

CATSKILL WATERSHED CORPORATION

Board of Directors Meeting

MINUTES

December 5, 2023

I. Call to Order at 11:00am at the Catskill Watershed Corporation

II. Pledge of Allegiance: Led by Tina Molé

III. Roll Call of Directors

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

Members Present Via Zoom:

Members Excused: Thomas Snow, Thomas Hoyt

Staff Members Present: Timothy Cox, Jason Merwin, Jim Martin, Donald Brown, Sonia Martinez, Barbara Puglisi, Jessica Fiedler, and Lynn Kavanagh

Others Present: Nick Sadler (NYCDEP), Aaron Bennett (NYCDEP), Mike Myers (NYCDEP), Gerson Tavaréz (NYCDEP), Heidi Haynes (NYCDEP), John Schwartz (NYCDEP), Doug Strait (NYCDEP), Michael Maloney (NYSDOH), Patrick Palmer (NYSDOH).

Others Present Via Zoom - Lisa Melville (NYSDOS/WPPC), Pauline Wanjugi (DOH), Thomas Stalter (NYCDEP), Dmitry Ostapyszyn (NYCDEP), Matt Giannetta (NYCDEP), Nick Carbone (Delaware County Watershed Affairs).

IV. Review and Approval of November 7, 2023, Board Minutes

A motion to approve the Board Minutes stands 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 September 30, 2023, was made by Arthur Merrill and seconded by Joseph Cetta.

**Voice Vote**, *carried unanimously.*

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Executive Director's Report

Committee Schedule

Committee Meeting Minutes

Committee minutes were received and approved.

Public Discussion – Jason Merwin announced the birth of Joel Logan Allen. Samantha Costa and Joel are both doing great!

VII. Presentation of Resolutions

A motion to approve Tab 6 to Tab 10, Resolution No. 5079 to Resolution No. 5083 was made by Mark Tuthill and seconded by Dave Warne.

Septic Over \$25,000 – Devin Doenges – Tab 6

December 5, 2023

RESOLUTION NO. 5079

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

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

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

WHEREAS, CWC staff has reviewed three construction quotes, including the lowest quote for the septic system repair in the amount of Forty-Four Thousand Eight Hundred Twenty-One Dollars (\$44,821.00); and

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

WHEREAS, the CWC staff have determined the contractor’s quote of Forty-Four Thousand Eight Hundred Twenty-One Dollars (\$44,821.00) to be a reasonable cost for this system in accordance with our schedule of values; and

WHEREAS, the Septic Committee has reviewed the documentation and recommend approving the reimbursement of Forty-Four Thousand Eight Hundred Twenty-One Dollars (\$44,821.00) as it is in substantial agreement with our schedule of values.

NOW, THEREFORE LET IT BE RESOLVED, that the CWC Board of Directors approves the eligible cost of this system for reimbursement for a total not-to-exceed amount of Forty-Four Thousand Eight Hundred Twenty-One Dollars (\$44,821.00).

Devin Doenges Backup

Address: 14866 State Highway 206, Walton, NY 13856

Town: Walton

Bedrooms: 4

Engineer: Steele Brook Engineering

Contractor: Delaware Bulldozing

Sign In Date: 5/9/23

Design Application Received By DEP: 6/26/23

Design Application Deemed Complete: 6/30/23

Date Recommended For DEP Design Approval: 8/30/23

2 Year Deadline: 5/8/25

Homeowner and CWC staff received three quotes from unrelated contractors for \$44,821.00, \$45,397.00, and \$48,573.92. Major components of this system include a 1,500-gallon septic tank, 105 linear feet of gravity pipe, an effluent filter, one distribution box, 431 cubic yards of absorption fill material, 240 linear feet of Presby pipe, 30 cubic yards of C-33 sand, 100 linear feet of improved swale, 70 linear feet of vent 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 \$44,821.00.

Voice Vote, *carried unanimously.*



Septic Over \$25,000 – Martin Eiden – Tab 7

December 5, 2023

RESOLUTION NO. 5080

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

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-Six Thousand Two Hundred Fifteen Dollars and Thirty-Six Cents (\$36,215.36); and

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

WHEREAS, the CWC staff have determined the contractor’s quote of Thirty-Six Thousand Two Hundred Fifteen Dollars and Thirty-Six Cents (\$36,215.36) to be a reasonable cost for this system in accordance with our schedule of values; and

WHEREAS, the Septic Committee has reviewed the documentation and recommend approving the reimbursement of Thirty-Six Thousand Two Hundred Fifteen Dollars and Thirty-Six Cents (\$36,215.36) as it is in substantial agreement with our schedule of values.

NOW, THEREFORE LET IT BE RESOLVED, that the CWC Board of Directors approves the eligible cost of this system for reimbursement for a total not-to-exceed amount of Thirty-Six Thousand Two Hundred Fifteen Dollars and Thirty-Six Cents (\$36,215.36).

Martin Eiden Backup

Address: 319 Route 42, Shandaken, NY 12480

Town: Shandaken

Bedrooms: 5

Engineer: Rex Sanford

Contractor: Michael Formont

Sign In Date: 3/30/22

Design Application Received By DEP: 9/27/23

Design Application Deemed Complete: 10/12/23

Date Recommended For DEP Design Approval: 10/12/23

2 Year Deadline: 3/30/24

Homeowner and CWC staff received three quotes from unrelated contractors for \$36,215.36, \$37,110.50 and \$37,803.45. Major components of this system include a 1,500-gallon septic tank, 30 linear feet of gravity pipe, one distribution box, 350 linear feet of Presby pipe, 45 cubic yards of C-33 sand, 30 linear feet of vent pipe, 90 linear feet of access road, shuttle materials, set the septic tank with a large excavator and site restoration. The lowest quote is within 10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board of Directors approve reimbursement in an amount not to exceed \$36,215.36.

Voice Vote, *carried unanimously.*

Septic Over \$25,000 – Keith Langston – Tab 8

December 5, 2023

RESOLUTION NO. 5081

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

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-Six Thousand Three Hundred Two Dollars and Sixty Cents (\$26,302.60); 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-Six Thousand Three Hundred Two Dollars and Sixty Cents (\$26,302.60) in accordance with the schedule of values; and

WHEREAS, the Septic Committee has reviewed the documentation and recommend approving the reimbursement of Twenty-Six Thousand Three Hundred Two Dollars and Sixty Cents (\$26,302.60) as it is in substantial agreement with our schedule of values.

NOW, THEREFORE LET IT BE RESOLVED, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Six Thousand Three Hundred Two Dollars and Sixty Cents (\$26,302.60).

Keith Langston Backup

Address: 190 Mount Pleasant Road, Mt. Tremper, NY 12457

Town: Shandaken

Bedrooms: 4

Engineer: Rex Sanford

Contractor: Chad Davis Contracting

Sign in date: 8/29/22

Design Application received by DEP: 8/30/23

Design Application deemed complete: 9/8/23

Date Recommended for DEP Design Approval: 9/8/23

2 year deadline: 8/29/24

Homeowner and CWC staff received a quote from a contractor in the amount of \$26,302.60. Major components of this system include a 1,250-gallon septic tank, 50 linear feet of gravity pipe, an effluent filter, one distribution box, 975 square feet of absorption bed, 145 linear feet of access road, remove two trees and site restoration. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$26,302.60.

