

**CATSKILL WATERSHED CORPORATION**

**Board of Directors Meeting**

**MINUTES**

**February 6, 2024**

**I. Call to Order at 12:27 pm at the Catskill Watershed Corporation**

**II. Pledge of Allegiance:** Led by Tina Molé

**III. Roll Call of Directors**

**Members Present:** Tina Molé, Mark Tuthill, Alicia Terry, Joseph Cetta, Allen Hinkley, James Sofranko, and Dave Warne.

**\*Members Present Via Zoom:** Innes Kasanof, Richard Parete, Jeff Senterman, Arthur Merrill, and Christopher Mathews

**Members Excused:** Thomas Hoyt and Thomas Snow

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

**Others Present:** Aaron Bennett (NYCDEP), Mike Myers (NYCDEP), Gerson Tavarez (NYCDEP), Heidi Haynes (NYCDEP), John Schwartz (NYCDEP), Heidi Emrich (Ulster County Department of Environment), Michael Maloney (NYSDOH), Patrick Palmer (NYSDOH), Nick Sadler (NYCDEP), and Matt Giannetta (NYCDEP)

**Others Present Via Zoom:** Lisa Melville (NYSDOS/WPPC), Thomas Stalter (NYCDEP), and Nick Carbone (Delaware County Watershed Affairs)

*\* Due to heating issues at CWC Headquarters, directors were given the option to attend the meeting via zoom*

**IV. Review and Approval of January 2, 2023, Board Minutes**

A motion to approve the Board Minutes to stand as submitted was made by Tina Molé.

**Voice Vote *carried unanimously.***



**V. Presentation of Communications**

**Finance Report**

A motion to approve the financial reports as of November 30, 2023, was made by Arthur Merrill and seconded by Mark Tuthill.

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



**Executive Director's Report**

**Committee Schedule**

**Committee Meeting Minutes**

Committee minutes were received and approved.

**VI. Public Discussion**

Patrick Palmer announced the hiring of a new staff member.

Jason Merwin shared the Friends of the Upper Delaware River were scheduled to attend the February’s meeting to update on the NYS Upper Delaware Watershed Program but would instead attend at a later date.

**VII. Presentation of Resolutions**

A motion to approve Tab 6 to Tab 12, Resolution No. 5149 to Resolution No. 5155 was made by Mark Tuthill and seconded by Allen Hinkley.

**Septic Over \$25,000 – William Coady – Tab 6**

February 6, 2024

**RESOLUTION NO. 5149**

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

**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 three construction quotes, including the lowest quote for the septic system repair in the amount of Forty-Eight Thousand Nine Hundred Eighty-Five Dollars (\$48,985.00); and

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

**WHEREAS**, the CWC staff have determined the contractor’s quote of Forty-Eight Thousand Nine Hundred Eighty-Five Dollars (\$48,985.00) 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-Eight Thousand Nine Hundred Eighty-Five Dollars (\$48,985.00) 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-Eight Thousand Nine Hundred Eighty-Five Dollars (\$48,985.00).

**William Coady Backup**

Address: 1880 Dick Mason Road, Delhi, NY 13753

Town: Delhi

Bedrooms: 2

Engineer: Steele Brook Engineering

Contractor: A&M Excavating

Sign In Date: 5/31/23

Design Application Received By DEP: 8/17/23

Design Application Deemed Complete: 9/1/23

Date Recommended For DEP Design Approval: 9/27/23  
2 Year Deadline: 5/31/25

Homeowner and CWC staff received three quotes from unrelated contractors for \$48,985.00, \$52,233.00, and \$53,725.00. Major components of this system include a 1,000-gallon septic tank, a pump chamber, 40 linear feet of gravity pipe, 180 linear feet of force main, an effluent filter, one distribution box, 293 cubic yards of absorption fill material, 150 linear feet of absorption trench, 120 linear feet of curtain drain, 80 linear feet of curtain drain outlet pipe and site restoration. The lowest quote is within 10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board of Directors approve reimbursement in an amount not to exceed \$48,985.00.

*Voice Vote, carried unanimously.*



**Septic Over \$25,000 – Darlene Colandrea – Tab 7**

February 6, 2024

**RESOLUTION NO. 5150**

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

**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 three construction quotes, including the lowest quote for the septic system repair in the amount of Fifty-Six Thousand Nine Hundred Seventy-Four Dollars (\$56,974.00); and

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

**WHEREAS**, the CWC staff have determined the contractor’s quote of Fifty-Six Thousand Nine Hundred Seventy-Four Dollars (\$56,974.00) to be a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving the reimbursement of Fifty-Six Thousand Nine Hundred Seventy-Four Dollars (\$56,974.00) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement for a total not-to-exceed amount of Fifty-Six Thousand Nine Hundred Seventy-Four Dollars (\$56,974.00).

**Darlene Colandrea Backup**

Address: 48 Woodberry Road, Elka Park, NY 12427

Town: Hunter

Bedrooms: 3

Engineer: Steve Schildhorn P.E.

Contractor: Kevin Thompson Excavating  
Sign In Date: 8/31/22  
Design Application Received By DEP: 1/17/23  
Design Application Deemed Complete: 2/22/23  
Date Recommended For DEP Design Approval: 3/8/23  
2 Year Deadline: 8/31/24

Homeowner and CWC staff received three quotes from unrelated contractors for \$56,974.00, \$60,000.00, and \$63,050.00. Major components of this system include a 1,000-gallon septic tank, a pump chamber, 132 linear feet of gravity pipe, 22 linear feet of force main, an effluent filter, one distribution box, 406 cubic yards of absorption fill material, 244 linear feet of absorption trench, 100 linear feet of curtain drain, 50 linear feet of curtain drain outlet pipe, 20 linear feet of sleeve, remove 32 trees and site restoration. The lowest quote is within 10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board of Directors approve reimbursement in an amount not to exceed \$56,974.00.

Voice Vote, *carried unanimously.*



**Septic Over \$25,000 – Kevin Collins – Tab 8**

February 6, 2024

**RESOLUTION NO. 5151**

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

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

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

**WHEREAS**, CWC staff has reviewed a construction quote submitted by a contractor for the septic system repair in the amount of Twenty-Nine Thousand Two Hundred Forty-One Dollars (\$29,241.00); and

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

**WHEREAS**, the CWC staff have determined the eligible amount of the system to be Twenty-Nine Thousand Two Hundred Forty-One Dollars (\$29,241.00) in accordance with the schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving the reimbursement of Twenty-Nine Thousand Two Hundred Forty-One Dollars (\$29,241.00) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Nine Thousand Two Hundred Forty-One Dollars (\$29,241.00).

