

CATSKILL WATERSHED CORPORATION

Board of Directors Meeting

MINUTES

November 1, 2022

I. Call to Order at 11:31 am at the Catskill Watershed Corporation

II. Pledge of Allegiance: Led by Tina Molé

III. Roll Call of Directors

Members Present: Tina Molé, Alicia Terry, , Richard Parete, James Eisel, Innes Kasanof, Christopher Matthews, Joseph Cetta, Arthur Merrill, Mark Tuthill, Thomas Hoyt, Jim Sofranko, Allen Hinkley David Warne (NYCDEP), and Thomas Snow (NYSDEC),

Members Present Via Zoom:

Members Excused: Jeff Senterman

Staff Members Present: Jason Merwin, Tim Cox, Jim Martin, Barbara Puglisi, Sonia Martinez, Lynn Kavanagh, Lindsay Ballard and Samantha Costa

Others Present: Aaron Bennett (New York City DEP)

Others Present Via Zoom – Nick Carbone (Delaware County Watershed Affairs), Patrick Palmer (NYSDOH), John Schwartz (DEP) , Matthew Giannetta (DEP), Mike Meyer (DEP), Mary A. Crisafulli (Walton Reporter), and Pauline Wanjugi (DOH).

IV. Review and Approval of October 4, 2022 Board Minutes

A motion to approve the Board Minutes stand as submitted.

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, 2022 was made by James Eisel and seconded by Arthur Merrill.

**Voice Vote**, *carried unanimously*

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Executive Director’s Report

Committee Schedule

Committee Meeting Minutes

Committee minutes were received.

VI. Public Discussion

VII. Presentation of Resolutions

A motion to approve Tab 6 – Tab 18, Resolution No. 4554 to Resolution No. 4566 as a bundle was made Thomas Hoyt and seconded by Chris Matthews.

Septic Over \$25,000 – Thomas Alterson – Tab 6

RESOLUTION NO. 4554

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:
THOMAS ALTERSON**

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-Five Thousand Dollars (\$25,000.00) 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 Nine Hundred Ninety-Five Dollars and Seventy-Four Cents (\$29,995.74); and

WHEREAS, the contractor’s quote for this system is more than Twenty-Five Thousand Dollars (\$25,000.00); and

WHEREAS, the CWC staff have determined the contractor’s quote of Twenty-Nine Thousand Nine Hundred Ninety-Five Dollars and Seventy-Four Cents (\$29,995.74) 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 reimbursement of Twenty-Nine Thousand Nine Hundred Ninety-Five Dollars and Seventy-Four Cents (\$29,995.74) 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 Nine Hundred Ninety-Five Dollars and Seventy-Four Cents (\$29,995.74).

Thomas Alterson Backup

Address: 5653 Route 23C, Lexington, NY 12452

Town: Lexington

Bedrooms: 3

Engineer: Steven Schildhorn

Contractor: Black Forest Excavation

2 year deadline: 8/2/24

Homeowner and CWC staff received a quote from a contractor in the amount of \$29,995.74. Major components of this system include a 1,000 gallon septic tank, 37 linear feet of gravity pipe, an effluent filter, one distribution box, 309 cubic yards of absorption fill material, 240 linear feet of absorption trench, 110 linear feet of curtain drain, 25 linear feet of four-inch Schedule 80 pipe, remove seven trees and site restoration. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$29,995.74.

Voice Vote, carried unanimously

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**RESOLUTION NO. 4555**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:  
HERMANN AMSZ**

**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-Five Thousand Dollars (\$25,000.00) 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 Nine Hundred Ninety-Nine Dollars (\$29,999.00); and

**WHEREAS**, the contractor’s quote for this system is more than Twenty-Five Thousand Dollars (\$25,000.00); and

**WHEREAS**, the CWC staff have determined the contractor’s quote of Twenty-Nine Thousand Nine Hundred Ninety-Nine Dollars (\$29,999.00) 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 reimbursement of Twenty-Nine Thousand Nine Hundred Ninety-Nine Dollars (\$29,999.00) 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 Nine Hundred Ninety-Nine Dollars (\$29,999.00).

**Hermann Amsz Backup**

Address: 521 Deer Run Road, Denver, NY 12421

Town: Roxbury

Bedrooms: 3

Engineer: John Bolger P.E.

Contractor: Jim Peters Excavating

2 year deadline: 1/20/24

Homeowner and CWC staff received a quote from a contractor in the amount of \$29,999.00. The major components include one 1000 gallon poly septic tank, one poly pump chamber, 33 l.f. of gravity pipe, 14 l.f. of force main, one distribution box, 70 c.y. of absorption fill material, 210 l.f. of Presby pipe, 27 c.y. of C-33 sand, 107 l.f. of vent pipe, 9 trees to be removed, and site restoration. The quote is well below the estimated cost of construction. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$29,999.00.

**Voice Vote, carried unanimously**

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RESOLUTION NO. 4556

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:
ROSE ANNIS**

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-Eight Thousand Five Hundred Dollars (\$38,500.00); 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-Eight Thousand Five Hundred Dollars (\$38,500.00) 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 reimbursement of Thirty-Eight Thousand Five Hundred Dollars (\$38,500.00) 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 for a total not-to-exceed amount of Thirty-Eight Thousand Five Hundred Dollars (\$38,500.00).

Rose Annis Backup

Address: 953 Shaw Rd., Bloomville, NY 13739

Town: Kortright

Bedrooms: 3

Engineer: Steele Brook Engineering

Contractor: LaFever Excavating

2 year deadline: 4/1/24

Homeowner and CWC staff received three quotes from unrelated contractors for \$38,500.00, \$41,700.00 and \$42,500.00. Major components of the system include a 1,000 gallon septic tank, 130 linear feet of gravity pipe, an effluent filter, one distribution box, 300 cubic yards of absorption fill material, 160 linear feet of Presby pipe, 25 cubic yards of C-33 sand, 80 linear feet of vent pipe, remove one large tree close to the house, set the tank with a large excavator and site restoration. The lowest quote is within 10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$38,500.00.

Voice Vote, carried unanimously

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**RESOLUTION NO. 4557**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:  
SCOTT ARNOLD**

**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 Fifty-Six Thousand One Hundred Dollars (\$56,100.00); 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 eligible amount to be Fifty-Six Thousand One Hundred Dollars (\$56,100.00) 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 reimbursement of Fifty-Six Thousand One Hundred Dollars (\$56,100.00) 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 for a total not-to-exceed amount of Fifty-Six Thousand One Hundred Dollars (\$56,100.00).

**Scott Arnold Backup**

Address: 57 Minwawa Road, Tannersville, NY 12485

Town: Hunter

Bedrooms: 8

Engineer: Christopher Dichiario

Contractor: Chad Davis Contracting

2 year deadline: N/A

Homeowner and CWC staff received three quotes from unrelated contractors for \$93,500.00, \$95,000.00 and \$98,400.00. Major components of this system include a 2,500 gallon septic tank, one siphon chamber 235 linear feet of gravity pipe, one effluent filter, three distribution boxes, 900 cubic yards of absorption fill material, 780 linear feet of absorption trench, 185 linear feet of curtain drain, 62 linear feet of curtain drain outlet pipe, 240 linear feet of access road and extensive site restoration. This quote is within 10% of the estimated cost of construction. Mr. Arnold is not a full time resident therefore he is eligible for 60% funding. Staff have determined the eligible amount to be \$56,100.00. The homeowner is responsible for \$37,400.00. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$56,100.00.

**Voice Vote, carried unanimously**

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RESOLUTION NO. 4558

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:
HERMAN BOUTON**

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-Five Thousand Dollars (\$25,000.00) 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 Nine Hundred Ninety-Nine Dollars (\$29,999.00); and

WHEREAS, the contractor’s quote for this system is more than Twenty-Five Thousand Dollars (\$25,000.00); and

WHEREAS, the CWC staff have determined the contractor’s quote of Twenty-Nine Thousand Nine Hundred Ninety-Nine Dollars (\$29,999.00) 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 reimbursement of Twenty-Nine Thousand Nine Hundred Ninety-Nine Dollars (\$29,999.00) 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 Nine Hundred Ninety-Nine Dollars (\$29,999.00).

Herman Bouton Backup

Address: 3731 County Highway 36, Denver, NY 12421

Town: Roxbury

Bedrooms: 3

Engineer: John Bolger P.E.

Contractor: Jim Peters Excavating

2 year deadline: 1/25/24

Homeowner and CWC staff received a quote from a contractor in the amount of \$29,999.00. Major components of this system include a 1,000 gallon septic tank, a poly pump chamber, 28 linear feet of gravity pipe, 128 linear feet of force main, an effluent filter, one distribution box, 210 linear feet of Presby pipe, 40 cubic yards of C-33 sand, 171 linear feet of vent pipe and site restoration. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$29,999.00.

Voice Vote, carried unanimously

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**RESOLUTION NO. 4559**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:  
DEAN DAVAROS**

**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 Forty-Six Thousand Seven Hundred Thirteen Dollars and Thirty-Six Cents (\$46,713.36); 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 Forty-Six Thousand Seven Hundred Thirteen Dollars and Thirty-Six Cents (\$46,713.36) 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 reimbursement of Forty-Six Thousand Seven Hundred Thirteen Dollars and Thirty-Six Cents (\$46,713.36) 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 for a total not-to-exceed amount of Forty-Six Thousand Seven Hundred Thirteen Dollars and Thirty-Six Cents (\$46,713.36).

**Dean Davaros Backup**

Address: 653 Mill Street, Windham, NY 12496

Town: Windham

Bedrooms: 4

Engineer: Praetorius & Conrad

Contractor: G.R. Excavation

2 year deadline: 6/25/23

Homeowner and CWC staff received three quotes from unrelated contractors for \$46,713.36, \$47,131.21 and \$48,850.00. The major components include one 1250 gallon septic tank, 109 l.f. of gravity pipe, one effluent filter, one distribution box, 642 c.y. of absorption fill material, 330 l.f. of absorption trench, 51 l.f. of curtain drain, 17 l.f. of curtain drain outlet pipe, 125 l.f. of access rd., and site restoration. The lowest quote is within 10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$46,713.36.

**Voice Vote, carried unanimously**

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RESOLUTION NO. 4560

BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:
BRIAN EPSTEIN

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 Sixty-Three Thousand Three Hundred Seventy-Five Dollars (\$63,375.00); 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 Sixty-Three Thousand Three Hundred Seventy-Five Dollars (\$63,375.00) 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 reimbursement of Sixty-Three Thousand Three Hundred Seventy-Five Dollars (\$63,375.00) 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 for a total not-to-exceed amount of Sixty-Three Thousand Three Hundred Seventy-Five Dollars (\$63,375.00).

Brian Epstein Backup

Address: 2652 Margaretville Mountain Rd., Margaretville, NY 12455

Town: Middletown

Bedrooms: 4

Engineer: Steele Brook Engineering

Contractor: Lasting Impression Landscape

2 year deadline: 6/23/23

Homeowner and CWC staff received three quotes from unrelated contractors for \$63,375.00, \$69,700.00 and \$70,468.11. Major components of this system include a 1,250 gallon septic tank., one pump chamber, 58 linear feet of gravity pipe, 185 linear feet of force main, an effluent filter, one distribution box, 345 cubic yards of absorption fill material, 300 linear feet of absorption trench, 155 linear feet of improved swale, remove 22 trees, extensive brush removal, 90 linear feet of access road, setting the tanks with a large excavator, move 110 linear feet of gravel driveway, remove a walkway and stonewalls, 20 linear feet of fifteen-inch culvert and site restoration. The lowest quote is within 10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$63,375.00.

Voice Vote, carried unanimously

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**RESOLUTION NO. 4561**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:  
JUDY LAZINA**

**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 Fifty-Six Dollars and Forty Cents (\$33,956.40); 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 Fifty-Six Dollars and Forty Cents (\$33,956.40) 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 reimbursement of Thirty-Three Thousand Nine Hundred Fifty-Six Dollars and Forty Cents (\$33,956.40) 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 for a total not-to-exceed amount of Thirty-Three Thousand Nine Hundred Fifty-Six Dollars and Forty Cents (\$33,956.40).

