

**TOWN OF ANDES
TOWN HALL**

**PUBLIC HEARING
SEQRA**

**AUG. 7, 2008
7:30 P.M.**

PRESENT:

**Councilman Ritchie Gabriel
Councilman Daniel Grommeck-----Absent & excused
Councilman Martin Liddle
Councilman Shayne Moshier-----Absent & excused
Supervisor Martin A. Donnelly
Town Clerk Janis Jacques-----Absent & excused
Deputy Town Clerk Sharon Drew
Highway Supt. Michael McAdams
Bookkeeper Meg Hungerford
Keough Consulting Marge Merzig
ALSO: John O. Drew**

CALL TO ORDER:

Supv. Donnelly called the Public Hearing to order at 7:30 P.M..

PLEDGE:

The Pledge of Allegiance was recited lead by Councilman Gabriel.

PUBLIC HEARING:

SEQRA determination on the following Projects:

Calico Project / Emergency Water Project / High St. Coulter Rd. Project / Gladstone Hollow Culvert Replacement Project

PRESENTED BY MARGE MERZIG { KEOUGH CONSULTING }

MOTION made by Councilman Liddle second by Councilman Gabriel to close the Public Hearing.

VOTE: ALL AYE. So carried.

**TOWN OF ANDES
TOWN HALL**

REGULAR MEETING

**AUGUST 7, 2008
7:40 P.M.**

PRESENT:

All who were at the Public Hearing

MOTION made by Councilman Gabriel second by Councilman Liddle to declare a negative impact on all the Projects.

VOTE: ALL AYE. So carried.

Town of Andes Highway Report

Michael R. McAdams, Highway Superintendent

August 7, 2008

Equipment:

2004 7600 Int – Changed oil, air filter, and greased. 78,600 miles

2000 Int – replaced fan belt

1999 Int – changed oil, air filter, adjusted brakes, 151,425 miles

1996 Volvo Tri-axle – replaced shocks and fixed air leak on differential lock and checked wheels 5 lugs

2000 F250 – Replaced starter

2003 JD Loader – Changed oil, fuel filter and greased. 3948 hrs

2005 JD Backhoe – Changed oil, outer air filter and greased 1799 hrs.

1989 JD Grader – changed oil, fuel, hydraulic, and air filters. Greased 6450 hrs

1994 morbark Chipper – replaced knives

We have rented another excavator for \$4600. A month and a pump for \$1050 per month

Roads:

Due to the latest flood, I have gone out with FEMA to estimate our damages. We have gone to Beech Hill and Barkaboom Road and they estimated damage at about \$3 million throughout the Town.

I estimate that 90% of the Town roads have been affected with some kind of damage.

I would like to thank DEP and DEC for helping us open the roads for emergency vehicles. All roads for emergency vehicles are opened except for Mary Smith of which a pipe has been ordered and should go in soon.

Thank you for the Highway men for their hard work and the overtime that they have been putting in.

I would also like to thank DPW for loaning us concrete barriers for the bigger holes.

I have been out with DEC getting permits for all the work that needs to be done. I have also been taking pictures so that if FEMA declares the last flood a disaster I have pictures of what the roads are like. I have not been in the office because of all the work that needs to be done. I have been working 6 to 7 days a week since the flood.

Dingle Hill – the mud slide has been cleaned out of the brook for now but I expect more to be sliding.

I have been out with Water and Soil again trying to get grants to help with some of the damage.

It will be taking a long time for us to get these roads back together with just our man power.

PLEASE BE PATIENT.

Respectfully Submitted:

Michael R. McAdams

Highway Superintendent

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EXECUTIVE SESSION:

MOTION made by Councilman Liddle second by Councilman Gabriel to enter Executive Session.

VOTE: ALL AYE. So Carried

TIME: 7:45

REASON: Personnel

MOTION made by Councilman Liddle second by Councilman Gabriel to exit Executive Session.

VOTE: ALL AYE. So Carried

TIME: 8 PM

PRIVILEGE OF THE FLOOR:

NONE

LETTERS & COMMUNICATIONS:

Supv. Donnelly read a petition from residents of Crescent Hill requesting that their road be repaired.

{ On file }

Supv. Donnelly: " I will turn this over to our Highway Supt. { whom this SHOULD have been addressed to } and I am sure he will put it with all of his other requests.

At this time - Supt. McAdams and his crew are trying to fix washed out, impassable, closed roads."