Voice Vote, carried unanimously.

Septic Over \$25,000 – Zachary Lehmann – Tab 9

December 5, 2023

RESOLUTION NO. 5082

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

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 One Hundred Twenty-Five Dollars (\$51,125.00); 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 One Hundred Twenty-Five Dollars (\$51,125.00) 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 One Hundred Twenty-Five Dollars (\$51,125.00) 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 One Hundred Twenty-Five Dollars (\$51,125.00).

Zachary Lehmann Backup

Address: 680 Weed Brook Road, Walton, NY 13856

Town: Walton

Bedrooms: 2

Engineer: Steele Brook Engineering

Contractor: Ben Reynolds Construction Company

Sign In Date: 4/17/23

Design Application Received By DEP: 6/12/23

Design Application Deemed Complete: 6/15/23

Date Recommended For DEP Design Approval: 7/7/23

2 Year Deadline: 4/17/25

Homeowner and CWC staff received three quotes from unrelated contractors for \$51,125.00, \$51,825.00, and \$54,090.00. Major components of this system include a 1,000-gallon septic tank, 70 linear feet of gravity pipe, an effluent filter, one distribution box, 400 cubic yards of absorption fill material, 160 linear feet of Presby pipe, 30 cubic yards of C-33 sand, 80 linear feet of improved swale, 90 linear feet of access road, remove five trees, 140 linear feet of vent 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 \$51,125.00.

Voice Vote, *carried unanimously.*

Septic Over \$25,000 – Peter Ross – Tab 10

December 5, 2023

RESOLUTION NO. 5083

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

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-Six Thousand Six Hundred Fifty Dollars (\$26,650.00); 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-Six Thousand Six Hundred Fifty Dollars (\$26,650.00) in accordance with the schedule of values; and

WHEREAS, the Septic Committee has reviewed the documentation and recommend approving the reimbursement of Twenty-Six Thousand Six Hundred Fifty Dollars (\$26,650.00) as it is in substantial agreement with our schedule of values.

NOW, THEREFORE LET IT BE RESOLVED, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Six Thousand Six Hundred Fifty Dollars (\$26,650.00).

Peter Ross Backup

Address: 540 County Highway 8, Roxbury, NY 12474

Town: Roxbury

Bedrooms: 1

Engineer: John Bolger PE

Contractor: Jim Peters Excavating

Sign in date: 5/5/23

Design Application received by DEP: 8/17/23

Design Application deemed complete: 8/24/23

Date Recommended for DEP Design Approval: 9/29/23

2 year deadline: 5/5/25

Homeowner and CWC staff received a quote from a contractor in the amount of \$26,650.00. Major components of this system include a 1,000-gallon septic tank, 105 linear feet of gravity pipe, one distribution box, 107 cubic yards of absorption fill material, 50 linear feet of Presby pipe, 15 cubic yards of C-33 sand, remove seven trees and site restoration. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$26,650.00.

Voice Vote, carried unanimously.



A motion to approve Tab 11 to Tab 21, Resolution No. 5084 to Resolution No. 5094 was made by James Sofranko and seconded by Christopher Mathews.

Septic Over \$25,000 – Additional Cost – David Brooks – Tab 11

December 5, 2023

RESOLUTION NO. 5084

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

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 4660, the CWC Board approved reimbursement to David Brooks in an amount not to exceed Forty-Five Thousand Five Hundred Dollars (\$45,500.00); 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 Eight Thousand Eight Hundred Seventy-Five Dollars (\$8,875.00); 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 Seventy-Five Dollars (\$8,875.00); and

WHEREAS, CWC staff have determined that Fifty-Four Thousand Three Hundred Seventy-Five Dollars (\$54,375.00) 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 Fifty-Four Thousand Three Hundred Seventy-Five Dollars (\$54,375.00) as it is in substantial agreement with our schedule of values.

NOW, THEREFORE LET IT BE RESOLVED, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Fifty-Four Thousand Three Hundred Seventy-Five Dollars (\$54,375.00).

David Brooks Backup

Address: 100 Brooks Hill Road, Sundown, NY 12740

Town: Denning

Engineer: Ward Engineering

Contractor: Sheeley Oil Excavating

This project was previously approved for \$45,500.00. Additional material was required to stabilize the access road to get heavy trucks down a steep slope to the new absorption field. Additional fill material was needed, and more restoration was necessary due to very wet weather. The contractor has requested \$8,875.00 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$54,375.00. The Committee recommended that a resolution be brought before the Board of Directors to reimburse David Brooks in the amount not to exceed \$8,875.00 for additional costs to build his septic system.

Voice Vote, carried unanimously.



Septic Over \$25,000 – Additional Cost – Nancy Butler Ross – Tab 12

December 5, 2023

RESOLUTION NO. 5085

**BOARD APPROVAL OF ADDITIONAL FUNDS FOR SEPTIC CONSTRUCTION OVER \$25,000:
NANCY BUTLER ROSS**

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 4732, the CWC Board approved reimbursement to Nancy Butler Ross in an amount not to exceed Twenty-Nine Thousand Dollars (\$29,000.00); 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 Six Thousand Fifteen Dollars and Sixty-Three Cents (\$6,015.63); 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 Fifteen Dollars and Sixty-Three Cents (\$6,015.63); and

WHEREAS, CWC staff have determined that Thirty-Five Thousand Fifteen Dollars and Sixty-Three Cents (\$35,015.63) 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-Five Thousand Fifteen Dollars and Sixty-Three Cents (\$35,015.63) 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-Five Thousand Fifteen Dollars and Sixty-Three Cents (\$35,015.63).

Nancy Butler Ross Backup

Address: 263 Wittenberg Road, Bearsville, NY 12409

Town: Woodstock

Engineer: Joe Boek

Contractor: Mammoth Excavation

This project was previously approved for \$29,000.00. The engineer asked the contractor to add 31 linear feet of curtain drain and 44 linear feet of curtain drain outlet pipe to redirect the large amount of groundwater encountered during construction. Thirty additional cubic yards of absorption fill material were installed due to a topography variation. Access was more difficult than anticipated to set the septic tank. The contractor had to build a platform for his large excavator. The contractor has requested \$6,015.63 for added work. This amount appears to be reasonable and justified. The total project cost will be \$35,015.63. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Nancy Butler-Ross in the amount not to exceed \$6,015.63 for additional costs to build her septic system.

Voice Vote, carried unanimously.



Septic Over \$25,000 – Additional Cost – Steven Cartwright – Tab 13

December 5, 2023

RESOLUTION NO. 5086

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

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

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

WHEREAS, on May 2, 2023, by Resolution Number 4817, the CWC Board approved reimbursement to Steven Cartwright in an amount not to exceed Sixty-Two Thousand Two Hundred Fifty-Two Dollars and Ten Cents (\$62,252.10); 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 Forty-Seven Dollars and Twenty Cents (\$6,747.20); 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 Forty-Seven Dollars and Twenty Cents (\$6,747.20); and

WHEREAS, CWC staff have determined that Sixty-Eight Thousand Nine Hundred Ninety-Nine Dollars and Thirty Cents (\$68,999.30) 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 Nine Hundred Ninety-Nine Dollars and Thirty Cents (\$68,999.30) 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 Nine Hundred Ninety-Nine Dollars and Thirty Cents (\$68,999.30).

