

Town of Andes
Regular Monthly Meeting @ Town Hall
July 9, 2013 at 7:30 PM

Present:

Supervisor Donnelly Councilman Daniel Grommeck Councilman Thomas Hall
Councilman Martin Liddle Councilman Wayland Gladstone Town Clerk Kimberly Tosi
Highway Superintendent Michael McAdams

Others:

Ann Roberti Tom Coddington-Walton Reporter Carol O'Beirne
Aaron Bennet Margery Merzig-Keough Consulting

Call to Order:

The meeting was called to order at 7:30 PM by Supervisor Donnelly

Pledge:

The Pledge of Allegiance was led and recited by Councilman Grommeck.

*Supervisor Donnelly asked that everyone keep Shayne Moshier in their prayers as he recovers from his surgery.

Privilege of the Floor:

-Carol O'Beirne and Aaron Bennet

Re: Route 28 Scenic By-way

-A preliminary report was given on the status of the East Branch Access. The website is <http://eastbranchaccess.com>.

-At this point it looks like signage and parking are the two major issues with access in the area. A grant has been applied for to help deal some of this.

-Route 28 Scenic by-way plan has been passed by all municipalities. Now they are waiting for the State to review the plan.

-Who will put up the signs and maintain the parking areas? This part is still up in the air at this time.

Reports:

Highway Report 6/12/13 – 7/9/13

Equipment

2011 Dodge Ram 2500 – Serviced truck – Changed oil, fuel and air. 31,965 miles

2004 International 7600 – Adjusted clutch and fixed mud flap. 112,624 miles

1996 Volvo Tri-axle – Greased truck, Checked fluids and adjusted brakes.

1999 Oshkosh – Serviced Truck – Changed oil, fuel, air, hydraulic, and transmission filters. Checked fluids in axles and greased. 5,480 miles / 1098 hours.

1986 Chevy Utility Truck – Serviced truck – Changed oil, fuel, and air filter. Replaced battery, fixed lights and greased. 44,854 miles

2005 John Deere Backhoe – Greased and checked all fluids 3806 hours

2003 John Deere Loader – Serviced – Changed oil, air, fuel filters and greased. Installed new cutting edge and end bits. 6738 hours

1989 John Deere Grader – Greased and checked all fluids.

1979 CAT Grader – Greased and checked all fluids.

Roads Worked

Little Dingle Hill Road, Lower Dingle Hill Road, Weidick Road, State Road, Bullet Hole Road, Ruff Road, Kovba Road, Coss Road

Bussey and Shaver Hollow roads are currently being ditched.

Other

At the end of June we had a close out meeting with FEMA/SEMO regarding the Close Hollow Culvert project and the 2011 floods. Everything was in order and we should be receiving payment at any time.

We also received a check from FEMA for disaster 1650 (2006 Flood) in the amount of \$79,602.96.

Donald Green Jr. was hired on June 17, 2013 as a Heavy Equipment Operator.

*Highway Superintendent McAdams stated that they have not received the title for the new Chevy yet, but do not expect any problems with registering either of the new vehicles.

*Councilman Liddle, stated that we should keep a look out for a new loader on the Army Surplus. McAdams stated they have a wishlist in place and they are keeping an eye out.

From the Supervisor

- 1.) We received a letter from NYS Real Property that confirms our equalization rate is set at 100%.
- 2.) We received a letter on 6/19/13 from the Constitution pipeline advising us that our grant request was turned down.
- 3.) On 7/4/13 the pool was opened for the summer.
- 4.) Next scenic by-way meeting is on August 8th at 6PM at the E-Center in Margaretville
- 5.) The Shavertown hiking trail ribbon cutting will be on August 30th (tentatively) at the site.
- 6.) I suggest we cancel our August Board meeting as in the past because of the Walton Fair.
- 7.) The Governor has a new grant program (CRZ) that has set 3M for pre-determined Towns and Villages based on the last flood. We are not one of them.