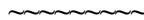
**Kevin Collins Backup**

Address: 280 West Peakes Brook Road, Delhi, NY 13753

Town: Meredith  
Bedrooms: 5  
Engineer: Benjamin Dates P.E.  
Contractor: Don Tweedie Excavating  
Sign in date: 9/21/22  
Design Application received by DEP: 9/13/23  
Design Application deemed complete: 10/17/23  
Date Recommended for DEP Design Approval: 10/17/23  
2 year deadline: 9/21/24

Homeowner and CWC staff received a quote from a contractor in the amount of \$29,241.00. Major components of this system include a 1,500-gallon septic tank, 110 linear feet of gravity pipe, an effluent filter, one distribution box, 200 cubic yards of absorption fill material, 270 linear feet of absorption trench and site restoration. The lowest quote is within 10% of the estimated cost of construction. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$29,241.00.

*Voice Vote, carried unanimously.*



**Septic Over \$25,000 – Fred Galuska – Tab 9**

February 6, 2024

**RESOLUTION NO. 5152**

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

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

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

**WHEREAS**, CWC staff has reviewed a construction quote submitted by a contractor for the septic system repair in the amount of Twenty-Seven Thousand Seven Hundred Ninety-Five Dollars (\$27,795.00); and

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

**WHEREAS**, the CWC staff have determined the eligible amount of the system to be Twenty-Seven Thousand Seven Hundred Ninety-Five Dollars (\$27,795.00) in accordance with the schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving the reimbursement of Twenty-Seven Thousand Seven Hundred Ninety-Five Dollars (\$27,795.00) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Seven Thousand Seven Hundred Ninety-Five Dollars (\$27,795.00).

**Fred Galuska Backup**

Address: 700 Boyce Road, Glenford, NY 12433  
Town: Hurley  
Bedrooms: 3  
Engineer: Christopher DiChiaro P.E.  
Contractor: L&L Earthworx  
Sign in date: 2/22/23  
Design Application received by DEP: 7/23/23  
Design Application deemed complete: 9/1/23  
Date Recommended for DEP Design Approval: 10/18/23  
2 year deadline: 2/22/25

Homeowner and CWC staff received a quote from a contractor in the amount of \$27,795.00. Major components of this system include a 1,000-gallon septic tank, 60 linear feet of gravity pipe, one distribution box, 210 linear feet of Presby pipe, 30 cubic yards of C-33 sand, 40 linear feet of vent pipe, 30 cubic yards of item four, remove retaining walls and site restoration. The lowest quote is within 10% of the estimated cost of construction. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$27,795.00.

*Voice Vote, carried unanimously.*

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**Septic Over \$25,000 – Alivia George – Tab 10**

February 6, 2024

**RESOLUTION NO. 5153**

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

**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 three construction quotes, including the lowest quote for the septic system repair in the amount of Thirty-Six Thousand Two Hundred Four Dollars (\$36,204.00); and

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

**WHEREAS**, the CWC staff have determined the contractor’s quote of Thirty-Six Thousand Two Hundred Four Dollars (\$36,204.00) to be a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving the reimbursement of Thirty-Six Thousand Two Hundred Four Dollars (\$36,204.00) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement for a total not-to-exceed amount of Thirty-Six Thousand Two Hundred Four Dollars (\$36,204.00).

**Alivia George Backup**

Address: 609 Valley View Road, Halcottsville, NY 12438

Town: Middletown

Bedrooms: 3

Engineer: Steele Brook Engineering

Contractor: Don Allen Excavating

Sign In Date: 3/29/23

Design Application Received By DEP: 6/15/23

Design Application Deemed Complete: 6/28/23

Date Recommended For DEP Design Approval: 6/28/23

2 Year Deadline: 3/29/25

Homeowner and CWC staff received three quotes from unrelated contractors for \$36,204.00, \$37,025.00, and \$39,004.00. Major components of this system include a 1,000-gallon septic tank, 167 linear feet of gravity pipe, an effluent filter, one distribution box, 187 cubic yards of absorption fill material, 200 linear feet of infiltrators, 110 linear feet of improved swale, 200 linear feet of access road, remove three trees and site restoration. The lowest quote is within 10% of the estimated cost for construction. The Septic Committee recommends that the CWC Board of Directors approve reimbursement in an amount not to exceed \$36,204.00.

*Voice Vote, carried unanimously.*



**Septic Over \$25,000 – Kenny Kralicek – Tab 11**

February 6, 2024

**RESOLUTION NO. 5154**

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

**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 three construction quotes, including the lowest quote for the septic system repair in the amount of Seventy Thousand Five Hundred Sixty-Seven Dollars and Thirty-Three Cents (\$70,567.33); 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 Forty-Two Thousand Three Hundred Forty Dollars and Forty Cents (\$42,340.40) in accordance with our schedule of values; and



**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving the reimbursement of Forty-Two Thousand Three Hundred Forty Dollars and Forty Cents (\$42,340.40) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement for a total not-to-exceed amount of Forty-Two Thousand Three Hundred Forty Dollars and Forty Cents (\$42,340.40).

**Kenny Kralicek Backup**

Address: 196 Glenford Wittenberg Road, Glenford, NY 12433

Town: Hurley

Bedrooms: 2

Engineer: Hagopian Engineering

Contractor: Chad Davis Contracting

Sign In Date: 11/7/23

Design Application Received By DEP: 5/25/23

Design Application Deemed Complete: 5/26/23

Date Recommended For DEP Design Approval: 5/26/23

2 Year Deadline: 11/7/25

Homeowner and CWC staff received three quotes from unrelated contractors for \$70,567.33, \$73,950.00, and \$78,800.00. Major components of this system include a 1,000-gallon septic tank, a pump chamber, 39 linear feet of gravity pipe, 210 linear feet of force main, an effluent filter, one distribution box, 375 cubic yards of absorption fill material, 300 square feet of Eljen units, 25 cubic yards of C-33 sand, remove 20 trees, 100 linear feet of access road, set tanks with a large excavator and site restoration. The lowest quote is within 10% of the estimated cost for construction. This is a secondary residence, eligible for 60% reimbursement.  $\$70,567.33 \times 60\% = \$42,340.40$ . The Septic Committee recommends that the CWC Board of Directors approve reimbursement in an amount not to exceed \$42,340.40.

*Voice Vote, carried unanimously.*



**Septic Over \$25,000 – James Perillo – Tab 12**

February 6, 2024

**RESOLUTION NO. 5155**

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

**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 three construction quotes, including the lowest quote for the septic system repair in the amount of Thirty-Six Thousand Four Hundred Two Dollars (\$36,402.00); and

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



**WHEREAS**, the CWC staff have determined the contractor’s quote of Thirty-Six Thousand Four Hundred Two Dollars (\$36,402.00) to be a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving the reimbursement of Thirty-Six Thousand Four Hundred Two Dollars (\$36,402.00) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement for a total not-to-exceed amount of Thirty-Six Thousand Four Hundred Two Dollars (\$36,402.00).

