

CATSKILL WATERSHED CORPORATION

Board of Directors Meeting

MINUTES

October 3, 2023

I. Call to Order at 11:17am at the Catskill Watershed Corporation

II. Pledge of Allegiance: Led by Tina Molé

III. Roll Call of Directors

Members Present: Thomas Hoyt, Christopher Mathews, Arthur Merrill, Tina Molé, Richard Parete, Mark Tuthill, Alicia Terry, James Eisel, Joseph Cetta, and Jeff Senterman, Allen Hinkley, Innes Kasanof, James Sofranko, Thomas Snow, and Dave Warne.

Members Present Via Zoom:

Members Excused: None

Staff Members Present: Jason Merwin, Jim Martin, Sonia Martinez, Barbara Puglisi, Donald Brown, Jessica Fiedler and Samantha Costa.

Others Present: Nick Sadler (NYCDEP), Aaron Bennett (NYCDEP), Gabriel Riggle (NYCDEP), Gerson Tavaréz (NYCDEP), Heidi Haynes (NYCDEP), Mike Myers (NYCDEP), Matthew Giannetta (DEP) and John Schwartz (NYCDEP).

Others Present Via Zoom – Patrick Palmer (NYSDOH), Tom Stalter (NYCDEP), Heidi Emrich (Ulster County Department of Environment) and Dmitry Ostapysyn (NYCDEP), Timothy Cox, Chris McDonald (WOH)

A motion to enter into Executive Session with Chris McDonald to discuss pending litigation was made by Tina Mole.

A motion to exit out of Executive Session made by Tina Mole.

IV. Review and Approval of September 5, 2023 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 July 31, 2023 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 and approved

VI. Public Discussion – Jason Merwin announced that Rory Smith is no longer working at CWC. His last day was on Friday, September 22, 2023.

VII. Presentation of Resolutions

A motion to approve Tab 6 to Tab 19, Resolution No. 5000 to Resolution No. 5013 was made Mark Tuthill and seconded by Thomas Hoyt.

Septic Over \$25,000 – Randolph Bloomfield – Tab 6

October 3, 2023

RESOLUTION NO. 5000

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:
RANDOLPH BLOOMFIELD**

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-Three Thousand Eight Hundred Thirty Dollars (\$43,830.00); 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-Three Thousand Eight Hundred Thirty Dollars (\$43,830.00) 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-Three Thousand Eight Hundred Thirty Dollars (\$43,830.00) 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-Three Thousand Eight Hundred Thirty Dollars (\$43,830.00).

Randolph Bloomfield Backup

Address: 549 Thoroughbred Rd., Walton, NY 13856

Town: Franklin

Bedrooms: 2

Engineer: Steele Brook Engineering

Contractor: Ben Reynolds Construction

Sign in date: 6/23/22

Design Application received by DEP: 12/19/22

Design Application deemed complete: 4/14/23

Date Recommended for DEP Design Approval: 7/3/23

2 year deadline: 6/23/24

Homeowner and CWC staff received three quotes from unrelated contractors for \$43,830.00, \$44,775.00 and \$45,870.00. Most of the major components of this system include a siphon chamber, 125 linear feet of gravity pipe, an effluent filter, one distribution box, 291 cubic yards of absorption fill material, 180 linear feet of absorption trench, 120 linear feet of curtain drain, 115 linear feet of curtain drain outlet pipe, 120 linear feet of access road, remove three trees and site restoration. The lowest quote is within 10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board of Directors approve reimbursement in an amount not to exceed \$43,830.00.

Voice Vote, carried unanimously



Septic Over \$25,000 – Thomas Delehanty – Tab 7

October 3, 2023

RESOLUTION NO. 5001

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

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 Thousand Four Hundred Ninety-Nine Dollars (\$50,499.00); 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 Thousand Four Hundred Ninety-Nine Dollars (\$50,499.00) 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 Thousand Four Hundred Ninety-Nine Dollars (\$50,499.00) 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 Thousand Four Hundred Ninety-Nine Dollars (\$50,499.00).

Thomas Delehanty Backup

Address: 7155 Millbrook Rd., Margaretville, NY 12455

Town: Hardenburgh
Bedrooms: 2
Engineer: Steele Brook Engineering
Contractor: Don Allen Excavating
Sign in date: 3/16/22
Design Application received by DEP: 6/21/22
Design Application deemed complete: 7/7/22
Date Recommended for DEP Design Approval: 6/21/23
2 year deadline: 3/16/24

Homeowner and CWC staff received three quotes from unrelated contractors for \$50,499.00, \$52,125.00 and \$54,601.00. Major components of this system include a 1,000 gallon septic tank, a pump chamber, 90 linear feet of gravity pipe, 235 linear feet of force main, an effluent filter, one distribution box, 275 cubic yards of absorption fill material, 150 linear feet of absorption trench, 90 linear feet of curtain drain, 90 linear feet of curtain drain outlet pipe, bucket materials and site restoration. The lowest quote is within 10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board of Directors approve reimbursement in an amount not to exceed \$50,499.00.

Voice Vote, carried unanimously



Septic Over \$25,000 – Catherine Dodge – Tab 8

October 3, 2023

RESOLUTION NO. 5002

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:
CATHERINE DODGE**

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 Dollars (\$29,900.00); 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 eligible amount of the system to be Twenty-Nine Thousand Nine Hundred Dollars (\$29,900.00) in accordance with the schedule of values; and

WHEREAS, the Septic Committee has reviewed the documentation and recommend approving the reimbursement of Twenty-Nine Thousand Nine Hundred Dollars (\$29,900.00) 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 Dollars (\$29,900.00).

Catherine Dodge Backup

Address: 88 Schuhose Rd., Mt Tremper, NY 12457

Town: Shandaken

Bedrooms: 1

Engineer: Joe Boek

Contractor: Paul Borner

Sign in date: 11/28/22

Design Application received by DEP: 6/2/23

Design Application deemed complete: 6/7/23

Date Recommended for DEP Design Approval: 6/7/23

2 year deadline: 11/28/24

Homeowner and CWC staff received a quote from a contractor in the amount of \$29,900.00. Major components of this system include a 1,000 gallon septic tank, a pump chamber, 14 linear feet of gravity pipe, 83 linear feet of force main, an effluent filter, one distribution box, 144 cubic yards of absorption fill material, 62 linear feet of absorption trench, and site restoration. The low quote is within 10% of the estimated cost of construction. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$29,900.00.

Voice Vote, *carried unanimously*



Septic Over \$25,000 – Kenneth Gopel – Tab 9

October 3, 2023

RESOLUTION NO. 5003

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:
KENNETH GOPEL**

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-Two Thousand Three Hundred Dollars (\$42,300.00); 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-Two Thousand Three Hundred Dollars (\$42,300.00) to be a reasonable cost for this system in accordance with our schedule of values; and

WHEREAS, the Septic Committee has reviewed the documentation and recommend approving the reimbursement of Forty-Two Thousand Three Hundred Dollars (\$42,300.00) as it is in substantial agreement with our schedule of values.

NOW, THEREFORE LET IT BE RESOLVED, that the CWC Board of Directors approves the eligible cost of this system for reimbursement for a total not-to-exceed amount of Forty-Two Thousand Three Hundred Dollars (\$42,300.00).

Kenneth Gopel Backup

Address: 312 Decker Rd., Stamford, NY 12167

Town: Stamford

Bedrooms: 2

Engineer: Steele Brook Engineering

Contractor: Boyle Excavating

Sign in date: 6/21/23

Design Application received by DEP: 6/26/23

Design Application deemed complete: 7/20/23

Date Recommended for DEP Design Approval: 7/20/23

2 year deadline: 6/21/25

Homeowner and CWC staff received three quotes from unrelated contractors for \$42,300.00, \$44,954.10 and \$45,446.00. Major components of this system include a 1,000 gallon septic tank, a siphon chamber, 220 linear feet of gravity pipe, an effluent filter, one distribution box, 275 cubic yards of absorption fill material, 150 linear feet of absorption trench, 95 linear feet of curtain drain, 75 linear feet 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 of Directors approve reimbursement in an amount not to exceed \$42,300.00.

Voice Vote, carried unanimously



Septic Over \$25,000 – John Hruby – Tab 10

October 3, 2023

RESOLUTION NO. 5004

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

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 Thousand Ninety-Three Dollars and Nine Cents (\$60,093.09); 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 Thousand Ninety-Three Dollars and Nine Cents (\$60,093.09) 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 Thousand Ninety-Three Dollars and Nine Cents (\$60,093.09) 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 Thousand Ninety-Three Dollars and Nine Cents (\$60,093.09). **John Hruby Backup**

Address: 2554 County Route 1, Andes, NY 13731

Town: Andes

Bedrooms: 3

Engineer: Steele Brook Engineering

Contractor: TNT Landscaping

Sign in date: 4/12/22

Design Application received by DEP: 9/6/22

Design Application deemed complete: 10/18/22

Date Recommended for DEP Design Approval: 10/18/22

2 year deadline: 4/12/24

Homeowner and CWC staff received three quotes from unrelated contractors for \$60,093.09, \$61,942.00 and \$64,823.73. Major components of this system include two 1,000 gallon septic tanks, a siphon chamber, 258 linear feet of gravity pipe, two effluent filters, one distribution box, 330 cubic yards of absorption fill material, 225 linear feet of absorption trench, 110 linear feet of curtain drain, 110 linear feet of curtain drain outlet pipe, remove ten trees and site restoration. The lowest quote is within 10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board of Directors approve reimbursement in an amount not to exceed \$60,093.09.

Voice Vote, carried unanimously



Septic Over \$25,000 – Arthur Labow – Tab 11

October 3, 2023

RESOLUTION NO. 5005

BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:
ARTHUR LABOW

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-One Thousand Five Hundred Dollars (\$51,500.00); 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 Fifty-One Thousand Five Hundred Dollars (\$51,500.00) 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 Fifty-One Thousand Five Hundred Dollars (\$51,500.00) 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 Fifty-One Thousand Five Hundred Dollars (\$51,500.00).

Arthur Labow Backup

Address: 309 Deer Run Road, Roxbury, NY 12474

Town: Roxbury

Bedrooms: 4

Engineer: John Bolger P.E.

Contractor: Jim Peters Excavating

Sign in date: 7/13/22

Design Application received by DEP: 12/29/22

Design Application deemed complete: 2/3/23

Date Recommended for DEP Design Approval: 6/21/23

2 year deadline: 7/13/24

Homeowner and CWC staff received three quotes from unrelated contractors for \$51,500.00, \$51,975.00 and \$53,185.00. Major components of this system include a 1,500 gallon poly septic tank, a poly pump chamber, 25 linear feet of gravity pipe, 30 linear feet of force main, an effluent filter, one distribution box, 75 cubic yards of absorption fill material, 280 linear feet of Presby pipe, 45 cubic yards of C-33 sand, 155 linear feet of vent pipe, bucket materials, remove two trees and site restoration. The lowest quote is within 10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board of Directors approve reimbursement in an amount not to exceed \$51,500.00.

Voice Vote, carried unanimously



Septic Over \$25,000 – Timothy Manley – Tab 12

October 3, 2023

RESOLUTION NO. 5006

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

TIMOTHY MANLEY

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 Four Hundred Eighty-Six Dollars (\$56,486.00); 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-Six Thousand Four Hundred Eighty-Six Dollars (\$56,486.00) 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 Four Hundred Eighty-Six Dollars (\$56,486.00) 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 Four Hundred Eighty-Six Dollars (\$56,486.00).

Timothy Manley Backup

Address: 195 Piney Point Road, Boiceville, NY 12412

Town: Olive

Bedrooms: 3

Engineer: Christopher DiChiaro

Contractor: Chad Davis Contracting

Sign in date: 8/1/22

Design Application received by DEP: 5/12/23

Design Application deemed complete: 6/13/23

Date Recommended for DEP Design Approval: 6/13/23

2 year deadline: 8/1/24

Homeowner and CWC staff received three quotes from unrelated contractors for \$56,486.00, \$57,900.00 and \$58,640.00. Major components of this system include a 1,000 gallon septic tank, a siphon chamber, 90 linear feet of gravity pipe, an effluent filter, one distribution box, 345 cubic yards of absorption fill material, 300 linear feet of absorption trench, 160 linear feet of curtain drain, 60 linear feet of curtain drain outlet pipe, 140 linear feet of access road, remove 14 trees, 50 linear feet of footing drain and site restoration. The lowest quote is within 10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board of Directors approve reimbursement in an amount not to exceed \$56,486.00.

Voice Vote, carried unanimously

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**Septic Over \$25,000 – Mario Minelli – Tab 13**

October 3, 2023

**RESOLUTION NO. 5007**

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

**MARIO MINELLI**

**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-Nine Thousand Nine Hundred Eighty Dollars (\$49,980.00); and

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

**WHEREAS**, the CWC staff have determined the contractor’s quote of Forty-Nine Thousand Nine Hundred Eighty Dollars (\$49,980.00) to be a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving the reimbursement of Forty-Nine Thousand Nine Hundred Eighty Dollars (\$49,980.00) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement for a total not-to-exceed amount of Forty-Nine Thousand Nine Hundred Eighty Dollars (\$49,980.00).

