

Public Hearing
Proposed Local Law 4 of 2012
A Local Law Imposing a Moratorium on Heavy Industry within the
Town of Andes County of Delaware
Andes Town Hall
July 10, 2012
7:15PM

Present:

Deputy Supervisor Martin Liddle Councilman Daniel Grommeck
Councilman Thomas Hall Councilman Wayland Gladstone
Supervisor Martin Donnelly-Absent and Excused
Highway Superintendent Michael McAdams
Town Clerk Kimberly Tosi

Others:

Gabrielle Pierce Delaware County Times
Tom Coddington Walton Reporter
Bill Feldman Marge Merzig Mark Pezzati
Michael Suchorsky Anita Lanziero Brianne Ackerly
Maria Norris Corey Ackerly Josie Elwell
Jonathan Andrews Rachel Andrews Carolyn Ruff
Aaron Bennett Carol O’Bern Ritchie Gabriel

Call to Order:

The public hearing was called to order at 7:15PM by Deputy Supervisor Liddle.

Pledge:

The pledge was led by Councilman Grommeck.

Discussion/Questions:

Marge Merzig, Town Consultant, began the discussion indicating that it is the Town Attorney’s suggestion that the Town pass the 6 month moratorium so that he may further develop the zoning law. At this time there have been conflicting outcomes in the courts when towns have banned heavy industry. There is a possibility that there may be a state law passed that would give town’s a better Home Rule standing.

Deputy Supervisor Liddle asked why the County disapproved of the Moratorium. Marge indicated that their number one reason is they believe it is not needed because we are in the Watershed.

Resident Bill Feldman asked why the Planning Board recommended for the Town Board to not pass the Zoning law or Proposed Local Law #2 of 2012. Councilman Gladstone indicated one reason being they had concerns over the law controlling day to day industries we see already. Marge indicated that the proposed Zoning law had provisions

in it that allowed different industries that you see in a normal day in Upstate New York such as milk, etc. The Town Attorney believes that we need more time to develop this law and see how the court cases currently happening develop.

Councilman Gladstone asked if there was a status update on the appeals decisions currently in court. Marge indicated that there has been no decisions as of yet.

Adjourn:

Motion made to adjourn the public hearing made by Councilman Gladstone, Seconded by Councilman Hall. All in Favor, Supervisor Donnelly-Absent and Excused. 7:31PM

July Regular Board Meeting
July 10, 2012
7:30PM
Andes Town Hall

Present:

Deputy Supervisor Martin Liddle Councilman Daniel Grommeck
Councilman Thomas Hall Councilman Wayland Gladstone
Supervisor Martin Donnelly-Absent and Excused
Highway Superintendent Michael McAdams
Town Clerk Kimberly Tosi

Others:

Gabrielle Pierce Delaware County Times
Tom Coddington Walton Reporter
Bill Feldman Marge Merzig Mark Pezzati
Michael Suchorsky Anita Lanziero Brianne Ackerly
Maria Norris Corey Ackerly Josie Elwell
Jonathan Andrews Rachel Andrews Carolyn Ruff
Aaron Bennett Carol O’Bern Ritchie Gabriel

Call to Order:

The meeting was called to order by Deputy Supervisor Liddle at 7:31PM.

Privilege of the Floor:

*Aaron Bennett and Carol O’Bern: Update on Progress of the grant for Recreational Access for East Branch of the Delaware River

Carol O’Bern indicated that after Hurricane Irene there was a lot of damage to the streams and they have been backed up by this. They now have a website: <http://www.eastbranchaccess.com>. Carol indicated that this was the middle point update for the project. Potential areas for stream access can be discussed with Aaron Bennett. You may contact him from their website or at the email address abennett@catskill.net. They have currently identified 53 open areas for access of which 15 are in Andes. The draft maps are now available on their website. Aaron indicated that they now have a business survey on their website and would appreciate any participation from Andes businesses. It was also announced that there will be a three day festival ‘Central Catskill Great Outdoor Experience’ August 24-26. Please see their website for more details.

*Brianne Ackerly: Pool/Adult Swim

Brianne came to the board with a petition signed by 94 individuals, with the concern of why children under the age of 18 are not allowed in the pool area/kiddie pool during adult swim. No decision was reached. Deputy Supervisor Liddle asked her to leave the

petition and the board would discuss it with Supervisor Donnelly. The board will be scheduling a workshop to discuss the issue with the pool director.