**James Perillo Backup**

Address: 770 John Shultis Road, Denver, NY 12421

Town: Roxbury

Bedrooms: 4

Engineer: Steele Brook Engineering

Contractor: Don Allen Excavating

Sign In Date: 5/15/23

Design Application Received By DEP: 7/3/23

Design Application Deemed Complete: 7/10/23

Date Recommended For DEP Design Approval: 7/24/23

2 Year Deadline: 5/15/25

Homeowner and CWC staff received three quotes from unrelated contractors for \$36,402.00, \$39,140.00, and \$42,862.00. Major components of this system include two, 1,000-gallon septic tanks, 95 linear feet of gravity pipe, two effluent filters, one distribution box, 105 cubic yards of absorption fill material, 160 linear feet of Presby pipe, 30 cubic yards of C-33 sand, 90 linear feet of improved swale, 61 linear feet of vent pipe, set tanks 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 \$36,402.00.

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

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A motion to approve Tab 13, Resolution No. 5156 was made by Mark Tuthill and seconded by Dave Warne.

**Septic Over \$25,000 – Expanded – Richard Haight – Tab 13**

February 6, 2024

**RESOLUTION NO. 5156**

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

**RICK’S TIRE SERVICE, LLC**  
**EXPANDED SEPTIC PROGRAM**

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

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

supply detailed quotes from three unrelated contractors, and CWC staff shall forward the design with recommendation to the CWC Board for approval; and

**WHEREAS**, CWC staff has reviewed three construction quotes, including the lowest quote for the septic system repair in the amount of Forty-One Thousand Seven Hundred Dollars (\$41,700.00); 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-One Thousand Seven Hundred Dollars (\$41,700.00) 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-One Thousand Seven Hundred Dollars (\$41,700.00) 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-One Thousand Seven Hundred Dollars (\$41,700.00).

**Rick’s Tire Service, LLC Backup**

**Expanded Septic Program**

**Owner: Richard Haight**

Address: 59898 State Route 30, Grand Gorge, NY 12434

Town: Roxbury

Engineer: Steele Brook Engineering

Contractor: William Walcutt

Sign in Date: 1/5/23

Design Application received by DEP: First design denied by DEP

Design Application deemed complete:

Date Recommended for DEP Design Approval: 10/18/23

2 year deadline: 1/5/25

The property owner and CWC staff received three quotes from unrelated contractors in the amount of \$41,700.00, \$43,100.00, and \$45,300.00. Major components of this system include one H20 1,000-gallon septic tank, an H20 pump chamber, 27 linear feet of gravity pipe, 30 linear feet of force main, an effluent filter, 250 cubic yards of absorption fill material, one peat module, three cast iron risers and site restoration. The lowest quote is within 10% of CWC’s estimated cost of construction. The Septic Committee recommends that the CWC Board approve reimbursement in an amount not to exceed \$41,700.00.

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



A motion to approve Tab 14 to Tab 22 Resolution No. 5157 to Resolution No. 5165 was made by Allen Hinkley and seconded by Joseph Cetta.

**Septic Over \$25,000 – Additional Cost – Amanda Curless – Tab 14**

February 6, 2024

**RESOLUTION NO. 5157**

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

**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 Amanda Curless in the amount of Twenty-Three Thousand Six Hundred Fifteen Dollars and Thirty-Five Cents (\$23,615.35); 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 Three Thousand Five Hundred Dollars (\$3,500.00) and

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

**WHEREAS**, the CWC staff have determined the contractor’s total invoices of Twenty-Seven Thousand One Hundred Fifteen Dollars Thirty-Five Cents (\$27,115.35) 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-Seven Thousand One Hundred Fifteen Dollars and Thirty-Five Cents (\$27,115.35) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Seven Thousand One Hundred Fifteen Dollars and Thirty-Five Cents (\$27,115.35).

**Amanda Curless Backup**

Address: 104 Myers Road, Neversink, NY 12765

Town: Neversink

Engineer: Ward Engineering

Contractor: Osterhout Excavating

This project was previously approved for \$23,615.35. The contractor had to install 150 linear feet of access road because it was very wet while the system was being built. The contractor has requested \$3,500.00 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$27,115.35. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Amanda Curless in the amount not to exceed \$3,500.00 for additional costs to build her septic system.

**Voice Vote, carried unanimously.**



**Septic Over \$25,000 – Additional Cost – Mihir Desai – Tab 15**

February 6, 2024

**RESOLUTION NO. 5158**

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

**MIHIR DESAI**

**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 4735, the CWC Board approved reimbursement to Mihir Desai in an amount not to exceed Thirty-One Thousand Two Hundred Dollars (\$31,200.00); and

**WHEREAS**, CWC staff has reviewed additional construction invoice, the eligible amount for the septic system repair is Four Thousand Three Hundred Fifty Dollars (\$4,350.00); 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 Four Thousand Three Hundred Fifty Dollars (\$4,350.00); and

**WHEREAS**, CWC staff have determined that Thirty-Five Thousand Five Hundred Fifty Dollars (\$35,550.00) 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 total reimbursement of Thirty-Five Thousand Five Hundred Fifty Dollars (\$35,550.00) 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-Five Thousand Five Hundred Fifty Dollars (\$35,550.00).

**Mihir Desai Backup**

Address: 39 Brook Hollow Lane, Windham, NY 12496

Town: Windham

Engineer: Pratorius & Conrad

Contractor: C&C Excavating

This project was previously approved for \$31,200.00. A de-watering pump had to be used during excavation for the tanks. The delivery truck could not get to tank locations. A large excavator was needed to carry and set the tanks. Additional restoration was needed because the disturbance area increased due to wet conditions. The contractor has requested \$7,250.00 for added work. This amount appears to be reasonable and justified. The project is eligible for 60% funding.  $\$7,250.00 \times 60\% = \$4,350.00$ . Total project cost will be \$35,550.00. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Mihir Desai in the amount not to exceed \$4,350.00 for additional costs to build his septic system.