**Judy Lazina Backup**

Address: 2155 Scotch Hill Road, Bloomville, NY 13739

Town: Kortright

Bedrooms: 2

Engineer: Steele Brook Engineering

Contractor: Lasting Impression Landscape

2 year deadline: 8/25/23

Homeowner and CWC staff received three quotes from unrelated contractors for \$33,956.40, \$37,355.00 and \$42,128.06. The major components include one 1250 gallon septic tank, one pump chamber, 58 l.f. of gravity pipe, 185 l.f. of force main, one effluent filter, one distribution box, 345 c.y. of absorption fill material, 300 l.f. of absorption trench, 155 l.f. of improved swale, 22 trees to be removed and extensive brush removal, 90 l.f. of access rd., set the tanks with a large excavator, move 110 l.f. of gravel driveway, take up a walkway and remove stone walls, 20 l.f. of 15” culvert, and site restoration. The lowest quote is within 10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$33,956.40.

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Septic Over \$25,000 – Lance Nazzaro – Tab 14

November 1, 2022

RESOLUTION NO. 4562

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:
LANCE NAZZARO**

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 Forty-Four Thousand One Hundred Dollars (\$44,100.00); 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 Forty-Four Thousand One Hundred Dollars (\$44,100.00) 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 reimbursement of Forty-Four Thousand One Hundred Dollars (\$44,100.00) 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 for a total not-to-exceed amount of Forty-Four Thousand One Hundred Dollars (\$44,100.00).

Lance Nazzaro Backup

Address: 129 Moore Hill Rd., Grahamsville, NY 12740

Town: Neversink

Bedrooms: 3

Engineer: Ward Engineering

Contractor: Dexter Construction

2 year deadline: 7/8/23

Homeowner and CWC staff received three quotes from unrelated contractors for \$44,100.00, \$48,500.00 and \$49,500.00. Major components of this system include a 1,000 gallon septic tank, a siphon chamber, 80 linear feet of gravity pipe, an effluent filter, one distribution box, 350 cubic yards of absorption fill material, 275 linear feet of absorption trench, 150 linear feet of curtain drain, ten linear feet of curtain drain outlet pipe, remove 22 trees and site restoration. The lowest quote is within 10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$44,100.00.

RESOLUTION NO. 4563

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:
DONALD PESCIOTTA**

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 Fifty-Nine Thousand Dollars (\$59,000.00); 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 Fifty-Nine Thousand Dollars (\$59,000.00) to be a reasonable cost for this system in accordance with our schedule of values; and

WHEREAS, the Septic Committee has reviewed the documentation and recommend approving the reimbursement of Fifty-Nine Thousand Dollars (\$59,000.00) as it is in substantial agreement with our schedule of values.

NOW, THEREFORE LET IT BE RESOLVED, that the CWC Board of Directors approves the eligible cost of this system for reimbursement for a total not-to-exceed amount of Fifty-Nine Thousand Dollars (\$59,000.00).

Donald Pesciotta Backup

Address: 5 Miles Road, Jewett, NY 12444

Town: Jewett

Bedrooms: 3

Engineer: Kaaterskill Associates

Contractor: Ryan Martin Excavating

2 year deadline: 2/15/24

Homeowner and CWC staff received three quotes from unrelated contractors for \$59,000.00, \$63,700.00 and \$65,000.00. The major components include one 1000 gallon septic tank, 85 l.f. of gravity pipe, one effluent filter, one distribution box, 756 c.y. of absorption fill material, 169 c.y. of random fill material, 275 l.f. of absorption trench, 120 l.f. of curtain drain, 110 l.f. of curtain drain outlet pipe, and site restoration. The lowest quote is within 10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$59,000.00.

Voice Vote, carried unanimously

RESOLUTION NO. 4564

BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:
JOHN PETRERA

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 Forty Thousand Thirty-One Dollars (\$40,031.00); 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 Forty Thousand Thirty-One Dollars (\$40,031.00) 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 reimbursement of Forty Thousand Thirty-One Dollars (\$40,031.00) 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 for a total not-to-exceed amount of Forty Thousand Thirty-One Dollars (\$40,031.00).

John Petrera Backup

Address: 420 County Highway 6, Margaretville, NY 12455

Town: Middletown

Bedrooms: 2

Engineer: Steele Brook Engineering

Contractor: Don Allen Excavating

2 year deadline: 1/21/24

Homeowner and CWC staff received three quotes from unrelated contractors for \$40,031.00, \$46,496.00 and \$48,234.00. Major components of this system include a 1,000 gallon septic tank, one siphon chamber, 153 linear feet of gravity pipe, an effluent filter, one distribution box, 150 square feet of absorption bed, 120 linear feet of curtain drain, 50 linear feet of curtain drain outlet pipe, 140 linear feet of access road, remove seven trees and site restoration. The lowest quote is within 10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$40,031.00.

Voice Vote, carried unanimously

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**Septic Over \$25,000 – Barbara Schobel - Tab 17**

**RESOLUTION NO. 4565**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:  
BARBARA SCHOBEL**

**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 Fifty-Three Thousand Five Hundred Fifty-Five Dollars (\$53,555.00); 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 Fifty-Three Thousand Five Hundred Fifty-Five Dollars (\$53,555.00) 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 reimbursement of Fifty-Three Thousand Five Hundred Fifty-Five Dollars (\$53,555.00) 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 for a total not-to-exceed amount of Fifty-Three Thousand Five Hundred Fifty-Five Dollars (\$53,555.00).

**Barbara Schobel Backup**

Address: 58 Deer Valley Road, Jewett, NY 12444  
Town: Jewett  
Bedrooms: 4  
Engineer: Steven Schildborn  
Contractor: Belgian Trucking & Excavating  
2 year deadline: 6/21/23

Homeowner and CWC staff received three quotes from unrelated contractors for \$53,555.00, \$56,250.00 and \$58,200.00. The major components include one 1250 gallon septic tank, 60 l.f. of gravity pipe, 25 l.f. of force main, one effluent filter, 91 c.y. of absorption fill material, 200 c.y. of random fill material, 3 peat modules, 75 l.f. of curtain drain, 9 trees to be removed, 160 l.f. of access rd., excavate & spread a cut/ fill, and site restoration. The lowest quote is within 10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$53,555.00.

**Voice Vote, carried unanimously**

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Septic Over \$25,000 – Anna Van Etten – Tab 18

November 1, 2022

BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:
ANNA VAN ETTEN

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-Nine Thousand Ninety-One Dollars and Thirty-Eight Cents (\$39,091.38); 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-Nine Thousand Ninety-One Dollars and Thirty-Eight Cents (\$39,091.38) 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 reimbursement of Thirty-Nine Thousand Ninety-One Dollars and Thirty-Eight Cents (\$39,091.38) 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 for a total not-to-exceed amount of Thirty-Nine Thousand Ninety-One Dollars and Thirty-Eight Cents (\$39,091.38).

Anna Van Etten Backup

Address: 500 County Route 40, Maplecrest, NY 12454
Town: Windham
Bedrooms: 2
Engineer: Praetorius & Conrad
Contractor: Blue Mountain Excavation
2 year deadline: 7/16/23

Homeowner and CWC staff received three quotes from unrelated contractors for \$39,091.38, \$42,275.18 and \$42,500.00. Major components of this system include a 1,000 gallon septic tank, 19 linear feet of gravity pipe, 21 linear feet of force main, an effluent filter, 294 cubic yards of absorption fill material, two peat modules, and remove three large trees, 35 linear feet of access road and site restoration. The lowest quote is below the estimated cost for construction. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$39,091.38.

Voice Vote, carried unanimously

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A motion to approve Tab 19 – Tab 29, Resolution No. 4567 to Resolution No. 4577 as a bundle was made Innes Kasanof and seconded by Arthur Merrill.

**RESOLUTION NO. 4567**

**BOARD APPROVAL OF ADDITIONAL FUNDS FOR SEPTIC CONSTRUCTION OVER \$25,000:  
BERNARD COHEN**

**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-Five Thousand Dollars (\$25,000.00) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

**WHEREAS**, on April 6, 2021, by Resolution Number 4021, the CWC Board approved reimbursement to Bernard Cohen in an amount not to exceed Twenty-Six Thousand One Hundred Twenty-Two Dollars and Sixty-Six Cents (\$26,122.66); and

**WHEREAS**, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the homeowner for the septic system repair in the amount of Nine Hundred Fifty-Nine Dollars and Eighty-Five Cents (\$959.85); and

**WHEREAS**, the total contractor’s invoices for this system is more than Twenty-Five Thousand Dollars (\$25,000.00); and

**WHEREAS**, CWC staff have determined the total reasonable cost of the additional work according to CWC Schedule of Values to be Nine Hundred Fifty-Nine Dollars and Eighty-Five Cents (\$959.85); and

**WHEREAS**, CWC staff have determined that Twenty-Seven Thousand Eighty-Two Dollars and Fifty-One Cents (\$27,082.51) 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-Seven Thousand Eighty-Two Dollars and Fifty-One Cents (\$27,082.51) 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 Eighty-Two Dollars and Fifty-One Cents (\$27,082.51).

**Bernard Cohen Backup**

Address: 2 Turkey Hill Road, Margaretville, NY 12455

Town: Middletown

Engineer: Rex Sanford

Contractor: Josh Construction

The project was previously approved for \$26,122.66. Due to slight variation in topography the contractor had to bring in one extra load of fill. The contractor also had to remove some extra shrubs and tree branches to install the septic tank and sewer line. The contractor has requested \$959.85 for the added work. The Septic Committee recommends that the CWC Board approves an additional reimbursement of \$959.85 for total reimbursement not to exceed \$27,082.51.

Voice Vote, carried unanimously

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Septic Over \$25,000 – Additional Cost – Ruth Defries - Tab 20

November 1, 2022

RESOLUTION NO. 4568

**BOARD APPROVAL OF ADDITIONAL FUNDS FOR SEPTIC CONSTRUCTION OVER \$25,000:
RUTH DEFRIES**

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-Five Thousand Dollars (\$25,000.00) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

WHEREAS, on November 2, 2021, by Resolution Number 4237, the CWC Board approved reimbursement to Ruth Defries in an amount not to exceed Forty Thousand Two Hundred Thirty-Eight Dollars and Eighty-Six Cents (\$40,238.86); and

WHEREAS, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the homeowner for the septic system repair in the amount of Fifteen Thousand One Hundred Dollars (\$15,100.00); and

WHEREAS, the total contractor’s invoices for this system is more than Twenty-Five Thousand Dollars (\$25,000.00); and

WHEREAS, CWC staff have determined the total reasonable cost of the additional work according to CWC Schedule of Values to be Fifteen Thousand One Hundred Dollars (\$15,100.00); and

WHEREAS, CWC staff have determined that Fifty-Five Thousand Three Hundred Thirty-Eight Dollars and Eighty-Six Cents (\$55,338.86) 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 Fifty-Five Thousand Three Hundred Thirty-Eight Dollars and Eighty-Six Cents (\$55,338.86) 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 Fifty-Five Thousand Three Hundred Thirty-Eight Dollars and Eighty-Six Cents (\$55,338.86).

Ruth Defries Backup

Address: 43 Carle Rd., Mt. Tremper, NY 12457

Town: Shandaken

Engineer: Rex Sanford

Contractor: Chad Davis Contracting

This project was previously approved for \$40,238.86. The contractor discovered a damaged eight-foot culvert that was unsafe to cross with large trucks. He leveled the top and installed large steel plates to distribute weight.

Tri-axle truckloads of fill material were dumped on one side of the culver and loaded onto a smaller dump truck to cross it. The contractor has requested \$15,100.00 for the added work. The Septic Committee recommends that the CWC Board approves an additional reimbursement of \$15,100.00 for total reimbursement not to exceed \$55,338.86.

