

Minutes
CATSKILL WATERSHED CORPORATION
Wastewater/Stormwater Committee
Tuesday, September 5, 2017, 9:00 AM

Attendees: Thomas Hynes (Director), Michael Triolo (Director), Alan Rosa (CWC), Wayne Marshfield (Director), Mark McCarthy (Director), James Sofranko (Director), Michael Meyer (DEP) James Eisel (Director), Robert Pelham (Director), Thomas Snow -Absent.

Others: John Mathiesen (CWC), Kimberlie Ackerley (CWC), Timothy Cox (CWC), Jim Martin (CWC), Samantha Costa (CWC), Lynn Ann Kavanagh (CWC), Diane Galusha (CWC), John Schwartz (DEP), Phil Eskeli (DEP), Tom Stalter (DEP), David Warne (DEP), Matt Gianetta (DEP), Bruce Dolph, Tina Mole (Director), Richard Parete (Director), Tony VanGlad (Director), Marty Donnelly (Director), Tracy Letter (DOH).

The meeting was called to order by Thomas Hynes at 9:06 AM

- I. Review minutes from August 1, 2017 meeting.
Minutes unanimously approved upon motion.
- II. Wastewater / Stormwater

1. Community Wastewater Management Program

General Project Updates:

Lexington - Lamont Engineers has received Functional Completion as of 7/7/2016. Project is 100% complete but not closed out. The Maintenance Bond took affect 12/15/2016 and is good until 12/15/17.

South Kortright - Main Project-Contract 1-Functional Completion acceptance was issued by DEP on 6/8/2016. Contract 1 work is 100% complete but not closed. Final pay application was received 1/20/2017. Contract #2 & #3- This portion of the project is 100% complete. Functional Completion Acceptance for Contracts 2 & 3 was issued by the NYCDEP on 4/4/2017.

Trout Creek- The new appraisal was received on 6/8/2017. The new appraisal came back at \$120,000.00 not having any of the possible hazardous materials that may be within the building being considered. John met with Envirollogic of NY on 6/15/2017 to have these areas evaluated. The testing of these areas were done on 7/14/2017. The test results came back from the lab with some amounts of asbestos and lead being present. The next step will be to contact an abatement contractor to have an estimate given to have the removal of any asbestos and lead from the building. Wayne Marshfield made the motion and seconded by Mark McCarthy to proceed with hiring an Abatement contractor, motion carried.

CWMP III

All 5 Draft Preliminary Engineers Reports have been received and reviewed by CWC staff and forwarded onto the NYCDEP. A meeting is being is being scheduled for September 28, 2017 with CWC, Lamont Engineers and NYCDEP staff to discuss the New Kingston and Halcottsville CWMP projects further.

Shandaken – On 5/31/2017 a Block Grant in the amount of \$6,770,000.00 was approved by the NYCDEP. This will fund a combination system of an SMD with onsite and remote systems including construction costs, land acquisitions and an O&M endowment. There are 60 systems being proposed for this project. 41 of the systems will be in the SMD and the remaining 19 will be hooked into the remote systems. The letter to the Town of Shandaken

and the PER reports were delivered on 6/16/2017. A presentation of the project to the Town of Shandaken by Lamont Engineers and CWC was completed on 7/25/2017.

West Conesville – On 7/25/2017 A Block Grant in the amount of \$8,411,000.00 was approved by the NYCDEP. This will fund the hookup of 54 systems to a Community Septic System. The project site is proposed to be at the Carmen property about 1 mile from the hamlet of West Conesville. The letter and PER were delivered to the Town of Conesville on 8/16/2017. A presentation of the project will be given by CWC and Lamont Engineers on September 26, 2017.

Claryville- There are 130 hookups anticipated for a SMD type of system. On 4/28/2017 the NYCDEP approved the Block Grant for the Town of Neversink and the Town of Denning. Block Grant for Neversink is \$4,895,000 and the Block Grant for Town of Denning is \$3,760,000 for a total of \$8,655,000.00. The O&M costs per year is projected to be \$48,933.00. The project covers two separate towns in two counties. There will be presentations of the project by CWC and Lamont Engineers to each community. Dennings meeting was held on July 5, 2017 with the Town Board of Denning passing the resolution to move forward with the preconstruction phase on 7/11/2017. The presentation of the project was given to the Town of Neversink on July 12, 2017. A second meeting was requested by the Town of Neversink Town Board for August 22, 2107. At the end of the meeting the Town of Neversink Town Board past their resolution to proceed into the Pre-Construction phase. CWC will be contracting with each Town to provide inspection services as we now do in Delancey.

New Kingston – The Draft Preliminary Engineers Report for New Kingston was delivered to CWC on November 29, 2016. CWC review was completed on 12/05/2016 and then forwarded onto NYCDEP for their review and comments. There are 28 hookups anticipated to be done in the hamlet of New Kingston. Other sites have been looked at for possible project sites, but they either had poor soil conditions or were in the designated flood plain. Lamont and the NYCDEP are looking into further options with the original site. Amendment #1 was sent to the NYCDEP on 6/22/2017.

Halcottsville- Lamont is looking into the possibility of pumping to the Margaretville Wastewater Treatment Plant. The Draft Preliminary Engineers Report was received on 6/28/2017 and forwarded onto the NYCDEP on 6/30/2017.

2. Future Stormwater Program

3115 Route 28, LLC – Additional Funds

The contractor supplied a bid more than a year ago and the project didn't take place until this year. The contractor had received an estimate from the pre-caster for the tank to be installed and he based his number off of the estimate. The contractor received the bill from the pre-caster for the tanks and it was more than the original estimate. Also during construction there was a heavy downpour while the trenches were open for the installation of the pipe and DEP was doing an inspection the following day and the contractor discussed with DEP adding additional stone around the pipes to protect them before back filling. This is a small business therefore funding is 50% CWC 50% DEP.