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

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**Septic Over \$25,000 – Additional Cost – Martin Eiden – Tab 16**

**RESOLUTION NO. 5159**

**BOARD APPROVAL OF ADDITIONAL FUNDS FOR SEPTIC CONSTRUCTION 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 Twenty-Five Thousand Dollars (\$25,000.00) CWC staff shall forward the design with recommendation to the CWC Board for approval; and

**WHEREAS**, on December 5, 2023, by Resolution Number 5080, the CWC Board approved reimbursement to Martin Eiden in an amount not to exceed Thirty-Six Thousand Two Hundred Fifteen Dollars and Thirty-Six Cents (\$36,215.36); 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 Seventy-Two Dollars and Thirty Cents (\$1,572.30); 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 Seventy-Two Dollars and Thirty Cents (\$1,572.30); and

**WHEREAS**, CWC staff have determined that Thirty-Seven Thousand Seven Hundred Eighty-Seven Dollars and Sixty-Six Cents (\$37,787.66) 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 Seven Hundred Eighty-Seven Dollars and Sixty-Six Cents (\$37,787.66) 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 Seven Hundred Eighty-Seven Dollars and Sixty-Six Cents (\$37,787.66).

**Martin Eiden Backup**

Address: 319 Route 42, Shandaken, NY 12480

Town: Shandaken

Engineer: Rex Sanford P.E.

Contractor: Michael Formont

This project was previously approved for \$36,215.36. Material excavated for the septic tank was unsuitable for backfill. Additional material was brought to the site to backfill around the tank. The contractor has requested \$1,572.30 for the added work. This amount appears to be reasonable and justified. The total project cost will

be \$37,787.66. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Martin Eiden in the amount not to exceed \$1,572.30 for additional costs to build his septic system.

*Voice Vote, carried unanimously.*



**Septic Over \$25,000 – Additional Cost – Bethany Fairbairn – Tab 17**

February 6, 2024

**RESOLUTION NO. 5160**

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

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

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

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

**WHEREAS**, on October 3, 2023, by Resolution Number 5020, the CWC Board approved additional reimbursement to Bethany Fairbairn in an amount not to exceed Eight Thousand Eight Hundred Eighty-Six Dollars (\$8,886.00) for a total project cost of Fifty-Five Thousand Three Dollars and Two Cents (\$55,003.02); and

**WHEREAS**, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the homeowner for the septic system repair in the amount of One Thousand Four Hundred Dollars (\$1,400.00); 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 Four Hundred Dollars (\$1,400.00); and

**WHEREAS**, CWC staff have determined that Fifty-Six Thousand Four Hundred Three Dollars and Two Cents (\$56,403.02) is a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving total reimbursement of Fifty-Six Thousand Four Hundred Three Dollars and Two Cents (\$56,403.02) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Fifty-Six Thousand Four Hundred Three Dollars and Two Cents (\$56,403.02).

**Bethany Fairbairn Backup**



Address: 2940 Peakes Brook Road, Delhi, NY 13753

Town: Delhi

Engineer: Benjamin Dates

Contractor: Delaware Bulldozing Corporation

This project was previously approved for \$55,003.02. A gutter installed on the front of the house to prevent water from the roof flooding the new septic system did not drain because of the roofline. The pitch had to be split. Part of the gutter now discharges to one end, the rest to the other. Twenty-five linear feet of underground storm drain was installed from the downspout to the ditch. The contractor has asked for \$1,400.00 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$56,403.02. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Bethany Fairbairn in the amount not to exceed \$1,400.00 for additional costs to build her septic system.

*Voice Vote, carried unanimously.*

**Septic Over \$25,000 – Additional Cost – David Giffen – Tab 18**

February 6, 2024

**RESOLUTION NO. 5161**

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

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

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

**WHEREAS**, CWC staff previously approved Septic Program reimbursement for David Giffen in the amount of Five Thousand Five Hundred Eleven Dollars and Fifty-Eight Cents (\$5,511.58); and

**WHEREAS**, CWC staff has reviewed a construction quote submitted by a contractor for the septic system repair in the amount of Thirty- Eight Thousand Eight Hundred Fifty-Seven Dollars and Ninety-Two Cents (\$38,857.92); 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-Three Thousand Three Hundred Fourteen Dollars and Seventy-Five Cents (\$23,314.75) to be a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving the contractor’s quote of Twenty-Three Thousand Three Hundred Fourteen Dollars and Seventy-Five Cents (\$23,314.75) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Twenty-Eight Thousand Eight Hundred Twenty-Six Dollars and Thirty-Three Cents (\$28,826.33).

**David Giffen Backup**

Address: 123 Jessup Road, Willow, NY 12495

Town: Woodstock

Bedrooms: 3

Engineer: Rex Sanford

Contractor: L&L Earthworx

Sign In Date: 8/7/23

Design Application Received By DEP: 2/9/21

Design Application Deemed Complete: 2/22/21

Date Recommended For DEP Design Approval: 2/22/21 Re-Approval: 8/30/23

2 Year Deadline: 8/7/25

This project was previously approved for \$5,511.58 for an emergency installation of a septic tank. Most of the major components include a siphon chamber, 76 linear feet of gravity pipe, one distribution box, 355 cubic yards of absorption fill material, 250 linear feet of absorption trench, 100 linear feet of curtain drain, 50 linear feet of curtain drain outlet pipe, remove 14 trees and site restoration. L&L Earthworx had submitted a quote of \$38,857.92 to complete this project. This amount is within 10% of the staff estimated cost of construction based on the Schedule of Values. This is a secondary residence eligible for 60% reimbursement.  $\$38,857.92 \times 60\% = \$23,314.75$ . The total project cost will be \$28,826.33. The Committee recommended that a resolution be brought before the Board of Directors to reimburse David Giffen in the amount not to exceed \$23,314.75 for additional costs to build his septic system.

Voice Vote, *carried unanimously.*



**Septic Over \$25,000 – Additional Cost – Andrew Laster – Tab 19**

February 6, 2024

**RESOLUTION NO. 5162**

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

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

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

**WHEREAS**, on July 11, 2023, by Resolution Number 4912, the CWC Board approved reimbursement to Andrew Laster in an amount not to exceed Twenty-Nine Thousand Eight Hundred Seventy-Five Dollars and Ninety-Five Cents (\$29,875.95); 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 Five Hundred Forty-Eight Dollars and Twenty Cents (\$9,548.20); 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 Nine Thousand Five Hundred Forty-Eight Dollars and Twenty Cents (\$9,548.20); and

**WHEREAS**, CWC staff have determined that Thirty-Nine Thousand Four Hundred Twenty-Four Dollars and Fifteen Cents (\$39,424.15) is a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving total reimbursement of Thirty-Nine Thousand Four Hundred Twenty-Four Dollars and Fifteen Cents (\$39,424.15) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Thirty-Nine Thousand Four Hundred Twenty-Four Dollars and Fifteen Cents (\$39,424.15).

**Andrew Laster Backup**

Address: 96 Stony Clove Lane, Chichester, NY 12416

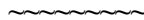
Town: Shandaken

Engineer: Rex Sanford P.E.