From The Pool

The Pools Hours are as follows:

Monday-Friday: Swimming lessons 10AM-Noon (No free swim)

Free Swim Noon-7PM

Saturday: 10AM-7PM Free Swim

Sunday: 1PM-7PM Free Swim

Adult Swim will be weekdays ONLY. July 8th-July 26th 5PM-6PM and July 29th-Close of Pool 6PM-7PM. No one under the age of 18 will be allowed in the gate during this time.

As the board knows we need to have a second handicap entrance installed at the pool and it must be a lift. We have called 21st Century Pools in Oneonta and spoke with Todd. He is working on getting us a quote. We would like to know what our budget is for this.

*Supervisor Donnelly stated he would speak to Mr. Grieco and see if we had any money left to be used for this.

Motions:

Motion to authorize Supervisor Donnelly to sign the 2013 DCO contract with The Humane Society of Central Delaware County, Inc. (d/b/a Heart of the Catskills Humane Society), made by Councilman Liddle, Seconded by Councilman Hall. All in favor, motion carried.

Motion to approve the June 2013 minutes, town clerk's financial report, supervisor's financial report, tax collectors financial report, and justices' financial report, made by Councilman Gladstone, Seconded by Councilman Liddle. All in favor, motion carried.

Motion to approve the hiring of Donald Green Jr. as a Heavy Equipment Operator, made by Councilman Hall, Seconded by Councilman Grommeck. All in favor, motion carried.

Motion to appoint Jackie Dunn and Rachel Andrews as co-directors of the Andes Pool, Carolyn Ruff as a Level I Lifeguard and Jonathan Andrews, Marissa Heannings, Mariah Ruff and Loren Early as Level II Lifeguards, made by Councilman Gladstone, Seconded by Councilman Hall. All in favor, motion carried.

Motion to cancel the August 2013 meeting, made by Councilman Liddle, Seconded by Councilman Grommeck. All in favor, motion carried.

Motion to require transfer station permits for all Andes residents and tax payers, made by Councilman Liddle, Seconded by Councilman Hall.

*There will be a local law prepared for this.

**Supervisor Donnelly stated that on Saturday there were 2 C&D bins taken away FULL from the transfer station! This is costing the town a great deal of money.

Resolutions:

Resolution 17 of 2013 Highway Budget Transfer

BE IT RESOLVED THAT; the Town Board of the Town of Andes hereby transfers \$700.00 from DA2701 (Scrap Metal) to DA5130.4 (Machinery Expense) and \$4,300.00 from DA5120.4 (Bridge Expense Account) to DA5130.4 (Machinery Expense) for the purchase of the two trucks recently purchased through the Army Surplus Program.

Proposed by: Councilman Liddle

Seconded by: Councilman Gladstone

Roll Call

Councilman Wayland Gladstone-----Aye

Councilman Martin Liddle-----Aye

Councilman Thomas Hall-----Aye

Councilman Daniel Grommeck-----Aye

Supervisor Martin Donnelly-----Aye

Approval of Bills:

Motion to approve General Warrants #169-198 totaling \$16,502.07

Highway Warrants #122-138 totaling \$120,261.27

WWTP Warrants #162-180 totaling \$105,074.56

Water Warrants #38-41 totaling \$28,986.17

FEMA Warrant #1 totaling \$13,448.78

Shavertown Cemetery Warrants #2-3 totaling \$480.00

Made by Councilman Liddle, Seconded by Councilman Gladstone. All in favor, motion carried.

Executive Session:

Re: Personnel

Motion to enter executive session made by Councilman Gladstone, Seconded by Councilman Grommeck. All in favor, 7:45PM

Motion to exit executive session made by Councilman Hall, Seconded by Councilman Liddle. All in favor, 7:50PM

Motion to terminate the seasonal worker at the transfer station, made by Councilman Gladstone, Seconded by Councilman Liddle. All in favor, motion carried.

Motion to approve the hiring of Tisa Collins as the seasonal transfer station help, made by Councilman Liddle, Seconded by Councilman Grommeck. All in favor, motion carried.