**Mario Minelli Backup**

Address: 10889 NY 23A, Hunter, NY 12442

Town: Lexington

Bedrooms: 4

Engineer: John Bolger P.E.

Contractor: Jim Peters Excavating

Sign in date: 6/29/22

Design Application received by DEP: 4/28/23

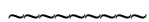
Design Application deemed complete: 6/27/23

Date Recommended for DEP Design Approval: 6/27/23

2 year deadline: 6/29/24

Homeowner and CWC staff received three quotes from unrelated contractors for \$49,980.00, \$50,475.00 and \$51,200.00. Major components of this system include a 1,250 gallon septic tank, a pump chamber, 62 linear feet of gravity pipe, 12 linear feet of force main, one distribution box, 200 cubic yards of absorption fill material, 280 linear feet of Presby pipe, 60 cubic yards of C-33 sand, 85 linear feet of vent pipe, remove ten trees and site restoration. The lowest quote is within 10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board of Directors approve reimbursement in an amount not to exceed \$49,980.00.

**Voice Vote, carried unanimously**



**Septic Over \$25,000 – Kevin Misevis – Tab 14**

October 3, 2023

**RESOLUTION NO. 5008**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:**  
**KEVIN MISEVIS**

**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-Four Thousand Two Hundred Fifty-Six Dollars (\$54,256.00); 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-Four Thousand Two Hundred Fifty-Six Dollars (\$54,256.00) 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-Four Thousand Two Hundred Fifty-Six Dollars (\$54,256.00) 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-Four Thousand Two Hundred Fifty-Six Dollars (\$54,256.00).

**Kevin Misevis Backup**

Address: 3873 County Route 16, Delhi, NY 13753

Town: Delhi

Bedrooms: 5

Engineer: Steelebrook Engineering

Contractor: Delaware Bulldozing Corporation

Sign in date: 8/3/22

Design Application received by DEP: 11/1/22

Design Application deemed complete: 11/21/22

Date Recommended for DEP Design Approval: 5/16/23

2 year deadline: 8/3/24

Homeowner and CWC staff received three quotes from unrelated contractors for \$54,256.00, \$71,500.00 and \$78,446.00. Major components of this system include a 1,500 gallon septic tank, a pump chamber, 44 linear feet of gravity pipe, 285 linear feet of force main, 484 cubic yards of absorption fill material, one distribution box, an effluent filter, 366 linear feet of absorption trench, 100 linear feet of curtain drain, 65 linear feet of curtain drain outlet pipe, 335 linear feet of access road and site restoration. The lowest quote is within 10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board of Directors approve reimbursement in an amount not to exceed \$54,256.00.

**Voice Vote, carried unanimously**

**RESOLUTION NO. 5009**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:  
MARIA RINKA**

**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-Seven Thousand Five Hundred Dollars (\$47,500.00); 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 Forty-Seven Thousand Five Hundred Dollars (\$47,500.00) 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 Forty-Seven Thousand Five Hundred Dollars (\$47,500.00) 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 Forty-Seven Thousand Five Hundred Dollars (\$47,500.00).

**Maria Rinka Backup**

Address: 281 Benjamin Road, Stamford, NY 12167

Town: Gilboa

Bedrooms: 2

Engineer: Praetorius & Conrad

Contractor: James Rion Construction

Sign in date: 7/27/22

Design Application received by DEP: 3/9/23

Design Application deemed complete: 4/26/23

Date Recommended for DEP Design Approval: 4/26/23

2 year deadline: 7/27/24

Homeowner and CWC staff received three quotes from unrelated contractors for \$47,500.00, \$47,852.72 and \$54,245.00. Major components of this system include a 1,000 gallon H2O septic tank, a pump chamber, 56 linear feet of gravity pipe, 150 linear feet of force main, 191 cubic yards of absorption fill material, 41 cubic yards of random fill material, an effluent filter, two peat modules, 65 linear feet of curtain drain, 60 linear feet of curtain drain outlet pipe, ten linear feet of six-inch PVC pipe, remove two trees and site restoration. The lowest quote is within 10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board of Directors approve reimbursement in an amount not to exceed \$47,500.00.

**Septic Over \$25,000 – Kevin Roberts – Tab 16**

October 3, 2023

**RESOLUTION NO. 5010**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:  
KEVIN ROBERTS**

**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-Two Thousand Eight Hundred Dollars (\$32,800.00); 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-Two Thousand Eight Hundred Dollars (\$32,800.00) 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-Two Thousand Eight Hundred Dollars (\$32,800.00) 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-Two Thousand Eight Hundred Dollars (\$32,800.00).

**Kevin Roberts Backup**

Address: 58 Grant Morse Road, Denver, NY 12421

Town: Roxbury

Bedrooms: 3

Engineer: Paul Gossen

Contractor: Jim Peters Excavating

Sign in date: 7/25/23

Design Application received by DEP: 3/9/23

Design Application deemed complete: 4/26/23

Date Recommended for DEP Design Approval: 4/26/23

2 year deadline: 7/27/24

Homeowner and CWC staff received three quotes from unrelated contractors for \$32,800.00, \$33,500.00 and \$34,200.00. Major components of this system include a 1,000 gallon septic tank, a pump chamber, 43 linear feet of gravity pipe, 20 linear feet of force main, 85 cubic yards of absorption fill material, one distribution box, 220 linear feet of Presby pipe, 30 cubic yards of C-33 sand and site restoration. The lowest quote is within

10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board of Directors approve reimbursement in an amount not to exceed \$32,800.00.

Voice Vote, *carried unanimously*

**Septic Over \$25,000 – Blaise Schatzel – Tab 17**

October 3, 2023

**RESOLUTION NO. 5011**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:  
BLAISE SCHATZEL**

**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 eligible amount of the system to be Twenty-Nine Thousand Nine Hundred Ninety-Nine Dollars (\$29,999.00) in accordance with the 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).

**Blaise Schatzel Backup**

Address: 265 South Mountain Road, Gilboa, NY 12076

Town: Conesville

Bedrooms: 3

Engineer: Daniel Crandell

Contractor: Eric Dahlberg Construction

Sign in date: 2/9/22

Design Application received by DEP: 3/17/23

Design Application deemed complete: 5/2/23

Date Recommended for DEP Design Approval: 6/12/23

2 year deadline: 2/9/24

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 siphon chamber, 160 linear feet of gravity pipe,



268 cubic yards of absorption fill material, one distribution box, an effluent filter, 250 linear feet of absorption trench, 120 linear feet of curtain drain, 30 linear feet of curtain drain outlet pipe and site restoration. The quote is within 10% of 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*



**Septic Over \$25,000 – Justin Waldstein – Tab 18**

October 3, 2023

**RESOLUTION NO. 5012**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:  
JUSTIN WALDSTEIN**

**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-Seven Thousand Nine Hundred Fifty Dollars (\$27,950.00); 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 eligible amount of the system to be Twenty-Seven Thousand Nine Hundred Fifty Dollars (\$27,950.00) in accordance with the schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving the reimbursement of Twenty-Seven Thousand Nine Hundred Fifty Dollars (\$27,950.00) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Seven Thousand Nine Hundred Fifty Dollars (\$27,950.00).

**Justin Waldstein Backup**

Address: 59 Bear Lane, Fleischmanns, NY 12430

Town: Halcott

Bedrooms: 1

Engineer: John Bolger P.E.

Contractor: Jim Peters Excavating

Sign in date: 9/23/22

Design Application received by DEP: 3/9/23

Design Application deemed complete: 6/21/23



Homeowner and CWC staff received a quote from a contractor in the amount of \$27,950.00. Major components of this system include a 1,000 gallon septic tank, 56 linear feet of gravity pipe, 95 cubic yards of absorption fill material, 30 cubic yards of random fill material, 30 cubic yards of C-33 sand, one distribution box, an effluent filter, 84 linear feet of Presby pipe, 75 linear feet of access road, 70 linear feet of vent pipe, remove 15 trees and site restoration. The quote is within 10% of the estimated cost of construction. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$27,950.00.

**Voice Vote, carried unanimously**



**Septic Over \$25,000 – Trevor Wilson – Tab 19**

October 3, 2023

**RESOLUTION NO. 5013**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:  
TREVOR WILSON**

**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 Fifty-Three Thousand Nine Hundred Sixty-Three Dollars and Three Cents (\$53,963.03); 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 Fifty-Three Thousand Nine Hundred Sixty-Three Dollars and Three Cents (\$53,963.03) 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 Fifty-Three Thousand Nine Hundred Sixty-Three Dollars and Three Cents (\$53,963.03) 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 Fifty-Three Thousand Nine Hundred Sixty-Three Dollars and Three Cents (\$53,963.03).

**Trevor Wilson Backup**

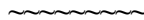
Address: 555 Hobart Hill Road, South Kortright, NY 13842

Town: Kortright

Bedrooms: 3  
Engineer: James Forbes P.E.  
Contractor: Russ Hatch Contracting  
Sign in date: 5/12/22  
Design Application received by DEP: 10/3/22  
Design Application deemed complete: 11/01/22  
Date Recommended for DEP Design Approval: 11/01/22  
2 year deadline: 5/12/24

Homeowner and CWC staff received three quotes from unrelated contractors for \$53,963.03, \$56,026.00 and \$58,003.33. Major components of this system include a 1,000 gallon septic tank, a siphon chamber, 74 linear feet of gravity pipe, 248 linear feet of four-inch Schedule 80 pipe, 479 cubic yards of absorption fill material, one distribution box, 260 linear feet of absorption trench, 217 linear feet of improved swale, 200 linear feet of access road and site restoration. The lowest quote is within 10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board of Directors approve reimbursement in an amount not to exceed \$53,963.03.

**Voice Vote, carried unanimously**



A motion to approve Tab 20 to Tab 21, Resolution No. 5014 to Resolution No. 5015 was made James Sofranko and seconded by Dave Warne.

**Septic Over \$25,000 – Expanded Septic Program – Chichester Property Owners Association – Tab 20**

October 3, 2023

**RESOLUTION NO. 5014**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE OVER \$25,000:  
CHICHESTER PROPERTY OWNERS ASSOCIATION  
EXPANDED SEPTIC PROGRAM**

**WHEREAS**, pursuant to the 2017 Filtration Avoidance Determination, the Catskill Watershed Corporation (“CWC”) is the program manager for the CWC Expanded Septic Program and implements the Expanded Septic Program consistent per the terms of the Septic V Program Agreement; and

**WHEREAS**, pursuant to section 13:01:09 of the CWC Expanded Septic Program, Article 13, if the total amount requested for reimbursement is more than Thirty Thousand Dollars (\$30,000.00), the owner 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-Six Thousand Two Hundred Dollars (\$36,200.00); 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-Six Thousand Two Hundred Dollars (\$36,200.00) 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-Six Thousand Two Hundred Dollars (\$36,200.00) 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-Six Thousand Two Hundred Dollars (\$36,200.00).

**Chichester Property Owners Association Backup**

**Expanded Septic Program**

**Owner: Sal Weir**

Address: 796 State Route 214, Chichester, NY 12416

Town: Shandaken

Engineer: Rex Sanford

Contractor: Michael Formont

Sign In Date: 6/28/23

Design Application Received by DEP: N/A

Design Application Deemed Complete: N/A

Date Recommended for DEP Design Approval: N/A

2 year deadline: 6/28/25

Property owner and CWC staff received three quotes from unrelated contractors in the amount of \$36,200.00, \$36,918.35 and \$38,211.62. Major components of this system include a 1,250 gallon septic tank, a pump chamber, 17 linear feet of gravity pipe, 28 linear feet of force main, one distribution box, an effluent filter, 675 square feet of absorption bed, 70 linear feet of access road, shuttle materials and tanks and site restoration. The quote is within 10% of CWC's estimated cost of construction. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$36,200.00.

*Voice Vote, carried unanimously*



**Septic Over \$25,000 – Expanded Septic Program – Shawn McManus Apartments – Tab 21**

October 3, 2023

**RESOLUTION NO. 5015**

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

**SHAWN MCMANUS APARTMENTS**

**EXPANDED SEPTIC PROGRAM**

**WHEREAS**, pursuant to the 2017 Filtration Avoidance Determination, the Catskill Watershed Corporation (“CWC”) is the program manager for the CWC Expanded Septic Program and implements the Expanded Septic Program consistent per the terms of the Septic V Program Agreement; and

**WHEREAS**, pursuant to section 13:01:09 of the CWC Expanded Septic Program, Article 13, if the total amount requested for reimbursement is more than Thirty Thousand Dollars (\$30,000.00), the owner 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 Eighty-Seven Thousand Eight Hundred Eighty-Nine Dollars and Nineteen Cents (\$87,889.19); 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 Eighty-Seven Thousand Eight Hundred Eighty-Nine Dollars and Nineteen Cents (\$87,889.19) 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 Eighty-Seven Thousand Eight Hundred Eighty-Nine Dollars and Nineteen Cents (\$87,889.19) 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 Eighty-Seven Thousand Eight Hundred Eighty-Nine Dollars and Nineteen Cents (\$87,889.19).