Voice Vote, carried unanimously

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**Septic Over \$25,000 – Additional Cost – Gustavo Ferraro - Tab 21**

November 1, 2022

**RESOLUTION NO. 4569**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE  
OVER \$25,000 – ADDITIONAL COSTS:  
GUSTAVO FERRARO**

**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-Five Thousand Dollars (\$25,000) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

**WHEREAS**, CWC staff previously approved Septic Program reimbursement to Gustavo Ferraro in the amount of Twenty-Four Thousand Nine Hundred Ninety-Six Dollars (\$24,996.00); 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 Eight Thousand Nine Hundred Twenty Dollars and Thirty-Two Cents (\$8,920.32) and

**WHEREAS**, the total contractor’s invoices for this system is more than Twenty-Five Thousand Dollars (\$25,000.00); and

**WHEREAS**, the CWC staff have determined the contractor’s total invoices of Thirty-Three Thousand Nine Hundred Sixteen Dollars and Thirty-Two Cents (\$33,916.32) to be a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving the total reimbursement of Thirty-Three Thousand Nine Hundred Sixteen Dollars and Thirty-Two Cents (\$33,916.32) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Thirty-Three Thousand Nine Hundred Sixteen Dollars and Thirty-Two Cents (\$33,916.32).

**Gustavo Ferraro Backup**

Address: 88 Minew Road, Lexington, NY 12452

Town: Lexington

Engineer: Kaaterskill Associates

Contractor: K O’Hara Contracting

CWC staff previously approved reimbursement at \$24,996.00. Due to the difficulty of the site the contractor had to rent a crane to set the septic tank and flout chamber. A second sewer line was encountered and the location of the tanks had to be changed. The contractor had to fill in the already dug holes and dig new ones. The contractor has requested  $\$14,867.20 \times 60\% = \$8,920.32$  for the added work. The Septic Committee recommends that the Board approves an additional reimbursement of \$8,920.32 for total reimbursement not to exceed \$33,916.32.

**Voice Vote, carried unanimously**

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Septic Over \$25,000 – Additional Cost – William Fiedler - Tab 22

November 1, 2022

RESOLUTION NO. 4570

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE
OVER \$25,000 – ADDITIONAL COSTS:
WILLIAM FIEDLER**

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-Five Thousand Dollars (\$25,000.00) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

WHEREAS, CWC staff previously approved Septic Program reimbursement for William Fiedler in the amount of Two Thousand Nine Hundred Eighty-Nine Dollars and Twelve Cents (\$2,989.12); and

WHEREAS, CWC staff has reviewed a construction quote submitted by a contractor for the septic system repair in the amount of Forty-Four Thousand Dollars (\$44,000.00); and

WHEREAS, the contractor’s quote for this system is more than Twenty-Five Thousand Dollars (\$25,000.00); and

WHEREAS, the CWC staff have determined the contractor’s quote of Forty-Four Thousand Dollars (\$44,000.00) to be a reasonable cost for this system in accordance with our schedule of values; and

WHEREAS, the Septic Committee has reviewed the documentation and recommend approving the contractor’s quote of Forty-Four Thousand Dollars (\$44,000.00) as it is in substantial agreement with our schedule of values.

NOW, THEREFORE LET IT BE RESOLVED, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Forty Six Thousand Nine Hundred Eighty-Nine Dollars and Twelve Cents (\$46,989.12).

William Fiedler Backup

Address: 5632 Dry Brook Rd., Arkville, NY 12406

Town: Hardenburgh

Bedrooms: 3

Engineer: Rex Sanford

Contractor: Hubbell, Inc.

2 year deadline: 6/7/24

A 1,000 gallon septic tank was previously installed on an emergency basis at a cost of \$2,989.12. Most of the major components include a pump chamber, two linear feet of gravity pipe, 48 linear feet of force main, a distribution box, 350 cubic yards of absorption fill material, 240 linear feet of absorption trench, 85 linear feet of curtain drain, 35 linear feet of curtain drain outlet pipe, remove 28 trees and site restoration. The Septic Committee recommends that the Board approve additional reimbursement of \$44,000.00 for a total project cost not to exceed \$46,989.12.

Voice Vote, carried unanimously

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**Septic Over \$25,000 – Additional Cost – Elizabeth Fried – Tab 23**

November 1, 2022

**RESOLUTION NO. 4571**

**BOARD APPROVAL OF ADDITIONAL FUNDS FOR SEPTIC CONSTRUCTION OVER \$25,000:  
ELIZABETH FRIED**

**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-Five Thousand Dollars (\$25,000.00) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

**WHEREAS**, on July 6, 2021, by Resolution Number 4124, the CWC Board approved reimbursement to Elizabeth Fried in an amount not to exceed Thirty-Eight Thousand Five Hundred Eighty-Four Dollars and Twenty-Five Cents (\$38,584.25); and

**WHEREAS**, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the homeowner for the septic system repair in the amount of Three Thousand Six Hundred Ninety-Four Dollars and Eighty-One Cents (\$3,694.81); and

**WHEREAS**, the total contractor’s invoices for this system is more than Twenty-Five Thousand Dollars (\$25,000.00); and

**WHEREAS**, CWC staff have determined the total reasonable cost of the additional work according to CWC Schedule of Values to be Three Thousand Six Hundred Ninety-Four Dollars and Eighty-One Cents (\$3,694.81); and

**WHEREAS**, CWC staff have determined that Forty-Two Thousand Two Hundred Seventy-Nine Dollars and Six Cents (\$42,279.06) 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 Forty-Two Thousand Two Hundred Seventy-Nine Dollars and Six Cents (\$42,279.06) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Forty-Two Thousand Two Hundred Seventy-Nine Dollars and Six Cents (\$42,279.06).

**Elizabeth Fried Backup**

Address: 1 Mullen Road, Shandaken, NY 12480

Town: Shandaken

Engineer: Rex Sanford

Contractor: Michael Formont

The project was previously approved for \$38,584.25. When installing the new system a second cesspool was discovered and had to be pumped and decommissioned. A roof drain under the ground had to be extended 50 l.f. beyond the sewage system. The contractor has requested an additional \$1,447.50 for the added work and \$2,247.31 due to the material price increase. The Septic Committee recommends that the Board approve additional reimbursement of \$3,694.81 for a total project cost not to exceed \$42,279.06.

| <b><u>Material</u></b>  | <b><u>Amount</u></b> | <b><u>Schedule of Value</u></b> | <b><u>Invoiced Cost</u></b> | <b><u>Difference</u></b> | <b><u>Total</u></b>       |
|-------------------------|----------------------|---------------------------------|-----------------------------|--------------------------|---------------------------|
| Fill Material           | 225 CY               | \$9.39CY                        | \$13.00CY                   | \$3.61CY                 | 225CYx\$3.61CY=\$812.25   |
| Topsoil                 | 36CY                 | \$25.47CY                       | \$32.00CY                   | \$6.53CY                 | 36CYx\$6.53CY=\$235.08    |
| 1250 gallon septic tank | 1EA                  | \$1,208.20                      | \$1,830.00                  | \$621.80                 | \$621.80                  |
| Stone                   | 20.03CY              | \$13.55CY                       | \$23.00CY                   | \$9.45CY                 | 20.03CYx\$9.45CY=\$189.28 |
| Sewer & Drain           | 50LF                 | \$1.17LF                        | \$2.169LF                   | \$9.99LF                 | 50LFx\$.999LF=\$49.95     |
| SDR 35                  | 40LF                 | \$1.26LF                        | \$5.00LF                    | \$3.74LF                 | 40LFx\$3.74LF=\$149.60    |
| 4" Sch. 40              | 20LF                 | \$2.50LF                        | \$8.50LF                    | \$6.00LF                 | 20LFx\$6.00LF=\$120.00    |
| 90 degree elbow         | 1EA                  | \$3.25EA                        | \$25.70EA                   | \$22.45EA                | \$22.45                   |
| 45 degree elbow         | 2EA                  | \$2.25EA                        | \$25.70EA                   | \$23.45EA                | 2EAx\$23.45EA=\$46.90     |
| <b>Total</b>            |                      |                                 |                             |                          | \$2,247.31                |

**Voice Vote, carried unanimously**

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Septic Over \$25,000 – Additional Cost – Gregory Gruntler – Tab 24

November 1, 2022

RESOLUTION NO. 4572

BOARD APPROVAL OF ADDITIONAL FUNDS FOR SEPTIC CONSTRUCTION OVER \$25,000: GREGORY GRUNTLER

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-Five Thousand Dollars (\$25,000.00) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

WHEREAS, on May 4, 2021, by Resolution Number 4041, the CWC Board approved reimbursement to Gregory Gruntler in an amount not to exceed Thirty-Six Thousand One Hundred Sixteen Dollars and Eleven Cents (\$36,116.11); and

WHEREAS, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the homeowner for the septic system repair in the amount of Six Thousand Two Hundred Sixty-Eight Dollars and Forty Cents (\$6,268.40); and

WHEREAS, the total contractor's invoices for this system is more than Twenty-Five Thousand Dollars (\$25,000.00); and

WHEREAS, CWC staff have determined the total reasonable cost of the additional work according to CWC Schedule of Values to be Six Thousand Two Hundred Sixty-Eight Dollars and Forty Cents (\$6,268.40); and

WHEREAS, CWC staff have determined that Forty-Two Thousand Three Hundred Eighty-Four Dollars and Fifty-One Cents (\$42,384.51) 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 Forty-Two Thousand Three Hundred Eighty-Four Dollars and Fifty-One Cents (\$42,384.51) as it is in substantial agreement with our schedule of values.

NOW, THEREFORE LET IT BE RESOLVED, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Forty-Two Thousand Three Hundred Eighty-Four Dollars and Fifty-One Cents (\$42,384.51).

Gregory Gruntler Backup

Address: 722 Bostock Mountain Rd., Boiceville, NY 12412

Town: Olive

Engineer: Rex Sanford

Contractor: Eberhardt Excavation

This project was previously approved for \$36,116.11. The contractor has requested \$6,268.40 for material price increases for 60 linear feet of four-inch Schedule 40 PVC pipe, one 1,000 gallon septic tank, 80 cubic yards of stone, 215 linear feet of four-inch SDR 35 pipe, 435 cubic yards of fill material, trucking costs for 607 cubic yards of materials, 112 cubic yards of topsoil and a tank delivery surcharge. The Septic Committee recommends that the CWC Board approves an additional reimbursement of \$6,268.40 for total reimbursement not to exceed \$42,384.51.

Voice Vote, carried unanimously

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**Septic Over \$25,000 – Additional Cost – Jo Anna Harvey – Tab 25**

November 1, 2022

**RESOLUTION NO. 4573**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE**

**OVER \$25,000 – ADDITIONAL COSTS:**

**JOANNA HARVEY**

**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-Five Thousand Dollars (\$25,000) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

**WHEREAS**, CWC staff previously approved Septic Program reimbursement to JoAnna Harvey in the amount of Twenty-Three Thousand Nine Hundred Thirty Dollars and Sixty-Three Cents (\$23,930.63); 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 Seventeen Thousand Two Hundred Fifty-Seven Dollars and Ninety Cents (\$17,257.90); and

**WHEREAS**, the total contractor’s invoices for this system is more than Twenty-Five Thousand Dollars (\$25,000.00); and

**WHEREAS**, the CWC staff have determined the contractor’s total invoices of Forty-One Thousand One Hundred Eighty-Eight Dollars and Fifty-Three Cents (\$41,188.53) to be a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving the total reimbursement of Forty-One Thousand One Hundred Eighty-Eight Dollars and Fifty-Three Cents (\$41,188.53) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Forty-One Thousand One Hundred Eighty-Eight Dollars and Fifty-Three Cents (\$41,188.53).

**Jo Anna Harvey Backup**

Address: 53 Traver Hollow Road, Boiceville, NY 12412

Town: Olive

Engineer: Rex Sanford

Contractor: Eberhardt Excavation

CWC staff previously approved reimbursement at \$23,930.63. Due to unexpected extremely wet conditions the engineer requested the contractor add a 115 l.f. x 4.5 ft deep curtain drain. After the septic was completed a second septic tank was found and had to be decommissioned. Additional tree removal had to be done to make room for the curtain drain. A special crawler had to be rented and utilized to transport the material and the dose tank into the difficult site. The contractor has asked to be reimbursed \$14,139.91 for the added work and \$3,117.99 for the material price increase.