*Michael Suchorsky: Moratorium and Proposed Zoning Law on Heavy Industry

Michael asked if the board had a time table on when they would pass proposed local law #2. Marge stated that we would hopefully be ready with in the next 6 months.

Reports:

*Highway Report

*Town Clerk Report

From the Supervisor:

-Letter to P.S.C. Secretary Billing to support the request of Randy Lewis and the folks in the Andes section of the Beaverkill Valley for a cable franchise waiver for Time Warner to service them.

-In May I presented a copy of Marge's work on the steps to abandon a town road in particular one we share with Bovina. Please let me know how you feel (Bigger Hollow).

-NYS Office of Real Property on June 12, 2012 set the tentative equalization rate for Andes at 100%

-Questions from our last meeting. The Clark Co. bills are ours. The CWC and the city paid for all work grading, sub bases, drainage, etc., but they would not pay for the finished black top. Mike wanted it done, and it looks great. This will be paid back to us from CHIPS.

-Close Hollow culvert repairs will be paid from our G.N. funds up to \$265,975. This money must be paid back to the fund. Meg has to write a letter to the DEP telling them what we want to do.

-We have a public official's liability insurance policy that will cover up to 4M. I asked Matt for a quote for 10M.

-On June 8th we received a letter from FEMA telling us they would pay us \$51,231.26 plus \$5,144.26 a total of \$56,375.52 for DR 4031. We have this and it is in the bank.

-The proposed local law imposing a moratorium on heavy industry within the Town of Andes. I received a letter from Planning Board chair Frank Winkler and signed by all board members opposing this law for a number of reasons. One of the reasons is it is not needed because the industry referenced is banned in the watershed. Each board member

Highway Report 6/13/12 – 7/10/12

Equipment

2004 International 7600 – Replaced water pump and gaskets and adjusted brakes 104,812 Miles

2000 International – Replaced two slack adjusters and adjusted brakes 159,729 Miles

2005 John Deere Backhoe – Greased and checked all fluids

2003 John Deere Loader – Greased and checked all fluids 6176 Hours

1989 John Deere Grader – Greased, checked all fluids and replaced cutting edge blade

1978 Cat Grader – Greased and checked all fluids

Roads Worked

Coss Road, Bussey Hollow Road, Calhoun Hill Road, Damgarrd Road, Old Gladstone Hollow, Engel Road, Gambichler Road, Dibble Road

Timberland Drive – Ditched both sides of entire road and flat on Tunis Lake Road.

Woodland Hills Road – Ditched and Worked road, Kovba Road – Ditched and Worked Road, Highland Road – Ditched and Worked road, Forest Lane - Ditched and Worked road, Coultier Road – Ditched and Worked road above blacktop, Campbell Hollow Road – Ditched and Worked road,

Woodland Hill Road – Graveled various sections of road 18 loads.

Perch Lake Road – Worked Hill by store and added 3 loads of gravel at end of blacktop.

Mayer Road – Worked road and added 3 loads of gravel on top flat by turn-around.

Crescent Hill Road – Worked road and added 18 loads of gravel on various sections of the road.

Road Mowing

Hillside Road and Finkle Road – mowed grass and brush

- As soon as Town of Bovina is finished with mower from Eklunds, which should be by the end of this week. We will begin mowing our roads.

Other

- 7/3/12 Completed Tree removal and clean-up behind Waste Water Treatment Plant. There will be a bill to follow with employee's hours and equipment used.
- We will begin work on the projects from the 2011 floods soon. The projects will total \$88,349.46. We have now received over this amount from FEMA from this flood.
- Work has begun on the Close Hollow Road Culvert by Steven's Excavating.
- The paperwork has been submitted to CHIPS for reimbursement expected in September.
- This month we received two checks from FEMA for \$902.15 and \$7,546.87. These are for the State Share for three of the projects. PW 1188 (Wolf Hollow Road), 882 (Town Wide), and 1265 (Dingle Hill Road) are now all 100% complete and 100% paid for. We also received a check in the amount of \$56,375.52. This was for PW 775 (Barkaboom Road), 809 (Deerlick Road), 771 (Various), 869 (Weaver Hollow Road), and 776 (Wolf Hollow Road).
- In regards to the discontinuance of Bigger Hollow Road, the request for the Town to discontinue maintenance of this road must be made in writing. Then there are several steps that the State law requires us to take.