Steven Cartwright Backup

Address: 369 Walker Road, Margaretville, NY 12455

Town: Middletown

Engineer: Rex Sanford

Contractor: Estes Plumbing & Excavation

This project was previously approved for \$62,252.10. Additional fill material was needed to complete the absorption field. A truck was unable to set the dosing chamber. The contractor had to bring in a larger excavator to carry it. Surface runoff was compromising the absorption field. Additional stone was used to bring the curtain drain to the surface to redirect the water. The contractor has requested \$6,747.20 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$68,999.30. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Steven Cartwright in the amount not to exceed \$6,747.20 for additional costs to build his septic system.

Voice Vote, carried unanimously.



Septic Over \$25,000 – Additional Cost – Pamela Hirschhorn – Tab 14

December 5, 2023

RESOLUTION NO. 5087

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

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 Pamela Hirschhorn in the amount of Eleven Thousand Nine Hundred Seventy-Seven Dollars and Nine Cents (\$11,977.09); and

WHEREAS, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the contractor for the septic system repair in the amount of Eighteen Thousand Five Hundred Seventy-Four Dollars and Ninety-Three Cents (\$18,574.93); 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 additional invoices of Eighteen Thousand Five Hundred Seventy-Four Dollars and Ninety-Three Cents (\$18,574.93) 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 Thousand Five Hundred Fifty-Two Dollars and Two Cents (\$30,552.02) 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 Thirty Thousand Five Hundred Fifty-Two Dollars and Two Cents (\$30,552.02).

Pamela Hirschhorn Backup

Address: 575 Todd Mountain Road, Fleischmanns, NY 12430

Town: Middletown

Bedrooms: 3

Engineer: Rex Sanford

Contractor: Josh Construction

Sign in date: 3/13/23

Design Application received by DEP: 9/14/23

Design Application deemed complete: 9/25/23

Date Recommended for DEP Design Approval: 9/25/23

2 year deadline: 3/13/25

This project was previously approved for \$11,977.09 for an emergency installation of a 1,000-gallon septic tank. Most of the major components include 15 linear feet of gravity pipe, one distribution box, 250 linear feet of Presby pipe, 48 cubic yards of C-33 sand, 130 linear feet of improved swale, 35 linear feet of vent pipe, 70 linear feet of access road and site restoration. Three quotes were received for this project. They were \$18,574.93, \$19,735.02, and \$20,491.21. The lowest quote, submitted by Josh Construction, is within 10% of the staff estimated cost of construction based on the Schedule of Values. The total project cost will be \$30,552.02. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Pamela Hirschhorn in the amount not to exceed \$18,574.93 for additional costs to build her septic system.

Voice Vote, carried unanimously.



Septic Over \$25,000 – Additional Cost – James Jimenez – Tab 15

December 5, 2023

RESOLUTION NO. 5088

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

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 4873, the CWC Board approved reimbursement to James Jimenez in an amount not to exceed Forty-Eight Thousand Nine Hundred Sixty-Nine Dollars and Eighty-Eight Cents (\$48,969.88); 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 Five Hundred Dollars (\$1,500.00); 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 One Thousand Five Hundred Dollars (\$1,500.00); and

WHEREAS, CWC staff have determined that Fifty Thousand Four Hundred Sixty-Nine Dollars and Eighty-Eight Cents (\$50,469.88) 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 Fifty Thousand Four Hundred Sixty-Nine Dollars and Eighty-Eight Cents (\$50,469.88) 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 Fifty Thousand Four Hundred Sixty-Nine Dollars and Eighty-Eight Cents (\$50,469.88).

James Jimenez Backup

Address: 1108 Jump Brook Road, Grand Gorge, NY 12434

Town: Roxbury

Engineer: Steele Brook Engineering

Contractor: Parkerworks Excavating

This project was previously approved for \$48,969.88. A footing drain was encountered during construction. It had to be re-routed away from the new system. The contractor has requested \$1,500.00 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$50,469.88. The Committee recommended that a resolution be brought before the Board of Directors to reimburse James Jimenez in the amount not to exceed \$1,500.00 for additional costs to build his septic system.

Voice Vote, carried unanimously.

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**Septic Over \$25,000 – Additional Cost – Victoria Jorgensen – Tab 16**

December 5, 2023

**RESOLUTION NO. 5089**

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

**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 Victoria Jorgensen in the amount of Ten Thousand Three Hundred Fifty-Three Dollars and Eighty-Four Cents (\$10,353.84); 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 Forty-Five Thousand Eight Hundred Dollars (\$45,800.00); 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 additional invoices of Forty-Five Thousand Eight Hundred Dollars (\$45,800.00) 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 total reimbursement of Fifty-Six Thousand One Hundred Fifty-Three Dollars and Eighty-Four Cents (\$56,153.84) 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-Six Thousand One Hundred Fifty-Three Dollars and Eighty-Four Cents (\$56,153.84).

**Victoria Jorgensen Backup**

Address: 209 Robbins Road, Roxbury, NY 12474

Town: Roxbury

Bedrooms: 4

Engineer: John Bolger PE

Contractor: Jim Peters Excavating

Sign in date: 1/3/23

Design Application received by DEP: 4/28/23

Design Application deemed complete: 6/24/23

Date Recommended for DEP Design Approval: 8/17/23

2 year deadline: 1/3/25

This project was previously approved for \$10,353.84 for an emergency installation of a 1,000-gallon septic tank. Most of the major components of this system include one 1,000-gallon H2O septic tank, a poly pump chamber, 45 linear feet of gravity pipe, 77 linear feet of force main, one distribution box, 300 linear feet of Presby pipe, 73 cubic yards of C-33 sand, 80 linear feet of improved swale, remove one tree, 112 linear feet of vent pipe and site restoration. Three quotes were received for this project. They were \$45,800.00, \$46,900.00, and \$47,300.00. The lowest quote, submitted by Jim Peters Excavating, is within 10% of the staff estimated cost of construction based on the Schedule of Values. The total project cost will be \$56,153.84. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Victoria Jorgensen in the amount not to exceed \$45,800.00 for additional costs to build her septic system.

**Voice Vote, carried unanimously.**

RESOLUTION NO. 5090

BOARD APPROVAL OF ADDITIONAL FUNDS FOR SEPTIC CONSTRUCTION OVER \$25,000:  
WARREN KELLY

**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 August 1, 2023, by Resolution Number 4938, the CWC Board approved reimbursement to Warren Kelly in an amount not to exceed Twenty-Nine Thousand Seven Hundred Fifty Dollars (\$29,750.00); 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 Two Thousand Three Hundred Seventy-Five Dollars (\$2,375.00); 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 Two Thousand Three Hundred Seventy-Five Dollars (\$2,375.00); and

**WHEREAS**, CWC staff have determined that Thirty-Two Thousand One Hundred Twenty-Five Dollars (\$32,125.00) is a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving total reimbursement of Thirty-Two Thousand One Hundred Twenty-Five Dollars (\$32,125.00) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Thirty-Two Thousand One Hundred Twenty-Five Dollars (\$32,125.00).