The Septic Committee recommends that the Board approve additional reimbursement of \$17,257.90 for a total project cost not to exceed \$41,188.53.

| <u>Material</u> | <u>Amount</u> | <u>Schedule of Value</u> | <u>Invoiced Cost</u> | <u>Difference</u> | <u>Total</u>            |
|-----------------|---------------|--------------------------|----------------------|-------------------|-------------------------|
| 4" Sch. 40      | 80LF          | \$2.50LF                 | \$7.09LF             | \$4.59LF          | 80LFx\$4.59LF=\$367.20  |
| Stone           | 115CY         | \$13.55CY                | \$17.80CY            | \$4.25CY          | 115CYx\$4.25CY=\$488.75 |
| 4" SDR 35       | 240LF         | \$1.26LF                 | \$3.47LF             | \$2.21LF          | 240LFx\$2.21LF=\$530.40 |

|                         |       |                         |                      |           |                           |
|-------------------------|-------|-------------------------|----------------------|-----------|---------------------------|
| Trucking                | 162CY | \$103.85HR=\$8.65per CY | \$140.00HR=\$11.67CY | \$3.02CY  | 162CYx\$3.02CY=\$489.24   |
| topsoil                 | 80CY  | \$25.47CY               | \$40.00CY            | \$14.53CY | 80CYx\$14.53CY=\$1,162.40 |
| Tank delivery surcharge | 1     |                         | \$80.00              |           | \$80.00                   |
| <b>Total</b>            |       |                         |                      |           | \$3,117.99                |

**Voice Vote, carried unanimously**

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Septic Over \$25,000 – Additional Cost – Josephine Hughes- Tab 26

November 1, 2022

RESOLUTION NO. 4574

BOARD APPROVAL OF ADDITIONAL FUNDS FOR SEPTIC CONSTRUCTION OVER \$25,000: JOSEPHINE HUGHES

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-Five Thousand Dollars (\$25,000.00) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

WHEREAS, on November 2, 2021, by Resolution Number 4237, the CWC Board approved reimbursement to Josephine Hughes in an amount not to exceed Forty-Three Thousand Nine Hundred Dollars (\$43,900.00); and

WHEREAS, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the homeowner for the septic system repair in the amount of Five Hundred Seventeen Dollars and Seventy-Eight Cents (\$517.78); and

WHEREAS, the total contractor’s invoices for this system is more than Twenty-Five Thousand Dollars (\$25,000.00); and

WHEREAS, CWC staff have determined the total reasonable cost of the additional work according to CWC Schedule of Values to be Five Hundred Seventeen Dollars and Seventy-Eight Cents (\$517.78); and

WHEREAS, CWC staff have determined that Forty-Four Thousand Four Hundred Seventeen Dollars and Seventy-Eight Cents (\$44,417.78) 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 Forty-Four Thousand Four Hundred Seventeen Dollars and Seventy-Eight Cents (\$44,417.78) as it is in substantial agreement with our schedule of values.

NOW, THEREFORE LET IT BE RESOLVED, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Forty-Four Thousand Four Hundred Seventeen Dollars and Seventy-Eight Cents (\$44,417.78).

Josephine Hughes Backup

Address: 1225 West Hubbell Hill Rd., Margaretville, NY 12455

Town: Middletown

Engineer: John Bolger P.E.

Contractor: Jim Peters Excavating

This project was previously approved for \$43,900.00. The contractor has requested \$517.78 for material price increases for one 1,250 gallon septic tank and one 1,000 gallon poly pump chamber. The Septic Committee recommends that the CWC Board approves an additional reimbursement of \$517.78 for total reimbursement not to exceed \$44,417.78.

<u>Material</u>	<u>Amount</u>	<u>Schedule of Value</u>	<u>Invoiced Cost</u>	<u>Difference</u>	<u>Total</u>
1250 gallon plastic septic tank	1	\$1,628.33EA	\$2,035.01EA	\$406.68EA	\$406.68
1000 gallon plastic pump chamber	1	\$1,178.54EA	\$1,289.64EA	\$111.10EA	\$111.10
Total					\$517.78

Voice Vote, carried unanimously

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**Septic Over \$25,000 – Additional Cost - Maskit Ronen - Tab 27**

November 1, 2022

**RESOLUTION NO. 4575**

**BOARD APPROVAL OF ADDITIONAL FUNDS FOR SEPTIC CONSTRUCTION OVER \$25,000: MASKIT RONEN**

**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-Five Thousand Dollars (\$25,000.00) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

**WHEREAS**, on May 3, 2022, by Resolution Number 4237, the CWC Board approved reimbursement to Maskit Ronen in an amount not to exceed Forty-Three Thousand Nine Hundred Thirty-Five Dollars and Twenty-Three Cents (\$43,935.23); and

**WHEREAS**, the contractor credited the CWC back Three Thousand Three Hundred Fifty-Eight Dollars and Ninety-Five Cents (\$3,358.95) for fill material he had quoted but did not need; and

**WHEREAS**, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the homeowner for the septic system repair in the amount of Six Thousand Seven Hundred Thirty-Nine Dollars and Seven Cents (\$6,739.07); and

**WHEREAS**, the total contractor’s invoices for this system is more than Twenty-Five Thousand Dollars (\$25,000.00); and

**WHEREAS**, CWC staff have determined the total reasonable cost of the additional work according to CWC Schedule of Values to be Six Thousand Seven Hundred Thirty-Nine Dollars and Seven Cents (\$6,739.07); and

**WHEREAS**, CWC staff have determined that Forty-Seven Thousand Three Hundred Fifteen Dollars and Thirty-Five Cents (\$47,315.35) 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 Forty-Seven Thousand Three Hundred Fifteen Dollars and Thirty-Five Cents (\$47,315.35) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Forty-Seven Thousand Three Hundred Fifteen Dollars and Thirty-Five Cents (\$47,315.35).

**Maskit Ronen Backup**

Address: 88 Jessop Rd., Willow, NY 12495

Town: Woodstock

Engineer: Rex Sanford

Contractor: Eberhardt Excavation

This project was previously approved for \$43,935.23. The contractor credited CWC back \$3,358.95 for fill material he had quoted but did not need. He has requested \$6,739.07 for material price increases for 100 linear feet of four-inch Schedule 40 PVC pipe, 140 cubic yards of stone, 375 linear feet of four-inch SDR 35 PVC pipe, 390 cubic yards of fill material, trucking costs for 603 cubic yards of materials and 112 cubic yards of topsoil. The Septic Committee recommends that the CWC Board approves an additional reimbursement of \$6,739.07 for total reimbursement not to exceed \$47,315.35.

**Voice Vote, carried unanimously**

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Septic Over \$25,000 – Additional Cost – Gena Somers - Tab 28

November 1, 2022

RESOLUTION NO. 4576

BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE
OVER \$25,000 – ADDITIONAL COSTS:
GENA SOMERS

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-Five Thousand Dollars (\$25,000.00) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

WHEREAS, CWC staff previously approved Septic Program reimbursement for Gena Somers in the amount of Four Thousand Eighteen Dollars and Eighty-Five Cents (\$4,018.85); and

WHEREAS, CWC staff has reviewed a construction quote submitted by a contractor for the septic system repair in the amount of Thirty-Three Thousand One Hundred Ninety-One Dollars and Seventy-Four Cents (\$33,191.74); and

WHEREAS, the contractor's quote for this system is more than Twenty-Five Thousand Dollars (\$25,000.00); and

WHEREAS, the CWC staff have determined the contractor's quote of Thirty-Three Thousand One Hundred Ninety-One Dollars and Seventy-Four Cents (\$33,191.74) 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 One Hundred Ninety-One Dollars and Seventy-Four Cents (\$33,191.74) 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-Seven Thousand Two Hundred Ten Dollars and Fifty-Nine Cents (\$37,210.59).

Gena Somers Backup

Address: 4870 Dryden Road, Walton, NY 13856

Town: Tompkins

Bedrooms: 3

Engineer: Benjamin Dates

Contractor: Dutcher Construction

2 year deadline: 6/29/23

Homeowner and CWC staff received three quotes from unrelated contractors for \$33,191.74, \$33,300.00, and \$34,110.00. This project was previously approved for \$4,018.85 for the installation of an emergency 1,000 gallon septic tank. Most of the major components include 62 l.f. of gravity pipe, one distribution box, 390 c.y. of absorption fill material, 160 l.f. of Presby pipe, 34 c.y. of C-33 sand, 50 l.f. of vent pipe, and site restoration. The low quote is within 10% of our estimated cost for construction. The Septic Committee recommends that the Board approve additional reimbursement of \$33,191.74 for a total project cost not to exceed \$37,210.59.

Voice Vote, carried unanimously

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**Septic Over \$25,000 – Additional Cost – Amerah Underwood - Tab 29**

November 1, 2022

**RESOLUTION NO. 4577**

**BOARD APPROVAL OF ADDITIONAL FUNDS FOR SEPTIC CONSTRUCTION OVER \$25,000:  
AMERAH UNDERWOOD**

**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-Five Thousand Dollars (\$25,000.00) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

**WHEREAS**, on September 7, 2021, by Resolution Number 4184, the CWC Board approved reimbursement to Amerah Underwood in an amount not to exceed Fifty Thousand Five Hundred Dollars (\$50,500.00); and

**WHEREAS**, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the homeowner for the septic system repair in the amount of Eleven Thousand Five Hundred Ten Dollars and Ninety-Nine Cents (\$11,510.99); and

**WHEREAS**, the total contractor’s invoices for this system is more than Twenty-Five Thousand Dollars (\$25,000.00); and

**WHEREAS**, CWC staff have determined the total reasonable cost of the additional work according to CWC Schedule of Values to be Eleven Thousand Five Hundred Ten Dollars and Ninety-Nine Cents (\$11,510.99); and

**WHEREAS**, CWC staff have determined that Sixty-Two Thousand Ten Dollars and Ninety-Nine Cents (\$62,010.99) 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 Sixty-Two Thousand Ten Dollars and Ninety-Nine Cents (\$62,010.99) 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 Sixty-Two Thousand Ten Dollars and Ninety-Nine Cents (\$62,010.99).

**Amerah Underwood Backup**

Address: 51 Steep Hill Road, Ashland, NY 12407

Town: Ashland

Engineer: Christopher Dichiario

Contractor: C&C Excavating

The project was previously approved for \$50,500.00. When excavating for the septic tank and pump chamber the contractor encountered rock. Instead of hammering the contractor was able to bring in additional fill material to properly cover and grade off the tanks. The contractor has asked to be reimbursed \$3,558.00 for the added work and \$7,952.99 for the material price increase.

The Septic Committee recommends that the CWC Board approves an additional reimbursement of \$11,510.99 for total reimbursement not to exceed \$62,010.99.

| <u>Material</u> | <u>Amount</u> | <u>Schedule of Value</u> | <u>Invoiced Cost</u> | <u>Difference</u> | <u>Total</u>              |
|-----------------|---------------|--------------------------|----------------------|-------------------|---------------------------|
| 4" Sch. 40      | 60LF          | \$2.50LF                 | \$6.45LF             | \$3.95LF          | 60LFx\$3.59LF=\$237.00    |
| Stone           | 120CY         | \$13.55CY                | \$15.00CY            | \$1.45CY          | 120CYx\$1.45CY=\$174.00   |
| Trucking        | 540CY         | \$103.85HR=\$8.65per CY  | \$135.00HR=\$11.67CY | \$3.02CY          | 540CYx\$3.02CY=\$1,630.80 |

|                         |       |              |              |            |                           |
|-------------------------|-------|--------------|--------------|------------|---------------------------|
| topsoil                 | 120CY | \$25.47CY    | \$35.00CY    | \$9.53CY   | 120CYx\$9.53CY=\$1,143.60 |
| 2000 Gallon Septic Tank | 1Ea   | \$2084.75    | \$2935.00    | \$850.25   | \$850.25                  |
| 2" Force main           | 295LF | \$.925LF     | \$2.26LF     | \$1.335LF  | 295LFx\$1.335LF=\$393.83  |
| 1500 Gallon pump tank   | 1EA   | \$1,510.80EA | \$1,746.00EA | \$235.20   | \$235.20                  |
| Delivery fuel surcharge | 1     |              | \$160.00     |            | \$160.00                  |
| Effluent Pump set up    | 1EA   | \$1,899.00   | \$4,950.00   | \$3,051.00 | \$3,051.00                |
| Effluent Filter         | 1EA   | \$52.69EA    | \$130.00EA   | \$77.31    | \$77.31                   |
| <b>Total</b>            |       |              |              |            | \$7,952.99                |

**Voice Vote, carried unanimously**

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A motion to approve Tab 30, Resolution No. 4578 was made by Mark Tuthill and seconded by Arthur Merrill.

