville Plaza**

James Eisel, Jr. and Jason Eisel are constructing a new building next to the Great American in Prattsville, Greene County. This is to be a strip mall style building and is less than 1 acre of disturbance within 100 feet of a watercourse. Only NYCDEP stormwater requirements come into play. The voucher method has been requested because the cost of the stormwater would create a financial hardship if they had to wait until the project was completed to get reimbursed. Per the CWC Future Stormwater Program Rules a retainage will be held until Construction Acceptance is received from NYCDEP.

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

|                      |              |
|----------------------|--------------|
| Total Eligible Costs | \$441,347.07 |
| NYCDEP 50% Share     | \$220,673.53 |

Recommended CWC funding 50% of eligible SWPPP costs \$220,673.54

Prattsville Plaza is also eligible to apply to NYCDEP to seek reimbursement for up to 50% of these costs.

***Voice Vote, carried 12 aye, James Eisel abstained due to his relationship to the applicants.***

~~~~~

WPPC Appointments – Executive Committee and TAC - Tab 20

A motion to approve Resolution No. 2193 was made by James Eisel and seconded by Michael Triolo.

October 2, 2012

RESOLUTION NO. 2193

APPOINTMENT OF MEMBERS TO THE WATERSHED PARTNERSHIP AND PROTECTION COUNCIL EXECUTIVE COMMITTEE AND THE TECHNICAL ADVISORY COMMITTEE

WHEREAS, the 1997 New York City Watershed Memorandum of Agreement (Watershed MOA) provides for the establishment of the Watershed Protection and Partnership Council (WPPC), to aid in the protection of drinking water quality and the economic vitality of Watershed communities as well as the creation of a Technical Advisory Committee (TAC) to the WPPC; and

WHEREAS, pursuant to Executive Order Number 57, Governor Pataki established the Watershed Partnership and Protection Council and said order was continued by Governor Spitzer, by Governor Paterson, and Governor Cuomo; and

WHEREAS, pursuant to the terms of the Watershed MOA, within the Council a sixteen member Executive Committee was established, three members of which were to be chosen by the watershed community members of the Catskill Watershed Corporation (CWC) Board; and

WHEREAS, there are no restrictions or qualifications on members appointed by the CWC watershed community members, however there can only be one member from a county; and

WHEREAS, the watershed community members of the CWC may appoint three members to the TAC, while there are no membership restrictions for the appointees, appropriate scientific or technical expertise is preferred; and

WHEREAS, members of the WPPC and the TAC serve four-year terms; and

WHEREAS, the watershed community members of the CWC Board by Resolution Number 1383 appointed Georgianna Lepke and Alicia Terry for four year terms with the WPPC and the TAC, respectively, which expire on October 23, 2012; and

WHEREAS, the watershed community members of the CWC Policy committee recommend that Georgianna Lepke, CWC Board President, be reappointed to the WPPC for an additional term which would expire on October 23, 2016; and

WHEREAS, the watershed community members of the CWC Policy committee recommend that Alicia Terry, Director of Planning for Schoharie County be reappointed to the TAC for a term which would expire on October 23, 2016.

NOW, THEREFORE BE IT RESOLVED, that the watershed community members of the CWC Board appoint Georgianna Lepke to the WPPC for an additional four year term commencing on October 23, 2012 and expiring on October 23, 2016.

NOW, THEREFORE BE IT FURTHER RESOLVED, that the watershed community members of the CWC Board appoint Alicia Terry to the TAC for an additional four year term commencing on October 23, 2012 and expiring on October 23, 2016.

Voice Vote, carried unanimously

~~~~~

October 2, 2012

**RESOLUTION NO. 2194**

**CFF PROGRAM RULE CHANGE – MUNICIPAL LATERAL HOOKUP AND  
DECOMMISSIONING PROGRAM**

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

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

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

**WHEREAS**, by Resolution 821 on March 22, 2005, the CWC Board of Directors approved creation of the CFF Catskills Municipal Lateral Hookup and Decommissioning Fund to provide loans to such municipalities for the express purpose of constructing laterals to existing structures to be serviced by a sewer collection system and decommissioning of existing septic systems where grant funds are insufficient or unable to cover such costs in the amount of Four Million Five Hundred Thousand Dollars (\$4,500,000); and