**Shawn McManus Backup**

**Expanded Septic Program: Apartments**

Address: 3 & 9 Turner Road, West Shokan, NY 12494

Town: Olive

Engineer: Rex Sanford

Contractor: Chad Davis Contracting

Sign In Date: 11/2/21

Design Application Received by DEP: N/A

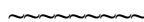
Design Application Deemed Complete: N/A

Date Recommended for DEP Design Approval: N/A

2 year deadline: 11/2/23

Property owner and CWC staff received three quotes from unrelated contractors in the amount of \$87,889.19, \$88,719.27 and \$90,326.78. Major components of this system include a 1,250 gallon septic tank, a pump chamber, 97 linear feet of gravity pipe, 66 linear feet of force main, one distribution box, 701 cubic yards of absorption fill material, 360 linear feet of Presby pipe, 75 cubic yards of C-33 sand, 150 linear feet of curtain drain, 147 linear feet of curtain drain outlet pipe, 205 linear feet of access road, remove six trees and site restoration. The lowest quote is within 10% of CWC’s estimated cost of construction. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$87,889.19.

***Voice Vote, carried unanimously***



A motion to approve Tab 22 to Tab 38, Resolution No. 5016 to Resolution No. 5032 was made Arthur Merrill and seconded by Thomas Hoyt.

**Septic Over \$25,000 – Additional Cost – Danielle Bennett – Tab 22**

October 3, 2023

**RESOLUTION NO. 5016**

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

**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 February 7, 2023, by Resolution Number 4659, the CWC Board approved reimbursement to Danielle Bennett in an amount not to exceed Fifty-Two Thousand Four Hundred Seventy-Five Dollars (\$52,475.00); 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 Sixteen Thousand Two Hundred Dollars (\$16,200.00); 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 Sixteen Thousand Two Hundred Dollars (\$16,200.00); and

**WHEREAS**, CWC staff have determined that Sixty-Eight Thousand Six Hundred Seventy-Five Dollars (\$68,675.00) is a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving total reimbursement of Sixty-Eight Thousand Six Hundred Seventy-Five Dollars (\$68,675.00) 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 Sixty-Eight Thousand Six Hundred Seventy-Five Dollars (\$68,675.00).

**Danielle Bennett Backup**

Address: 528 State Route 296, Hensonville, NY 12439

Town: Windham

Engineer: Praetorius & Conrad

Contractor: SM Young Construction

This project was previously approved for \$52,475.00. The contractor encountered bedrock while installing the septic tank and pump chamber. Forty-five hours of hammering were required to achieve necessary depths. The contractor has requested \$16,200.00 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$68,675.00. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Danielle Bennett in the amount not to exceed \$16,200.00 for additional costs to build her septic system.

*Voice Vote, carried unanimously*

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Septic Over \$25,000 – Additional Cost – Priscilla Bright – Tab 23

October 3, 2023

RESOLUTION NO. 5017

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

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 June 7, 2022, by Resolution Number 4410, the CWC Board approved reimbursement to Priscilla Bright in an amount not to exceed Fifty-Eight Thousand Three Hundred Ninety-Four Dollars and Fifteen Cents (\$58,394.15); 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 Thirteen Dollars and Sixty-Two Cents (\$6,713.62); 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 Thirteen Dollars and Sixty- Two Cents (\$6,713.62); and

WHEREAS, CWC staff have determined that Sixty-Five Thousand One Hundred Seven Dollars and Seventy-Seven Cents (\$65,107.77) 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-Five Thousand One Hundred Seven Dollars and Seventy-Seven Cents (\$65,107.77) 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-Five Thousand One Hundred Seven Dollars and Seventy-Seven Cents (\$65,107.77).

Priscilla Bright Backup

Address: 41 Vicino Drive, Mt. Tremper, NY 12457

Town: Woodstock

Engineer: Rex Sanford

Contractor: Mammoth Excavation

This project was previously approved for \$58,394.15. The contractor had to add extra base material to the access road due to poor soil conditions and very wet weather. Two-hundred linear feet of swale was added to divert surface runoff. The tank truck was unable to get close enough to set the tanks. A large excavator was used to carry and set the septic tank and dosing chamber. More fill material was needed for voids left when stumps were removed in the absorption field area. The contractor has requested \$5,422.50 for the added work. He is also asking for \$1,291.12 for material price increases for 170.31 cubic yards of absorption fill material, 65.28 cubic yards of absorption fill material, a 1,000 gallon septic tank and trucking costs for 20.32 cubic yards of stone. These amounts appear to be reasonable and justified. The total project cost will be \$65,107.77. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Priscilla Bright in the amount not to exceed \$6,713.62 for additional costs to build her septic system.

<u>Material</u>	<u>Amount</u>	<u>Schedule of Value</u>	<u>Invoiced Cost</u>	<u>Difference</u>	<u>Total</u>
Absorption fill material delivered	170.31CY	\$18.79CY	\$24.00CY	\$5.21CY	170.31CYx\$5.21CY=\$887.32
Absorption Fill	65.28CY	\$10.10CY	\$12.00CY	\$1.90CY	65.28CYx\$1.90CY=\$124.03
1000 gallon septic tank	1EA	\$1,063.83EA	\$1,225.54EA	\$161.71EA	\$161.71
Trucking Stone	20.32CY	\$8.69CY	\$14.50CY	\$5.81CY	\$118.06
Total					\$1,291.12

Voice Vote, carried unanimously



Septic Over \$25,000 – Additional Cost – Margaret Ekong – Tab 24

October 3, 2023

RESOLUTION NO. 5018

BOARD APPROVAL OF ADDITIONAL FUNDS FOR SEPTIC CONSTRUCTION OVER \$25,000: MARGARET EKONG

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 March 7, 2023, by Resolution Number 4697, the CWC Board approved reimbursement to Margaret Ekong in an amount not to exceed Fifty-Two Thousand Two Hundred Dollars (\$52,200.00); 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 Ten Thousand Eight Hundred Dollars (\$10,800.00); 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 Ten Thousand Eight Hundred Dollars (\$10,800.00); and

WHEREAS, CWC staff have determined that Sixty-Three Thousand Dollars (\$63,000.00) is a reasonable cost for this system in accordance with our schedule of values; and

WHEREAS, the Septic Committee has reviewed the documentation and recommend approving total reimbursement of Sixty-Three Thousand Dollars (\$63,000.00) 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 Sixty-Three Thousand Dollars (\$63,000.00).

Margaret Ekong Backup

Address: 55 Whitetail Lane, Margaretville, NY 12455

Town: Middletown

Engineer: Steele Brook Engineering

Contractor: LaFever Excavating

This project was previously approved for \$52,200.00. The contractor encountered bedrock while installing the septic tank, pump chamber and sewer line. Thirty hours of hammering were required to achieve necessary depths. The contractor has requested \$10,800.00 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$63,000.00. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Margaret Ekong in the amount not to exceed \$10,800.00 for additional costs to build her septic system.

Voice Vote, carried unanimously



Septic Over \$25,000 – Additional Cost – Brian Epstein – Tab 25

October 3, 2023

RESOLUTION NO. 5019

**BOARD APPROVAL OF ADDITIONAL FUNDS FOR SEPTIC CONSTRUCTION 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 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 1, 2022, by Resolution Number 4560, the CWC Board approved reimbursement to Brian Epstein in an amount not to exceed Sixty-Three Thousand Three Hundred Seventy-Five Dollars (\$63,375.00); 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 Seven Thousand Seven Hundred Twenty-Eight Dollars (\$7,728.00); 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 Seven Thousand Seven Hundred Twenty-Eight Dollars (\$7,728.00); and

WHEREAS, CWC staff have determined that Seventy-One Thousand One Hundred Three Dollars (\$71,103.00) is a reasonable cost for this system in accordance with our schedule of values; and

WHEREAS, the Septic Committee has reviewed the documentation and recommend approving total reimbursement of Seventy-One Thousand One Hundred Three Dollars (\$71,103.00) as it is in substantial agreement with our schedule of values.

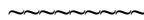
NOW, THEREFORE LET IT BE RESOLVED, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Seventy-One Thousand One Hundred Three Dollars (\$71,103.00).

Brian Epstein Backup

Address: 2652 Margaretville Mountain Road, Margaretville, NY 12455
Town: Middletown
Engineer: Steele Brook Engineering
Contractor: Lasting Impression Landscape & Excavation

This project was previously approved for \$63,375.00. Extremely large boulders were encountered while installing the septic tank and pump chamber. Location and depths were changed to avoid hammering. Additional material was brought in for backfill. The contractor has requested \$7,728.00 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$71,103.00. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Brian Epstein in the amount not to exceed \$7,728.00 for additional costs to build his septic system.

Voice Vote, *carried unanimously*



Septic Over \$25,000 – Additional Cost – Bethany Fairbairn – Tab 26

October 3, 2023

RESOLUTION NO. 5020

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

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 June 6, 2023, by Resolution Number 4870, the CWC Board approved reimbursement to Bethany Fairbairn in an amount not to exceed Forty-Six Thousand One Hundred Seventeen Dollars and Two Cents (\$46,117.02); 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 Eight Thousand Eight Hundred Eighty-Six Dollars (\$8,886.00); 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 Eight Thousand Eight Hundred Eighty-Six Dollars (\$8,886.00); and

WHEREAS, CWC staff have determined that Fifty-Five Thousand Three Dollars and Two Cents (\$55,003.02) 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 Dollars and Two Cents (\$55,003.02) 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 Dollars and Two Cents (\$55,003.02).

Bethany Fairbairn Backup

Address: 2940 Peakes Brook Road, Delhi, NY 13753

Town: Delhi

Engineer: Benjamin Dates

Contractor: Delaware Bulldozing Corporation

This project was previously approved for \$46,117.02. The contractor encountered a large amount of water coming from the back of the house during construction. The engineer asked the contractor to install 74 linear feet of gutter to catch water coming off the roof. An existing swale along the driveway was overflowing with water. It was deepened to keep water from the absorption field. Thirty linear feet of swale was added to prevent ponding around the new septic tank and pump chamber. A second dry well was discovered that had to be pumped and decommissioned. The contractor has requested \$8,886.00 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$55,003.02. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Bethany Fairbairn in the amount not to exceed \$8,886.00 for additional costs to build her septic system.

Voice Vote, *carried unanimously*



Septic Over \$25,000 – Additional Cost – James Gardner – Tab 27

October 3, 2023

RESOLUTION NO. 5021

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

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 4, 2023, by Resolution Number 4737, the CWC Board approved reimbursement to James Gardner in an amount not to exceed Forty-One Thousand Two Hundred Sixty Dollars (\$41,260.00); 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 Thousand Six Hundred Dollars (\$5,600.00); 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 Five Thousand Six Hundred Dollars (\$5,600.00); and

WHEREAS, CWC staff have determined that Forty-Six Thousand Eight Hundred Sixty Dollars (\$46,860.00) is a reasonable cost for this system in accordance with our schedule of values; and

WHEREAS, the Septic Committee has reviewed the documentation and recommend approving total reimbursement of Forty-Six Thousand Eight Hundred Sixty Dollars (\$46,860.00) 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 Eight Hundred Sixty Dollars (\$46,860.00).

James Gardner Backup

Address: 659 Abe Boice Road, Sidney Center, NY 13839

Town: Tompkins

Engineer: Steele Brook Engineering

Contractor: Ben Reynolds Construction

This project was previously approved for \$41,260.00. The contractor discovered during construction that the sewer pipe leaving the house was too low. The plumbing was modified and grade outside the house was raised to attain pitch to the absorption field. The contractor has requested \$5,600.00 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$46,860.00. The Committee recommended that a resolution be brought before the Board of Directors to reimburse James Gardner in the amount not to exceed \$5,600.00 for additional costs to build his septic system.

Voice Vote, carried unanimously



Septic Over \$25,000 – Additional Cost – Mark Gillman – Tab 28

October 3, 2023

RESOLUTION NO. 5022

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

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 December 6, 2022, by Resolution Number 4595, the CWC Board approved reimbursement to Mark Gillman in an amount not to exceed Twenty-Nine Thousand One Hundred Twelve Dollars (\$29,112.00); 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 One Thousand Eight Hundred Dollars (\$1,800.00); 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 One Thousand Eight Hundred Dollars (\$1,800.00); and

WHEREAS, CWC staff have determined that Thirty Thousand Nine Hundred Twelve Dollars (\$30,912.00) is a reasonable cost for this system in accordance with our schedule of values; and

WHEREAS, the Septic Committee has reviewed the documentation and recommend approving total reimbursement of Thirty Thousand Nine Hundred Twelve Dollars (\$30,912.00) as it is in substantial agreement with our schedule of values.

NOW, THEREFORE LET IT BE RESOLVED, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Thirty Thousand Nine Hundred Twelve Dollars (\$30,912.00).

Mark Gillman Backup

Address: 7210 Airport Road, Prattsville, NY 12468

Town: Prattsville

Engineer: Steele Brook Engineering

Contractor: WMB Forestry Services

This project was previously approved for \$29,112.00. The contractor encountered rock while installing the new sewer line. Five hours of hammering were necessary to achieve the necessary depth. The contractor has requested \$1,800.00 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$30,912.00. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Mark Gillman in the amount not to exceed \$1,800.00 for additional costs to build his septic system.