Septic Over \$25,000 – Second Time Repair – John Carron – Tab 30

November 1, 2022

RESOLUTION NO. 4578

**BOARD APPROVAL OF MOA SEPTIC PROGRAM SECOND TIME REPAIR ELIGIBILITY
JOHN CARRON**

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 2:01:05 of the CWC Septic Rehabilitation and Replacement Program Rules (MOA Septic Program) Article 2A, CWC Board of Directors in consultation with the Executive Director may find a property eligible for funding of a septic or component thereof previously paid for by the CWC MOA Septic Program if ten (10) years has elapsed from date of construction completion and absent misuse by the Property owner; and

WHEREAS, the Applicant, John Carron, requested eligibility under the MOA Septic Program for a second time repair funding for their septic system; and

WHEREAS, CWC staff have confirmed that the Applicant’s septic system is currently failing or reasonably likely to fail in the near future, that more than ten years has elapsed from date of construction approval, and that the Applicant has not misused the septic system following the prior construction approval; and

WHEREAS, the Septic Committee has reviewed the documentation and recommend the CWC Board approve the Applicant’s eligibility for a second time repair funding from MOA Septic Program.

NOW, THEREFORE LET IT BE RESOLVED, that the CWC Board of Directors in consultation with the CWC Executive Director approves Applicant’s request for eligibility for second time repair funding from the MOA Septic Program.

John Carron Backup

Mr. Carron’s residence is in the Town of Delhi. This project was paid for in 2007 under our Priority 4 Program. Despite extremely dry conditions, the area above the Eljen mats is very wet and spongy with a strong septic odor coming from the area. The homeowner has had pump outs done on the system in 2016 and 2022. CWC Septic Committee recommend the CWC Board of Directors approve John Carron’s eligibility for a second time repair funded by the MOA Septic Program.

Voice Vote, carried unanimously

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A motion to approve Tab 31, Resolution No. 4579 was made by Arthur Merrill and seconded by Innes Kasanof.

**Septic Program Rule Change - Tab 31**

November 1, 2022

**RESOLUTION NO. 4579**

**MOA SEPTIC PROGRAM RULES AMENDMENT**

**WHEREAS**, the Catskill Watershed Corporation (CWC) is a not-for-profit local development corporation, whose purposes include the administration of certain programs established by the 1997 New York City Watershed Memorandum of Agreement; and

**WHEREAS**, CWC administers the Septic Rehabilitation and Replacement Program (the Septic Program), a continuation of the Septic Rehabilitation and Replacement Program established by the Watershed MOA Paragraph 124; and

**WHEREAS**, pursuant to Resolution 276, on June 22, 1999, the CWC Board of Directors adopted Septic Program Rules Article 2A to provide for the administration of the Septic Program with eligibility based upon certain geographic priority areas with the portion of the New York City Watershed West of the Hudson River (West of Hudson Watershed); and

**WHEREAS**, by Resolution 4501, the CWC Board approved an amendment to the Septic V Program Agreement confirming funding for sewer connections and extensions; and

**WHEREAS**, the CWC Septic Committee recommends that the CWC Board of Directors adopt the Septic Program Rule Amendment in Attachment A to provide processes for approval of sewer connections and sewer extensions as well as other changes to the Program Rules including proof of primary residency..

**NOW THEREFORE BE IT RESOVLED**, that the CWC Board of Directors adopts the amendments to the CWC Septic Programs Rule Article 2A as provided in Attachment A.

**NOW, THEREFORE LET IT BE FURTHER RESOLVED**, that CWC Septic Program Rules may be amended by the CWC Board of Directors, in consultation with NYCDEP.

**Voice Vote, carried unanimously**

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A motion to approve Tab 32, Resolution No. 4580 was made by Innes Kasanof and seconded by Thomas Hoyt.

Future Stormwater – Onteora Club – Construction Cost – Tab 32

November 1, 2022

RESOLUTION NO. 4580

**BOARD REVIEW OF
CWC FUTURE STORMWATER PROGRAM APPLICATION FOR
ONTEORA CLUB: STORMWATER CONTROLS**

WHEREAS, Section 128(c)(i) of the 1997 New York City Watershed Memorandum of Agreement (MOA) 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, the CWC in consultation with New York City Department of Environmental Protection (NYCDEP) established the Future Stormwater Program (Program) that provides for reimbursement or voucher for eligible stormwater projects; and

WHEREAS, the Future Stormwater Program Rules require that each application, with all documentation and staff recommendations shall be presented to the Board of Directors for approval of funding; and

WHEREAS, Onteora Club, has applied to the CWC Future Stormwater Program for one-half of 50% reimbursement of eligible construction costs for stormwater controls for a Subdivision in the amount of Ninety Thousand, Eight Hundred Thirty-Five Dollars and Fifteen Cents (\$90,835.15); and

WHEREAS, the Future Stormwater/MOA 145 Program Rules require that the CWC Board of Directors shall review and approve each application, with attached documentation and staff recommendations; and

WHEREAS, CWC staff recommended reimbursement from CWC Future Stormwater Program of eligible stormwater costs for an amount of Ninety Thousand, Eight Hundred Thirty-Five Dollars and Fifteen Cents (\$90,835.15); and

WHEREAS, the CWC Wastewater/Stormwater Committee recommends that the applications be approved by the CWC Board of Directors.

NOW, THEREFORE, LET IT BE RESOLVED, that the CWC Board of Directors has reviewed the staff recommendation and supporting documentation and approves reimbursement from the Future Stormwater Program in the total not-to-exceed amount of Ninety Thousand, Eight Hundred Thirty-Five Dollars and Fifteen Cents (\$90,835.15) for construction costs of stormwater controls for a Subdivision.

Future Stormwater/MOA 145: Onteora Club

Program: Future Stormwater/MOA 145

Entity Classification: Subdivision
Address: Cranberry Road, Tannersville, NY 12485
Engineer: Cedarwood Engineering Services, PLLC
Contractor: Kevin Thompson Excavating and Trucking

Project Description: Peter Kaplan on behalf of the property owner submitted an application on July 27, 2022 for an amount not to exceed \$363,340.60 representing costs of construction of stormwater controls. This project consist of constructing an unpaved access road to a 57.84 acre subdivision in Tannersville N.Y. There will be four lots ranging in size from 0.8 acres to 1.7 acres and nine lots larger lots ranging in size from 5.1 to 6.4 acres. The NYCDEP issued SWPPP approval on May 6, 2021. Stormwater measures will include raingardens for each individual house as well as two bio-retention areas, two stormwater management ponds and a raingarden to treat runoff from the access road. There are NYSDEC required stormwater measures for this project, therefore the applicant has selected for 50% reimbursement for all stormwater costs associated with the construction of this project, for a total of \$181,670.30. Funding for this project comes 50% from the Future Stormwater Program and 50% from the MOA 145 Program.

Recommended Future Stormwater Funding not-to-exceed: \$90,835.15
Recommended MOA 145 Funding not-to-exceed: \$90,835.15

Voice Vote, carried unanimously

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A motion to approve Tab 33, Resolution No. 4581 was made by Thomas Hoyt and seconded by Innes Kasanof.

**MOA 145 – Onteora Club – Construction Cost – Tab 33**

November 1, 2022

**RESOLUTION NO. 4581**

**BOARD REVIEW OF**  
**CWC MOA 145 PROGRAM APPLICATION FOR**  
**ONTEORA CLUB; STORMWATER CONTROLS**

**WHEREAS**, Section 128(c)(i) of the 1997 New York City Watershed Memorandum of Agreement (MOA) 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 costs required solely by the New York City Department of Environmental Protection (“NYCDEP”) and not otherwise required by State or federal law NYCDEP will fund 50% of the incremental costs of stormwater measures required solely by the Watershed Regulations for a small businesses as defined as resident in New York State, independently owned and operated, and employ one hundred (100) or less individuals; and

**WHEREAS**, by Resolution Number 3261, the CWC Board of Directors approved an agreement with NYCDEP for funding for CWC to enable CWC to administer the MOA 145 Stormwater Program for NYCDEP; and

**WHEREAS**, Onteora Club, has applied to the CWC MOA 145 Program for one-half of 50% reimbursement of eligible construction costs for stormwater controls for a subdivision in the amount of Ninety Thousand, Eight Hundred Thirty- Five Dollars and Fifteen Cents (\$90,835.15); and

**WHEREAS**, the Future Stormwater/MOA 145 Program Rules require that the CWC Board of Directors shall review and approve each application, with attached documentation and staff recommendations; and

**WHEREAS**, CWC staff recommended reimbursement from the MOA 145 Program of eligible stormwater costs for an amount not-to-exceed Ninety Thousand, Eight Hundred Thirty-Five Dollars and Fifteen Cents (\$90,835.15); and

**WHEREAS**, the CWC Wastewater/Stormwater Committee recommends that the application be approved by the CWC Board of Directors.

**NOW, THEREFORE, LET IT BE RESOLVED**, that the CWC Board of Directors has reviewed the staff recommendation and supporting documentation and approves reimbursement from the MOA 145 Program in the total not-to-exceed amount of Ninety Thousand, Eight Hundred Thirty-Five Dollars and Fifteen Cents (\$90,835.15); for construction costs of stormwater controls for a Subdivision.

**Future Stormwater/MOA 145: Oteora Club**

Program: Future Stormwater/MOA 145  
Entity Classification: Subdivision  
Address: Cranberry Road, Tannersville, NY 12485  
Engineer: Cedarwood Engineering Services, PLLC  
Contractor: Kevin Thompson Excavating and Trucking

Project Description: Peter Kaplan on behalf of the property owner submitted an application on July 27, 2022 for an amount not to exceed \$363,340.60 representing costs of construction of stormwater controls. This project consist of constructing an unpaved access road to a 57.84 acre subdivision in Tannersville N.Y. There will be four lots ranging in size from 0.8 acres to 1.7 acres and nine lots larger lots ranging in size from 5.1 to 6.4 acres. The NYCDEP issued SWPPP approval on May 6, 2021. Stormwater measures will include raingardens for each individual house as well as two bio-retention areas, two stormwater management ponds and a raingarden to treat runoff from the access road. There are NYSDEC required stormwater measures for this project, therefore the applicant has selected for 50% reimbursement for all stormwater costs associated with the construction of this project, for a total of \$181,670.30. Funding for this project comes 50% from the Future Stormwater Program and 50% from the MOA 145 Program.

**Recommended Future Stormwater Funding not-to-exceed: \$90,835.15**  
**Recommended MOA 145 Funding not-to-exceed: \$90,835.15**

***Voice Vote, carried unanimously***

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A motion to approve Tab 34, Resolution No. 4582 was made by Richard Parete and seconded by Arthur Merrill.

Future Stormwater – O&M – Jeannie Antus Koncar – Tab 34

November 1, 2022

RESOLUTION NO. 4582

FUTURE STORMWATER PROGRAM
OPERATION AND MAINTENANCE
JEANNINE ANTUS KONCAR

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

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

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

WHEREAS, on April 3, 2018, by Resolution Number 3261, the CWC Board of Directors authorized to execute the MOA 145 Stormwater 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 MOA 145 Stormwater Program on the terms and conditions set forth in the 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.