**WHEREAS**, by Resolution 839 on April 26, 2005, the CWC Board of Directors approved the application for CFF Catskills Municipal Lateral Hookup and Decommissioning Fund by the Town of Andes in an amount not to exceed Two Hundred Thousand Dollars (\$200,000); and

**WHEREAS**, by Resolution 865 on June 28, 2005, the CWC Board of Directors approved the application for CFF Catskills Municipal Lateral Hookup and Decommissioning Fund by the Town of Roxbury in an amount not to exceed Seven Hundred Thousand Dollars (\$700,000); and

**WHEREAS**, the Town of Andes closed on the loan but the Town of Roxbury ultimately did not request any money from the CFF Catskills Municipal Lateral Hookup and Decommissioning Fund; and

**WHEREAS**, by Resolution 1004 on May 23, 2006, the CWC Board of Directors transferred One Million Five Hundred Thousand Dollars (\$1,500,000) from the Future Stormwater Program to the CWC Community Wastewater Management Program for lateral costs for CWC Community Wastewater Management Program projects;

**WHEREAS**, CWC staff do not anticipate further applications to the CFF Catskills Municipal Lateral Hookup and Decommissioning Fund; and

**WHEREAS**, the CWC Finance Committee recommends a program rule change as described in Attachment A to unencumber the balance remaining of unused funds in the CFF Catskills Municipal Lateral Hookup and Decommissioning Fund but allow communities to apply to CFF if they desire a loan under this program.

**NOW, THEREFORE BE IT RESOLVED**, that the CWC Board of Directors consistent with the terms of the MOA and the Program Contract, the West of Hudson Economic Development Study and the Finance Committee recommendation amends the CWC Program Rules governing the Catskill Fund for the Future in accordance with Attachment A hereto and unencumbers the balance remaining in the CFF Catskills Municipal Lateral Hookup and Decommissioning Fund.

## **ATTACHMENT A**

**Addition** is underlined

**Deletion** is struckout

### **Chapter 1:16 Catskills Municipal Lateral Hookup and Decommissioning Loan Program Fund**

Purpose: To provide low interest loans to Eligible Municipalities (hereinafter defined) to assist property owners who are connecting structures to sewage collection systems being constructed or extended under the New Infrastructure (NIP) and Sewer Extension (SEP) Programs provided for in paragraphs 122 and 123 of the 1997 New York City Watershed Memorandum of Agreement (MOA) to pay certain costs related thereto (Related Costs).

Related Costs are expressly limited to costs to construct laterals, connect exterior waste line to laterals and to decommission existing septic tanks, as applicable.

#### **1:16:01 Program Funding**

~~CWC shall create a Municipal Lateral Hookup and Septic Decommissioning Fund "MLHSD Fund" of Four Million Five Hundred Thousand Dollars (\$4,500,000) from the CFF endowment. MLHSD Fund earnings and principal payments will be returned to the CFF.~~

#### **1:16:01 02 Eligibility Requirements**

To be an Eligible Municipality, an applicant:

(a) must be either: (i) one of the MOA section 122 communities on the list set forth below which has commenced construction of a wastewater treatment plant or is constructing a sewer main to tie into an existing wastewater treatment plant under the NIP; or (ii) one of the MOA section 123 communities on the list set forth below which has signed a contract with the City of New York for the construction of one or more sewer extensions under the SEP; and

(b) must have applied for all grants available to assist low income residents with the payment of Related Costs, including the Housing and Urban Development (HUD) Grant for such purpose. Proof of acceptance or denial of such HUD or other grant applications must be presented with the loan application to CWC.