Requested Additional Funding: \$2,023.64

Recommended Additional Funding: \$1,011.82

A motion to recommend approval of the request for additional funding for 3115 Route 28, LLC Future Stormwater Project was made by Mark McCarthy and seconded by James Sofranko.

The Wastewater Committee recommended that a resolution be sent to the Board for additional funding in an amount not to exceed \$1,011.82 for 3115 Route 28, LLC Future Stormwater Project.

3. Stormwater Retrofit Program

Town of Walton – Planning & Assessment Grant Application

The Town of Walton has applied to do a Planning & Assessment to assess the Town's culverts, ditches and catch basins. Stormwater runoff in many areas are causing clogged conveyances and catch basins and sending sediment laden runoff directly to the West Branch of the Delaware River. The project would identify potential improvement to the Town's drainage system. Committee also discussed prior work funding by CWC

Requested Funding: \$50,000.00

Recommended Funding: \$50,000.00

A motion to recommend approval of the request for Planning & Assessment Funding for the Town of Walton was made by James Eisel and seconded by Mark McCarthy.

The Wastewater Committee recommended that a resolution be sent to the Board for Planning & Assessment Funding in an amount not to exceed \$50,000 for the Town of Walton pending information from Delaware County Planning that this scope does not include duplicating work done under prior grants to the County (ie: culvert mapping).

Windham Theatre – Additional Funds

Windham Theatre was approved for design funding in December of 2016. A design has been completed and they are currently out to bid for construction. The engineer has provided an estimate for the construction.

Requested Additional Funding: \$213,518.40

Recommended Additional Funding: \$213,518.40

A motion to recommend approval of the request for additional funding for Windham Theatre Stormwater Retrofit Project was made by James Eisel and seconded by Michael Meyer.

The Wastewater Committee recommended that a resolution be sent to the Board for additional funding in an amount not to exceed \$213,518.40 for Windham Theatre Stormwater Retrofit Project.

4. Local Flood Hazard Mitigation

Town of Lexington application to elevate the utilities from the basement is still on hold.

There has been 2 applications for tank anchoring that has been approved and they have been given the go ahead for construction. Charlene Bodie in Arkville is anchoring 2-oil tanks in her basement at a cost of \$4,950.00 and the other is for MTC to anchor 2-oil tanks and 1-100 gallon propane tank (420lb) outside of the building at a cost of \$3,425.00.

Main Care and Mountain Propane are showing more interest in the tank anchoring program but do not have the manpower to do the excavating, concrete and anchoring portion of the job. They both have said that doing the disconnect, reconnect and testing would be done by them. Both companies have several tanks/clients within the watershed that John Mathiesen has identified so far.

The town of Windham has passed a resolution supporting the buyout of Niapolis Pizza on Main Street, Rt. 23 in the hamlet of Windham. This structure sits on the edge of the Mad Brook at the bridge. The bridge backed up with debris and flood water during Irene and caused substantial damage to the property. This resolution has been forwarded onto Phil at the DEP to enter into the NYCFBO program. John Mathiesen has met with the owners on a few occasions as the Outreach Lead and they have informed me that they are willing sellers. The building has a restaurant, office area and apartments on the second floor.

Bids for the NYCFBO program for the Jewett demolition on what was the Rosentreter property and is now in the ownership of the NYCDEP have been received and the low bidder was Tweedie Construction in Walton. The low bid came in at \$52,921.00. The other two bids were \$88,950.00 and \$78,000.00. John Mathiesen noted that NYCDEP was reviewing the bid and had a concern about the Experience Modification Rate (EMR) of the low bidder and was reviewing to see if NYCDEP could approve. NYCDEP staff has hopeful the issue could be resolved. Tim Cox explained that the CWC contract with NYCDEP didn't contain any reference to EMR. A motion was made by Wayne Marshfield and seconded by Jim Eisel to accept the low bid and move it to the CWC Board of Directors. Motion carried, Mike Meyer (NYCDEP abstained)

5. Other

Town of Olive has submitted an application for LTAP for doing a Feasibility Study and community planning in the hamlet of Boiceville. They are requesting funding of \$20,000.00. The new program date will need to be set for December 1, 2017. Mark McCarthy made the motion and seconded by Jim Eisel to send to the CWC Board of Directors, motion carried.

Lamont Engineers CWMP engineering agreement amendment #2 for the Town of Denning extra costs and services for Study Phase Delays that were not in the original agreement for a total of \$4,212.00. Mark McCarthy made the motion to accept paying the extra costs and approving block grant for Denning (hamlet of Claryville) in the amount of is \$3,760,000 and seconded by Wayne Marshfield, motion carried.

Alan Rosa noted that the FAD required NYCDEP to fund through CWC a wastewater project in the hamlet of Shokan. NYCDEP would not allow the existing Cluster Septic Funding to be used for hiring a consultant so CWC would need to wait until a contract is in place or borrow from CFF and be repaid from the contract, once it is in place. NYCDEP is acceptable to paying back CFF, with interest - currently at 4 ¼ percent. Alan continued that the first task would be to define the service area, like Environmental Facilities Corporation did with the MOA paragraph 122 communities. Alan noted that Lamont Engineers would not do this work, but would do the design work later. Alan asked if the Committee would be agreeable to going out to RFP now, with the understanding that when a consultant is approved, funding would be from CFF to be repaid with interest. Upon motion of Mark McCarthy and second by James Sofranko, Committee unanimously recommended that CWC staff proceed with an RFP to define the potential wastewater service area in the hamlet of Shokan.

III. Next meeting scheduled for Tuesday October 3, 2017, 9:00AM

IV. Meeting was adjourned at 9:53 AM