**Warren Kelly Backup**

Address: 408 Star Drive, Stamford, NY 12167

Town: Harpersfield

Engineer: Benjamin Dates

Contractor: Ted’s Grading & Landscaping

This project was previously approved for \$29,750.00. The contractor discovered that the existing septic tank was located under the deck. The deck was removed to decommission it. A cleanout was installed. Two additional risers were needed. The contractor has requested \$2,375.00 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$32,125.00. The Committee recommended that a



resolution be brought before the Board of Directors to reimburse Warren Kelly in the amount not to exceed \$2,375.00 for additional costs to build his septic system.

Voice Vote, *carried unanimously.*



**Septic Over \$25,000 – Additional Cost – Sonia Martinez – Tab 18**

December 5, 2023

**RESOLUTION NO. 5091**

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

**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 Sonia Martinez in the amount of One Thousand Four Hundred Thirty-Seven Dollars (\$1,437.00); and

**WHEREAS**, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the contractor for the septic system repair in the amount of Twenty-Four Thousand One Hundred Eighty-One Dollars and Six Cents (\$24,181.06); 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 Twenty-Five Thousand Six Hundred Eighteen Dollars and Six Cents (\$25,618.06) 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 Twenty-Five Thousand Six Hundred Eighteen Dollars and Six Cents (\$25,618.06) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Five Thousand Six Hundred Eighteen Dollars and Six Cents (\$25,618.06).

**Sonia Martinez Backup**

Address: 3068 Dry Brook Road, Arkville, NY 12406

Town: Middletown

Bedrooms: 3

Engineer: Rex Sanford

Contractor: Mammoth Excavation

Sign in date: 5/12/23

Design Application received by DEP: 7/12/23

Design Application deemed complete: 7/18/23  
Date Recommended for DEP Design Approval: 7/18/23  
2 year deadline: 5/12/25

This project was previously approved in 1998 for \$1,437.00 for an emergency installation of a 1,000-gallon septic tank. Most of the major components include 28 linear feet of gravity pipe, one distribution box, 250 linear feet of Presby pipe, 45 cubic yards of C-33 sand, 50 linear feet of vent pipe, 60 linear feet of access road, plumbing modification and site restoration. Mammoth Excavating has submitted a quote of \$24,181.06. This quote is within 10% of the staff estimated cost of construction based on the Schedule of Values. The total project cost will be \$25,618.06. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Sonia Martinez in the amount not to exceed \$24,181.06 for additional costs to build her septic system.

Voice Vote, *carried unanimously.*



**Septic Over \$25,000 – Additional Cost – Peter Rasulo - Tab 19**

December 5, 2023

**RESOLUTION NO. 5092**

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

**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 4884, the CWC Board approved reimbursement to Peter Rasulo in an amount not to exceed Sixty-Nine Thousand Five Hundred Dollars (\$69,500.00); 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 Nine Thousand Seven Hundred Twenty Dollars (\$9,720.00); 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 Nine Thousand Seven Hundred Twenty Dollars (\$9,720.00); and

**WHEREAS**, CWC staff have determined that Seventy-Nine Thousand Two Hundred Twenty Dollars (\$79,220.00) 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-Nine Thousand Two Hundred Twenty Dollars (\$79,220.00) 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-Nine Thousand Two Hundred Twenty Dollars (\$79,220.00).

**Peter Rasulo Backup**

Address: 3308 Deer Run Road, Denver, NY 12421

Town: Roxbury

Engineer: John Bolger PE

Contractor: Jim Peters Excavating

This project was previously approved for \$69,500.00. Ledge rock was encountered during construction. The contractor hammered for 27 hours to attain necessary depths. He has requested \$9,720.00 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$79,220.00. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Peter Rasulo in the amount not to exceed \$9,720.00 for additional costs to build his septic system.

*Voice Vote, carried unanimously.*



**Septic Over \$25,000 — Additional Cost – Michael Rockwood – Tab 20**

December 5, 2023

**RESOLUTION NO. 5093**

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

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

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

**WHEREAS**, on May 3, 2022, by Resolution Number 4369, the CWC Board approved reimbursement to Michael Rockwood in an amount not to exceed Twenty-Nine Thousand Nine Hundred Ninety-Nine Dollars (\$29,999.00); 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 Four Hundred Eighty-Three Dollars and Twenty Cents (\$1,483.20) 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 eligible portion of the contractor’s quote is Six Hundred Dollars (\$600.00); and

**WHEREAS**, CWC staff have determined that Thirty Thousand Five Hundred Ninety-Nine Dollars (\$30,599.00) 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 Five Hundred Ninety-Nine Dollars (\$30,599.00) 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 Five Hundred Ninety-Nine Dollars (\$30,599.00).

**Michael Rockwood Backup**

Address: 1190 Meeker Hollow Road, Roxbury, NY 12474

Town: Roxbury

Engineer: John Bolger PE

Contractor: Jim Peters Excavating

This project was previously approved for \$29,999.00. A sub-panel was necessary to power the pump chamber. The contractor has requested \$1,483.20 for the added work. Staff determined the eligible portion to be \$600.00. The total project cost will be \$30,599.00. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Michael Rockwood in the amount not to exceed \$600.00 for additional costs to build his septic system.

*Voice Vote, carried unanimously.*



**Septic Over \$25,000 - Additional Cost – Yulia Zagorulko – Tab 21**

December 5, 2023

**RESOLUTION NO. 5094**

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

**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 4, 2022, by Resolution Number 4524, the CWC Board approved reimbursement to Yulia Zagorulko in an amount not to exceed Thirty-Three Thousand Eight Hundred Dollars (\$33,800.00); 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 Thousand Three Hundred Seventy-One Dollars and Sixty-Two Cents (\$3,371.62); 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 Three Thousand Three Hundred Seventy-One Dollars and Sixty-Two Cents (\$3,371.62); and

**WHEREAS**, CWC staff have determined that Thirty-Seven Thousand One Hundred Seventy-One Dollars and Sixty-Two Cents (\$37,171.62) 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 One Hundred Seventy-One Dollars and Sixty-Two Cents (\$37,171.62) 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 One Hundred Seventy-One Dollars and Sixty-Two Cents (\$37,171.62).

**Yulia Zagorulko Backup**

Address: 38 Woodchuck Road, Denver, NY 12421

Town: Roxbury

Engineer: John Bolger PE

Contractor: Four Seasons Landscaping

This project was previously approved for \$33,800.00. Ledge rock was encountered during construction. Hammering was required to attain necessary depths. The contractor was unable to get a concrete septic tank to the site, so a poly tank was installed. The contractor has requested \$3,371.62 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$37,171.62. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Yulia Zagorulko in the amount not to exceed \$3,371.62 for additional costs to build her septic system.