Contractor: Michael Formont

This project was previously approved for \$29,875.95. Roots of a large pine tree were exposed during installation of the new absorption field. The engineer believed they could cause problems with the new system. The contractor climbed and cut the tree. Additional fill was brought in to divert water and prevent ponding in the absorption field area. The contractor has requested \$9,548.20 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$39,424.15. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Andrew Laster in an amount not to exceed \$9,548.20 for additional costs to build his septic system.

*Voice Vote, carried unanimously.*



**Septic Over \$25,000 – Additional Cost – Donald Pesciotta – Tab 20**

February 6, 2024

**RESOLUTION NO. 5163**

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

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

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

**WHEREAS**, on November 1, 2022, by Resolution Number 4563, the CWC Board approved reimbursement to Donald Pesciotta in an amount not to exceed Fifty-Nine Thousand Dollars (\$59,000.00); 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 Four Thousand Eight Hundred Twelve Dollars and Fifty Cents (\$4,812.50); and

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

**WHEREAS**, CWC staff have determined the total reasonable cost of the additional work according to CWC Schedule of Values to be Four Thousand Eight Hundred Twelve Dollars and Fifty Cents (\$4,812.50); and

**WHEREAS**, CWC staff have determined that Sixty-Three Thousand Eight Hundred Twelve Dollars and Fifty Cents (\$63,812.50) is a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving total reimbursement of Sixty-Three Thousand Eight Hundred Twelve Dollars and Fifty Cents (\$63,812.50) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Sixty-Three Thousand Eight Hundred Twelve Dollars and Fifty Cents (\$63,812.50).

**Donald Pesciotta Backup**

Address: 5 Miles Road, Jewett, NY 12444

Town: Jewett

Engineer: Kaaterskill Engineering

Contractor: Ryan Martin

This project was previously approved for \$59,000.00. Excessive amounts of water were flowing from the road toward the new system. The contractor had to cut additional trees and install a second curtain drain to protect the septic tank and absorption field. The contractor has requested \$4,812.50 for the added work. This amount appears to be reasonable and justified. The total project cost will be \$63,812.50. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Donald Pesciotta in the amount not to exceed \$4,812.50 for additional costs to build his septic system.

*Voice Vote, carried unanimously.*

**Septic Over \$25,000 - Additional Cost – Mark Santucci – Tab 21**

February 6, 2024

**RESOLUTION NO. 5164**

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

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

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

**WHEREAS**, CWC staff previously approved Septic Program reimbursement for Mark Santucci in the amount of Five Thousand Seven Hundred Fifty-Two Dollars and Fifty-Seven Cents (\$5,752.57); and

**WHEREAS**, CWC staff has reviewed a construction quote submitted by a contractor for the septic system repair in the amount of Sixty-Four Thousand Eight Hundred Seventy Dollars and Sixty-Three Cents (\$64,870.63); and

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

**WHEREAS**, the CWC staff have determined the contractor's quote of Sixty-Four Thousand Eight Hundred Seventy Dollars and Sixty-Three Cents (\$64,870.63) to be a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving the contractor's quote of Sixty-Four Thousand Eight Hundred Seventy Dollars and Sixty-Three Cents (\$64,870.63) 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 Seventy Thousand Six Hundred Twenty-Three Dollars and Twenty Cents (\$70,623.20).

**Mark Santucci Backup**

Address: 315 Mohican Trail, Fleischmanns, NY 12465

Town: Middletown

Bedrooms: 3

Engineer: Rex Sanford

Contractor: G.C. Landscaping & Excavation

Sign In Date: 3/17/22

Design Application Received by DEP: 9/14/23

Design Application Deemed Complete: 12/6/23

Date Recommended for DEP Design Approval: 3/17/24

This project was previously approved for \$5,752.47 for an emergency installation of a 1,000-gallon septic tank. Most of the major components include a siphon chamber, 125 linear feet of gravity pipe, one distribution box, an effluent filter, 350 cubic yards of absorption fill material, 250 linear feet of absorption trench, 120 linear feet of curtain drain, 32 linear feet of curtain drain outlet pipe, remove 15 trees, 210 linear feet of access road, bucket materials and site restoration. Three quotes were received for this project. They were \$64,870.63, \$65,000.00, and \$66,232.00. The lowest quote, submitted by G.C. Landscaping & Excavation, is within 10% of the staff estimated cost of construction. The total project cost will be \$70,623.20. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Mark Santucci in the amount not to exceed \$64,870.63 for additional costs to build his septic system.

**Voice Vote, carried unanimously.**



**Septic Over \$25,000 - Additional Cost – Jeremiah Stone – Tab 22**

February 6, 2024

**RESOLUTION NO. 5165**

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



**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 4811, the CWC Board approved reimbursement to Jeremiah Stone in an amount not to exceed Thirty-One Thousand Fifty-Eight Dollars and Twenty-Five Cents (\$31,058.25); and

**WHEREAS**, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the homeowner for the septic system repair in the amount of Six Thousand Six Hundred Fifteen Dollars and Twenty-Five Cents (\$6,615.25); and

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

**WHEREAS**, CWC staff have determined the total reasonable cost of the additional work according to CWC Schedule of Values to be Four Thousand Seven Hundred Sixty-Five Dollars and Twenty-Five Cents (\$4,765.25); and

**WHEREAS**, CWC staff have determined that Thirty-Five Thousand Eight Hundred Twenty-Three Dollars and Fifty Cents (\$35,823.50) 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 Eight Hundred Twenty-Three Dollars and Fifty Cents (\$35,823.50) 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 Eight Hundred Twenty-Three Dollars and Fifty Cents (\$35,823.50).

**Jeremiah Stone Backup**

Address: 4802 County Highway 36, Denver, NY 12421

Town: Roxbury

Engineer: Rex Sanford P.E.

Contractor: Maduri Excavating

This project was previously approved for \$31,058.25. Two cesspools were discovered during construction. They were decommissioned. Because they were close to the well, excavated material had to be buried a safe distance away. An access road was built because of wet conditions. A waste line from the kitchen exited the house in a different location than shown on the plan. Additional four-inch gravity piping was required to connect to the septic tank. The contractor has requested \$6,615.25 for the added work. This request included decommissioning two cesspools that were shown on the plan. Staff believe those costs should be disallowed and that a fair and reasonable amount is \$4,765.25. The total project cost will be \$35,823.50. The Committee recommended that a resolution be brought before the Board of Directors to reimburse Jeremiah Stone in the amount not to exceed \$4,765.25 for additional costs to build his septic system.

**Voice Vote, carried unanimously.**

A motion to approve Tab 23, Resolution No. 5166 was made by Mark Tuthill and seconded by Richard Parete.