Voice Vote, carried unanimously



Septic Over \$25,000 – Additional Cost – Leigh Kofke – Tab 29

October 3, 2023

RESOLUTION NO. 5023

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

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 to Leigh Kofke in the amount of Twenty-Four Thousand Nine Hundred Sixty-Four Dollars and Eighty Cents (\$24,964.80); 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 Twelve Thousand Fifty-Five Dollars and Eighty-Eight Cents (\$12,055.88); and

WHEREAS, the CWC staff have determined the eligible portion of the contractor’s quote is Nine Thousand Four Hundred Ninety-Eight Dollars and Sixty-Eight Cents (\$9,498.68); 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-Four Thousand Four Hundred Sixty-Three Dollars and Forty-Eight Cents (\$34,463.48) 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-Four Thousand Four Hundred Sixty-Three Dollars and Forty-Eight Cents (\$34,463.48) 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-Four Thousand Four Hundred Sixty-Three Dollars and Forty-Eight Cents (\$34,463.48).

Leigh Kofke Backup

Address: 48 Skea Road, West Hurley, NY 12491

Town: Hurley

Engineer: Joe Boek

Contractor: Paton & Son Excavating & Landscaping

This project was previously approved for \$24,964.80. The contractor encountered rock while installing the septic tank and dosing chamber. A gutter drain had to be re-routed away from the new tanks. Extra subbase was brought in because of wet conditions to protect buried utility lines from heavy trucks and equipment. The engineer asked for more fill material because of uneven ground beneath the upper part of the absorption field. The contractor has requested \$11,253.28 for the added work. He has also requested \$802.00 for material price increases for a 1,500 gallon septic tank, a flout and an effluent filter. Staff believes that a reasonable and justified additional cost is \$9,498.68. The total project cost will be \$34,463.48. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Leigh Kofke in the amount not to exceed \$9,498.68 for additional costs to build her septic system.

<u>Material</u>	<u>Amount</u>	<u>Schedule of Value</u>	<u>Invoiced Cost</u>	<u>Difference</u>	<u>Total</u>
1500 gallon septic tank	1EA	\$1,604.00	\$2,068.00	\$464.00	\$464.00
Flout	1EA	\$370.00	\$650.00	\$280.00	\$280.00

Effluent Filter	1EA	\$59.40	\$118.00	\$58.60	\$58.60
Total					\$802.60

Voice Vote, *carried unanimously*

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**Septic Over \$25,000 – Additional Cost – Judy Lazina – Tab 30**

October 3, 2023

**RESOLUTION NO. 5024**

**BOARD APPROVAL OF ADDITIONAL FUNDS FOR SEPTIC CONSTRUCTION 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 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 1, 2022, by Resolution Number 4561, the CWC Board approved reimbursement to Judy Lazina in an amount not to exceed Thirty-Three Thousand Nine Hundred Fifty-Six Dollars and Forty Cents (\$33,956.40); 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 Five Hundred Dollars (\$3,500.00); 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 Three Thousand Five Hundred Dollars (\$3,500.00); and

**WHEREAS**, CWC staff have determined that Thirty-Seven Thousand Four Hundred Fifty-Six Dollars and Forty Cents (\$37,456.40) is a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving total reimbursement of Thirty-Seven Thousand Four Hundred Fifty-Six Dollars and Forty Cents (\$37,456.40) 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 to be the total not-to-exceed amount of Thirty-Seven Thousand Four Hundred Fifty-Six Dollars and Forty Cents (\$37,456.40).

**Judy Lazina Backup**

Address: 2155 Scotch Hill Road, Bloomville, NY 13739

Town: Kortright

Engineer: Steele Brook Engineering

Contractor: Lasting Impression Landscape & Excavation



This project was previously approved for \$33,956.40. The absorption field was moved to avoid a very large black walnut tree which was not on the plan or included in the contractor's quote. Five smaller trees had to be removed. The contractor has requested \$3,500.00 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$37,456.40. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Judy Lazina in the amount not to exceed \$3,500.00 for additional costs to build her septic system.

**Voice Vote, carried unanimously**



**Septic Over \$25,000 – Additional Cost – Daniel Maze – Tab 31**

October 3, 2023

**RESOLUTION NO. 5025**

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

**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 June 6, 2023, by Resolution Number 4878, the CWC Board approved reimbursement to Daniel Maze in an amount not to exceed Seventy-Six Thousand Nine Hundred Fifty Dollars (\$76,950.00); 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 Eight Thousand Nine Hundred Sixty-Two Dollars (\$8,962.00); 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 Eight Thousand Nine Hundred Sixty-Two Dollars (\$8,962.00); and

**WHEREAS**, CWC staff have determined that Eighty-Five Thousand Nine Hundred Twelve Dollars (\$85,912.00) is a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving total reimbursement of Eighty-Five Thousand Nine Hundred Twelve Dollars (\$85,912.00) 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 Eighty-Five Thousand Nine Hundred Twelve Dollars (\$85,912.00).

**Daniel Maze Backup**

Address: 10832 County Highway 2, Andes, NY 13731

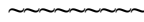
Town: Andes

Engineer: Benjamin Dates

Contractor: A&M Excavating

This project was previously approved for \$76,950.00. Stormwater was affecting the septic tank area and distribution box. The contractor re-graded and restored the area above the tank to divert runoff. Two downspouts were connected to 100 linear feet of solid four-inch pipe to re-direct water from the roof. The contractor has requested \$8,962.00 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$85,912.00. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Daniel Maze in the amount not to exceed \$8,962.00 for additional costs to build his septic system.

Voice Vote, *carried unanimously*



**Septic Over \$25,000 – Additional Cost – Yesenia Nava – Tab 32**

October 3, 2023

**RESOLUTION NO. 5026**

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

**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 4, 2023, by Resolution Number 4746, the CWC Board approved reimbursement to Yesenia Nava in an amount not to exceed Fifty-Three Thousand Seven Hundred Fifty Dollars (\$53,750.00); 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 Four Thousand Six Hundred Seventy-Eight Dollars and Ten Cents (\$4,678.10); 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 Four Thousand Six Hundred Seventy-Eight Dollars and Ten Cents (\$4,678.10); and

**WHEREAS**, CWC staff have determined that Fifty-Eight Thousand Four Hundred Twenty-Eight Dollars and Ten Cents (\$58,428.10) 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-Eight Thousand Four Hundred Twenty-Eight Dollars and Ten Cents (\$58,428.10) 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-Eight Thousand Four Hundred Twenty-Eight Dollars and Ten Cents (\$58,428.10).

**Yesenia Nava Backup**

Address: 145 Big D Road, Margaretville, NY 12455

Town: Middletown

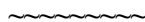
Engineer: Rex Sanford P.E.

Contractor: Estes Plumbing & Excavation

This project was previously approved for \$53,750.00. The septic tank and dosing chamber were installed during extremely wet conditions. A curtain drain was added around the tanks to protect them from groundwater and runoff. A footing drain was discovered that discharged in the direction of the new septic system. It was connected to the curtain drain. The contractor has requested \$4,678.10 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$58,428.10. The Committee recommended that a resolution b

e brought before the Board of Directors to reimburse Yesenia Nava in the amount not to exceed \$4,678.10 for additional costs to build her septic system.

*Voice Vote, carried unanimously*



**Septic Over \$25,000 – Additional Cost – Phyllis O’Dell – Tab 33**

October 3, 2023

**RESOLUTION NO. 5027**

**BOARD APPROVAL OF ADDITIONAL FUNDS FOR SEPTIC CONSTRUCTION OVER \$25,000:  
PHYLLIS O’DELL**

**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 6, 2022, by Resolution Number 4479, the CWC Board approved reimbursement to Phyllis O’Dell in an amount not to exceed Forty-Eight Thousand Five Hundred Dollars (\$48,500.00); 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 Three Hundred Ninety-One Dollars (\$391.00); 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 Three Hundred Ninety-One Dollars (\$391.00); and

**WHEREAS**, CWC staff have determined that Forty-Eight Thousand Eight Hundred Ninety-One Dollars (\$48,891.00) is a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving total reimbursement of Forty-Eight Thousand Eight Hundred Ninety-One Dollars (\$48,891.00) 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-Eight Thousand Eight Hundred Ninety-One Dollars (\$48,891.00).

**Phyllis O’Dell Backup**

Address: 14 Armstrong Road, Arkville, NY 12406  
Town: Hardenburgh  
Engineer: Paul Gossen  
Contractor: Jim Peters Excavating

This project was previously approved for \$48,500.00. The contractor had to sleeve the sewer line in six-inch PVC under the Town road. This was not on the plan. He has requested \$391.00 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$48,891.00. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Phyllis O’Dell in the amount not to exceed \$391.00 for additional costs to build her septic system.

*Voice Vote, carried unanimously*



**Septic Over \$25,000 – Additional Cost – Alina Stanczak – Tab 34**

October 3, 2023

**RESOLUTION NO. 5028**

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

**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 June 6, 2023, by Resolution Number 4889, the CWC Board approved reimbursement to Alina Stanczak in an amount not to exceed Forty Thousand Five Hundred Fifty-Four Dollars and Sixty-Four Cents (\$40,554.64); 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 One Thousand Seven Hundred Thirty-Two Dollars and Fifty Cents (\$1,732.50); 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 One Thousand Seven Hundred Thirty-Two Dollars and Fifty Cents (\$1,732.50); and

**WHEREAS**, CWC staff have determined that Forty-Two Thousand Two Hundred Eighty-Seven Dollars and Fourteen Cents (\$42,287.14) 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 Eighty-Seven Dollars and Fourteen Cents (\$42,287.14) 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 Eighty-Seven Dollars and Fourteen Cents (\$42,287.14).

**Alina Stanczak Backup**

Address: 252 County Route 77, Jewett, NY 12444

Town: Jewett

Engineer: Praetorius & Conrad

Contractor: Blue Mountain Excavating

This project was previously approved for \$40,554.64. Water was observed in the laterals and top corner of the absorption field. Seventy linear feet of curtain drain was installed to protect the field. The contractor has requested \$1,732.50 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$42,287.14. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Alina Stanczak in the amount not to exceed \$1,732.50 for additional costs to build her septic system.

*Voice Vote, carried unanimously*

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Septic Over \$25,000 – Additional Cost – Ann VanEtten – Tab 35

October 3, 2023

RESOLUTION NO. 5029

**BOARD APPROVAL OF ADDITIONAL FUNDS FOR SEPTIC CONSTRUCTION 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 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 1, 2022, by Resolution Number 4566, the CWC Board approved reimbursement to Anna Van Etten in an amount not to exceed Thirty-Nine Thousand Ninety-One Dollars and Thirty-Eight Cents (\$39,091.38); 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 Four Hundred Thirty-Seven Dollars and Twenty-Five Cents (\$437.25); 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 Four Hundred Thirty-Seven Dollars and Twenty-Five Cents (\$437.25); and

WHEREAS, CWC staff have determined that Thirty-Nine Thousand Five Hundred Twenty-Eight Dollars and Sixty-Three Cents (\$39,528.63) is a reasonable cost for this system in accordance with our schedule of values; and

WHEREAS, the Septic Committee has reviewed the documentation and recommend approving total reimbursement of Thirty-Nine Thousand Five Hundred Twenty-Eight Dollars and Sixty-Three Cents (\$39,528.63) 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-Nine Thousand Five Hundred Twenty-Eight Dollars and Sixty-Three Cents (\$39,528.63).

Anna Van Etten Backup

Address: 500 County Route 40, Maplecrest, NY 12454

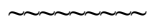
Town: Windham

Engineer: Praetorius & Conrad

Contractor: Blue Mountain Excavating

This project was previously approved for \$39,091.38. The kitchen sink and washing machine started backing up into the house after the new septic system was installed. A second system was discovered that nobody knew about. The contractor re-plumbed the kitchen and washing machine into the main sewer line. The contractor has requested \$437.25 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$39,528.63. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Anna Van Etten in the amount not to exceed \$437.25 for additional costs to build her septic system.

Voice Vote, carried unanimously



Septic Over \$25,000 – Additional Cost – Jason Winocour – Tab 36

October 3, 2023

RESOLUTION NO. 5030

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

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 4, 2023, by Resolution Number 4756, the CWC Board approved reimbursement to Jason Winocour in an amount not to exceed Fifty-Eight Thousand Five Hundred Dollars (\$58,500.00); 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 One Thousand Eight Hundred Dollars (\$1,800.00); 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 One Thousand Eight Hundred Dollars (\$1,800.00); and

WHEREAS, CWC staff have determined that Sixty Thousand Three Hundred Dollars (\$60,300.00) is a reasonable cost for this system in accordance with our schedule of values; and

WHEREAS, the Septic Committee has reviewed the documentation and recommend approving total reimbursement of Sixty Thousand Three Hundred Dollars (\$60,300.00) as it is in substantial agreement with our schedule of values.

NOW, THEREFORE LET IT BE RESOLVED, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Sixty Thousand Three Hundred Dollars (\$60,300.00).

Jason Winocour Backup

Address: 697 Goshen Street, Jewett, NY 12444

Town: Jewett

Engineer: Praetorius & Conrad

Contractor: Blue Mountain Excavating

This project was previously approved for \$58,500.00. The tank truck could not get into the back yard to set the septic tank and pump chamber because of extremely wet conditions. The contractor rented a large excavator to carry and set the tanks. He has requested \$1,800.00 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$60,300.00. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Jason Winocour in the amount not to exceed \$1,800.00 for additional costs to build his septic system.