*Voice Vote, carried unanimously.*



A motion to approve Tab 22 to Tab 26, Resolution No. 5095 to Resolution No. 5099 was made by Innes Kasanof and seconded by Arthur Merrill.

**Septic Over \$25,000 — Second Time Repair Eligibility – Matthew Lam – Tab 22**

December 5, 2023

**RESOLUTION NO. 5095**

**BOARD APPROVAL OF MOA SEPTIC PROGRAM SECOND TIME REPAIR ELIGIBILITY**  
**MATTHEW LAM**

**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, Matthew Lam, 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.

**Matthew Lam Backup**

Mr. Lam’s residence is in the Town of Woodstock; Section, Block and Lot number 25.2-1-25. This project was paid for in 2010 through the Priority 7 Program. The Septi-Tech unit pumps and control panel were replaced. The system is now functioning properly. A maintenance pump out was done in 2023. The Committee recommended that a resolution be brought before the Board of Directors to approve Matthew Lam for a second time repair.

*Voice Vote, carried unanimously.*



**Septic Over \$25,000 – Second Time Repair Eligibility – Jerome Liberatore – Tab 23**

December 5, 2023

**RESOLUTION NO. 5096**

**BOARD APPROVAL OF MOA SEPTIC PROGRAM SECOND TIME REPAIR ELIGIBILITY**  
**JEROME LIBERATORE**

**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, Jerome Liberatore, 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.

**Jerome Liberatore Backup**



Mr. Liberatore’s residence is in the Town of Roxbury; Section, Block and Lot number 200.-1-80.2. This project was paid for in 2008 through the Priority 4 Program. Sewage is surfacing in the absorption field. Maintenance pump outs were done in 2012 and 2018. The Committee recommended that a resolution be brought before the Board of Directors to approve Jerome Liberatore for a second time repair.

Voice Vote, *carried unanimously.*



**Septic Over \$25,000 – Second Time Repair Eligibility – John Miglietta – Tab 24**

December 5, 2023

**RESOLUTION NO. 5097**

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

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

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

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

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

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

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

**John Miglietta Backup**

Mr. Miglietta’s residence is in the Town of Meredith; Section, Block and Lot number 63.-4-8. This project was paid for in 2004 under the Reimbursement Program. The wiring to the pump and float switches failed. They have been replaced and the system is functioning properly. The homeowner claims he had two pump outs done but does not have receipts. The Committee recommended that a resolution be brought before the Board of Directors to approve John Miglietta for a second time repair.

Voice Vote, *carried unanimously.*



**Septic Over \$25,000 – Second Time Repair Eligibility – Lazlo Sulyok – Tab 25**

December 5, 2023

**RESOLUTION NO. 5098**

**BOARD APPROVAL OF MOA SEPTIC PROGRAM SECOND TIME REPAIR ELIGIBILITY**  
**LAZLO SULYOK**

**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, Lazlo Sulyok, 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.

**Lazlo Sulyok Backup**

Mr. Sulyok’s residence is in the Town of Delhi; Section, Block and Lot number 172-1-45. This project was paid for in 2015 under the Priority 5 Program. His system has dual pumps. One has failed and is putting stress on the other. This is being brought to the Committee at the discretion of the Executive Director. The system is not yet ten years old.

*Voice Vote, carried unanimously.*



**Septic Over \$25,000 – Second Time Repair Eligibility – Malinda Warner – Tab 26**

December 5, 2023

**RESOLUTION NO. 5099**

**BOARD APPROVAL OF MOA SEPTIC PROGRAM SECOND TIME REPAIR ELIGIBILITY**  
**MALINDA WARNER**

**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, Malinda Warner, 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.

**Malinda Warner Backup**

Ms. Warner’s residence is in the Town of Kortright; Section, Block and Lot number 85.-1-15. This project was paid for in 1999 under the Coordinator Program. Sewage is surfacing in the absorption field and backing up into the house. The previous owner was Paul Vroman. Ms. Warner does not know if he had any maintenance pump outs. She has not either.

*Voice Vote, carried unanimously.*

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A motion to approve Tab 27, Resolution No. 5100 was made by Richard Parete and seconded by Mark Tuthill.

Future Stormwater – Bassett Brook, LLC – Design Cost – Tab 27

December 5, 2023

RESOLUTION NO. 5100

**BOARD REVIEW OF
CWC FUTURE STORMWATER PROGRAM APPLICATION FOR
BASSETT BROOK LLC STORMWATER CONTROLS**

WHEREAS, Section 128(c)(i) of the 1997 New York City Watershed Memorandum of Agreement (MOA) directs the Catskill Watershed Corporation (“CWC”) to establish a program to pay for the reasonable and proper cost to design, implement, permit, construct and maintain new stormwater measures pursuant to stormwater pollution prevention plans required by the 18-39(b)(3) and 18-39(e) of the watershed regulations; and

WHEREAS, the CWC in consultation with New York City Department of Environmental Protection (NYCDEP) established the Future Stormwater Program (Program) that provides for reimbursement or voucher for eligible stormwater projects; and

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

WHEREAS, Bassett Brook LLC has applied to the CWC Future Stormwater Program for one-half of 50% reimbursement of eligible design costs for stormwater controls for distributed generation, ground mounted solar electric facility on private land in the amount of Ten Thousand Nine Hundred and Seventy-Five Dollars (\$10,975.00); and

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

WHEREAS, CWC staff recommended reimbursement from CWC Future Stormwater Programs of eligible stormwater costs for an amount of Ten Thousand Nine Hundred and Seventy-Five Dollars (\$10,975.00); and

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

NOW, THEREFORE, LET IT BE RESOLVED, that the CWC Board of Directors has reviewed the staff recommendation and supporting documentation and approves reimbursement from the Future Stormwater Program in the total not-to-exceed amount of Ten Thousand Nine Hundred and Seventy-Five Dollars (\$10,975.00); for design costs of stormwater controls for a Solar Project in the Town of Harpersfield.

Bassett Brook, LLC & Rexmere Lakes, LLC

Program: Future Stormwater

Address: 1102 Bruce Hill Road, Harpersfield, NY

Engineer: Tighe and Bond

Project Description:

On July 14, 2023, NYCDEP approved the Stormwater Pollution Prevention Plan (SWPPP) for the Bassett Brook LLC & Rexmere Lakes LLC project located at 1102 Bruce Hill Road in the Town of Harpersfield. The projects required NYCDEP review and approval of a SWPPP to meet Watershed Regulations. In addition, a SWPPP is required for coverage under the NYSDEC General Permit for Stormwater Discharges from Construction Activities. The projects consist of constructing a distributed generation, ground mounted solar electric facility on private land.

Bassett Brook, LLC & Rexmere Lakes, LLC are both subsidiary companies of BlueWave Solar. Bassett Brook, LLC and Rexmere Lakes, LLC contracted with Flycatcher, LLC to serve as the regulatory consultant for their projects. Flycatcher in turn contracted with Tighe and Bond for the SWPPP related engineering work. Because these two projects are both on the same parcel and rely upon the same access road (the primary source of impervious surface) the engineer produced a SWPPP that encompassed both projects. However, because both projects will have unique ownership and Points of Interconnection and are not interdependent (i.e., one could be built without the other), separate SWPPPs were developed for each project.