Districts:

Water

- 1.) The existing carbon tank in the Andes Well House will be replaced shortly.

Sewer

- 1.) The ribbon cutting at our new waste water treatment plant will be at 2:00PM on July 20th. We will have refreshments provided by the contractors. The plant has been completely rehabbed at no cost to our tax payers.

*Councilman Gladstone asked if the current warrants reflected all Upgrade bills being paid. Mrs. Merzig stated yes, it should be all of them.

Adjourn:

Motion to adjourn the meeting made by Councilman Hall, Seconded by Councilman Gladstone. All in favor. 8:15PM

Respectfully,

Kimberly A. Tosi

Town Clerk

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 9, 2013**

1. Water System

- Daily usage of treated water from the water system averaged 23,461 gallons per day for the month of June 2013.

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 9, 2013**

1. WWTP Plant

- Plant effluent flows averaged 26,976 gallons per day for the month June 2013.

2. SPDES Compliance/NYSDEC, NYCDEP

- The plant discharges of treated effluent to the Tremper Kill Brook; permit compliance for June 2013 met all parameters.

3. Collection System

- High Street is being maintained as required.

4. Plant Purchases.

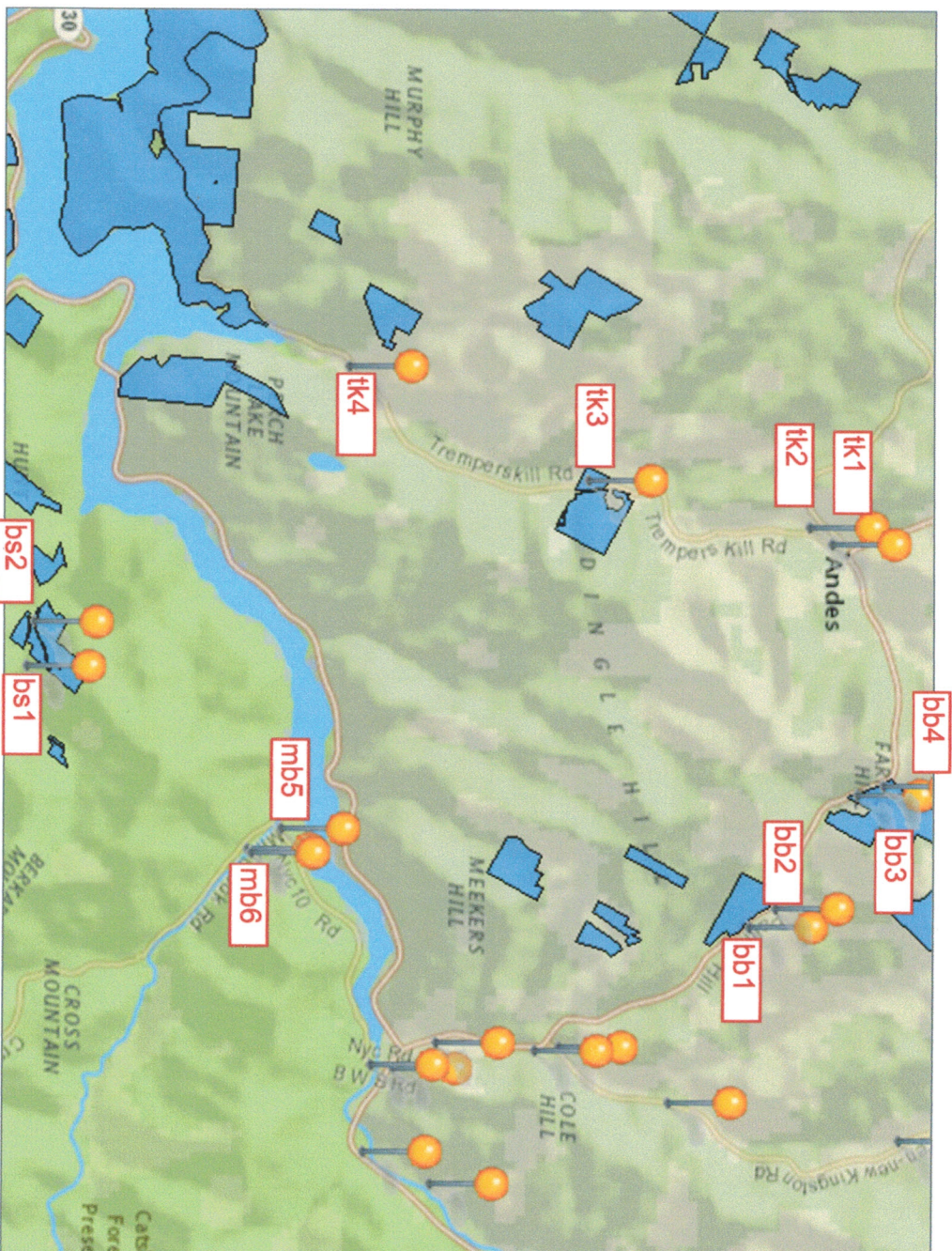
5. Plant O&M

6. Plant Equipment.

7. Gladstone Hollow Septic System

East Branch Delaware Access - Andes-Copy

access points (potential and existing)



National Geographic, Esri, Delorme, NAVTEQ, UNEP-WCMC, USGS, NASA, ESA, METI, NRCAN, GEBCO, NOAA, IPC

ware and Major Tributaries Existing and Potenti

Andes Existing & Potential Access Sites

	Name (General Description)	Public / Private /	Notes	ACCESS (Potential or Existing)?	Functionality (current)
46	bb1 Bryants Brook Unit (downstream); 93 acres	public	barkboom access1	EXISTING (limited)	hiking, hunting, fishing, trapping