Voice Vote, carried unanimously

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**Septic Over \$25,000 – Additional Cost – Robert Wood – Tab 37**

October 3, 2023

**RESOLUTION NO. 5031**

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

**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 11, 2023, by Resolution Number 4918, the CWC Board approved reimbursement to Robert Wood in an amount not to exceed Fifty-Four Thousand Three Hundred Ninety-One Dollars and Seventy Cents (\$54,391.70); 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 Seven Thousand Five Hundred Fifty Dollars (\$7,550.00); 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 Seven Thousand Five Hundred Fifty Dollars (\$7,550.00); and

**WHEREAS**, CWC staff have determined that Sixty-One Thousand Nine Hundred Forty-One Dollars and Seventy Cents (\$61,941.70) 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-One Thousand Nine Hundred Forty-One Dollars and Seventy Cents (\$61,941.70) 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-One Thousand Nine Hundred Forty-One Dollars and Seventy Cents (\$61,941.70).

**Robert Wood Backup**

Address: 19 Timber Lake Road, Shandaken, NY 12480

Town: Lexington

Engineer: Rex Sanford

Contractor: Mammoth Excavation

This project was previously approved for \$54,391.70. The homeowner had an engineer determine the strength of the bridge to his property when construction began. It was not sufficient to carry the weight of tri-axle trucks. The contractor had materials dumped at a site nearby and re-loaded them into his one-ton truck to shuttle to the site. He has requested \$7,550.00 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$61,941.70. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Robert Wood in the amount not to exceed \$7,550.00 for additional costs to build his septic system.

*Voice Vote, carried unanimously*



**Septic Over \$25,000 – Additional Cost – Patricia Woznick – Tab 38**

October 3, 2023

**RESOLUTION NO. 5032**

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

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

**WHEREAS**, pursuant to section 2:01:09 of the CWC Septic Rehabilitation and Replacement Program Rules Article 2A, if the total amount requested for reimbursement is more than Twenty-Five Thousand Dollars (\$25,000.00) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

**WHEREAS**, on October 6, 2020, by Resolution Number 3896, the CWC Board approved reimbursement to Patricia Woznick in an amount not to exceed Thirty-Eight Thousand Four Hundred Thirty-Seven Dollars and Thirty-Eight Cents (\$38,437.38); 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 Two Thousand Three Hundred Twenty-One Dollars and Fifty Cents (\$2,321.50); 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 Two Thousand Three Hundred Twenty-One Dollars and Fifty Cents (\$2,321.50); and

**WHEREAS**, CWC staff have determined that Forty Thousand Seven Hundred Fifty-Eight Dollars and Eighty-Eight Cents (\$40,758.88) 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 Thousand Seven Hundred Fifty-Eight Dollars and Eighty-Eight Cents (\$40,758.88) 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 Thousand Seven Hundred Fifty-Eight Dollars and Eighty-Eight Cents (\$40,758.88).

**Patricia Woznick Backup**

Address: 1930 Scotch Hill Road, Bloomville, NY 13739

Town: Kortright

Engineer: Steele Brook Engineering

Contractor: Lasting Impression Landscape & Excavation

This project was previously approved for \$38,437.38. Water began seeping from the toe of the absorption field after the system was built. The engineer directed the contractor to install 90 linear feet of curtain drain. The contractor has requested \$2,321.50 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$40,758.88. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Patricia Woznick in the amount not to exceed \$2,321.50 for additional costs to build her septic system.

**Voice Vote, carried unanimously**



A motion to approve Tab 39, Resolution No. 5033 was made Richard Parete and seconded by Arthur Merrill.

**Septic Over \$25,000 – Additional Cost – Expanded Septic – Brothers Halal Meat Packing LLC – Tab 39**

**RESOLUTION NO. 5033**

**BOARD APPROVAL OF SEPTIC CONSTRUCTION ESTIMATE  
OVER \$25,000 – ADDITIONAL COSTS:  
Brothers Halal Meat Packing LLC**

**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 to Brothers Hala Meat Packing LLC in the amount of Twenty Thousand Forty-Two Dollars and Eighty-Three Cents (\$20,042.83); 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 Fifty-Four Thousand One Hundred Eighty-Eight Dollars and Sixteen Cents (\$54,188.16); 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 Fifty-Four Thousand One Hundred Eighty-Eight Dollars and Sixteen Cents (\$54,188.16) 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 Seventy-Four Thousand Two Hundred Thirty Dollars and Ninety-Nine Cents (\$74,230.99) 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 Seventy-Four Thousand Two Hundred Thirty Dollars and Ninety-Nine Cents (\$74,230.99).

**Brothers Halal Meat Packing LLC Backup**

Expanded Septic Program: Brothers Halal Meat Packing LLC

Owner: Mohammad Abdalrahman

Address: 56 Railroad Ave., Stamford, NY 12167

Town: Harpersfield

Engineer: Steele Brook Engineering

Contractor: Lasting Impression Landscape & Excavation

Sign in date: 4/7/23

Design Application received by DEP: N/A

Design Application deemed complete: N/A

Date Recommended for DEP Design Approval: N/A

2 year deadline: 4/7/25

This project was previously approved for \$20,042.83 for installation of an emergency 1,500 gallon H2O septic tank. Most of the major components include a siphon chamber, 466 linear feet of gravity pipe, three distribution

boxes, 600 linear feet of Infiltrators, four cleanouts, remove 20 trees and site restoration. Three quotes were received for this project. They were \$54,188.16, \$56,523.25 and \$60,438.00. The lowest quote, submitted by Lasting Impression Landscape & Excavation, is within 10% of the staff estimated cost of construction. The total project cost will be \$74,230.99. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Brothers Halal Meat Packing LLC in the amount not to exceed \$54,188.16 for additional costs to build their septic system.

*Voice Vote, carried unanimously*



A motion to approve Tab 40 to Tab 46, Resolution No. 5034 to Resolution No. 5040 was made James Sofranko and seconded by Thomas Hoyt.

**Septic Over \$25,000 – Second Time Repair Eligibility – Ronald Coons – Tab 40**

October 3, 2023

**RESOLUTION NO. 5034**

**BOARD APPROVAL OF MOA SEPTIC PROGRAM SECOND TIME REPAIR ELIGIBILITY**  
**RONALD COONS**

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

**WHEREAS**, pursuant to section 2:01:05 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, Ronald Coons, 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.

**Ronald Coons Backup**

Mr. Coons’ residence is in the Town of Lexington. This project was paid for in 2013 under the Priority 7 Program. The pump and wiring are badly corroded. The pump chamber is being infiltrated by groundwater. Maintenance pump outs were done in 2016, 2021 and 2023. The Committee recommended that a resolution be brought before the Board of Directors to approve Ronald Coons for a second time repair.

*Voice Vote, carried unanimously*



October 3, 2023

**RESOLUTION NO. 5035**

**BOARD APPROVAL OF MOA SEPTIC PROGRAM SECOND TIME REPAIR ELIGIBILITY  
SHARON FREEDMAN**

**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, Sharon Freedman, 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.

**Sharon Freedman Backup**

Ms. Freedman’s residence is in the Town of Hurley. This project was paid for in 1999 under the Coordinator Program. The pump and panel had to be replaced after a power surge from a lightning strike. Ms. Freedman is a new owner and does not know if the previous owner, Henry May, had maintenance pump outs done. Ms. Freedman’s homeowner’s insurance may pay for repair costs. She would be ineligible for second time repair costs from CWC if it does. This is being brought to the Committee in case Ms. Freedman’s insurance does not reimburse her costs. The Committee recommended that a resolution be brought before the Board of Directors to approve Sharon Freedman for a second time repair if her homeowner’s insurance does not reimburse her for pump chamber repair costs.

*Voice Vote, carried unanimously*

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October 3, 2023

RESOLUTION NO. 5036

**BOARD APPROVAL OF MOA SEPTIC PROGRAM SECOND TIME REPAIR ELIGIBILITY
JAMES JACKSON**

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, James Jackson, 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

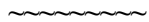
WHEREAS, the Septic Committee has reviewed the documentation and recommend the CWC Board approve the Applicant’s eligibility for a second time repair funding from MOA Septic Program.

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.

James Jackson Backup

Mr. Jackson’s residence is in the Town of Walton. This project was paid for in 2010 under the Priority 7 Program. Sewage is surfacing at the end of the Eljen system. Maintenance pump outs were done in 2017 and 2022. The Committee recommended that a resolution be brought before the Board of Directors to approve James Jackson for a second time repair.

Voice Vote, carried unanimously



Septic Over \$25,000 – Second Time Repair Eligibility – Angela Liotta – Tab 43

October 3, 2023

RESOLUTION NO. 5037

BOARD APPROVAL OF MOA SEPTIC PROGRAM SECOND TIME REPAIR ELIGIBILITY
ANGELA LIOTTA

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, Angela Liotta, 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

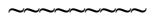
WHEREAS, the Septic Committee has reviewed the documentation and recommend the CWC Board approve the Applicant’s eligibility for a second time repair funding from MOA Septic Program.

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.

Angela Liotta Backup

Ms. Liotta’s residence is in the Town of Hunter. This project was paid for in 2013 under the Priority 7 Program. The pipe from the house to the tank is broken and needs to be replaced. Maintenance pump outs were done in 2019 and 2022. The Committee recommended that a resolution be brought before the Board of Directors to approve Angela Liotta for a second time repair.

Voice Vote, carried unanimously



Septic Over \$25,000 – Second Time Repair Eligibility – Suzanne Nelson – Tab 44

October 3, 2023

RESOLUTION NO. 5038

BOARD APPROVAL OF MOA SEPTIC PROGRAM SECOND TIME REPAIR ELIGIBILITY
SUZANNE NELSON

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, Suzanne Nelson, 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.

Suzanne Nelson Backup

Ms. Nelson’s residence is in the Town of Olive in the managed area of Shokan. This project was paid for in 2009 under the Priority 1B Program. The pump is not working. Sewage is backing up into the house. There appears to be runoff issues and water may be infiltrating the septic tank. Maintenance pump outs were done in 2016 and 2022. The Committee recommended that a resolution be brought before the Board of Directors to approve Suzanne Nelson for a second time repair.

Voice Vote, carried unanimously



Septic Over \$25,000 – Second Time Repair Eligibility – Alexandra Sines – Tab 45

October 3, 2023

RESOLUTION NO. 5039

BOARD APPROVAL OF MOA SEPTIC PROGRAM SECOND TIME REPAIR ELIGIBILITY
ALEXANDRA SINES

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, Alexandra Sines, 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.

Alexandra Sines Backup

Ms. Sines’ residence is in the Town of Middletown. This project was paid for in 2013 under the Priority 7 Program. The level in the septic tank is high and the absorption field has several wet spots. Maintenance pump outs were done in 2019 and 2022. The Committee recommended that a resolution be brought before the Board of Directors to approve Alexandra Sines for a second time repair

Voice Vote, carried unanimously

October 3, 2023

RESOLUTION NO. 5040

BOARD APPROVAL OF MOA SEPTIC PROGRAM SECOND TIME REPAIR ELIGIBILITY
SUSAN ULRICH

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, unless specifically approved by the Executive Director, and absent misuse by the Property owner; and

WHEREAS, the Applicant, Susan Ulrich, 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.

Susan Ulrich Backup

Ms. Ulrich’s residence is in the Town of Olive in the managed area of Shokan. Her septic system was paid for in 2015 under the Priority 1A Program. The pump failed and sewage was surfacing on the ground over the pump chamber. She has repaired the pump. A maintenance pump out was done in 2020. This was being brought to the Committee at the discretion of the Executive Director. The Committee agrees with the Executive Director to waive the 10 year requirement and recommended that a resolution be brought before the Board of Directors to approve Susan Ulrich for a second time repair.

Voice Vote, carried unanimously

A motion to approve Tab 47, Resolution No. 5041 was made Richard Parete and seconded by Innes Kasanof.

Septic Maintenance Program II Program Agreement – Tab 47

October 3, 2023

RESOLUTION NO. 5041

APPROVAL OF SEPTIC MAINTENANCE II PROGRAM AGREEMENT

WHEREAS, the Catskill Watershed Corporation (CWC) is a not-for-profit corporation established to administer the watershed protection and partnership programs developed pursuant to the Watershed MOA whose members are towns in the West of Hudson Watershed; and

WHEREAS, ninety percent of the City’s water supply originates in the West of Hudson Watershed, which spans over 1,600 square miles and portions of five counties, forty-one towns, and nine villages; and

WHEREAS, pursuant to Paragraph 124 of the Watershed MOA and that certain Septic V contract between CWC and New York City Department of Environmental Protection (NYC DEP) dated June 24, 2019, as amended, the City provided funds for the Septic Rehabilitation and Replacement Program; and

WHEREAS, pursuant to Septic Maintenance Program Agreement and a condition of the 2002 Filtration Avoidance Determination (FAD), CWC and NYC DEP established the Septic Maintenance Program to assist preserving the West of Hudson Watershed and sustainability of its communities by reducing the occurrence of subsurface sewage treatment system failures through regular pump-outs of septic tanks and maintenance of septic systems; and

WHEREAS, pursuant to Section 3.1 of the 2017 FAD, the City of New York is required to fund the Program with the goal of continuing to provide funding, if necessary, to allow maintenance each year of twenty percent (20%) of the total number of septic systems eligible under the Program Rules;

WHEREAS, over 20,000 individual septic systems exist throughout the West of Hudson Watershed; and

WHEREAS, pursuant to the revised 2017 FAD, the City is required, in cooperation with CWC to study the current and future septage disposal needs in the West of Hudson Watershed and to submit a schedule to fund necessary capital improvements needed at the selected non-City owned wastewater treatment plants to accept septage.