Stormwater components necessary to obtain DEP approval for the two projects are all post-construction stormwater controls including riprap-lined and grass swales, a micropool extended detention basin with riprap pilot channel and sediment forebay, outlet control structure, riprap apron, level spreader, grass filter strips, and erosion & sediment controls including compost filter socks.

Bassett Brook, LLC & Rexmere Lakes, LLC have applied to the CWC Future Stormwater program for reimbursement of 50% of all stormwater design costs of the SWPPP. Total engineering costs for both projects amounted to \$43,900.00 or \$21,950.00 for each LLC. The applicant has elected for 50% of reimbursement costs or \$10,975.00 for Bassett Brook, LLC and \$10,975.00 for Rexmere Lakes, LLC.

The CWC recommends reimbursement of up to \$10,975.00 to Bassett Brook, LLC & \$10,975.00 to Rexmere Lakes, LLC for one half of 50% of the design costs associated with implementing a SWPPP required by NYC Watershed Regulations and the NYSDEC General Permit.

Recommended Future Stormwater Funding for Bassett Brook, LLC not-to-exceed: \$10,975.00.

Recommended Future Stormwater Funding for Rexmere Lakes, LLC not-to-exceed: \$10,975.00.

Voice Vote, carried unanimously.

A motion to approve Tab 28, Resolution No. 5101 was made by Joseph Cetta and seconded by Allen Hinkley.

Future Stormwater – Rexmere Lakes, LLC – Design Cost – Tab 28

December 5, 2023

RESOLUTION NO. 5101

BOARD REVIEW OF
CWC FUTURE STORMWATER PROGRAM APPLICATION FOR
REXMERE LAKES LLC STORMWATER CONTROLS

WHEREAS, Section 128(c)(i) of the 1997 New York City Watershed Memorandum of Agreement (MOA) directs the Catskill Watershed Corporation (“CWC”) to establish a program to pay for the reasonable and proper cost to design, implement, permit, construct and maintain new stormwater measures pursuant to stormwater pollution prevention plans required by the 18-39(b)(3) and 18-39(e) of the watershed regulations; and

WHEREAS, the CWC in consultation with New York City Department of Environmental Protection (NYCDEP) established the Future Stormwater Program (Program) that provides for reimbursement or voucher for eligible stormwater projects; and

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

WHEREAS, Rexmere Lakes LLC., has applied to the CWC Future Stormwater Program for one-half of 50% reimbursement of eligible design costs for stormwater controls for distributed generation, ground mounted solar electric facility on private land in the amount of Ten Thousand Nine Hundred and Seventy-Five Dollars (\$10,975.00); and

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

WHEREAS, CWC staff recommended reimbursement from CWC Future Stormwater Programs of eligible stormwater costs for an amount of Ten Thousand Nine Hundred and Seventy-Five Dollars (\$10,975.00); and

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

NOW, THEREFORE, LET IT BE RESOLVED, that the CWC Board of Directors has reviewed the staff recommendation and supporting documentation and approves reimbursement from the Future Stormwater Program in the total not-to-exceed amount of Ten Thousand Nine Hundred and Seventy-Five Dollars (\$10,975.00); for design costs of stormwater controls for a Solar Project in the Town of Harpersfield.

Bassett Brook, LLC & Rexmere Lakes, LLC

Program: Future Stormwater

Address: 1102 Bruce Hill Road, Harpersfield, NY

Engineer: Tighe and Bond

Project Description:

On July 14, 2023, NYCDEP approved the Stormwater Pollution Prevention Plan (SWPPP) for the Bassett Brook LLC & Rexmere Lakes LLC project located at 1102 Bruce Hill Road in the Town of Harpersfield. The projects required NYCDEP review and approval of a SWPPP to meet Watershed Regulations. In addition, a SWPPP is required for coverage under the NYSDEC General Permit for Stormwater Discharges from

Construction Activities. The projects consist of constructing a distributed generation, ground mounted solar electric facility on private land.

Bassett Brook, LLC & Rexmere Lakes, LLC are both subsidiary companies of BlueWave Solar. Bassett Brook, LLC and Rexmere Lakes, LLC contracted with Flycatcher, LLC to serve as the regulatory consultant for their projects. Flycatcher in turn contracted with Tighe and Bond for the SWPPP related engineering work. Because these two projects are both on the same parcel and rely upon the same access road (the primary source of impervious surface) the engineer produced a SWPPP that encompassed both projects. However, because both projects will have unique ownership and Points of Interconnection and are not interdependent (i.e., one could be built without the other), separate SWPPPs were developed for each project.

Stormwater components necessary to obtain DEP approval for the two projects are all post-construction stormwater controls including riprap-lined and grass swales, a micropool extended detention basin with riprap pilot channel and sediment forebay, outlet control structure, riprap apron, level spreader, grass filter strips, and erosion & sediment controls including compost filter socks.

Bassett Brook, LLC & Rexmere Lakes, LLC have applied to the CWC Future Stormwater program for reimbursement of 50% of all stormwater design costs of the SWPPP. Total engineering costs for both projects amounted to \$43,900.00 or \$21,950.00 for each LLC. The applicant has elected for 50% of reimbursement costs or \$10,975.00 for Bassett Brook, LLC and \$10,975.00 for Rexmere Lakes, LLC.

The CWC recommends reimbursement of up to \$10,975.00 to Bassett Brook, LLC & \$10,975.00 to Rexmere Lakes, LLC for one half of 50% of the design costs associated with implementing a SWPPP required by NYC Watershed Regulations and the NYS DEC General Permit.

Recommended Future Stormwater Funding for Bassett Brook, LLC not-to-exceed: \$10,975.00.
Recommended Future Stormwater Funding for Rexmere Lakes, LLC not-to-exceed: \$10,975.00.

Voice Vote, carried unanimously.



A motion to approve Tab 29, Resolution No. 5102 was made by Dave Warne and seconded by Mark Tuthill.

Future Stormwater – Lisa Zocchia Waage – Construction Reimbursement – Tab 29

December 5, 2023

RESOLUTION NO. 5102

**BOARD REVIEW OF FUTURE STORMWATER PROGRAM APPLICATION FOR LISA
ZOCCHIA WAAGE
STORMWATER CONTROLS REIMBURSEMENT**

WHEREAS, the 1997 New York City Watershed Memorandum of Agreement (“Watershed MOA”) paragraph 128 (“Future Stormwater Program”) directs the Catskill Watershed Corporation (“CWC”) to establish a program to pay for the reasonable and proper cost to design, implement, permit, construct and maintain new stormwater measures pursuant to stormwater pollution prevention plans required by the 18-39(b)(3) and 18-39(e) of the watershed regulations; and

WHEREAS, Section 145(ii) of the Watershed MOA and the West of Hudson Future Stormwater Program Rules provides for payment of eligible project costs required solely by the New York City Department of Environmental Protection (“NYCDEP”) and not otherwise required by State or federal law; and

WHEREAS, Lisa Zocchia Waage has applied for funding of eligible project costs in the amount of Six-Thousand One-Hundred and Sixty-Five Dollars (\$6,165.00) for the construction of new stormwater controls related to the construction of a garage and grading of a gravel driveway in the Town of Stamford; and

WHEREAS, the CWC share of stormwater funding is 100% of the eligible costs for this project because Lisa Zocchia Waage is not a small business under Watershed MOA Paragraph 145; and

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

WHEREAS, CWC staff recommended reimbursement of eligible stormwater costs for a total not-to-exceed amount of Six-Thousand One-Hundred and Sixty-Five Dollars (\$6,165.00); and

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

NOW, THEREFORE, LET IT BE RESOLVED, that the CWC Board of Directors has reviewed the attached application, staff recommendation and supporting documentation and approves reimbursement of up to Six-Thousand One-Hundred and Sixty-Five Dollars (\$6,165.00).