47	bb2 Bryants Brook Unit (upstream); 93 acres Palmer Hill Unit (downstream); 236 acres	public	parking?/ownership?	EXISTING (limited)	hiking, hunting, fishing, trapping
48	bb3 Palmer Hill Unit (at Finkle Rd); 236 acres	public	decent parking	EXISTING (limited)	hiking, hunting, fishing, trapping
49	bb4 Headwater DEC access near lean-to	public	maintained parking	EXISTING (limited)	hiking, hunting, fishing, trapping
50	mb1 Headwater DEC pulloff Grants Mill (Mill Brook) Covered Bridge	public	Catskill Forest Preserve access	EXISTING	all
51	mb2 NYCDEP Mill Brook Rd access	public	Catskill Forest Preserve access	EXISTING	all
52	mb3 NYCDEP Jim Alton Rd access	public	small area with potential	EXISTING	fishing;
53	mb4 NYCDEP access at Pepacton Reservoir	public	great access; USGS gauge	EXISTING (limited)	fishing;
54	mb5 NYCDEP access at Pepacton Reservoir	public	seasonal road, good access	EXISTING (limited)	fishing;
55	mb6 Ballantine Park	public	great access; gentle slope (ADA potential)	EXISTING (limited)	fishing;
56	tk1 Andes Fire Dept NYCDEP Tremperkill Unit	public	parking at PO? Very accessible (ADA?); beginning of potential rail-trail connects to Ballantine Park?, WWTP, not great stream access	EXISTING	stream walking/skiing/snowshoeing
57	tk2 NYCDEP pulloff County rte 1 near Pepacton	public?	great stream access	POTENTIAL	none
58	tk4 NYCDEP pulloff County rte 1 near Pepacton	public	Fishing access to stream and Reservoir; end of potential rail-trail	EXISTING (limited)	fishing;
59	bs1 Tompkins Falls	public	great waterfall, steep path down, adjoins DEP PAA	EXISTING	all
60	bs2 Barkboom Unit PAA	public (PAA)	borders Forest Preserve	EXISTING	hiking, hunting, fishing, trapping

T. B. FY - I

Notice of Tentative State Equalization Rate
 for the 2013 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:
 7/16/13 10:00 AM