**Septic Over \$25,000 – Additional Cost – Expanded – Bill Renter – Tab 23**

February 6, 2024

**RESOLUTION NO. 5166**

**BOARD APPROVAL OF ADDITIONAL FUNDS FOR SEPTIC CONSTRUCTION OVER \$25,000:  
BEST HOT TUBS LLC - EXPANDED SEPTIC PROGRAM**

**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 4893, the CWC Board approved reimbursement to Best Hot Tubs LLC in an amount not to exceed Forty-Seven Thousand Seven Hundred Dollars (\$47,700.00); and

**WHEREAS**, CWC staff has reviewed an additional construction invoice of costs incurred submitted by the property owner for the septic system repair in the amount of Five Thousand Four Hundred Dollars (\$5,400.00); 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 total invoices of Fifty-three Thousand One Hundred Dollars (\$53,100.00) to be a reasonable cost for this system in accordance with our schedule of values; and

**WHEREAS**, the Septic Committee has reviewed the documentation and recommend approving the total reimbursement of Fifty-Three Thousand One Hundred Dollars (\$53,100.00) as it is in substantial agreement with our schedule of values.

**NOW, THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the eligible cost of this system for reimbursement to be the total not-to-exceed amount of Fifty-Three Thousand One Hundred Dollars (\$53,100.00).

**Best Hot Tubs, LLC.**

**Expanded Septic Program**

**Property Owner: Bill Renter**

Address: 275 County Route 65, Windham, NY 12496

Town: Windham

Engineer: Praetorius & Conrad

Contractor: Blue Mountain Excavating

This project was previously approved for \$47,700.00. Bedrock was encountered during excavation for the septic tank, pump chamber and force main. Hammering was required to attain necessary depths. The contractor has requested \$5,400.00 for the added work. This amount appears to be reasonable and justified. The total

project cost will be \$53,100.00. The Committee recommended that a resolution be brought before the Board of Directors to reimburse 275 Route 65 LLC in the amount not to exceed \$5,400.00 for additional costs to build their septic system.

**Voice Vote, carried unanimously.**

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A motion to approve Tab 24 to Tab 26, Resolution No. 5167 to Resolution No. 5169 was made by James Sofranko and seconded by Arthur Merrill.

**Septic Over \$25,000 – Second Time Repair Eligibility – Gordon Gardner – Tab 24**

February 6, 2024

**RESOLUTION NO. 5167**

**BOARD APPROVAL OF MOA SEPTIC PROGRAM SECOND TIME REPAIR ELIGIBILITY  
GORDON GARDNER**

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

**WHEREAS**, pursuant to section 2:01:05 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, Gordon Gardner, 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.

**Gordon Gardner Backup**

Mr. Gardner’s residence is in the Town of Andes, Section, Block and Lot number 303-1-1. His septic system was paid for in 2004 under the Coordinator Program. The level in the septic tank is high. Sewage backs up into the house. The absorption field appears to be too small and no longer takes effluent. The septic tank was pumped out in 2011, 2016 and 2020. The Committee recommended that a resolution be brought before the Board of Directors to approve Gordon Gardner for a second time repair.

**Voice Vote, carried unanimously.**

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**Septic Over \$25,000 – Second Time Repair Eligibility – Erik Huppert – Tab 25**

**RESOLUTION NO. 5168**

**BOARD APPROVAL OF MOA SEPTIC PROGRAM SECOND TIME REPAIR ELIGIBILITY**  
**ERIK HUPPERT**

**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, Erik Huppert, 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.

**Erik Huppert Backup**

Mr. Huppert’s residence is in the Town of Olive, Section, Block and Lot number 45.4-2-24. His septic system was paid for in 2005 under the Priority 1A Program. The pump no longer works. The homeowner is having it replaced. The septic tank was pumped out in 2009, 2012, 2015 and 2019. The Committee recommended that a resolution be brought before the Board of Directors to approve Erik Huppert for a second time repair.

*Voice Vote, carried unanimously.*



**Septic Over \$25,000 – Second Time Repair Eligibility – Amy Jackson – Tab 26**

**RESOLUTION NO. 5169**

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

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

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

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

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

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

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

**Amy Jackson Backup**

Ms. Jackson’s residence is in the Town of Hunter, Section, Block and Lot number 216.01-1-1. Her septic system was paid for in 2004 under the Priority 3 Program. She has had to install a new aerator and control box for her Norweco aerobic unit. She has had difficulty finding someone to maintain the unit. There are few Norweco units in the watershed. Newer systems use Fuji units. Service is available and they are more dependable. The septic tank was pumped out in 2013. The Committee recommended that a resolution be brought before the Board of Directors to approve Amy Jackson for a second time repair.

*Voice Vote, carried unanimously.*



A motion to approve Tab 27, Resolution No. 5170 was made by Innes Kasanof and seconded by Mark Tuthill.

**CWC Septic Program Rule Change – Tab 27**

February 6, 2024

**RESOLUTION NO. 5170**

**MOA SEPTIC PROGRAM RULE CHANGE FOR REIMBURSEMENT OF PAST REPAIRS  
OUTSIDE PRIORITY AREAS BEFORE DECEMBER 31, 2023**

**WHEREAS**, pursuant to the 1997 Watershed Memorandum of Agreement (Paragraph 124) and the Septic System Rehabilitations and Replacements Program Contract (the “Septic Program”) with NYCDEP, the CWC shall act as program manager for the Septic Program and implement the Septic Program consistent with the terms of said contract and CWC’s Septic Program Rules; and; and

**WHEREAS**, the CWC Septic Program Rules (Article 2-A) established priority areas for the CWC Septic Program, effective on July 1, 1999; and

**WHEREAS**, by Resolution Number 4680, the CWC Board of Directors approved a program rule change to Article 2-A to provide for reimbursement to homeowners outside of current priority areas who repaired or replaced their septic system prior to December 31, 2022; and

**WHEREAS**, watershed residents outside of the current CWC Septic Program priority areas have rehabilitated or replaced their septic systems after December 31, 2022; and

**WHEREAS**, the repair or replacement of these septic systems has been and will continue to benefit the water quality in the West of Hudson Watershed; and

**WHEREAS**, the CWC Septic Committee and CWC staff estimate that there is adequate funding and personnel to reimburse those residents who repaired or replaced their septic system between December 31, 2022, and December 31, 2023, regardless of whether or not those systems are located in an existing priority area

**NOW, THEREFORE BE IT RESOLVED**, that the CWC Board approves the attached amendment of Article 2A of the CWC Septic Program Rules as described in Attachment A to provide for the reasonable and necessary reimbursement to individuals who repaired or replaced failed septic systems between February 14, 2017, and December 31, 2023, in areas within the West of Hudson Watershed but outside the CWC Septic Program priority areas.

#### ATTACHMENT A

Proposed changes are **underlined**.  
Proposed deletions are **~~struck out~~**.