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.

Lisa Zocchia Waage (McMurdy Brook Subdivision lot 8)

Program: FSW

Address: McMurdy Brook Road, South Kortright, NY

Engineer: Keystone Associates

Project Description:

On April 9, 2015 NYC DEP approved a Stormwater Pollution Prevention Plan (SWPPP) for Lisa Zocchia Waage related to the construction of a single family home in the McMurdy Brook Subdivision located in South Kortright N.Y. This project consisted of constructing a garage and grading of a gravel driveway. Stormwater controls included level spreaders and filter strips. DEP issued a Notice of Violation Closure on December 10, 2020 which served as the Construction Acceptance letter.

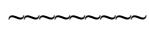
The CWC Board has previously approved resolution #2734 & #3384 for the design and construction of the SWPPP. CWC's contract with the applicant expired before reimbursement documentation was received therefore the applicant is re-applying for construction reimbursement.

Lisa Zocchia Waage has submitted an application selecting 100% reimbursement of all NYCDEP construction costs associated with NYCDEP required stormwater controls for this project, for a total of \$6,165.00. The project does not have any NYSDEC post construction control requirements. Funding for this project comes 100% from the Future Stormwater Program.

The CWC recommends reimbursement of up to \$6,165.00 from the Future Stormwater Program to Lisa Zocchia Waage for implementing a SWPPP required by NYC Watershed Regulations.

Recommended Future Stormwater Funding Request not to exceed \$6,165.00.

Voice Vote, carried unanimously.



A motion to approve Tab 30, Resolution No. 5103 was made by Richard Parete and seconded by James Sofranko.

RESOLUTION NO. 5103

**BOARD REVIEW OF FUTURE STORMWATER PROGRAM APPLICATION FOR
NIGOL KOULAJIAN – O&M STORMWATER CONTROLS**

WHEREAS, the 1997 New York City Watershed Memorandum of Agreement (“Watershed MOA”) paragraph 128 (“Future Stormwater Program”) directs the Catskill Watershed Corporation (“CWC”) to establish a program to pay for the reasonable and proper cost to design, implement, permit, construct and maintain new stormwater measures pursuant to stormwater pollution prevention plans required by the 18-39(b)(3) and 18-39(e) of the watershed regulations; and

WHEREAS, Section 145(ii) of the Watershed MOA and the West of Hudson Future Stormwater Program Rules provides for payment of eligible project costs required solely by the New York City Department of Environmental Protection (“NYCDEP”) and not otherwise required by State or federal law; and

WHEREAS, by Resolution 4202, Nigol Koulajian was approved for funding in the amount of Twenty Thousand Six Hundred Ninety Dollars (\$20,690.00) for the design of new stormwater controls for a single family home, garage, driveway and site regrading of new stormwater controls in the Town of Woodstock; and

WHEREAS, by Resolution 4502, Nigol Koulajian was approved for funding in the amount of Six Hundred Thirty-Seven Thousand Three Hundred Twenty-One Dollars and Seventy-Six Cents (\$637,321.76) for the construction of new stormwater controls for a single family home, garage, driveway and site regrading of new stormwater controls in the Town of Woodstock; and

WHEREAS, Nigol Koulajian has applied for funding of eligible project costs in the amount of Thirty-Four Thousand Three Hundred and Fifty Dollars (\$34,350.00) for the operation and maintenance of new stormwater controls for a single family home, garage, driveway in the Town of Woodstock; and

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

WHEREAS, CWC staff recommended reimbursement of eligible stormwater costs for a total not-to-exceed amount of Thirty-Four Thousand Three Hundred and Fifty Dollars (\$34,350.00) and

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

NOW, THEREFORE, LET IT BE RESOLVED, that the CWC Board of Directors has reviewed the attached application, staff recommendation and supporting documentation and approves payment of Thirty-Four Thousand Three Hundred and Fifty Dollars (\$34,350.00)

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.

Nigol Koulajian (Owner)

Program: Future Stormwater

Address: 140 Walton Road, Woodstock, New York

Engineer: Willingham Engineering

Contractor: B.Evans & Associates, Inc.

Project Description:

On July 23, 2020 NYC DEP approved a Stormwater Pollution Prevention Plan (SWPPP) for Nigol Koulajian’s residence located at 140 Walton Road in Woodstock, New York. The applicant was required to comply with the Watershed Rules and Regulations and DEP issued a Construction Acceptance letter on October 27, 2022.

The CWC Board of Directors have previously approved resolution #4202 & #4502 totaling \$658,011.76 for 100% of the DEP design and construction costs of the SWPPP. Stormwater controls at the site include the three rain gardens, vegetated swales, plunge pools, and a stormwater pond.

On October 13, 2023, Nigol Koulajian submitted an application requesting funding for operation and maintenance for stormwater controls in the approved SWPPP. The amount requested was \$6,870.00 annually or \$34,350.00 over five years.

The CWC recommends reimbursement of up to \$34,350.00 to Nigol Koulajian for operation and maintenance costs associated with implementing a SWPPP solely required by NYC Watershed Regulations.

Recommended Future Stormwater Funding not-to-exceed \$34,350.00

Voice Vote, carried unanimously.



A motion to approve Tab 31, Resolution No. 5104 was made by Arthur Merrill and seconded by Innes Kasanof.

2024 Executive Director Compensation – Tab 31

December 5, 2023

RESOLUTION NO. 5104

EXECUTIVE DIRECTOR COMPENSATION

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

WHEREAS, the CWC Policy Committee recommends that the CWC Board of Directors set the salary of the current Executive Director to One Hundred Fifty Four Thousand Five Hundred Dollars (\$154,500.00) annually and further recommends that said salary take effect beginning on January 1, 2024.

NOW THEREFORE BE IT RESOLVED, that the CWC Board of Directors directs the CWC Executive Director and CWC Finance Director to set the salary of the current CWC Executive Director at One Hundred Fifty-Four Thousand Five Hundred Dollars (\$154,500.00) per annum to be paid in bi-weekly increments pursuant to CWC Personnel Policies and Procedures and that said salary is to take effect beginning on January 1, 2024.

Voice Vote, carried unanimously.



A motion to approve Handout, Resolution No. 5105 was made Innes Kasanof and seconded by James Sofranko.