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

On 6/17/2013 the State Office of Real Property Tax Services established a tentative 2013 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 2013. 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 2013 State equalization rate is the total full value as of July 1, 2012. The percentage change in the estimate of full value between the 2012 State equalization rate and the 2013 State equalization rate due to the change in full value standard for your municipality is -0.8%. 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 8186-15 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: 7/11/2013

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 15, 2013 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

2013 Equalization Rate Status

Municipal Code	Municipal Name	(A) 2012 State Equalization Rate	(B) 2013 State Equalization Rate and Status	(C) Percentage Change in Estimate of Full Value
122000	Town of Andes	100.00	100.00 Tentative	-0.77%
122200	Town of Bovina	23.75	24.35 Tentative	-2.46%
122400	Town of Colchester	3.23	3.13 Tentative	3.19%
122600	Town of Davenport	72.66	72.66 Tentative	0.00%
122800	Town of Delhi	53.95	56.00 Tentative	-3.66%
123000	Town of Deposit	4.84	4.77 Tentative	1.47%
123200	Town of Franklin	90.27	92.00 Tentative	-1.88%
123400	Town of Hamden	18.25	18.50 Tentative	-1.35%
123600	Town of Hancock	13.75	13.90 Tentative	-1.08%
123601	Village of Hancock	81.54	81.91 Final	-1.01%
123800	Town of Harpersfield	26.80	27.05 Tentative	-0.92%
123801	Village of Stamford	38.42	35.97 Final	6.81%
124200	Town of Masonville	107.07	100.00 Tentative	7.07%
124600	Town of Middletown	100.00	100.00 Tentative	0.00%
124601	Village of Fleischmanns	98.25	No Rate Yet	
124800	Town of Roxbury	31.00	32.00 Tentative	-3.13%
125000	Town of Sidney	77.19	82.00 Tentative	-5.87%
125200	Town of Stamford	27.15	27.37 Tentative	-0.80%
125400	Town of Tompkins	4.45	4.44 Tentative	0.23%
125600	Town of Walton	28.26	27.35 Tentative	3.33%
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 2012 State equalization rate and the 2013 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 2013 State equalization rates for all municipalities in your county.

T.B.P.Y.I



CONSTITUTION PIPELINE

Post Office Box # 340
Kirkwood, NY 13795

June 19, 2013

Town of Andes
P.O. Box 125
115 Delaware Avenue
Andes, NY 13820

Re: The Constitution Pipeline Community Grant Program

Dear Town of Andes,

Thank you for your recent application to the Constitution Pipeline Community Grant Program.

The response to the Community Grant Program was exceptional, with dozens of applications for funding seeking over \$3.7 million. The Community Advisory Board and company representatives took a hard look at each application to determine which proposals best fit the criteria of the program.

Unfortunately your application was not selected during this funding round. Please review the criteria to make sure that it aligns with the intent of the program. Applicants may reapply during the next funding cycle with the next deadline scheduled for September 15, 2013. We expect that the next round of grants will be awarded during December 2013.

Should you have any questions please contact Chris Staffel at 570-205-1654 or by e-mail at chris.staffel@williams.com.

Sincerely,

Cindy Ivey
Manager, Public Outreach
Constitution Pipeline Company LLC

Catskill Watershed Corporation
PO Box 569, 905 Main Street
Margaretville, NY 12455



T. B. F. Y. I.

Tel.: (845) 586-1400
Fax: (845) 586-1401
Toll Free: (877) WAT-SHED
Website: www.cwconline.org

July 3, 2013

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

Dear Supervisor Donnelly:

As you may be aware, Governor Cuomo recently announced the availability of funding under the Community Redevelopment Zone (CRZ) Program. The Catskill Watershed Corporation (CWC) Board of Directors requested that all CWC member towns be informed of this program and funding opportunity.