Respectfully,

Michael R. McAdams

Highway Superintendent

Town Clerk's Report
July 10, 2012

- The pool hours for the 2012 season will be Weekdays Noon to 7PM, Adult Swim will be 5 to 6 PM on weekdays ONLY, Saturdays 10AM to 7PM and Sundays 1PM to 7PM.
- I have given each of you a copy of the Records Management Policy that I developed. I would appreciate any feedback that you may have.
- Last week I turned in my resignation as the FEMA Administrator for the 2006 and 2007 floods. I will continue to work with the Highway Superintendent to the best of my ability to find the paperwork that FEMA is looking for. Out of the 6 projects from the 2006 flood I have forwarded the paperwork for 3 of them. It is very hard for me to come in 6 years later and try to decipher exactly what happened. I'm hoping by the end of this month we will have all of the information to them that they need.
- From the Building Department, the number of Building Permits that have been issued this year is double the amount at this time last year.

Respectfully,

Kimberly A Tosi
Town Clerk

State of New York
 State Office of Real Property Tax Services
 WA Harriman State Campus
 Albany, New York 12227

T. B. Fy. I.

Notice of Tentative State Equalization Rate
 for the 2012 Assessment Roll

Mr. Martin A. Donnelly , Supervisor
 Town of Andes
 P.O. Box 205
 Andes, NY 13731

County of Delaware
 Town of Andes

Tentative Equalization Rate: * 100.00 *

HEARING DATE:
 7/11/12 10:00 AM

HEARING PLACE: Office of Real Property Tax
 Services
 WA Harriman State Campus
 Albany, New York

On 6/12/2012 the State Office of Real Property Tax Services established a tentative 2012 State equalization rate of 100.00 for your municipality. This equalization rate was computed using data from your municipality's tentative assessment roll. If final assessment roll data produces a significantly different rate, we will recompute the equalization rate and notify you.

The Office of Real Property Tax Services applauds your efforts to comply with the statutory standard of assessment by completing a reassessment in 2012. The tentative equalization rate is the same as the "local stated level of assessment (LOA)" declared by the assessor and displayed on your tax bills. The tentative equalization rate indicates the level at which a municipality is assessing property in relation to its full market value, as measured by the Office of Real Property Tax Services. The tentative equalization rate clearly supports your LOA.

A copy of the data reports showing the computation of the tentative State equalization rate is being sent to your assessor. If class equalization rates have been established for your assessing unit, they are provided on the attached list.

The full value standard of the tentative 2012 State equalization rate is the total full value as of July 1, 2011. The percentage change in the estimate of full value between the 2011 State equalization rate and the 2012 State equalization rate due to the change in full value standard for your municipality is 0.0%. The percentage change for the other municipalities in your county is shown on the enclosed report.

A written complaint and all evidence which you wish to submit in support of that complaint must be mailed or hand delivered to Darlene A. Maloney, Assistant to the State Board, at the Albany office of the State Board at the above address at least five days before the hearing date set forth above. The complaint must be made on the enclosed complaint form and signed by the chief executive officer or legal representative. Please refer to Subpart 186-15 of the rules and the State Equalization Rate and Complaint Process booklet when preparing supporting documentation if you file a complaint. The complaint booklet is available on the Taxation and Finance website at http://www.tax.ny.gov/research/property/assess/rate_doc.htm or you may contact your ORPTS regional office or Brian Moon or Kim Lee in Equalization Support Services in Albany at (518) 474-5666.

THE COMPLAINT FORM AND SUPPORTING DOCUMENTATION DEADLINE IS: 7/6/2012

The hearing itself is not an adjudicatory proceeding. You will, however, have the opportunity to explain the written materials previously submitted, and/or to offer oral statements in support of your complaint. As the duly authorized representative of the State Board, the hearing officer will communicate your comments, in summary form, to the Board. Staff will review the written documentation you submitted in support of your complaint, to determine whether to recommend to the Board that changes be made in the calculation of the State equalization rate.

The State Board will meet on August 16, 2012 in Albany. We will notify you of the recommendation and the exact time and location of the Board meeting.