NOW, THEREFORE BE IT RESOLVED, that the President of CWC be, and hereby is, authorized to execute the Septic Maintenance II Program Agreement in the form attached hereto as Attachment A and all such other instruments, and to perform all such other acts, as may be necessary or desirable in order to carry into effect the Septic Maintenance Program including study and design of capital improvements needed at the selected non-City owned wastewater treatment plants to accept septage 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.

Voice Vote, carried unanimously



A motion to approve Tab 48, Resolution No. 5042 was made Joseph Cetta and seconded by Mark Tuthill.

Septic Maintenance Program Rules Amendment – Tab 48

October 3, 2023

RESOLUTION NO. 5042

**SEPTIC MAINTENANCE PROGRAM RULES AMENDMENT
FOR SEPTIC MAINTENANCE II PROGRAM AGREEMENT**

WHEREAS, the Catskill Watershed Corporation (CWC) Board of Directors by Resolution Number 564 approved a contract with NYCDEP providing for the creation and funding of the Septic Maintenance Program; and

WHEREAS, CWC Board of Directors by Resolution No. 636 adopted the Septic System Maintenance Program Rules; and

WHEREAS, the CWC Board of Directors approved the Septic Maintenance II Program Agreement, providing for continuation of the Septic Maintenance Program and eligibility for the study the current and future septage disposal needs in the West of Hudson Watershed and to submit a schedule to fund necessary capital improvements needed at the selected non-City owned wastewater treatment plants to accept septage; and

WHEREAS, the CWC Septic Committee recommends the CWC Board of Directors amend the Septic System Maintenance Program Rules in accordance with Attachment A to update the Program Rules to provide for study the current and future septage disposal needs in the West of Hudson Watershed and to submit a schedule to fund necessary capital improvements needed at the selected non-City owned wastewater treatment plants to accept septage as well as consistency with the CWC Septic Program and the Septic Maintenance II Program Agreement.

NOW, THEREFORE BE IT RESOLVED, that the CWC Board of Directors adopts the attached Septic System Maintenance Program Rule Amendment (Attachment A), as per the Committee’s recommendation.

NOW, THEREFORE BE IT FURTHER RESOLVED, that the Septic System Maintenance Program Rules may be further amended from time to time by the CWC Board of Directors.

Voice Vote, carried unanimously



A motion to approve Tab 49, Resolution No. 5043 was made Joseph Cetta and seconded by Christopher Mathews.

FHMIP – Feasibility Study – Elizabeth Potter – Tab 49

October 3, 2023

RESOLUTION NO. 5043

CWC REVIEW OF FLOOD HAZARD MITIGATION PROGRAM APPLICATION
ELIZABETH POTTER– FLOODPROOFING FEASIBILITY STUDY
ELIZABETH POTTER

WHEREAS, the Catskill Watershed Corporation (CWC) is a not-for-profit corporation established to administer Watershed Protection and Partnership Programs in the West of Hudson Watershed; 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 through funding certain recommendations of local flood analyses under the NYCDEP Stream Management Program; 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” or “FHMIP”) and approved a Program Agreement with the City; and

WHEREAS, the Town of Shandaken accepted a local flood analysis for the hamlets of Phoenicia and Mount Tremper and such analysis recommended flood mitigation of structures in the one hundred year floodplain; and

WHEREAS, CWC FHMIP Program Rules, adopted by the CWC Board, provide that eligible projects include feasibility study of property protection measures identified by a local flood analysis up to Five Thousand Dollars (\$5,000.00) per property; and

WHEREAS, by Resolution 4292, the CWC Board approved the retention of Labella Associates to complete FHMIP property protection feasibility studies as the CWC Feasibility Studies Consultant for property owners who did not desire to hire their own consultant; and

WHEREAS, Elizabeth Potter submitted an application to CWC for funding of feasibility study for flood mitigation of a structure at 10 Jay Street, Phoenicia in the hamlet of Phoenicia in an amount not to exceed Five Thousand Dollars (\$5,000.00) utilizing CWC’s FHMIP consultant; and

WHEREAS, the CWC Wastewater Committee recommended that the CWC Board of Directors approve Elizabeth Potter application in an amount not to exceed Five Thousand Dollars (\$5,000.00) for feasibility study to flood mitigation of a building in the hamlet of Phoenicia.

NOW, THEREFORE, LET IT BE RESOLVED, that the CWC Board of Directors has reviewed the application, staff recommendation and supporting documentation and approves funding for the Flood Mitigation Feasibility Study for a building owned by Elizabeth Potter in an amount not to exceed Five Thousand Dollars (\$5,000.00) through CWC’s Feasibility Studies Consultant.

Flood Hazard Mitigation Implementation Program
Elizabeth Potter- Feasibility Study for Property Protection

Elizabeth Potter owns the property located at 10 Jay Street in the hamlet of Phoenicia, in the Town of Shandaken. The structure is a residential property, within the flood hazard areas of the Stony Clove Creek and the Esopus Creek.

This property received approximately 4-5’ of water in the basement during the Hurricane Irene Storm Event. Elizabeth Potter is requesting funding in the amount of \$5,000 to complete a feasibility study to evaluate possible mitigation measures that can be done to the structure. The applicant wishes to utilize CWC’s consultant, Labella Associates, to complete the study.

The property is within the LFA study area of Phoenicia and the LFA was completed and accepted by the Town of Shandaken in 2016. Property Protection Measures are identified within the LFA.

Voice Vote, carried unanimously

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A motion to approve Tab 50, Resolution No. 5044 was made Richard Parete and seconded by James Eisel.

**FHMIP – Feasibility Study – Design Cost - Town of Shandaken – Tab 50**

October 3, 2023



**RESOLUTION NO. 5044**

**CWC REVIEW OF FLOOD HAZARD MITIGATION PROGRAM APPLICATION**  
**TOWN OF SHANDAKEN– RELOCATION FEASIBILITY STUDY**  
**TOWN OF SHANDAKEN**

**WHEREAS**, the Catskill Watershed Corporation (CWC) is a not-for-profit corporation established to administer Watershed Protection and Partnership Programs in the West of Hudson Watershed; 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 through funding certain recommendations of local flood analyses under the NYCDEP Stream Management Program; 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” or “FHMIP”) and approved a Program Agreement with the City; and

**WHEREAS**, the Town of Shandaken accepted a local flood analysis for the hamlets of Phoenicia and Mount Tremper and such analysis recommended flood mitigation of structures in the one hundred year floodplain; and

**WHEREAS**, CWC FHMIP Program Rules, adopted by the CWC Board, provide that eligible projects include feasibility study for relocation of critical community facilities up to Ten Thousand Dollars (\$10,000.00) per property; and

**WHEREAS**, Town of Shandaken submitted an application to CWC for funding of feasibility study for relocation of the town office complex, including reference to three potential properties, located in the Town of Shandaken, in an amount not to exceed Ten Thousand Dollars (\$10,000.00); and

**WHEREAS**, the CWC Wastewater Committee recommended that the CWC Board of Directors approve Town of Shandaken application in an amount not to exceed Ten Thousand Dollars (\$10,000.00) to complete a feasibility study to evaluate relocation to properties outside of the flood hazard area.

**NOW, THEREFORE, LET IT BE RESOLVED**, that the CWC Board of Directors has reviewed the application, staff recommendation and supporting documentation and approves funding for the Relocation Feasibility Study for the Town of Shandaken in an amount not to exceed Ten Thousand Dollars (\$10,000.00).

**Flood Hazard Mitigation Implementation Program**  
**Town of Shandaken- Feasibility Study for Property Protection**

Town of Shandaken submitted an application for funding in the amount of \$10,000.00 to complete a Feasibility Study to evaluate 3 separate properties to relocate the Town office and Town Highway Garage to in order for these Critical Facilities to be located outside the Flood Hazard area. The properties to be reviewed are as follows:

1. Glenbrook Park Site-5.13-2-25.100 which is currently owned by the Town of Shandaken. The very lower portion of the property is in the flood hazard area but this section of property would not be utilized for the new facility. Size of the property is 29.1 acres.
2. Phoenicia Elementary Site-13.12-2-12 which is currently owned by Central School District #1. This parcel of land is very limited in size even though it is 12 acres and a good portion of it is within the flood hazard area and will be very difficult to access during high water events.
3. Stone Kill Farm-14.3-1-17.130 is owned by Stone Kill Farm LLC. c/o Naomi Umhey. This property is shown to be outside the flood hazard area and is 11 acres.

The Shandaken/ Allaben Local Flood Analysis (LFA) was accepted by the Town of Shandaken in 2018 and the Town of Shandaken Complex was identified for relocation.

The CWC Wastewater Committee recommends the CWC Board approve the application.

*Voice Vote, carried unanimously*



A motion to approve Tab 51, Resolution No. 5045 was made James Sofranko and seconded by Joseph Cetta.

**FHMIP – Feasibility Study – Design Cost – Robert Drake – Tab 51**

October 3, 2023

**RESOLUTION NO. 5045**  
**FLOOD HAZARD MITIGATION IMPLEMENTATION PROGRAM**  
**ROBERT DRAKE– ELEVATION DESIGN APPLICATION**

**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**, the Town of Shandaken completed and accepted their Local Flood Analysis (LFA) for the hamlet of Phoenicia in 2016; and

**WHEREAS**, On February 7, 2023, Resolution Number 4684, the CWC Board approved Robert Drake’s application for a feasibility study, completed by LaBella Associates, as the CWC Feasibility Studies Consultant, for the property located at 46 State Route 214 in Phoenicia the Town of Shandaken; and

**WHEREAS**, the feasibility study recommended to utilize both elevating and wet flood proofing measures to provide flood protection measures as needed. Several utilities will need to be elevated to be above the BFE elevation of the structure; and

**WHEREAS**, Robert Drake has applied to CWC for funding in the amount of Eight Thousand Six Hundred Fifty Dollars (\$8,650.00) to complete design work for elevation of utilities; and

**WHEREAS**, the CWC Wastewater Committee recommended that the CWC Board of Directors approve Robert Drake’s application in an amount not to exceed Eight Thousand Six Hundred Fifty Dollars (\$8,650.00) to complete design work for elevation of utilities in the Town of Shandakaen.

**NOW, THEREFORE, LET IT BE RESOLVED**, that the CWC Board of Directors has reviewed the application, staff recommendation and supporting documentation and approves funding for the Elevation Design Funding for a building owned by Robert Drake in an amount not to exceed Eight Thousand Six Hundred Fifty Dollars (\$8,650.00).

**Robert Drake Backup**

Robert Drake has completed a Feasibility Study that was approved by CWC and completed by LaBella in June 2023. The report it is recommended to utilize both elevating and wet flood proofing measures to provide flood protection measures as needed. Several utilities will need to be elevated to be above the BFE.

Robert Drake has submitted an application requesting funding in the amount of \$8,650.00 to complete design of flood protection measures to his property at 46 State Rt. 214 in the hamlet of Phoenicia. Mr. Drake is looking to elevate all the utilities, electric panels, boiler, hot water heater, plumbing changes for a backflow preventer, anchoring oil and propane tanks and build a utility room to be 2’ above BFE to have the boiler, hot water heater and electric panels relocated to.

Property Protection Measures are identified in the Phoenicia/Mt. Tremper Local Flood Analysis (LFA) that was accepted by the Town of Shandaken in 2016. This property received basement flooding during Hurricane Irene as well as the Christmas Day Storm of 2020

**Voice Vote, *carried unanimously***



A motion to Table Tab 52, Resolution No. 5046 was made by James Eisel and seconded by Mark Tuthill. Dave Warne opposed, all else in favor.

**FHMIP – Relocation Cost – Village of Hunter – Tab 52**

October 3, 2023

**RESOLUTION NO. 5046**

# **CWC REVIEW OF FLOOD HAZARD MITIGATION PROGRAM APPLICATION**

## **FOR VILLAGE OF HUNTER FIREHOUSE – PURCHASE OF RELOCATION PROPERTY**

**WHEREAS**, the Catskill Watershed Corporation (CWC) is a not-for-profit corporation established to administer Watershed Protection and Partnership Programs in the West of Hudson Watershed; 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 through funding certain recommendations of local flood analyses under the NYCDEP Stream Management Program; 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 February 7, 2023, by Resolution 4685, the CWC Board of Directors approved an application by the Village of Hunter for funding for the Relocation Feasibility Study for the Village of Hunter Firehouse Relocation Project; and

**WHEREAS**, Village of Hunter Firehouse submitted an application requesting funding not to exceed One Hundred Eighty-Eight Thousand Six Hundred Dollars (\$188,600.00) for purchase of real property and associated survey and design costs to relocate out of the floodplain within the Village of Hunter; and

**WHEREAS**, upon CWC staff recommendation and review of the application and supporting documentation, the CWC Wastewater/Stormwater Committee recommends that the CWC Board of Directors approves funding in an amount not to exceed One Hundred Eighty-Eight Thousand Six Hundred Dollars (\$188,600.00) for the purchase of real property and associated survey and design costs to relocate out of the floodplain within the Village of Hunter contingent upon receiving a copy of an executed grant contract between the Village and New York State.