Several watershed towns/villages are specifically named for funding of up to Three Million Dollars per zone for projects. Each zone must complete a community redevelopment zone plan. Once completed, each plan will recommend projects for funding from the CRZ Program. The Towns of Shandaken and Prattsville are eligible for up to Three Million Dollars each in funding. The Village of Margaretville and Village of Sidney are collectively eligible for up to Three Million Dollars. Finally, an Ulster County CRZ is collectively eligible for up to Three Million Dollars. At present, the draft Ulster County CRZ consists of the following communities: Town of New Paltz, Village of New Paltz, ~~Town of Saugerties~~, Village of Saugerties, Town of Wawarsing, Village of Ellenville, Town of Rochester, Town of Olive, Town of Woodstock, Town of Hardenburgh, and Town of Rosendale.

State representatives will be in touch with named towns/villages shortly to appoint representatives to the relevant CRZ Planning Committee. The State will provide, at no cost, consultants to assist the committee.

I personally recommend that you consider appointing an elected official, and that the appointments be done by board resolution. If your board appoints yourself or a board member, you can be kept up to date on the progress of the work of the Planning Committee.



All towns/villages, including those not named in the CRZ Program, may also apply directly for funding of eligible projects. More information on CRZ and other funding available can be found at www.sandyhelp.ny.gov. William Harding at the Watershed Protection and Partnership Program is our liaison to this program.

If you or your town/village would like any assistance from CWC, please do not hesitate to contact me.

Very truly yours,

Alan L. Rosa
Executive Director

cc: William Harding, WWPC



Delaware County Emergency Services

Emergency Management • 911 • Emergency Medical Services • Fire & Arson Investigation • HazMat

Phone 607-746-9600 • Fax 607-746-8988
280 Phoebe Lane, Ste 3 • Delhi, NY 13753 • www.dcdes.org

Richard Bell

Director

Fire Coordinator

Steve Hood

EMS

Deputy Director

Dallis Wright

Administrative Assistant

Coordinators:

Leonard Govern

B. James Olmstead

Dale Downin

Carl Fancher

Elliott Oakes

Rolland Bojo

Michael Odell

Albert Vamosy, Jr.

Walter Geidel

Steve Finch

June 24, 2013

Town of Andes
115 Delaware Avenue
PO Box 125
Andes, New York 13731

RE: Pisgah Communications facility

Mr. Donnelly,

As a follow up to our phone conversation in which you had some questions regarding the proposed communications facility located on Mount Pisgah. This communications facility will prove to be a critical link in the County's network and will facilitate public safety communications.

We are currently working on a proposed lease agreement with the property owner and are planning construction of the facility in the near future. The site design includes provisions for cell carriers to extend the tower and room for additional clients around the facility. These items need to be negotiated with the property owner as a part of the final lease agreement. The county has the need for cell service in mind and will work with the carriers who wish to use the facility once final approval and construction is complete.

If you should have any further questions please feel free to contact me.

Respectfully;

Richard J. Bell B.S., NREMT-P

Copy for Board
Fred
me

Keough Consulting

Margery K. Merzig
8-12 Dietz Street
Oneonta, NY 13820
(607) 432 6056
Email: keough_consulting@yahoo.com

T.B.F.Y. I.

MEMO: MARGERY K. MERZIG

TO: Supervisor Martin A. Donnelly
Andes Town Board
Andes Code Enforcement Officer

June 20, 2013

Re: DOL Prevailing Wage requirements

Under New York State Labor Law, contractors and subcontractors must pay the prevailing rate of wage and supplements (fringe benefits) to all workers under a public work contract. Employers must pay the prevailing wage rate set for the locality where the work is performed. Prevailing wage is the pay rate set by law for work on public work projects. This applies to all laborers, workers or mechanics employed under a public work contract. However, this provision does not apply when a project goes to a contractor who is doing all of the work himself or herself.

Please notice that the Labor Law specifies these wages for public works projects only. Private construction projects may contract for work under any wage, as long as it is at least minimum wage. The only time private work falls under the prevailing wage requirements is when it is being funded by a public entity (HUD, DEC, etc.

I hope this helps to clarify this question.