WHEREAS, by Resolution Numbers #2803, #2847, #2936, #2949 and #3160, the CWC Board of Directors previously approved applications by Christopher Barber for funding of eligible costs of designing and constructing a SWPPP for a total not-to-exceed amount of Forty-Five Thousand Eighty-Five Dollars and Twenty-Seven Cents \$45,085.27; and

WHEREAS, Christopher Barber sold his property to Jeannine Antus Koncar; and

WHEREAS, Jeannine Antus Koncar, has applied to the CWC Future Stormwater Program for reimbursement of eligible operation and maintenance costs for stormwater controls in the amount of Eleven Thousand Five Hundred Ten Dollars (\$11,510.00); and

WHEREAS, the Future Stormwater/MOA 145 Program Rules require that the CWC Board of Directors shall review and approve each application, with attached documentation and staff recommendations; and

WHEREAS, CWC staff recommended reimbursement from CWC Future Stormwater Programs of eligible stormwater operation and maintenance costs for an amount of Eleven Thousand Five Hundred Ten Dollars (\$11,510.00); and

WHEREAS, the CWC Wastewater/Stormwater Committee recommends that the applications be approved by the CWC Board of Directors.

NOW, THEREFORE, LET IT BE RESOLVED, that the CWC Board of Directors has reviewed the staff recommendation and supporting documentation and approves reimbursement from the Future Stormwater Program in the total not-to-exceed amount of Eleven Thousand Five Hundred Ten Dollars (\$11,510.00) for operation and maintenance costs of stormwater controls for Jeannine Antus Koncar.

Jeannine Antus Koncar:

Program: Future Stormwater

Address: 12 Lauren Lane Windham, NY

Engineer: Kaaterskill Associates

On December 28, 2012 NYC DEP approved a Stormwater Pollution Prevention Plan (SWPPP) for a project located at 12 Lauren Lane in Windham NY. At the time of approval the owner was a developer who built a residence but did not install the stormwater practices. The site was sold to Chris Barber who received NYC DEP SWPPP revision approval on March 25, 2016. **The Stormwater project completed on this property consisted of two rain gardens and gutters.** The CWC Board of Directors previously approved resolutions #2803, #2847, #2936, #2949 for an up to amount of \$40,085.27 for design and construction of implementing

the revised SWPPP and resolution #3160 for \$5,000 for operation and maintenance costs for two years. The property was sold to Jeannine Antus Koncar who submitted an application on September 14, 2022 for an amount not to exceed \$11,510.00 for 5 years of operation and maintenance costs to maintain the constructed stormwater controls. The CWC recommends reimbursement of up to \$11,510.00 to Jeannine Antus Koncar for operation and maintenance costs associated with maintaining a SWPPP solely required by NYC Watershed Regulations.

Recommended Future Stormwater O&M Funding Request not to exceed \$11,510.00

Voice Vote, carried unanimously

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A motion to approve Tab 35, Resolution No. 4583 was made by Innes Kasanof and seconded by Thomas Hoyt.

**Stormwater Retrofit – Town of Jewett – Tab 35**

November 1, 2022

**RESOLUTION NO. 4583**

**BOARD REVIEW OF STORMWATER RETROFIT PROGRAM APPLICATION  
FOR THE TOWN OF JEWETT STORMWATER IMPROVEMENTS PROJECT**

**WHEREAS**, Paragraph 125 of the 1997 New York City Watershed Memorandum of Agreement (“MOA”) directs the Catskill Watershed Corporation (“CWC”) to establish a program to pay the costs to design, permit, maintain, implement and construct Stormwater Best Management Practices (BMP’s) to address existing stormwater runoff in concentrated areas of impervious surface in West of Hudson Watershed to the extent such BMP’s are necessary to correct or reduce existing erosion and/or pollutant loading; and

**WHEREAS**, by Resolution Number 265, the CWC Board of Directors established the Stormwater Retrofit Program “Program” Rules that provides for payment of eligible project costs; and

**WHEREAS**, pursuant to the CWC Program Rules as adopted by the CWC Board of Directors, the CWC staff and NYCDEP staff must evaluate grant requests and issue funding recommendations to the CWC Wastewater Committee, which shall issue recommendations to the CWC Board of Directors; and

**WHEREAS**, the Town of Jewett with assistance from SLR Engineering, Landscape Architecture, and Land Surveying, PC, has submitted a Stormwater Retrofit application for the Jewett Municipal Facility Project; and

**WHEREAS**, CWC and NYCDEP staff have jointly reviewed and recommend the Jewett Municipal Facility Project for funding as detailed in the application dated August 24, 2022 requesting Twenty Two Thousand Three Hundred Fifty Dollars (\$22,350) and have presented their recommendations to the CWC Wastewater Committee; and

**WHEREAS**, the CWC Wastewater Committee has reviewed and recommended the proposal as detailed in the application dated August 24 2022; and

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

**NOW, THEREFORE, LET IT BE RESOLVED**, the CWC Board of Directors approves funding as per the attached funding limits totaling Twenty Two Thousand Three Hundred Fifty Dollars (\$22,350) and waives the requirement of a local match.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of grants by the CWC Board of Directors constitutes a preliminary decision under the 1997 Watershed Memorandum of Agreement and the decision will become final without any further action by the CWC Board of Directors unless an objection is timely filed with the Watershed Protection and Partnership Council.

**Town of Jewett – Jewett Municipal Facility**

**Program:** Retrofit

**Address:** County Route 23, Jewett, NY

**Engineer:** SLR Engineering, Landscape Architecture, and Land Surveying, PC (SLR)

**Project Description:**

On August 24, 2022 CWC received an application from the Town of Jewett for their Municipal Facilities located along County Route 23 in Jewett, New York. The application addresses the conceptual design phase for an up-to amount of \$22,350. NYC DEP application approval was received on September 7, 2022. The town hall and highway garage complex are prone to runoff from multiple sources due to inadequate stormwater controls surrounding the buildings and the variable overland flow paths that contribute to runoff accumulation. The town highway garage has been particularly damaged due to its first-floor level being below the surrounding grade, making it the preferential flow path for runoff that spill across Route 23C during rain events. The scope of work for the conceptual design phase includes improving stormwater collection at the site through properly designed BMPs and minimizing water quality impacts to nearby waterways from impervious surfaces and inadequate stormwater conveyance at the site. The Town of Jewett has requested that SLR Engineering, Landscape Architecture, and Land Surveying, PC (SLR) to develop contract documents for this stormwater retrofit project. It is expected this concept design will lead to an additional funding application for preliminary and final designs to be completed around August 2023. The CWC recommends reimbursement of up to \$22,350 to the Town of Jewett for conceptual design costs associated with retrofitting their municipal facilities with stormwater best management practices.

**Recommended Retrofit Funding not-to-exceed \$22,350**

***Voice Vote, carried unanimously***

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A motion to approve Tab 36, Resolution No. 4584 was made by Thomas Snow and seconded by Thomas Hoyt.

FHMIP – Town of Shandaken – Town Hall – Feasibility Study – Tab 36

November 1, 2022

RESOLUTION NO. 4584

FLOOD HAZARD MITIGATION IMPLEMENTATION PROGRAM
PROPERTY PROTECTION MEASURES – FEASIBILITY STUDY
SHANDAKEN TOWN HALL

WHEREAS, the Catskill Watershed Corporation (CWC) is a not-for-profit corporation established to administer Watershed Protection and Partnership Programs as more fully described herein; and

WHEREAS, ninety percent of New York City’s water supply originates in the Catskill Mountain region from an area commonly referred to as the West of Hudson portion of the watershed of the New York City water supply (the “West of Hudson Watershed” or “Watershed”), which spans over 1,600 square miles and portions of five counties, forty-one towns, and eight villages; and

WHEREAS, the CWC, City of New York (City), all municipalities in the West of Hudson Watershed, New York State, the federal Environmental Protection Agency, and several environmental organizations recognized that the goals of drinking water protection and economic vitality within the West of Hudson Watershed communities are not inconsistent and under the 1997 New York City Watershed Memorandum of Agreement (“Watershed MOA”) agreed to cooperate in the development and implementation of watershed protection programs that maintain and enhance the quality of the City’s drinking water supply system and the economic and social character of the West of Hudson Watershed communities; and

WHEREAS, extensive flooding resulting from tropical storms Irene and Lee in, August and September 2011, respectively, caused catastrophic losses in certain towns and villages within the West of Hudson Watershed which affected the economic and social character of certain West of Hudson watershed communities and adversely impacted water quality in the West of Hudson Watershed; and

WHEREAS, as a condition of the 2014 Mid-Term Filtration Avoidance Determination Review, New York City Department of Environmental Protection (NYCDEP) has agreed to fund a Flood Hazard Mitigation Implementation Program to reduce repetitive flood losses that also pose a threat to water quality during storm events; and

WHEREAS, on March 4, 2014, by Resolution Number 2439, the CWC Board of Directors agreed to serve as program manager of such a program to be referred to as the CWC Flood Hazard Mitigation Implementation Program (the “Program”) and approved a Program Agreement with the City; and

WHEREAS, on May 6, 2014, by Resolution Number 2460, the CWC Board of Directors approved program rules for the CWC Flood Hazard Mitigation Program (the “Program Rules”); and

WHEREAS, the Town of Shandaken completed a local flood analysis for the hamlet of Allaben and such analysis recommended the Town Offices be relocated and also that structures vulnerable to flooding be improved to mitigate such flooding; and

WHEREAS, by Resolution 2987 on December 6, 2016, the CWC Board of Directors approved an application by the Town of Shandaken in an amount not to exceed One Hundred Fourteen Thousand Dollars (\$114,000.00) for purchase of real property within the Town to relocate the Town Hall and Town Highway Garage on the condition, pursuant to the Program Rules that if the construction of the relocation is not completed within five years the Property title will revert to CWC; and

WHEREAS, the Town of Shandaken informed CWC that the grant funding from other sources was not sufficient to complete relocation of the Town Hall and Highway Garage and deeded the property known as 5605 State Route 28 in the hamlet of Mt. Tremper (“the Property”) to CWC on June 23, 2020; and

WHEREAS, by Resolution 3953, the CWC Board of Directors authorized the listing for sale of the Property with Coldwell Banker for a period of six months to assist in the marketing and sale of such real property, with sale proceeds returned to CWC Flood Hazard Mitigation Implementation Program Account; and

WHEREAS, by Resolution 4000, the CWC Board of Directors authorized the sale of 5605 State Route 28 to Woodland Playhouse, LLC in the amount of One Hundred Thousand Dollars (\$100,000.00),

WHEREAS, the Town of Shandaken submitted an application to CWC for a feasibility study to mitigate potential flood damage through structural improvements to the Shandaken Town Hall for an amount not to exceed Five Thousand Dollars (\$5,000.00); and

WHEREAS, CWC Stormwater Committee recommends the CWC Board approve the application of Town of Shandaken for a feasibility study to examine flood mitigation the Shandaken Town Hall in an amount not to exceed Five Thousand Dollars (\$5,000.00).

NOW, THEREFORE BE IT RESOLVED, that the CWC Board of Directors the CWC Board approve the application of the Town of Shandaken for a feasibility study to flood mitigation for the Shandaken Town Hall in an amount not to exceed Five Thousand Dollars (\$5,000.00).

NOW, THEREFORE BE IT FURTHER RESOLVED, approval of FHMIP funding by the CWC Board of Directors constitutes a preliminary decision under the 1997 Watershed Memorandum of Agreement and the decision will become final without any further action by the CWC Board of Directors unless an objection is timely filed with the Watershed Protection and Partnership Council.

Voice Vote, carried unanimously

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A motion to approve Tab 37, Resolution No. 4585 was made by Joseph Cetta and seconded by Allen Hinkley.