**NOW, THEREFORE, LET IT BE RESOLVED**, that the CWC Board of Directors has reviewed the application, staff recommendation and supporting documentation and approves funding for the Village of Hunter Firehouse Relocation Project in an amount not to exceed One Hundred Eighty-Eight Thousand Six Hundred Dollars (\$188,600.00) for the purchase of real property and associated survey and design costs to relocate out of the floodplain within the Village of Hunter contingent upon receiving a copy of an executed grant contract between the Village and New York State.

### **Relocation Feasibility for Village of Hunter Firehouse Relocation Project**

The relocation of the Hunter Fire Department is identified in the Village of Hunter Local Flood Analysis (LFA) accepted by the Village of Hunter in 2018. The Hunter Fire Department is a Critical Facility and received damages as well as 4+’ of flood waters inside the existing firehouse during the Irene Storm Event.

By Resolution 4470, on August 2, 2022, the CWC Board of Directors approved \$12,678 including \$10,000 for feasibility of the second parcel identified, and \$2,678 for the Phase 1 ESA of the first parcel. Updated design can be billed at a later phase if a design grant is approved by the CWC Board.

By Resolution 4685, on February 7, 2023, the Village of Hunter requested an addition \$7,110.00 to complete a Phase 1 ESA on the second property for a total current grant of \$19,788.00.

The Village of Hunter has submitted an application requesting funding in the amount of \$188,600.00 for the possible purchase of a property within the Village of Hunter to relocate the Firehouse to. The land purchase of 1.5 acres is set at \$176,500.00. There is also an adjoining property that is 0.39 acres that also belongs to Kerner that will be a donated piece of land. The remaining costs to bring the total to \$188,600.00 is \$12,100.00 for initial design concept and property survey.

CWC Stormwater/Wastewater Committee recommends that the CWC approve the application for an amount not to exceed \$188,600.00.

**Voice Vote, *carried unanimously***



A motion to approve Tab 53, Resolution No. 5047 was made Joseph Cetta and seconded by James Eisel, Dave Warne opposed, all else in favor.

**FHMIP – Construction Cost – Additional Cost – PMH Properties – Tab 53**

October 3, 2023

**RESOLUTION NO. 5047**

**CWC REVIEW OF FLOOD HAZARD MITIGATION PROGRAM APPLICATION  
PMH PROPERTIES LLC–  
ADDITIONAL CONSTRUCTION COSTS**

**WHEREAS**, the Catskill Watershed Corporation (CWC) is a not-for-profit corporation established to administer Watershed Protection and Partnership Programs in the West of Hudson Watershed; 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 through funding certain recommendations of local flood analyses under the NYCDEP Stream Management Program; 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” or “FHMIP”) and approved a Program Agreement with the City; and



**WHEREAS**, the Village of Walton completed their Local Flood Analysis-(LFA) in 2015 and floodproofing commercial properties along Delaware Street is highly recommended; and

**WHEREAS**, On May 1, 2018, by Resolution No. 3283, the CWC Board of Directors approved Five Thousand Dollars (\$5,000.00) to PMH Properties LLC for a feasibility study of property protection measures identified by a local flood analysis and the completed feasibility study recommended elevation the structure two and a half feet above base flood elevation; and

**WHEREAS**, on August 3, 2021 by Resolution No. 4171, the CWC Board of Directors approved Forty-Six Thousand Nine Hundred Fifty-Two Dollars (\$46,952.00) for PMH Properties LLC, for the design of the elevation of the structure; and

**WHEREAS**, CWC FHMIP Program Rules, adopted by the CWC Board, provide that eligible projects include property protection measures identified by a local flood analysis conditioned upon the owner provided twenty-five percent (25%) of the construction costs; and

**WHEREAS**, on September 6, 2022, by Resolution 4506, the CWC Board of Directors approved up to Six Hundred Ninety-Eight Thousand Four Hundred Sixty-Three Dollars and Seventy-Five Cents (\$698,463.75), representing 75% of the eligible construction costs to elevate the structure at 137 Delaware Street in the Village of Walton with the property owner being responsible for the remaining 25% of the project costs

**WHEREAS**, PMH Properties, LLC requested an additional Eighty-Four Thousand Eight Hundred Eighty-Seven Dollars and Seventy-Nine Centers (\$84,887.79) for 75% of additional eligible construction costs; and

**WHEREAS**, the CWC Wastewater Committee recommends the CWC Board of Directors approved PMH Properties, LLC request for additional eligible costs in an amount not to exceed Eighty-Four Thousand Eight Hundred Eighty-Seven Dollars and Seventy-Nine Centers (\$84,887.79) for 75% of additional eligible construction costs for total eligible costs of Seven Hundred Eighty-Three Thousand Three Hundred Fifty-One Dollars and Fifty-Four Cents (\$783,351.54).

**NOW THEREFORE BE IT RESOLVED**, that the CWC Board of Directors has reviewed the application, staff recommendation and supporting documentation and approves the application by PMH Properties LLC for additional eligible costs in an amount not to exceed Eighty-Four Thousand Eight Hundred Eighty-Seven Dollars and Seventy-Nine Centers (\$84,887.79) for 75% of additional eligible construction costs for total eligible costs of Seven Hundred Eighty-Three Thousand Three Hundred Fifty-One Dollars and Fifty-Four Cents (\$783,351.54) to elevate the structure at 137 Delaware Street in the Village of Walton with the property owner being responsible for the remaining 25% of the project costs.



**Flood Hazard Mitigation Implementation Program**  
**PMH Properties LLC – Phillip Hanley - Village of Walton**  
**Construction Costs - Floodproofing**

PMP Properties, LLC owns a commercial building at 137 Delaware Street in the Village of Walton that is within the regulated FEMA Floodway. He has had a Feasibility Study completed by Delaware Engineering that recommends several flood proofing measures to the building to make it a more resilient structure during and after future flood events.

CWC Board approved 75% of the costs of construction to PMH Properties of Walton in the amount of \$698,463.75 in October, 2022. The project has moved along and is nearing completion. As it has gotten closer to the end of the project there are some unforeseen items that have been identified and weren't included in the original estimates provided by the contractors. Those items that have been identified and are being recommended for funding approval are: installation of a backflow preventer-\$15,318.72. HVAC Platform to elevate the Mechanical equipment above the base flood elevation (BFE)-\$1,850.00, electrical platform and equipment needed to meet NYSEG requirements for all electrical equipment to be above the BFE-\$19,915.00, Extension of the sewer line and alter the pitch to the backflow preventer including all excavation work, piping, backfill and new blacktop in the affected area- \$29,500.00, NYS Building Code requires an exterior metal fire escape to be provided as a second means of egress, removal of the original staircase -\$41,000.00, and excavation and finishing of a pad for the fire escape stairs to rest on-\$5,600.00.

These additional costs total \$113,183.72 in which CWC's funding of 75% would be in the amount of \$84,887.79. It should be noted that the owner's original request for additional funding was higher and after reviewing the request several items were removed due to the items were not flood related or there were some things that were on the plans that the contractors missed.

***Voice Vote, carried unanimously***



A motion to approve Tab 54, Resolution No. 5048 was made Richard Parete and seconded by Christopher Mathews.

**FHMIP – Demolition Project Management Consultant – Tab 54**

October 3, 2023

**RESOLUTION NO. 5048**

**BOARD APPROVAL OF FLOOD HAZARD MITIGATION IMPLEMENTATION PROGRAM –  
DEMOLITION PROJECT MANAGEMENT CONSULTANT**

**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 2022 Filtration Avoidance Determination Review, New York City Department of Environmental Protection (NYCDEP) has agreed to continue 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**, by Resolution Number 4726, the CWC Board of Directors agreed to continue 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 II Agreement with the New York City Department of Environmental Protection (“NYC DEP”); and

**WHEREAS**, CWC issued a request for proposal for engineering consultant to provide project management and engineering services for demolition of structures on property purchased pursuant to the City funded Flood Buyout Program; and

**WHEREAS**, the CWC Wastewater Committee, having reviewed the responses received, recommends the CWC Board authorize a contract with LaBella Associates for a not-to-exceed amount of Two Hundred Thousand Dollars (\$200,000.00) at rates described in Attachment A for a term of two years for engineer and project management services as part of demolition of structures on City flood buyout properties.

**NOW THEREFORE BE IT RESOLVED**, the CWC Board of Directors authorizes the President and/or Executive Director to execute a contract with LaBella Associates for an amount not to exceed Two Hundred Thousand Dollars (\$200,000.00) at rates described in Attachment A for a term of two years for engineer and project management services as part of demolition of structures on City flood buyout properties.

**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*



A motion to approve Tab 55, Resolution No. 5049 was made Arthur Merrill and seconded by Richard Parete.

**FHMIP – Feasibility Study Consultant – Tab 55**

October 3, 2023

**RESOLUTION NO. 5049**

**FLOOD HAZARD MITIGATION IMPLEMENTATION PROGRAM**  
**FEASIBILITY STUDY CONSULTANT**

**WHEREAS**, the Catskill Watershed Corporation (CWC) is a not-for-profit corporation established to administer Watershed Protection and Partnership Programs in the West of Hudson Watershed; 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 2022 Mid-Term Filtration Avoidance Determination Review, New York City Department of Environmental Protection (NYCDEP) has agreed to continue to fund a Flood Hazard Mitigation Implementation Program to reduce repetitive flood losses that also pose a threat to water quality during storm events through funding certain recommendations of local flood analyses under the NYCDEP Stream Management Program; and

**WHEREAS**, by Resolution Number 4726, the CWC Board of Directors agreed to continue to serve as program manager of such a program to be referred to as the CWC Flood Hazard Mitigation Implementation Program (the “Program” or “FHMIP”) and approved a Program II Agreement with the City; and

**WHEREAS**, CWC FHMIP Program Rules, adopted by the CWC Board, provide that eligible projects include feasibility study of property protection measures identified by a local flood analysis up to Five Thousand Dollars (\$5,000.00) per property; and

**WHEREAS**, numerous applicants approached CWC staff recommending recommendations due to the applicants’ inability to locate a consultant to complete a feasibility study; and

**WHEREAS**, completed feasibility studies completed by applicants’ consultants have been inconsistent in content and level of detail; and

**WHEREAS**, CWC issued a request for qualifications with responses due on August 30, 2023 for a consultant to complete flood mitigation feasibility studies with a detailed scope of work for approved applicants; and

**WHEREAS**, after reviewing responses, CWC Wastewater Committee recommends CWC Board of Directors approve entering into an agreement with LaBella Associates in an amount not to exceed One Hundred Thousand Dollars (\$100,000.00) for completion of flood mitigation feasibility studies for applicants approved by the CWC Board, if so requested by the applicant at a rate of Five Thousand Dollars (\$5,000.00) for feasibility studies of structures less than 5,000 square feet in size and Six Thousand Five Hundred Dollars (\$6,500.00) for structures of 5,000 square feet or greater.

**NOW THEREFORE BE IT RESOLVED**, that CWC Board of Directors authorizes the Executive Director to execute an agreement with LaBella Associates in an amount not to exceed One Hundred Thousand Dollars (\$100,000.00) for completion of flood mitigation feasibility studies for applicants approved by the CWC Board, if so requested by the applicant at a rate of Five Thousand Dollars (\$5,000.00) for feasibility studies of structures less than 5,000 square feet in size and Six Thousand Five Hundred Dollars (\$6,500.00) for structures of 5,000 square feet or greater.

**Voice Vote, carried unanimously**

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A motion to approve Tab 56, Resolution No. 5050 was made Arthur Merrill and seconded by Richard Parete.

CFF – 2023 Budget Increase Amendment – Tab 56

RESOLUTION NO. 5050

**ADOPTION OF CFF LOAN BUDGET INCREASE AMENDMENT
FOR FISCAL YEAR 2023**

WHEREAS, pursuant to Resolution No. 4587, adoption of the 2023 Operating budget for Catskill Watershed Corporation (CWC) expenses for the fiscal year 2023, the transferring of appropriations from the individual budget categories and budget amendments requires Board of Directors approval; and

WHEREAS, the Economic Development Committee and the Finance Committee have reviewed and recommend for Board approval the following budget amendment, as noted below; and

WHEREAS, the Capital Expenditure Budget will be increased by Five Million Dollars (\$5,000,000.00) for Catskill Fund for the Future’s loans.

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

NOW, THEREFORE BE IT FURTHER RESOLVED, the CWC Board authorizes the Finance Department to increase the Capital Expenditure Budget by Five Million Dollars (\$5,000,000.00) to a total of Ten Million Dollars (\$10,000,000.00) for the Catskill Fund for the Future’s Loan Program.

Voice Vote, carried unanimously



A motion to approve Tab 57, Resolution No. 5051 was made Innes Kasanof and seconded by Arthur Merrill.