FROM THE SUPERVISOR

- 1. Justice Joseph Grieco submitted a punch list to Mr. Ed Bacon in reference to the projects at the Town Hall. Some have been done.**
- 2. I have been in touch with Sen. Schumer's office in reference to our FEMA money from the flood of 2006. He has requested more information and it has been sent to him.**
- 3. We received a letter from Delaware Opportunities asking if we would be interested in filing for another HUD Grant if we meet the requirements. I think we should.**
- 4. We received a request from NYSDOT - Frank Hackman - Region 9 Operations in reference to the assistance they have been providing to Supt. McAdams and his crew due to the July 2008 flood. At some later date they may request that we provide some type of minimal in kind service to them.**
- 5. I know no one will like to hear this but I think we need to put our new Highway Garage on HOLD - UNLESS we are told - in writing - that we will receive \$3,500,000.00 from FEMA & SEMO for the July 2008 flood damages. The impact to our tax payers would just be to great.**
- 6. We have been approved by the CWC for a total of \$825,000.00 *less 15% unless we can prove a hardship - which we will do.* The money will be used to fix storm water runoffs on High Street and Coulter Road.**
- 7. We have also been approved for \$100,000.00 for the Gladstone Hollow culvert. We are working out the details with Supt. McAdams, Del. Co. DPW Supt. Reynolds & Mike Harrington of LaMont Eng..**
- 8. On July 30th I wrote to Mr. Alan Rosa indicating that we would see that this project is done. At Del Co. DPW Supt.'s suggestion - Supt. McAdams has included it in his Flood Damage Report.**
- 9. This morning Marge Merzig { Keough Consulting } and I met with Peg Ellsworth - the new M-ark director - to see what type of projects we would like to have them help us with.**
- 10. Mr. Alan Weaver has offered his property, on the Baraboom, as a cell tower site.**
- 11. The Town Clerk-Janis Jacques- will be on vacation. Deputy Town Clerk-Sharon Drew- will be in the office until she returns.**

Water District

- 1. Good news thanks to the Town Board and Keough Consulting { Marge Merzig }! The USDA has approved a Grant to us for \$240,000.00 to up grade our old filter system for the Hamlet water. Some of the new updates to include pressure gauges& chlorine feed point. The USDA representative will be here at Town Hall on Thursday August 14th.**
- 2. DEC has requested additional information and Delaware Operations has forwarded it to them.**

WWTP:

- 1. The O&M payment of \$223,956.50 - has been received.**
- 2. Delaware Operations is working with DEC and DEP to find a solution to our problems at the WWTP..**

Respectfully submitted,

**Martin A. Donnelly
Town of Andes Supervisor
District's Chairman**

MOTIONS:

MOTION made by Councilman Liddle second by Councilman Gabriel to change the Sept. Town Board meeting to Friday Sept. 12th at 7:30 P.M.. { Due to Primary Day on Sept. 9th }

VOTE: ALL AYE. So Carried

MOTION made by Councilman Gabriel second by Councilman Liddle to authorize the Town of Andes Bookkeeper to set up an on line access so she can transfer monies from one account to another to pay bills.

VOTE: ALL AYE. So Carried

RESOLUTIONS:

**RES. #44 AUTHORIZATION - FLOOD DAMAGE - GLADSTONE HOLLOW
CULVERT**

WHEREAS; the Town of Andes has had extensive flood damage from the flood that took place on July 23, 2008 -

WHEREAS; Delaware County declared a State of Emergency at 4:27 P.M. on Wed. July 23, 2008 due to flooding;

BE IT RESOLVED that; the Town of Andes HEREBY includes Gladstone Hollow Road and culvert in its Emergency Declaration.

**Proposed by Councilman Liddle
Second by Councilman Gabriel**

ROLL CALL:

Councilman Gabriel-----AYE

Councilman Grommeck-----Absent & excused

Councilman Liddle-----AYE

Councilman Moshier-----Absent & excused

Supv. Donnelly-----AYE

VOTE: ALL AYE. So Carried

RES. # 45 COMMUNITY DEVELOPMENT BLOCK GRANT

WHEREAS; the New York State Office of Community Renewal is expected to issue a request for proposals relative to the distribution of U.S. Dept. of Housing and Urban Development, Community Development Block Grant, Small Cities program; and

WHEREAS; the Town of Andes intends to apply for said funds to meet local community development needs; and

WHEREAS; housing rehabilitation for low to moderate income properties has been a priority community development need and;

WHEREAS; Delaware Opportunities Inc., a not-for-profit corporation has the technical resources, experience and expertise to assist the Town in the development of a Community Development Block Grant application and has offered its services to the Town of Andes at no cost, excepting that if after the development of an application consistent with the priorities established by the Town, the Town opts not to submit the application, the Town will be obligated to reimburse Delaware Opportunities Inc. for the cost of services.