**FHMIP – Town of Shandaken – Plank Road – Demolition – Tab 37**

November 1, 2022

**RESOLUTION NO. 4585**

**BOARD APPROVAL OF FLOOD HAZARD MITIGATION IMPLEMENTATION PROGRAM  
DEMOLITION OF STRUCTURE LOCATED IN TOWN OF SHANDAKEN, ULSTER COUNTY**

**WHEREAS**, the Catskill Watershed Corporation (CWC) is a not-for-profit corporation established to administer Watershed Protection and Partnership Programs as more fully described herein; and

**WHEREAS**, ninety percent of New York City’s water supply originates in the Catskill Mountain region from an area commonly referred to as the West of Hudson portion of the watershed of the New York City water supply (the “West of Hudson Watershed” or “Watershed”), which spans over 1,600 square miles and portions of five counties, forty-one towns, and eight villages; and

**WHEREAS**, the CWC, City of New York (City), all municipalities in the West of Hudson Watershed, New York State, the federal Environmental Protection Agency, and several environmental organizations recognized that the goals of drinking water protection and economic vitality within the West of Hudson Watershed communities are not inconsistent and under the 1997 New York City Watershed Memorandum of Agreement (“Watershed MOA”) agreed to cooperate in the development and implementation of watershed protection programs that maintain and enhance the quality of the City’s drinking water supply system and the economic and social character of the West of Hudson Watershed communities; and

**WHEREAS**, extensive flooding resulting from tropical storms Irene and Lee in, August and September 2011, respectively, caused catastrophic losses in certain towns and villages within the West of Hudson Watershed which affected the economic and social character of certain West of Hudson watershed communities and adversely impacted water quality in the West of Hudson Watershed; and

**WHEREAS**, as a condition of the 2014 Mid-Term Filtration Avoidance Determination Review, New York City Department of Environmental Protection (NYCDEP) has agreed to fund a Flood Hazard Mitigation Implementation Program to reduce repetitive flood losses that also pose a threat to water quality during storm events, and assistance in the City funded Flood Buyout Program (City FBO); and

**WHEREAS**, on March 4, 2014, by Resolution Number 2439, the CWC Board of Directors agreed to serve as program manager of such a program to be referred to as the CWC Flood Hazard Mitigation Implementation Program (the “Program”) and approved a Program Agreement with the City; and

**WHEREAS**, the Town of Shandaken approved NYCDEP Funded Flood Buyout Program purchase of certain property in the Town known as 718 and 762 Plank Road; and

**WHEREAS**, CWC issued a request for proposal for demolition of the structures at 718 and 762 Plank Road, and such bids were due on October 27, 2022; and

**WHEREAS**, the CWC Wastewater Committee has recommended the CWC Board of Directors to enter into an agreement with Tweedie Construction Services Inc., the lowest responsible bidder, for Forty-Seven Thousand Dollars (\$47,000.00).

**NOW, THEREFORE BE IT RESOLVED**, that the CWC Board of Directors agree to enter in an agreement with Tweedie Construction Services Inc. for Forty-Seven Thousand Dollars (\$47,000.00) for demolition of the structures for the NYCDEP funded Flood Buyout Property in the Town of Shandaken.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of funding by the CWC Board of Directors constitutes a preliminary decision under the 1997 Watershed Memorandum of Agreement and the decision will become final without any further action by the CWC Board of Directors unless an objection is timely filed with the Watershed Protection and Partnership Council.

**Voice Vote, carried unanimously**

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A motion to approve Tab 38, Resolution No. 4586 was made by Arthur Merrill and seconded by James Eisel.

Executive Director’s Compensation – Tab 38

November 1, 2022

RESOLUTION NO. 4586

EXECUTIVE DIRECTOR COMPENSATION

WHEREAS, pursuant to the Catskill Watershed Corporation (CWC) Personnel Policies and Procedures, Article 3, the CWC Board of Directors is responsible for hiring the Executive Director; and

WHEREAS, the CWC Finance Committee recommends that the CWC Board of Directors set the salary of the current Executive Director to One Hundred Thirty-Six Thousand Two Hundred Sixty Dollars (\$136,260.00) annually and further recommends that said salary take effect beginning on January 1, 2023.

NOW THEREFORE BE IT RESOLVED, that the CWC Board of Directors directs the CWC Executive Director and CWC Finance Director to set the salary of the current CWC Executive Director at One Hundred Thirty-Six Thousand Two Hundred Sixty Dollars (\$136,260.00) per annum to be paid in bi-weekly increments pursuant to CWC Personnel Policies and Procedures and that said salary is to take effect beginning on January 1, 2023.

Voice Vote, carried unanimously

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A motion to approve Tab 39, Resolution No. 4587 was made by James Eisel and seconded by Innes Kasanof.

**2023 Fiscal Year Budget – Tab 39**

November 1, 2022

**RESOLUTION NO. 4587**

**ADOPTION OF CATSKILL WATERSHED CORPORATION  
OPERATING/PROGRAM BUDGET**

**FOR FISCAL YEAR 2023**

**WHEREAS**, the Finance Committee has prepared a budget for Catskill Watershed Corporation (CWC) for the period commencing January 1, 2023 through December 31, 2023; and

**WHEREAS**, the Finance Committee recommends for adoption the proposed budget to the full Board of Directors; and

**WHEREAS**, the total budgeted appropriations have been allocated to the various programs, such as Operating, Septic Program V, etc., by category as indicated below; and

**WHEREAS**, the appropriations to the following budget categories may be transferred between the categories as indicated below without prior Board approval:

Program Expenses, Occupancy Expenses, Advertising & Printing, Office Supplies, Communications, Grants & Reimbursements, Travel, Conferences & Seminars, Insurance, Repairs & Maintenance, Subscriptions & Publications, Professional Fees, Administration Allocation, Depreciation, Dues, Licenses, & Memberships, Miscellaneous Expense, Contingency, Loan/Fixed Assets.

**NOW, THEREFORE BE IT RESOLVED** that the CWC Board of Directors approves the 2023 fiscal year budget of Fifty-Nine Million Five Hundred Sixty Thousand Seven Hundred Forty-One Dollars (\$59,560,741.00) presented.

**NOW THEREFORE LET IT BE FURTHER RESOLVED** that the CWC Board of Directors authorized the Executive Director, in accordance with all other CWC policies and procedures, to incur expenses up to the amount set forth in the attached budget.

**NOW THEREFORE LET IT BE FURTHER RESOLVED** that the CWC Board of Directors authorizes the Executive Director to reallocate funds between specific budgets and categories but may not exceed the total approved budget amount without prior Board approval.

**Voice Vote, carried unanimously**

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A motion to approve Tab 40, Resolution No. 4588 was made by James Eisel and seconded by Richard Parete.

2023 Tax Consulting Budget – Tab 40

November 1, 2022

RESOLUTION NO. 4588

**ADOPTION OF CATSKILL WATERSHED CORPORATION
TAX CONSULTING BUDGET
FOR FISCAL 2023**

WHEREAS, the Finance Committee of the Catskill Watershed Corporation (CWC) has prepared a projected budget for CWC’s Tax Consulting program expenditures from January 1, 2023 through December 31, 2023; and

WHEREAS, the Finance Committee recommends for adoption the projected Tax Consulting program budget of One Hundred Seventy-Eight Thousand Five Hundred Fifty-Two Dollars (\$178,552.00) to the full Board of Directors.

NOW, THEREFORE BE IT RESOLVED that the CWC Board of Directors approves the 2023 projected Tax Consulting program budget as presented.

NOW, THEREFORE BE IT FURTHER RESOLVED, that the CWC Board of Directors authorized the Executive Director, in accordance with all other CWC policies and procedures, to incur expenses up to the projected program budget amounts.

Voice Vote, carried unanimously

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A motion to enter into execution session was made by Innes Kasanof and seconded by James Eisel, the Board approved entering with Jason Merwin, Timothy Cox, and CWC Economic staff, to discuss loan applications.

A motion to exit out of execute session and resume the regular meeting was made by James Eisel and second by Alicia Terry.

A motion to approve Tab 41, Resolution No. 4589 by James Sofranko and seconded by Richard Parete.

**CFF – Business Loan – Brussel Sprouts LLC – Tab 41**

November 1, 2022

**RESOLUTION NO. 4589**  
**APPROVAL OF BRUSSEL SPROUTS LLC**  
**BUSINESS LOAN**

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

**WHEREAS**, on May 24, 2005, by Resolution Number 850, the CWC Board of Directors approved a loan to Faiga A. Brussel in the amount of One Hundred Ten Thousand Dollars (\$110,000.00); and

**WHEREAS**, on July 5, 2016, by Resolution Number 2914, the CWC Board of Directors approved a loan to Faiga A. Brussel in the amount of One Hundred Thousand Dollars (\$100,000.00); and

**WHEREAS**, Faiga A. Brussel, formed a real estate holding company, Brussel Sprouts LLC, who has applied for a Three Hundred Thousand Dollar (\$300,000.00) loan for a term of twenty (20) years, at a rate of four and one hundred twenty-five thousandths percent (4.125%), adjustable every five years to the CWC rate in effect at that time, to be amortized in equal monthly payments, such that the outstanding principal is fully paid on the last payment date, for the refinance of existing debt and renovation of 53 Main Street, Delhi, NY; and

**WHEREAS**, pursuant to the CFF Program rules the CWC Staff has reviewed a completed CWC Loan application for Faiga A. Brussel; and

**WHEREAS**, pursuant to the CFF Program rules the CWC Loan Committee has reviewed an underwriting report for Brussel Sprouts LLC; and

**WHEREAS**, the CWC Loan Committee has recommended approval of the CWC Loan application from Brussel Sprouts LLC, waiving Rule 1:05:06 the Loan Maturity requirement; and

**WHEREAS**, the CWC Loan Committee further recommends waiving the requirement of a participating lender pursuant to CFF Program Rules section 1:05:02 because in the opinion of CWC staff only a 1st lien position adequately protects the interests of CWC; and

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

**WHEREAS**, the Executive Director, pursuant to the CFF Program rules, has evaluated and determined that this loan meets the criteria for a qualified economic development project, and said recommendation is attached hereto and made a part hereof; and

**WHEREAS**, pursuant to the CFF Program Contract a condition of CFF loans (and grants) is that the recipient shall comply with all applicable provisions of the New York City Watershed regulations, as well as other applicable laws, rules and regulations; and

**WHEREAS**, prior to closing on this loan, all applicable approvals will have been received by the applicant; and

**WHEREAS**, pursuant to the CFF Program rules only the CWC Board of Directors may make an award from the CFF to an applicant.

**NOW, THEREFORE BE IT RESOLVED**, the CWC Board determines that the Brussel Sprouts LLC loan application meets the CWC CFF qualified economic development criteria and approves of the application in the amount of Three Hundred Thousand Dollars (\$300,000.00), for a term of twenty (20) years, at a rate of four and one hundred twenty-five thousandths percent (4.125%), adjustable every five years to the CWC rate in effect at that time, to be amortized in equal monthly payments, such that the outstanding principal is fully paid on the last payment date and waives the requirement of a participating lender pursuant to CFF Program Rules section 1:05:02 and 1:05:06.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, the CWC staff is authorized and directed to issue a commitment letter informing the borrower of its intention to issue the loan subject to compliance with all applicable provisions of the New York City Watershed regulations as well as other applicable laws, rules and regulations, completion of the necessary documents, the right of objection and staff is directed to develop the loan agreement, promissory notes and other documentation necessary to effectuate this loan in a form agreed upon by CWC.

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

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of an application by the Board constitutes a preliminary decision under the MOA. The decision will become final without any further action by the Board unless an objection is timely filed with the Watershed Protection and Partnership Council.

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

##### **Purpose: To review the CWC Loan Application of Brussel Sprouts LLC**

The Executive Director of the CWC makes the following evaluation concerning a REDI Fund Loan to Brussel Sprouts LLC located in the Town of Delhi, NY. Evaluation is based on the Evaluation Criteria established in the Catskill Fund for the Future Program Rules, approved on August 22, 2001 by the CWC Board of Directors.

1. Based on due inquiry to the NYSDEC, the NYCDEP and to the best of CWC's knowledge, the property at 53 Main Street, Delhi, NY, owned by Brussel Sprouts LLC, is presently in compliance with all applicable environmental statutes and regulations.