#### **MOA ¶ 122 Communities**

Village of Hunter  
Village of Fleischmanns  
Town of Windham

Town of Andes  
Town of Roxbury  
Town of Shandaken (Phoenicia)  
Town of Prattsville

**MOA ¶ 123 Communities**

Town of Shandaken (Pine Hill)  
Town of Neversink  
Town of Roxbury (Grand Gorge)  
Town of Hunter (Tannersville)  
Town of Middletown/Village of Margaretville

**1:16:0203 Loan Amounts**

MLHSD **Loans Funds** shall be restricted to use by or on behalf of the owner of a structure(s) that is expressly entitled to connect to a wastewater treatment plant under the terms of the NIP or SEP (NIP Property Owners or SEP Property Owners) provided such property owner is not eligible for funding under a HUD or other similar grant.

The maximum amount of MLHSD **Loan Funds** that may be borrowed by an Eligible Municipality for NIP Property Owners shall be sum of the cost per lineal feet (from the CWC schedule of values) for each eligible lateral hookup plus decommissioning costs minus money allocated in the NIP block grant at time of construction for residential lateral hookups plus costs to restore streets to at least pre-construction condition not covered by other sources . In the event actual lateral hookup costs exceed the costs contained in the schedule of values, additional funding may be allowed provided CWC finds, at its sole discretion, the additional costs to be reasonable and justified.

The maximum amount of MLHSD **Funds loan that may be borrowed** by an Eligible Municipality for SEP Property Owners shall be determined by multiplying the number of SEP Property Owners by \$350.00 per decommissioning. In the event actual costs exceeds scheduled costs, additional funding may be allowed provided CWC finds, at its sole discretion, the additional cost to be reasonable and justified.

**1:16:0304 Equity Contribution**

Equity Contribution by the municipality will not be required.

**1:16:0405 Interest Rates**

The **interest rate for a MLHSD Fund loan interest rate** shall be a fixed rate of 1% per annum for first three years of loan, 2% for years four and five of the loan and 4% for the remaining life of the loan.

**1:16:0506 Conditions to Closing**

Prior to or at the closing of any ~~loan of~~ MLHSD loan Funds, an Eligible Municipality must have: (i) created a lawful system to assess in amounts sufficient to repay the MLHSD loan those NIP and/or SEP Property Owners on whose behalf ~~MLHSD loan-Funds~~ were spent for purposes authorized by these Rules; and (ii) issued a bond, note or other lawful evidence of indebtedness backed by the full faith and credit of the Eligible Municipality, as evidence of its obligation for the repayment of the entire amount of such loan proceeds.

**1:16:0607 Loan Maturity**

The maturity of the loan shall be no more than 15 years.

**1:16:0708 Loan Closing Fees**

The applicant will be responsible for its costs and CWC Loan closing fees.

**Voice Vote, carried unanimously**

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A motion to enter into Executive Session with Alan L. Rosa, Timothy Cox, and Michael Sterthous to discuss matters which may be brought to litigation was made by James Eisel and seconded by Wayne Marshfield.

Voice Vote, carried unanimously

A motion to resume the regular meeting was made by Richard Parete and seconded by Thomas Snow.

Voice Vote, carried unanimously

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

**IX. Board Member Discussion:**

*Diane Galusha announced the newest exhibit, by Tom Stratton, whose art will be on display and available for purchase through Christmas. She said that several of his works are done at the Rondout Reservoir.*

*Diane noted that registration for the CWC Environmental Compliance workshop will be open to municipalities through October 10, and the workshop will be held Friday, October 12<sup>th</sup> from 1:30 to 4:30 at the Middletown Town Hall on Route 28 in Arkville. To date there are 9 people registered.*

*Diane shared that there will be an adventure race involving 60 teams of 3 people each, which will involve canoeing 12 miles of the Pepacton Reservoir, biking and running, with repelling down a waterfall at the end of the course. This has not been advertised, and focuses its attention mostly around*

*Ulster County. She has been in communication with the organizers of the race and will be sending information packets about the reservoirs and Delaware County in the hopes of broadening their awareness of additional attractions available to them and to educate the group about the history of the NYC Reservoir system. She also noted that there was not much information released to the local towns and municipal departments due to the nature of the contest, and the need for secrecy about the course. No press will be released until the week of the event, and it will be limited.*

A motion to adjourn was made by James Eisel and seconded by Donald Brandow.

**Voice Vote, carried unanimously**

**X. Adjournment: @ 2:40 p.m.**