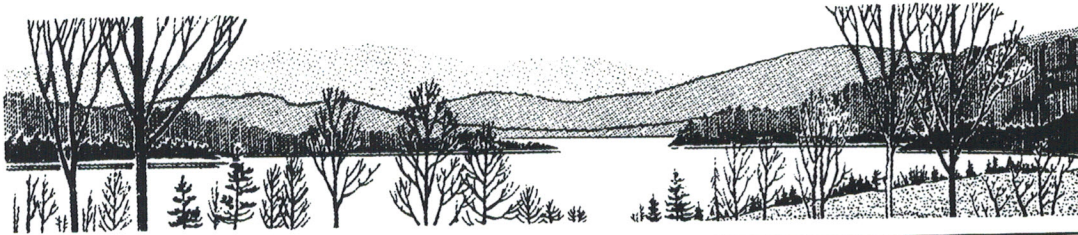
cc: Ms. Tina Moshier, Assessor - Sole Elected
 Town of Andes
 P.O. Box 356
 Andes, NY 13731

Municipal Code	Municipal Name	(A) 2011 State Equalization Rate	(B) 2012 State Equalization Rate and Status	(C) Percentage Change in Estimate of Full Value
122000	Town of Andes	100.00	100.00 Tentative	0.00%
122200	Town of Bovina	23.50	23.75 Tentative	-1.05%
122400	Town of Colchester	3.47	3.23 Tentative	7.43%
122600	Town of Davenport	72.50	72.66 Tentative	-0.22%
122800	Town of Delhi	54.25	53.95 Tentative	0.56%
123000	Town of Deposit	4.89	4.84 Tentative	1.03%
123200	Town of Franklin	90.00	87.32 Tentative	6.68%
123400	Town of Hamden	18.00	18.25 Tentative	-1.37%
123600	Town of Hancock	13.62	13.75 Tentative	-0.95%
123601	Village of Hancock	90.43	81.54 Tentative	11.26%
123800	Town of Harpersfield	29.60	26.80 Tentative	10.45%
123801	Village of Stamford	39.44	No Rate Yet	
124200	Town of Masonville	100.00	107.07 Tentative	-6.60%
124600	Town of Middletown	100.00	100.00 Tentative	0.00%
124601	Village of Fleischmanns	99.38	No Rate Yet	
124800	Town of Roxbury	30.00	31.00 Tentative	-3.23%
125000	Town of Sidney	74.25	77.19 Tentative	-3.81%
125200	Town of Stamford	26.80	27.15 Tentative	-1.29%
125400	Town of Tompkins	4.46	4.45 Tentative	0.22%
125600	Town of Walton	27.71	28.26 Tentative	-1.95%
129902	Delaware County C.A.P. #2	100.00	100.00 Tentative	0.00%
	Town of Kortright			
	Town of Meredith			

Column C is the percentage change in the estimate of full value between the 2011 State equalization rate and the 2012 State equalization rate due to the change in full value standard.

This percentage change is important because county and school taxes are apportioned according to a municipality's share of the full value of the county or the school. A municipality will be apportioned a larger share of the tax levy if its full value increases by a larger percentage than others, or if its full value decreases less than the decrease for other municipalities in the county or school.

The information shown in columns B and C is subject to change as the other tentative rates are established in the county and as rates are finalized after the completion of rate complaint processing. You will be sent a complete report when we have established 2012 State equalization rates for all municipalities in your county.



TOWN OF ANDES

PO Box 205, Andes, New York 13731

Martin A. Donnelly, Supervisor

June 27, 2012

Secretary Jaclyn A. Brillling
New York State Department of Public Service
Three Empire State Plaza
Albany, NY 12223

Re: Town of Andes, New York

Dear Secretary Brillling

The Town of Andes respectfully requests a waiver of Part 894-Franchise Procedures, of the rules of New York State Department of Public Service. Specifically, we request a waiver from the following requirements:

- 894.1 Establishment of Citizen Advisory Committee
- 894.2 Final report of Citizen Advisory Committee
- 894.3 Request for Proposals
- 894.4 Invitation of Application/Public Notice of Requests for Proposal

There is currently no existing cable system serving the Beaverkill Valley in the Town of Andes. In addition, the Town has determined that Time Warner Cable is the only cable television company within a 25-mile radius that is interested in providing service. It is our hope that you will grant this request thereby allowing the Town to expedite the franchising process.

If you have any questions or need additional information, please do not hesitate to contact this office at (845) 676-3231.

Sincerely,

Martin A. Donnelly ES.