Handout Resolution -2023 Legal Services – Additional Cost

December 5, 2023

RESOLUTION NO. 5105

2023 LEGAL SERVICES CONTRACT
ADDITIONAL COSTS

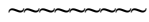
WHEREAS, pursuant to Fiscal Policies of the Catskill Watershed Corporation (CWC), the CWC Board of Directors must approve all contracts for services over Ten Thousand Dollars (\$10,000.00); and

WHEREAS, by Resolution 4657, the CWC Board of Directors approves the firm of Whiteman Osterman and Hanna LLP as external legal firm for the CWC for a term commencing January 1, 2023 and terminating on December 31, 2023 for an amount not to exceed Two Hundred Twenty-Five Thousand Dollars (\$225,000.00) at the rates and fee scheduled provided; and

WHEREAS, the amount allocated by Resolution 4657 has been exhausted and CWC Policy recommends the amount be increased by One Hundred Thousand Dollars (\$100,000.00) to Three Hundred Twenty-Five Thousand Dollars (\$325,000.00) to provide for full payment of remaining bills for the remainder of 2023.

NOW THEREFORE BE IT RESOLVED, that the CWC Board of Directors approves an increase amount of One Hundred Thousand Dollars (\$100,000.00) to Three Hundred Twenty-Five Thousand Dollars (\$325,000.00) to the agreements between CWC and Whiteman, Osterman, and Hanna, LLP to provide for full payment of remaining bills for the remainder of 2023.

Voice Vote, carried unanimously.



A motion to approve Tab 32, Resolution No. 5106 was made Innes Kasanof and seconded by Jeff Senterman.

CFF – 5399 Windham Holdings, LLC – Business Loan – Tab 33

December 5, 2023

RESOLUTION NO. 5106

APPROVAL OF 5399 WINDHAM HOLDINGS LLC

BUSINESS LOAN

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

WHEREAS, 5399 Windham Holdings LLC has applied for a Five Hundred Fifty Thousand Dollar (\$550,000) loan for a term of twenty (20) years, at a rate five and twenty-five hundredths percent (5.25%), adjustable every five years to the CWC rate in effect at that time, such that the outstanding principal is fully paid on the two hundred and fortieth (240th) payment date, for purchase of the real property known as 5399 Windham Holdings, Middletown, NY, and for soft costs; and

WHEREAS, pursuant to the CFF Program rules the CWC Staff has reviewed a completed CWC Loan application for 5399 Windham Holdings LLC; and

WHEREAS, pursuant to the CFF Program rules the CWC Loan Committee has reviewed an underwriting report for 5399 Windham Holdings LLC; and

WHEREAS, the CWC Loan Committee has recommended approval of the CWC Loan application from 5399 Windham Holdings LLC, waiving the participating lender requirement and loan maturity rules; and

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

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

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

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

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

NOW, THEREFORE BE IT RESOLVED, the CWC Board determines 5399 Windham Holdings LLC's application meets the CWC CFF qualified economic development criteria and approves of the loan application in the amount of Five Hundred Fifty Thousand Dollars (\$550,000) for a term of twenty (20) years, at a rate of five and twenty-five hundredths percent (5.25%), adjustable every five years to the CWC rate in effect at that time, such that the outstanding principal is fully paid on the two hundred and fortieth (240th) payment date and further waives the requirement of a participating lender pursuant to CFF Program Rule § 1:05:02 participating lender and CFF Program Rule § 1:05:06 loan maturity.

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

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

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

QEDP Evaluation and CWC Staff Recommendation

Purpose: To review the CWC Loan Application of 5399 Windham Holdings LLC

The Executive Director of the CWC makes the following evaluation concerning a REDI Fund Loan to 5399 Windham Holdings LLC located in the Town of Windham, NY. Evaluation is based on the Evaluation Criteria established in the Catskill Fund for the Future Program Rules, approved on August 22, 2001, by the CWC Board of Directors.

1. Based on due inquiry to the NYSDEC, the NYCDEP and to the best of CWC's knowledge, the property at 5399 State Route 23, Windham, NY, to be purchased by 5399 Windham Holdings LLC, is presently in compliance with all applicable environmental statutes and regulations.
2. Based on due inquiry to the NYSDEC, the NYCDEP and to the best of CWC's knowledge, the property at 5399 State Route 23, Windham, NY, to be purchased by 5399 Windham Holdings LLC, is not subject to any enforcement actions by any regulatory agency.

3. (a) To the best of CWC's knowledge, the project is consistent with historic land use patterns, available infrastructure and sensitivity to the need for water quality protection.
 - (i) 5399 Windham Holdings LLC, located at 5399 State Route 23, Windham, NY, will operate as a Retail Business.
 - (ii) The projects is located in the Town of Windham.
 - (iii) The projects will utilize a municipal sewer system
 - (iv) The projects appear to present no threat to water quality.
 - (v) The projects appear to generate no materials with the potential to degrade water quality that are not pretreated prior to release.
 - (vi) Based on NYCDEP the projects are not in the 60 day travel time.
 - (vii) There is no impact on Federal or State wetlands.
- (b) The projects maintain the character of the Town of Windham.
 - (i) The projects are consistent with current zoning.
 - (ii) The projects are compatible with surrounding land uses.
 - (iii) The projects will not generate excessive traffic.
 - (iv) The projects as described is of such magnitude that it does not appear likely to promote secondary growth and therefore requires not additional review of land use plans or infrastructure.
4. The projects are consistent with the West of Hudson Economic Development Study, which has been completed.
5. Not applicable.

Voice Vote, *carried unanimously.*



A motion to approve Tab 33, Resolution No. 5107 on the condition that the borrower enroll in ACH payments for the CWC loan was made Joseph Cetta and seconded by Christopher Mathews.

CFF – Collateral Change – BMTA, LLC – Business Loan – Tab 34

December 5 , 2023

RESOLUTION NO. 5107
COLLATERAL CHANGE OF BMTA LLC
BUSINESS LOAN

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

WHEREAS, the Catskill Watershed Corporation Board of Directors, by Resolution No. 4457, approved a loan to the BMTA LLC for Fifty Thousand (\$50,000.00) Dollars for a term of five (5) years, at a rate of four percent (4.0%), such that the outstanding principal is fully paid on the sixtieth (60th) payment date, for leasehold improvements; and

WHEREAS, said loan was collateralized by a mortgage on the personal home, 608 Route 13, Prattsville, NY, of William Sperling and Caitlin McColl-Wiliams, the owners of BMTA LLC,; and

WHEREAS, BMTA LLC has purchased the business property located at 4021 State Route 42, Lexington, and now reside at that location; and

WHEREAS, William Sperling and Caitlin McColl-Wiliams have received and offer to sell their home and have requested that CWC release said mortgage as collateral; 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 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 BMTA LLC's request to release the mortgage on 608 Route 13, Prattsville, NY.

Voice Vote, carried unanimously.

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- VI. Announcements from the Chair – Next meeting on Tuesday, January 2, 2024**
- VII. Board Member Discussion**
- VIII. Adjournment 11:35am**