CFF – Program Rule Change – Bridge Loan – Tab 57

RESOLUTION NO. 5051

CFF PROGRAM RULES – BRIDGE LOANS

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

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

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

WHEREAS, pursuant to the Watershed MOA, QEDP is defined as economic development studies, grants and loans for projects which encourage environmentally sound development and which encourage the goals of watershed protection and job growth in the West of Hudson Watershed communities; and

WHEREAS, the CWC Economic Development Committee recommends the establishment of the Catskills Bridge Loan Program to provide loans to eligible entities located in the West of Hudson Watershed (WOH) to provide up front funding for a project while an applicant is waiting for the disbursement of fully approved federal or State grant funds; and

WHEREAS, the CWC Economic Development Committee recommends an addition to the Catskills Fund for the Future Program Rule 1:25 to provide Bridge Loans to eligible entities located in the West of Hudson Watershed (WOH) as described in Attachment A

NOW, THEREFORE BE IT RESOLVED, that the CWC Board of Directors consistent with the terms of the MOA and the Program Contract, the West of Hudson Economic Development Study and the Economic Development Committee recommendation amends the CWC Program Rules governing the Catskill Fund for the Future in accordance with Attachment A.

Chapter 1:25 Bridge Loan Funding

Purpose: To provide low interest loans to Eligible Grant Recipients (hereinafter defined) to cover costs of a project while an applicant is waiting for the disbursement of fully approved grant funds. Loans to Eligible Recipients will also provide a rate of return to CFF through local investment, rather than purchasing bonds on the open market.

1:25:01 Eligibility Requirements

To be eligible for Bridge Loan funding, the applicant must be registered pursuant to New York State's Not-for-Profit Corporation Law or a small business with one hundred or less full-time employees, or equivalent. Prior to disbursement of funds, the applicant must provide to CWC a fully executed grant (or award) agreement with the State of New York or the United States Federal Government, or an agency thereof, and must demonstrate a reasonable need for the loan. The project for which grant funding was approved must be located within the West of Hudson Watershed.

1:25:02 Equity Contribution

Equity Contribution by the Eligible applicant will not be required.

1:25:03 Interest Rates

The interest rate for a Loan pursuant to this section shall be 1/2 of the Prime Interest Rate and shall be no lower than 2% and no greater than 6%.

1:25:04 Conditions to Closing

Prior to or at the closing of any Bridge Loan, an Eligible Applicant must have provided a copy of the fully executed approved grant agreement and a signed resolution, evidencing its obligation for the repayment of the entire amount of such loan proceeds.

1:25:05 Loan Maturity

The maturity of the Loan shall be 60 days after the Approved Applicant has received disbursed grant funds from the New York State or the United States Federal Government, or an agency thereof. In no instance shall a loan pursuant to this section be more than five years.

1:25:06 Loan Closing Fees

The Eligible Applicant will be responsible for its costs and all CWC Loan closing fees. To minimize costs, applicants are encouraged to utilize CWC form documents developed for this program.

A motion to approve Tab 58, Resolution No. 5052 was made Christopher Mathews and seconded by Joseph Cetta.

CFF – Loan – Catskill Mountain Foundation Inc. – Tab 58

October 3, 2023

RESOLUTION NO. 5052

APPROVAL OF CFF LOAN TO CATSKILL MOUNTAIN FOUNDATION, INC.

WHEREAS, the Catskill Watershed Corporation (CWC) is a not for profit local development corporation whose purpose is, in part, “aiding that part of the Watershed of the City of New York located West of the Hudson River (the ‘West of Hudson Watershed’) by attracting new commerce and industry to such area and by encouraging the development of, or retention of, commerce and industry in such area, and lessening the burdens of government and acting in the public interest and all other lawful functions all in a manner which seeks to protect water quality in the West of Hudson Watershed”; and

WHEREAS, 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, the CWC Board of Directors by Resolution No. 575, approved a loan to the Catskill Mountain Foundation, Inc. in the amount of Three Hundred Fifty Thousand Dollars (\$350,000) for a term of fifteen (15) years at a rate of one and three hundred seventy-five thousandths percent (1.375%); and

WHEREAS, the CWC Board of Directors by Resolution No. 1667, approved a loan to the Catskill Mountain Foundation, Inc. in the amount of Eight Hundred Fifty Thousand Dollars (\$850,000) for a term of fifteen (15) years at a rate of four percent (4%); and

WHEREAS, in April, 2013 the two loans were consolidated, modified and extended for a total loan amount of Nine Hundred Five Thousand Seven Hundred Thirty-Seven Dollars and 86/100 (\$905,737.86) for a term of fifteen (15) years with an amortization of twenty (20) years at a rate of one and three hundred seventy-five thousandths percent (1.375%) fixed for the term of the loan; and

WHEREAS, the Village of Tannersville submitted a grant application to New York State Downtown Revitalization Initiative (DRI) and was awarded a reimbursable grant of Ten Million Dollars (\$10,000,000) from the New York State Department of State for the purpose of revitalizing the Village’s Downtown ; and

WHEREAS, the Catskill Mountain Foundation, Inc. was awarded One Million Seven Hundred Fifty Thousand Dollars (\$1,750,000) through the DRI grant for equipment upgrades, new dance studio, streetscape and accessibility improvements; and

WHEREAS, the Catskill Mountain Foundation, Inc. was awarded a Carbon Neutral Community Economic Development (CNCED) grant through the New York State Energy Research and Development Authority (NYSERDA) in the amount of Nine Hundred Forty Thousand Five Hundred Forty Five Dollars (\$940,545.00) to increase efficiency to net zero for the Orpheum Performing Arts Center dance studio; and

WHEREAS, the Catskill Mountain Foundation, Inc. does not have sufficient resources to outlay funds that would be later reimbursed under the grant; and

WHEREAS, the Catskill Mountain Foundation, Inc. requests, the CWC Board consider providing funds for services and expenses within the scope of the grant in an amount not to exceed Eight Hundred Sixty Two Thousand Eight Hundred and Sixty Two Dollars (\$862,862) that would be later reimbursed by the Catskill Mountain Foundation, Inc. once grant funds are received; and

WHEREAS, the CWC Board of Directors established a CFF Bridge Loan Program to provide loans to eligible small businesses and not-for-profit organizations located in the West of Hudson Watershed (WOH) to cover costs of a project while an applicant is waiting for the disbursement of fully approved federal or State grant funds; and

WHEREAS, the CWC Economic Development Committee recommends the CWC Board of Directors approve a loan to Catskill Mountain Foundation, Inc. at a rate of four and a quarter percent (4.25%), to be paid upon receipt of reimbursement from the State of New York and that the outstanding principal is fully paid on the fifth (5th) anniversary date of the closing, for costs eligible for reimbursement under a grant with New York State on the condition that the Catskill Mountain Foundation, Inc. pay Two Thousand Nine Hundred Fifty Dollars (\$2,950.00) in closing fees associated with the loan.

NOW THEREFORE BE IT RESOLVED, that the CWC Board of Directors approve a loan to the Catskill Mountain Foundation, Inc. at a rate of four and a quarter percent (4.25%), in the amount of Eight Hundred Sixty-Two Thousand Eight Hundred and Sixty Two Dollars (\$862,862), to be paid upon receipt of reimbursement from the State of New York and that the outstanding principal is fully paid on the fifth (5th) anniversary date of the closing, for costs eligible for reimbursement under a grant with New York State for support of services and expenses eligible for reimbursement under a grant with New York State on the condition that the Catskill Mountain Foundation, Inc. pay Two Thousand Nine Hundred Fifty Dollars (\$2,950.00) in closing fees associated with the loan.

NOW, THEREFORE BE IT FURTHER RESOLVED, that 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, and 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.

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

NOW, THEREFORE BE IT FURTHER RESOLVED, that 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 the Catskill Mountain Foundation, Inc.

The Executive Director of the CWC makes the following evaluation concerning a REDI Fund Loan to Catskill Mountain Foundation, Inc. located in the Village of Tannersville, 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 properties listed below are 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 properties listed below, are 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) Catskill Mountain Foundation, Inc. will utilize the funds for services and expenses associated with the grant contracts.
 - (ii) The project is located in the Village of Tannersville.
 - (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 Village of Tannersville.
 - (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*



A motion to approve Tab 59, Resolution No. 5053 was made Joseph Cetta and seconded by Christopher Mathews.

CFF – Collateral Change – Brussel Sprouts LLC – Tab 59

October 3, 2023

RESOLUTION NO. 5053
APPROVAL OF A COLLATERAL CHANGE ON THE
BUSINESS LOAN OF BRUSSEL SPROUTS LLC

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, on September 1, 2020, by Resolution Number 3870, the CWC Board of Directors approved a Collateral Change to take a collateral assignment of life insurance on her son, Jonah M. Shaw, to replace the policy on Faiga A. Brussel, which had expired; and

WHEREAS, on November 1, 2022, by Resolution Number 4589, the CWC Board of Directors approved a loan to Brussel Sprouts LLC in the amount of Three Hundred Thousand Dollars (\$300,000.00) with Faiga A. Brussel having 60% ownership and Jonah M. Shaw having 40% ownership of Brussel Sprouts LLC; and

WHEREAS, a condition of the loan, there are corporate guarantees of both tenants Good Cheap Foods II Inc. owned by Faiga A. Brussel and Taste of the Catskills Inc. owned by Jonah M. Shaw; and

WHEREAS, Jonah M. Shaw has taken over the operation of Good Cheap Foods and has requested permission to obtain Faiga A Brussel’s 60% ownership in Brussel Sprouts LLC and dissolve Good Cheap Foods II Inc. to operate it under Taste of the Catskills Inc.; and

WHEREAS, pursuant to CFF Program Rules, the transfer of corporate shares and release of a guarantor are material changes that must be approved by the CWC Board of Directors.

NOW, THEREFORE BE IT RESOLVED, the CWC Board determines CWC will allow for the transfer of corporate shares of Faiga A. Brussel’s 60% ownership to Jonah M. Shaw, making him 100% owner of Brussel Sprouts LLC and releasing the corporate guarantee of Good Cheap Foods II Inc.

NOW, THEREFORE BE IT FURTHER RESOLVED, the CWC staff is authorized and directed to issue a letter informing Brussel Sprouts LLC of the approved request, and complete the necessary documents, and other documentation necessary to effectuate this replacement.

Voice Vote, carried unanimously



A motion to approve Tab 60, Resolution No. 5054 was made James Eisel and seconded by Innes Kasanof, and Allen Hinkley abstained.

CFF – Collateral Change – Catskill Revitalization Corporation – Tab 60

October 3, 2023

RESOLUTION NO. 5054

COLLATERAL CHANGE OF CATSKILL REVITALIZATION CORPORATION

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, the Catskill Watershed Corporation Board of Directors, by Resolution No. 3324, approved a loan to the Catskill Revitalization Corporation for Five Hundred Thousand (\$500,000.00) Dollars for a term of fifteen (15) years, at a rate of four percent (4.0%), adjustable every five years, such that the outstanding principal is fully paid on the one hundred eightieth (180th) payment date, for the purchase of railroad cars and equipment; and

WHEREAS, the Catskill Watershed Corporation Board of Directors, by Resolution No.4355 approved a collateral change to the loan allowing Two Hundred Thousand Dollars (\$200,000.00) of the available funds for track repair materials and labor instead of purchase of railroad cars and equipment; and

WHEREAS, the Catskill Revitalization Corporation purchased a Rail Diesel Car for \$40,000.00 from Ozark Mountain Rail Car and paid \$100,000.00 to deliver the car to Arkville from Cape Cod, MA in 2020; and

WHEREAS, the purchased Rail Diesel Car was never delivered or available for use by Catskill Revitalization Corporation; and

WHEREAS, the Catskill Revitalization Corporation has requested to sell the Rail Diesel Car and use the proceeds of that sale for track repair materials and labor from Arkville to Halcottsville; and

WHEREAS, the Catskill Revitalization Corporation has also requested their final draw of available funds in the amount of Ninety Two Thousand Six Hundred Twenty Two Dollars (\$92,622.00) for track repair materials and labor instead of purchase of railroad cars and equipment; and

WHEREAS, the Catskill Fund for the Future Program Rules section 1:02:04 require that a material change, including a change in collateral coverage, to a previously approved loan requires CWC Board review and approval; and

WHEREAS, the change of purpose of CWC loan funds will reduce the collateral coverage of this loan since the remaining loan funds will not be secured by additional equipment; and

WHEREAS, the CWC staff has reviewed and processed this request, and submitted a collateral change request to the Board of Directors, attached hereto; and

NOW, THEREFORE BE IT RESOLVED, the CWC Board approves Catskill Revitalization Corporation's request to reallocate approved loan funds to be used for track repair.

Voice Vote, carried unanimously



A motion was made by Joseph Cetta to authorize Tina Molé or Jason Merwin to enter into a settlement with the Town of Middletown and Margaretville Central School District to resolve pending litigation on the condition that the value of CWC property is no more than \$13,000,000 Voice vote *carried unanimously*

- VII. Announcements from the Chair – Next meeting on Tuesday, November 7, 2023**
- VIII. Board Member Discussion**
- IX. Adjournment 12:10pm**