#### **2:00:02:01 Reimbursement for Past Completed Repairs**

1. The property owner of an eligible septic system within or outside current priority areas can be reimbursed under applicable program rules for eligible costs for repairs/replacement completed on or before ~~December 31, 2022~~ **DECEMBER 31, 2023** and as provided below. For reimbursements under this section only, CWC staff need not determine if the system was in failure or reasonably likely to fail prior to the repair/replacement.
  - a. For reimbursement requests received on or after March 2, 2010, an eligible system must have been repaired or replaced between February 14, 2017, and ~~December 31, 2022~~ **DECEMBER 31, 2023**. To be eligible for reimbursement, all homeowners must either:
    - i. Provide copy of NYCDEP Final Construction Approval; or
    - ii. For repairs/replacement that under the Watershed Regulations do not require NYCDEP Construction approval, such as in-kind septic tank replacements, either:
      1. Notify CWC within a reasonable time prior to such repair/replacement. CWC must witness the installation of repairs/replacements for which reimbursement is requested; or
      2. Submit the following to the CWC Board for approval:
        - a. Sufficient documentation, including invoices and canceled checks, demonstrating that such repair/replacement was completed and paid for; and
        - b. Affidavits signed by the homeowner and contractor, notarized by a notary public, attesting that:
          - i. The work for which reimbursement is requested was completed as described; and
          - ii. Payment was provided to the contractor as described in the documentation.

Upon receipt of all necessary documentation, and any required CWC Board approval, the CWC may pay a portion of reasonable and necessary costs of improvements made to such eligible septic system.

2. An eligible system repaired or replaced after ~~December 31, 2022~~ **DECEMBER 31, 2023** will follow Section 2:00:02:03.
3. Every property owner requesting reimbursement under the Septic Program must execute a program participation agreement.



**Voice Vote, carried unanimously.**

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A motion to approve Tab 28, Resolution No. 5171 was made by Innes Kasanof and seconded by Allen Hinkley.

**Septic Maintenance – Septage Acceptance Feasibility Study – Town of Windham – Tab 28**

February 6, 2024

**RESOLUTION NO. 5171**

**APPROVAL OF SEPTIC MAINTENANCE II APPLICATION**  
**TOWN OF WINDHAM FEASIBILITY STUDY**

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

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

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

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

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

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

**WHEREAS**, by Resolution 5041, the CWC Board of Directors approved the Septic Maintenance II Program Agreement which in part provides funding for the study and design of capital improvements needed at selected non-City owned wastewater treatment plants to accept septage; and

**WHEREAS**, the Town of Windham applied to CWC for a feasibility study of capital improvements necessary for the Windham Wastewater Treatment Plant to accept septage generated from the WOH Watershed; and

**WHEREAS**, the CWC Septic Committee recommends that the CWC Board of Directors approve the application of the Town of Windham for a feasibility study of capital improvements necessary for the Windham Wastewater Treatment Plant to accept septage generated from the WOH Watershed in an amount not to exceed Forty-Seven Thousand Five Hundred Dollars (\$47,500.00).

**NOW, THEREFORE BE IT RESOLVED**, that the CWC Board of Directors approves the application of the Town of Windham for a feasibility study of capital improvements necessary for the Windham Wastewater Treatment Plant to accept septage generated from the WOH Watershed in an amount not to exceed Forty-Seven Thousand Five Hundred Dollars (\$47,500.00).

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

*Voice Vote, carried unanimously.*



A motion to approve Tab 29, Resolution No. 5172 was made by James Sofranko and seconded by Joseph Cetta.

**FHMIP – Feasibility Study – Additional Cost – Ricciardella 68-70 Main Street, Phoenicia – Tab 29**

February 6, 2024

**RESOLUTION NO. 5172**

**CWC REVIEW OF FLOOD HAZARD MITIGATION PROGRAM APPLICATION**  
**MICHAEL RICCIARDELLA – FLOODPROOFING FEASIBILITY STUDY**  
**68-70 MAIN STREET, PHOENICIA**  
**(REVISED)**

**WHEREAS**, the Catskill Watershed Corporation (CWC) is a not-for-profit corporation established to administer Watershed Protection and Partnership Programs in the West of Hudson Watershed; and

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

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

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

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

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

**WHEREAS**, CWC FHMIP Program Rules, adopted by the CWC Board, provide that eligible projects include feasibility study of property protection measures identified by a local flood analysis up to Five Thousand Dollars (\$5,000.00) per property and Six Thousand Five Hundred Dollars (\$6,500.00) for properties over five thousand square feet; and

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

**WHEREAS**, Michael Ricciardella submitted an application to CWC for funding of feasibility study for flood mitigation of a structure at 68-70 Main Street in the hamlet of Phoenicia utilizing CWC's FHMIP consultant; and

**WHEREAS**, by Resolution 4998, the CWC Board approved funding for the Flood Mitigation Feasibility Study for a building owned by Michael Ricciardella in an amount not to exceed Five Thousand Dollars (\$5,000.00) through CWC's Feasibility Studies Consultant; and

**WHEREAS**, the building located at 68-70 Main Street in Phoenicia is over five thousand square feet and CWC's consultant should be paid Six Thousand Five Hundred Dollars (\$6,500.00) for completion of a feasibility study of said building due to the higher square footage; and

**WHEREAS**, the CWC Wastewater Committee recommended that the CWC Board of Directors approve Ricciardella's application in an amount not to exceed Six Thousand Five Hundred Dollars (\$6,500.00) for feasibility study to flood mitigation of a building in the hamlet of Phoenicia and rescind Resolution 4998.

**NOW, THEREFORE, LET IT BE RESOLVED**, that the CWC Board of Directors has reviewed the application, staff recommendation and supporting documentation and approves funding for the Flood Mitigation Feasibility Study for a building owned by Ricciardella in an amount not to exceed Six Thousand Five Hundred Dollars (\$6,500.00) through CWC's Feasibility Studies Consultant and rescinds Resolution 4998.

**Flood Hazard Mitigation Implementation Program**  
**Michael Ricciardella - Feasibility Study for Property Protection (REVISED)**

This was previously approved by Resolution 4998. Upon investigation, CWC and our consultant agree that the square footage of the building is greater than 5,000 sq ft and therefore the consultant is entitled to a higher fee of \$6,500.00 for this feasibility study.

Michael Ricciardella owns the property located at 68-70 Main Street in the hamlet of Phoenicia, in the Town of Shandaken. The structure on the property is a commercial restaurant and bar. The property is located on the banks of the Esopus Creek and is within the flood plain and the special flood hazard area. Ricciardella seeks to make the property more flood resilient. Ricciardella is requesting funding in the amount of \$5,000 to complete a feasibility study to evaluate possible mitigation measures that can be done to the structure. The applicant wishes to utilize CWC's consultant, Labella Associates, to complete the study.