2. Based on due inquiry to the NYSDEC, the NYCDEP and to the best of CWC's knowledge, the property at 53 Main Street, Delhi, NY, owned by Brussel Sprouts LLC, is not subject to any enforcement actions by any regulatory agency.
3. (a) To the best of CWC's knowledge, the project is consistent with historic land use patterns, available infrastructure and sensitivity to the need for water quality protection.
  - (i) Brussel Sprouts LLC will refinance debt and renovate the building at 53 Main Street, Delhi, NY.
  - (ii) The project is located in the Town of Delhi.
  - (iii) The project will utilize a municipal sewage system.
  - (iv) The project appears to present no threat to water quality.
  - (v) The project appears to generate no materials with the potential to degrade water quality that are not pretreated prior to release.
  - (vi) Based on NYCDEP the project is not in the 60 day travel time.
  - (vii) There is no impact on Federal or State wetlands.
- (b) The project maintains the character of the Town of Delhi.
  - (i) The project is consistent with current zoning.
  - (ii) The project is compatible with surrounding land uses.
  - (iii) The project will not generate excessive traffic.
  - (iv) The project as described is of such magnitude that it does not appear likely to promote secondary growth and therefore requires not additional review of land use plans or infrastructure.
4. The project is consistent with the West of Hudson Economic Development Study, which has been completed.
5. Not applicable.

**Voice Vote, carried unanimously**

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A motion to approve Tab 42, Resolution No. 4590 by Innes Kasanof and seconded by Richard Parete.

CFF – Business Loan – Dark Sky Hospitality LLC – Tab 42

November 1, 2022

RESOLUTION NO. 4590
APPROVAL OF DARK SKY HOSPITALITY, LLC
BUSINESS LOAN

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

WHEREAS, Dark Sky Hospitality, LLC has applied for a Five Hundred Thousand Dollar (\$500,000) loan for a term of twenty (20) years, at a rate of four and one hundred twenty-five thousandths percent (4.125%), adjustable every five years to the CWC rate in effect at that time, such that the outstanding principal is fully paid on the two hundred and fortieth (240th) payment date, for the refinance of debt, renovation cost, equipment and working capital associated with the properties known as 540-542 State Route 42 and 7159 State Route 28 Shandaken, NY, and for soft costs; and

WHEREAS, pursuant to the CFF Program rules the CWC Staff has reviewed a completed CWC Loan application for Dark Sky Hospitality, LLC; and

WHEREAS, pursuant to the CFF Program rules the CWC Loan Committee has reviewed an underwriting report for Dark Sky Hospitality, LLC; and

WHEREAS, the CWC Loan Committee has recommended approval of the CWC Loan application from Dark Sky Hospitality, LLC, waiving the participating lender requirement and loan maturity; and

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

WHEREAS, the Executive Director, pursuant to the CFF Program rules, has evaluated and determined that this loan meets the criteria for a qualified economic development project, said recommendation is attached hereto and made a part hereof; and

WHEREAS, pursuant to the CFF Program Contract a condition of CFF loans (and grants) is that the recipient shall comply with all applicable provisions of the New York City Watershed regulations, as well as other applicable laws, rules and regulations; and

WHEREAS, prior to closing on this loan, all applicable approvals will have been received by the applicant; and

WHEREAS, pursuant to the CFF Program rules only the CWC Board of Directors may make an award from the CFF to an applicant.

NOW, THEREFORE BE IT RESOLVED, the CWC Board determines Dark Sky Hospitality, LLC's application meets the CWC CFF qualified economic development criteria and approves of the loan application in the amount of Five Hundred Thousand Dollar (\$500,000) for a term of twenty (20) years, at a rate of four and one hundred twenty-five thousandths percent (4.125%), adjustable every five years to the CWC rate in effect at that time, such that the outstanding principal is fully paid on the two hundred and fortieth (240th) payment date and further waives the requirement of a participating lender pursuant to CFF Program Rule § 1:05:02 participating lender and CFF Program Rule § 1:05:06 loan maturity.

NOW, THEREFORE BE IT FURTHER RESOLVED, the CWC staff is authorized and directed to issue a commitment letter informing the borrower of its intention to issue the loan subject to compliance with all applicable provisions of the New York City Watershed regulations as well as other applicable laws, rules and regulations, completion of the necessary documents, the right of objection and staff is directed to develop the loan agreement, promissory notes and other documentation necessary to effectuate this loan in a form agreed upon by CWC.

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

NOW, THEREFORE BE IT FURTHER RESOLVED, approval of an application by the Board constitutes a preliminary decision under the MOA. The decision will become final without any further action by the Board unless an objection is timely filed with the Watershed Protection and Partnership Council.

QEDP Evaluation and CWC Staff Recommendation

Purpose: To review the CWC Loan Application of Dark Sky Hospitality, LLC

The Executive Director of the CWC makes the following evaluation concerning a REDI Fund Loan to Dark Sky Hospitality, LLC located in the Town of Shandaken, NY. Evaluation is based on the Evaluation Criteria established in the Catskill Fund for the Future Program Rules, approved on August 22, 2001 by the CWC Board of Directors.

4. Based on due inquiry to the NYSDEC, the NYCDEP and to the best of CWC's knowledge, the property at 540-542 State Route 42 and 7159 State Route 28, Shandaken, NY, owned by Dark Sky Hospitality, LLC, is presently in compliance with all applicable environmental statutes and regulations.
5. Based on due inquiry to the NYSDEC, the NYCDEP and to the best of CWC's knowledge, the property at 540-542 State Route 42 and 7159 State Route 28, Shandaken, NY, owned by Dark Sky Hospitality, LLC, is not subject to any enforcement actions by any regulatory agency.
6. (a) To the best of CWC's knowledge, the project is consistent with historic land use patterns, available infrastructure and sensitivity to the need for water quality protection.
 - (vii) Dark Sky Hospitality, LLC, located at 540-542 Sate Route 42, Shandaken, NY, will operate as a Restaurant and Inn
 - (viii) Dark Sky Hospitality, LLC located at 7159 Route 28m Shandaken, NY, will operate as a Restaurant and Country Store
 - (ix) The projects are located in the Town of Shandaken.
 - (x) The projects will utilize a Septic System.
 - (xi) The projects appear to present no threat to water quality.
 - (xii) The projects appear to generate no materials with the potential to degrade water quality that are not pretreated prior to release.
 - (xiii) Based on NYCDEP the projects are not in the 60 day travel time.
 - (vii) There is no impact on Federal or State wetlands.
- (b) The projects maintain the character of the Town of Shandaken.
 - (v) The projects are consistent with current zoning.
 - (vi) The projects are compatible with surrounding land uses.
 - (vii) The projects will not generate excessive traffic.
 - (viii) The projects as described is of such magnitude that it does not appear likely to promote secondary growth and therefore requires not additional review of land use plans or infrastructure.
4. The projects are consistent with the West of Hudson Economic Development Study, which has been completed.
5. Not applicable.

Voice Vote, carried unanimously

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A motion to approve Tab 43, Resolution No. 4591 by Thomas Hoyt and seconded by Joseph Cetta.

**CFF – Business Loan – South Street Corner LLC – Tab 43**

November 1, 2022

**RESOLUTION NO. 4591**

**APPROVAL OF SOUTH STREET CORNER LLC  
BUSINESS LOAN**

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

**WHEREAS**, South Street Corner LLC has applied for a Seven Hundred Fifty Thousand Dollar (\$750,000.00) loan for a term of twenty (20) years, at a rate of four and one hundred twenty-five thousandths percent (4.125%), adjustable every five years to the CWC rate in effect at that time, such that the outstanding principal is fully paid on the two hundred and fortieth (240<sup>th</sup>) payment date, for refinance debt and soft cost of the property at 5639 NYS Route 23, Windham, NY; and

**WHEREAS**, pursuant to the CFF Program rules the CWC Staff has reviewed a completed CWC Loan application for South Street Corner LLC; and

**WHEREAS**, pursuant to the CFF Program rules the CWC Loan Committee has reviewed an underwriting report for South Street Corner LLC; and

**WHEREAS**, the CWC Loan Committee has recommended approval of the CWC Loan application from South Street Corner LLC, waiving Rule 1:05:06 the Loan Maturity requirement; and

**WHEREAS**, the CWC Loan Committee further recommends waiving the requirement of a participating lender pursuant to CFF Program Rules section 1:05:02 because in the opinion of CWC staff only a 1st lien position adequately protects the interests of CWC; and

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

**WHEREAS**, the Executive Director, pursuant to the CFF Program rules, has evaluated and determined that this loan meets the criteria for a qualified economic development project, said recommendation is attached hereto and made a part hereof; and

**WHEREAS**, pursuant to the CFF Program Contract a condition of CFF loans (and grants) is that the recipient shall comply with all applicable provisions of the New York City Watershed regulations, as well as other applicable laws, rules and regulations; and

**WHEREAS**, prior to closing on this loan, all applicable approvals will have been received by the applicant; and

**WHEREAS**, pursuant to the CFF Program rules only the CWC Board of Directors may make an award from the CFF to an applicant.

**NOW, THEREFORE BE IT RESOLVED**, the CWC Board determines South Street Corner LLC's application meets the CWC CFF qualified economic development criteria and approves of the loan application in the amount Seven Hundred Fifty Thousand Dollars (\$750,000.00) for a term of twenty (20) years, at a rate of four and one hundred twenty-five thousandths percent (4.125%), adjustable every five years to the CWC rate in effect at that time, such that the outstanding principal is fully paid on the two hundred and fortieth (240<sup>th</sup>) payment date and waives the requirement of a participating lender pursuant to CFF Program Rules section 1:05:02 and 1:05:06.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, the CWC staff is authorized and directed to issue a commitment letter informing the borrower of its intention to issue the loan subject to compliance with all applicable provisions of the New York City Watershed regulations as well as other applicable laws, rules and regulations, completion of the necessary documents, the right of objection and staff is directed to develop the loan agreement, promissory notes and other documentation necessary to effectuate this loan in a form agreed upon by CWC.

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

**NOW, THEREFORE BE IT FURTHER RESOLVED**, approval of an application by the Board constitutes a preliminary decision under the MOA. The decision will become final without any further action by the Board unless an objection is timely filed with the Watershed Protection and Partnership Council.

**QEDP Evaluation and CWC Staff Recommendation**

**Purpose: To review the CWC Loan Application of South Street Corner LLC**

The Executive Director of the CWC makes the following evaluation concerning a REDI Fund Loan to South Street Corner LLC, located in the Town of Windham, NY. Evaluation is based on the Evaluation Criteria established in the Catskill Fund for the Future Program Rules, approved on August 22, 2001 by the CWC Board of Directors.

7. Based on due inquiry to the NYSDEC, the NYCDEP and to the best of CWC's knowledge, the property at 5639 NYS Route 23, Windham, NY, owned by South Street Corner LLC, is presently in compliance with all applicable environmental statutes and regulations.
8. Based on due inquiry to the NYSDEC, the NYCDEP and to the best of CWC's knowledge, the property at 5639 NYS Route 23, Windham, NY owned by South Street Corner LLC, is not subject to any enforcement actions by any regulatory agency.
9. (a) To the best of CWC's knowledge, the project is consistent with historic land use patterns, available infrastructure and sensitivity to the need for water quality protection.
  - (xiv) South Street Corner LLC, 5639 NYS Route 23, Windham, NY, will maintain its former business.
  - (xv) The project is located in the Town of Windham.
  - (xvi) The project will utilize the Town of Windham wastewater system.
  - (xvii) The project appears to present no threat to water quality.
  - (xviii) The project appears to generate no materials with the potential to degrade water quality that are not pretreated prior to release.
  - (xix) Based on NYCDEP the project is not in the 60 day travel time.
  - (vii) There is no impact on Federal or State wetlands.
- (b) The project maintains the character of the Town of Windham
  - (ix) The project is consistent with current zoning.
  - (x) The project is compatible with surrounding land uses.
  - (xi) The project will not generate excessive traffic.
  - (xii) The project as described is of such magnitude that it does not appear likely to promote secondary growth and therefore requires not additional review of land use plans or infrastructure.
4. The project is consistent with the West of Hudson Economic Development Study, which has been completed.
5. Not applicable.

**Voice Vote, carried unanimously**

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VIII. Announcements from the Chair – Next meeting on Tuesday, December 6, 2022

IX. Board Member Discussion

X. Adjournment 12:25 pm