Martin A. Donnelly
Supervisor, Town of Andes

MEMO

Date: June 30, 2012

To: The Supervisor of the Town of Andes, the honorable Marty Donnelly and the Town Board

From: The Town of Andes Planning Board

The Planning Board having met Wednesday evening June 27, 2012 in a working session for the purpose of reviewing the proposed Law, " Local Law No. 2 of the Year 2012" a proposed amendment regarding the Town of Andes Zoning Law and the Hamlet of Andes Zoning Law has by unanimous agreement of those attending

Chairman Frank Winkler
Vice Chairman John Reynolds
Art Reed
Alex Adelson
. and subsequently supported by
Rob Lang
Jim Darling
Ed Callahan

not to take a position at this present time either for or against the law. Therefore, we are informing Supervisor Donnelly and the Town Council, as required by precedent, of the Planning Board's position, which we unanimously believe, is prudent under the circumstances.

The discussion was wide ranging as the law was reviewed. Chairman Winkler presented a thoroughly researched white paper covering significant aspects of the proposed amendment as well as a "talking piece" agenda. The other attending members reported new information regarding the current county position, an update on the technical state of fracking, and current information regarding Pennsylvania gas drilling.

The Planning Board based its position on the following:

1. Significant issues are now in the Courts that could affect how such an amendment would be structured (such as whether "Home rule" can be used to restrict gas drilling.) Also, Delaware County has filled suit against New York City for the taking of our residence right to extract natural gas. If the Town passes a restrictive law it would appear to prevent our citizens from the right to collect a settlement, if this case was successful.
2. The current version of the law is much too ubiquitous in our opinion. It would appear to cover a plethora of items that are not directly or indirectly related to fracking, that if passed in their present form, would be counterproductive or conflictive to existing and/or potential commercial activities.
3. There would appear to be no urgency to pass this law since the DEC has made the unfiltered New York City Watershed out-of-bounds for gas development at the present time. Furthermore, we are a long way from any existing gas lines needed for transport. "Trial balloons" from Albany seem to indicate drilling will only be allowed, initially, in counties west of here in towns that are receptive. This would give Andes an opportunity to observe and assess how New York State rules and regulations actually perform.
4. Fracking technology is changing so quickly that what is applicable now could be irrelevant in the very near future.
5. DEC has yet to release its assessment of the natural gas extraction method nor has EPA yet completed its risk assessment of the process. This information should be used to shape the town's position.
6. No detailed analysis has been done to assess the potential positive impacts to Andes residence or negative impacts.

7. Finally, in the opinion of the Planning Board, all these issues must be taken into consideration as part of assembling any amendment to zoning. It is perhaps appropriate for the town board to take a formal stand that it does not support drilling within the town at this time because of the uncertainty of drilling procedures and risk in New York State, and to date no thorough assessment of positive or negative impacts has been done within our community.

On behalf of the Andes Planning Board
Frank Winkler, Chairman

Frank Winkler

6/30/12

was given a copy of the letter. They are requesting that we table this at this time. (This was in regards to proposed Local Law #2)

-Local Law #3 was tabled last month and sent back to the committee. If we do not take some positive action soon when our roads are destroyed what will we do then?

-I received 2 letters from Mrs. Nancy Madene dated 6/16/2012. I turned them over to Mike.

-On June 24, 2012 I wrote to Mr. Ronald Fields the grandson of the 2 people that died in their driveway very likely due to no cell phone service, the wife tried to call for help 9 times to no avail.

-We are required to pay for Shayne's Part B Medicare premium but not Part A.

-The RFP for Ballantine Park was advertised in the Daily Star on June 28, 2012

-Please if you know someone that you think should be getting help from our housing rehab grant please let me know. If we can't spend it, we will have to give back any balance we have.

-Kim gave me a letter saying she is resigning as FEMA administrator for the 2006 and 2007 Floods.

Motions:

Motion to approve the June Regular Board Meeting Minutes made by Councilman Gladstone, Seconded by Councilman Hall. All in favor, Supervisor Donnelly-Absent and Excused. Motion carried.

Motion to approve the Town Clerk's Financial Report, the Town Board's Bookkeeper's Financial Report, and the Town Tax Collector's financial report made by Councilman Grommeck, Seconded by Councilman Gladstone. All in favor, Supervisor Donnelly-Absent and Excused. Motion carried.