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

**Voice Vote, carried unanimously.**



A motion to approve Tab 30, Resolution No. 5173 was made by Mark Tuthill and seconded by Arthur Merrill.

**RESOLUTION NO. 5173**

**CWC 2024 FISCAL YEAR OPERATING FUNDS AGREEMENT BUDGET APPROVAL**

**WHEREAS**, the Catskill Watershed Corporation (CWC) is a not for profit local development corporation located in Arkville, in the Town of Middletown, Delaware County; and

**WHEREAS**, the City, as set forth in the Watershed MOA, agreed to fund a number of watershed protection programs in the West of Hudson Watershed to be administered by CWC; and

**WHEREAS**, pursuant to the Watershed MOA, CWC agreed to serve as program manager and to identify projects and allocate and disburse program funds to each project in accordance with agreements entered into with each identified recipient of the funds, and the City provided funds for CWC’s related operational costs (Operating I Agreement); and

**WHEREAS**, pursuant to 2007 and 2017 Filtration Avoidance Determinations and as a requirement of 2010 Water Supply Permit issued by New York State Department of Environmental Conservation, CWC and New York City Department of Environmental Protection (NYCDEP) have entered into subsequent Operating Agreements (Operating Agreements II, III, and IV) whereby the City has provided funding for CWC’s operational expenses; and

**WHEREAS**, by Resolution 3755, CWC Board of Directors approved an agreement (Operating Funds V) with New York City Department of Environmental Protection (NYCDEP) for funding of the operation of CWC activities; and

**WHEREAS**, pursuant to the Operating V Agreement, CWC is required to annually submit budget to NYCDEP approved by CWC Board of Directors for expenses to be paid with funds from the Operating V Agreement, including building expenses and stormwater technical assistance position; and

**WHEREAS**, by Resolution 5075 CWC Board of Directors approved an 2024 Operating Budget; and

**WHEREAS**, NYCDEP requested a separate CWC Board approved budget for the Operating Funds V Contract; and

**NOW THEREFORE LET IT BE RESOLVED**, that the CWC Board of Directors approves the Fiscal Year 2024 Operating V budget attached hereto.

**Voice Vote, carried unanimously.**



A motion to approve Tab 31, Resolution No. 5174 was made by Inness Kasanof and seconded by Jeffrey Senterman.

**CFF – Approval of Collateral Change to Catskill Mountain Foundation, Inc. – Tab 31**

**RESOLUTION NO. 5174**

**APPROVAL OF COLLATERAL CHANGE TO CATSKILL MOUNTAIN FOUNDATION, INC.**

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

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

**WHEREAS**, the CWC Board of Directors by Resolution No. 575, approved a loan to the Catskill Mountain Foundation, Inc. in the amount of Three Hundred Fifty Thousand Dollars (\$350,000.00) for a term of fifteen (15) years at a rate of one and three hundred seventy-five thousandths percent (1.375%); and

**WHEREAS**, the CWC Board of Directors by Resolution No. 1667, approved a loan to the Catskill Mountain Foundation, Inc. in the amount of Eight Hundred Fifty Thousand Dollars (\$850,000.00) for a term of fifteen (15) years at a rate of four percent (4%); and

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

**WHEREAS**, the CWC Board of Directors by Resolution No. 5052, approved a bridge loan to the Catskill Mountain Foundation, Inc. in the amount of Eight Hundred Sixty Two Thousand Eight Hundred and Sixty Two Dollars (\$862,862.00) for a term of five (5) years at a rate of four and a quarter percent (4.25%) secured by a New York State Downtown Revitalization Initiative grant for equipment upgrades, new dance studio, streetscape and accessibility improvements; and

**WHEREAS**, the Catskill Mountain Foundation, Inc. has requested that the CWC provide a release of mortgage of the collateralized property for an approved boundary line adjustment of .023 acres, for the Catskill Mountain Foundation to secure a mortgage with the Bank of Greene County to build a new dance studio on the adjacent property; and

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

**WHEREAS**, pursuant to the CFF Program rules only the CWC Board of Directors may make a material change to an approved loan.

**NOW, THEREFORE BE IT RESOLVED**, the CWC Board approves the release of mortgage for the approved boundary line adjustment of .023 acres.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, the CWC staff is authorized and directed to issue a letter informing Catskill Mountain Foundation, Inc. of the approved request, and complete the necessary documents, and other documentation necessary to effectuate this mortgage release.

**NOW, THEREFORE BE IT FURTHER RESOLVED**, that upon said approval of loan documentation CWC is authorized to execute the mortgage release on said request.

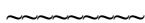
**QEDP Evaluation and CWC Staff Recommendation**

**Purpose: To review the CWC Loan Application of the Catskill Mountain Foundation, Inc.**

The Executive Director of the CWC makes the following evaluation concerning a REDI Fund Loan to Catskill Mountain Foundation, Inc. located in the Village of Tannersville, NY. Evaluation is based on the Evaluation Criteria established in the Catskill Fund for the Future Program Rules, approved on August 22, 2001, by the CWC Board of Directors.

1. Based on due inquiry to the NYSDEC, the NYCDEP and to the best of CWC's knowledge, the properties listed below are presently in compliance with all applicable environmental statutes and regulations.
2. Based on due inquiry to the NYSDEC, the NYCDEP and to the best of CWC's knowledge, the properties listed below, are not subject to any enforcement actions by any regulatory agency.
3. (a) To the best of CWC's knowledge, the project is consistent with historic land use patterns, available infrastructure, and sensitivity to the need for water quality protection.
  - (i) Catskill Mountain Foundation, Inc. will utilize the funds for services and expenses associated with the grant contracts.
  - (ii) The project is located in the Village of Tannersville.
  - (iii) The project will utilize a municipal sewage system.
  - (iv) The project appears to present no threat to water quality.
  - (v) The project appears to generate no materials with the potential to degrade water quality that are not pretreated prior to release.
  - (vi) Based on NYCDEP the project is not in the 60-day travel time.
  - (vii) There is no impact on Federal or State wetlands.
- (b) The project maintains the character of the Village of Tannersville.
  - (i) The project is consistent with current zoning.
  - (ii) The project is compatible with surrounding land uses.
  - (iii) The project will not generate excessive traffic.
  - (iv) The project as described is of such magnitude that it does not appear likely to promote secondary growth and therefore requires no additional review of land use plans or infrastructure.
4. The project is consistent with the West of Hudson Economic Development Study, which has been completed.
5. Not applicable.

**Voice Vote, carried unanimously.**



- VI. Announcements from the Chair – Next meeting on Tuesday, March 5, 2024.**
- VII. Board Member Discussion**
- VIII. Adjournment 12:59 am**