NOW THEREFORE BE IT RESOLVED that; the Town Board of the Town of Andes:

- 1. Requests that Delaware Opportunities Inc. conduct a housing rehabilitation needs survey in preparation for the submittal of a grant application for the CDBG funds and;**
- 2. Directs Delaware Opportunities to provide the Town Board with results of said survey and;**
- 3. Directs Delaware Opportunities to assist the Town Board with the preparation of a CDBG grant application, including public participation, for priority community development needs and;**
- 4. Names Delaware Opportunities as a sub grantee for purposes of grant implementation should a submitted grant be approved.**
- 5. Agrees to pay Delaware Opportunities Inc. \$5,000.00 for application development activities in the event that an application is developed but the Town decides not to submit same.**

Proposed by Councilman Liddle

Second by Councilman Gabriel

ROLL CALL:

Councilman Gabriel-----AYE

Councilman Grommeck-----Absent & excused

Councilman Liddle-----AYE

Councilman Moshier-----Absent & excused

Supv. Donnelly-----AYE

VOTE: ALL AYE. So carried.

**RES. #46 AUTHORIZATION FOR EXECUTION OF CHANGE ORDER TO
LOCAL CONSULTATION ON LAND ACQUISITION CONTRACT
WITH THE CATSKILL WATERSHED CORPORATION**

WHEREAS; the Town of Andes is a signatory to the 1997 New York City Memorandum of Agreement { Watershed MOA } and;

WHEREAS; under paragraph 148 of the Watershed MOA, the Catskill Watershed Corporation { CWC } administers the Local Consultation on the Land Acquisition Program which reimbursement for costs actually incurred by a Town or Village to review, assess and comment on submissions provided by the New York City Department of Environmental Protection { NYCDEP } regarding lands or conservation easements in the Town or Village which NYCDEP seeks to acquire under its land acquisition program; and

WHEREAS; the Town of Andes previously executed an agreement with CWC to provide for reimbursement of eligible costs under the Local Consultation on Land Acquisition Program; and

WHEREAS; pursuant to the 2008 Filtration Avoidance Determination, the maximum amount of reimbursement under the Local Consultation on Land Acquisition Program for eligible costs was increased to - up to \$30,000.00 for each Town and Village; and

WHEREAS; the Town of Andes has reviewed the proposed change order to the Local Consultation on Land Acquisition Contract between the Town of Andes and the CWC increasing the total funding to \$30,000.00;

NOW THEREFORE BE IT RESOLVED that; the Andes Town Board HEREBY Authorizes Supervisor Martin A. Donnelly to execute the Change Order to the Local Consultation on Land Acquisition Program contract with CWC and to submit invoices to CWC from time to time as the Town of Andes incurs expenses which may be eligible for reimbursement under the contract.

**Proposed by Councilman Liddle
Second by Councilman Gabriel**

ROLL CALL:

**Councilman Gabriel-----AYE
Councilman Grommeck-----Absent & excused
Councilman Liddle-----AYE
Councilman Moshier-----Absent & excused
Supv. Donnelly-----AYE
VOTE: ALL AYE. So carried.**

MINUTES:

MOTION made by Councilman Liddle second by Councilman Gabriel to approve the minutes.

VOTE: ALL AYE, So Carried

REPORTS:

MOTION made by Councilman Liddle second by Councilman Gabriel to approve the following Reports: Supv.'s Bookkeeper Financial Report, Town Clerk's Financial Report, Building Inspector's Financial Report and Dog Controller's Report.

VOTE:ALL AYE, So Carried

WARRANTS:

MOTION made by Councilman Liddle second by Councilman Gabriel to approve the Warrants as follows:

GENERAL	#278-#323	\$16,935.35
HIGHWAY	#152-#174	30,957.32
FEMA	#5-#8	18,241.91
H2O	#35-#41	898.18
WWTP	#130-#151	39,954.61

VOTE:ALL AYE, So Carried

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
August 7, 2008**

1. Water System

- Daily usage of treated water from the water system averaged 30,200 gallons per day for the month of July 2008 compared to 15,200 gallons in May 2008. The daily water use has increased due to the pool being open and residents watering their lawns.

2. Plant Purchases

3. O&M

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**TOWN OF ANDES, NY
TOWN BOARD MEETING
REPORT BY DELAWARE OPERATIONS
August 7, 2008**

1. WWTP Plant

- Plant effluent flows 33,880 averaged gallons per day for the month of July 2008.

2. SPDES Compliance/NYSDEC, NYCDEP

- The plant discharges of treated effluent to the Tremper Kill Brook; permit compliance for July 2008 did not met all parameters. On July 23 we received 4.5" of rain. Due to the leaks in the collection system this requires us to operate both Micro filtration units, one of the units broke a glued fitting and shut down. We bypassed a portion of the flow around the down Micro unit causing a violation for bypassing filtration.

3. Collection System

- High Street is being maintained as required.

4. Plant Purchases.

5. Plant O&M