Motion to give permission to Supervisor Donnelly to sign the DCO contract with Heart of the Catskills Humane Society made by Councilman Hall, seconded by Councilman Gladstone. All in favor, Supervisor Donnelly-Absent and Excused. Motion carried.

Motion to approve the preventative maintenance for the Town Highway Garage sectional doors by Wayne-Dalton of Syracuse in the amount of \$300--- Tabled due to Highway Garage Expense Account Balance

Resolutions:

**RESOLUTION 13 of 2012 OF THE TOWN BOARD OF THE TOWN OF ANDES
DETERMINING THAT THERE ARE NO ADVERSE IMPACTS ON THE**

**ENVIRONMENT FROM ADOPTION OF LOCAL LAW #2 OF 2012 IMPOSING
A MORATORIUM ON HEAVY INDUSTRY WITHIN THE TOWN OF ANDES
COUNTY OF DELAWARE**

WHEREAS, the Town Board is adopting a local law entitled “A local Law Imposing a Moratorium on Heavy Industry Within the Town of Andes County of Delaware”;

WHEREAS, the possible environmental impacts of the adoption of this Law have been considered by the Town Board;

NOWHEREFORE BE IT RESOLVED, that the Town Board has determined that the adoption of new local law entitled “A Local Law Imposing a Moratorium on Heavy Industry Within the Town of Andes County of Delaware” will not have significant adverse impacts on the environment; and

WHEREUPON, the Resolution was put to a vote and recorded as follows:
Proposed by Councilman Gladstone
Seconded by Councilman Hall

Roll Call:
Councilman Gladstone----Aye
Councilman Liddle-----Aye
Councilman Grommeck--Aye
Councilman Hall-----Aye
Supervisor Donnelly-----Absent and Excused

Local Law:

RESOLUTION 14 of 2012 OF THE TOWN BOARD OF THE TOWN OF ANDES

In the Matter of the Adoption of Local Law No. 2 of 2012 entitled “a Local Law to Impose a Moratorium on Heavy Industry within the Town of Andes County of Delaware”

WHEREAS, the Town Board has reviewed and considered the proposed Local Law No. 4 of 2012;

WHEREAS, the Local Law was presented to the Town Board at least 10 days prior to the Town Board meeting on July 10, 2012;

WHEREAS, the public hearing was properly noticed in the Town’s official newspaper on June 28, 2012;

WHEREAS, the public hearing on the proposed Local Law was held on July 10, 2012 at the Town Hall;

WHEREAS, the Town Board reviewed and considered all public comments received on the proposed Local Law;

WHEREAS, the proposed Local Law was on file for inspection at the Town Clerk's office prior to the hearing and during the public review process;

WHEREAS, the Town Board has caused to be prepared a Short Environmental Assessment Form (EAF) pursuant to the mandates for the State Environmental Quality Review Act (ECL Article 8 and 6 NYCRR Part 617) for the proposed adoption of Local Law No. 2 of 2012;

WHEREAS, the Town board has duly considered the contents of the EAF for the adoption of Local Law No. 2 of 2012 and completed Parts 2 and 3 thereof;

WHEREAS, the Town Board has identified the relevant areas of environmental inquiry and taken a hard look at them for the adoption of the proposed Local Law No. 4 of 2012; and

WHEREAS, the Town Board has issued a negative declaration under SEQRA for the adoption of the proposed Local Law No. 4 of 2012 thereby complying with the mandates of the State Environmental Quality Review Act.

**NOW THEREFORE, BE IT RESOLVED AS FOLLOWS BY THE
TOWN BOARD OF ANDES, DELAWARE COUNTY, NEW YORK:**

THAT THE Town Board of the Town of Andes hereby determines that proposed Local Law No. 4 of 2012, attached hereto and made a part hereof, is hereby adopted as a Local Law entitled "a Local Law to Impose a Moratorium on Heavy Industry within the Town of Andes County of Delaware" and

IT IS FURTHER RESOLVED, that the Town Clerk and the Attorney for the Town are hereby directed to take such actions as are necessary to implement this resolution and effect adoption of the Local Law.

Proposed by Councilman Gladstone
Seconded by Councilman Hall

Roll Call:
Councilman Gladstone---Aye
Councilman Liddle-----Aye
Councilman Grommeck--Aye
Councilman Hall-----Aye
Supervisor Donnelly-----Absent and Excused

Approval of Bills:

Motion to approve general warrants#173-211 totaling \$11,564.99.

DELAWARE OPERATIONS, INC.

8-12 Dietz Street, Suite 303, Oneonta NY 13820 • Phone 607-432-8073 • FAX 607-432-0432

**TOWN OF ANDES, NY
TOWN BOARD MEETING
REPORT BY DELAWARE OPERATIONS
July 10, 2012**

1. Water System

- Daily usage of treated water from the water system averaged 18,232 gallons per day for the month of June 2012.

2. Plant Purchases

3. O&M

4. Equipment

5. Distribution System

DELAWARE OPERATIONS, INC.

8-12 Dietz Street, Suite 303, Oneonta NY 13820 • Phone 607-432-8073 • FAX 607-432-0432

**TOWN OF ANDES, NY
TOWN BOARD MEETING
REPORT BY DELAWARE OPERATIONS
July 10, 2012**

1. WWTP Plant

- Plant effluent flows averaged 17,264 gallons per day for the month of June 2012.

2. SPDES Compliance/NYSDEC, NYCDEP

- The plant discharges of treated effluent to the Tremper Kill Brook; permit compliance for June 2012 met all parameters.

3. Collection System

- High Street is being maintained as required.

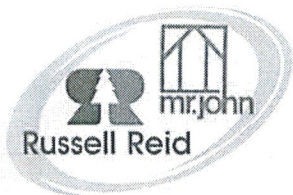
4. Plant Purchases.

- Delaware Operations requests the approval to purchase four Interstate batteries from Romo Machine at a cost of \$960.00 for the generator. The current batteries are nine years old. Cummins Northeast recommended replacing them at their last service visit.

5. Plant O&M

6. Plant Equipment.

7. Gladstone Hollow Septic System



July 6, 2012

Town of Andes
P.O. Box 85
Andes, NY 13731
Contact: Kim Tosi

Reference: 10,000 gallon mobile Liquid Storage Tank Rental, Delivery and Demobilization - Andes NY WWTP

Dear Kim;

I am pleased to offer the following pricing for the staging of mobile liquid storage tank(s) at your wastewater treatment facility in Andes, NY:

Mobilization.....	\$625.00/delivery your Andes NY location
21,000 Gallon Storage Tank.....	\$40.00/day
10,000 Gallon Storage Tank.....	\$30.00/day
Demobilization.....	\$ 625.00/ pick up and return

All mobilization/demobilization rates are based from our yard in Newark, New Jersey and tanks are to be clean as delivered and free of residual contamination at time of pick up.

On behalf of Russell Reid, I want to thank you for your interest and commitment to move ahead with this project. By choosing Russell Reid, you can be assured the highest level of job professionalism and efficiency.

Please feel free to call me at my direct dial phone # (732) 692-2447 or email me at swithers@russellreid.com

Sincerely,

Scott Withers
Russell Reid Inside Sales

Highway Warrants # 97-116 totaling \$23,507.03 made by Councilman Gladstone, Seconded by Councilman Grommeck. All in favor, Supervisor Donnelly-Absent and Excused. Motion carried.

DISTRICTS

Water and Sewer

Motion to approve Water Warrants #37- 40, Totaling \$31,042.18

WWTP Warrants #97-113, Totaling \$69,865.96 made by Councilman Hall, Seconded by Councilman Gladstone All in favor, Supervisor Donnelly-Absent and Excused. Motion carried.

Motion to approve the purchase of four Interstate batteries at a cost of no more than \$960.00 made by Councilman Gladstone, Seconded by Councilman Grommeck. All in favor, Supervisor Donnelly-Absent and Excused. Motion carried.

Motion to accept the offer from Russell Reid for the rental of the 10,000 gallon mobile Liquid Tank made by Councilman Gladstone, Seconded by Councilman Hall. All in favor, Supervisor Donnelly-Absent and Excused. Motion carried.

Marge reported that starting next month there will be a monthly reporting on the WWTP remodel's financial status. The project is currently on time and under budget.

Adjourn

Motion to adjourn the board meeting made by Councilman Gladstone, Seconded by Councilman Hall. All in favor, Supervisor Donnelly-Absent and Excused meeting adjourned at 8:47PM

Respectfully Submitted:

Kimberly A Tosi
Town Clerk