

**Town of Andes
Regular Meeting
August 11th, 2020 7:00PM
Andes Town Hall and Via Zoom**

Present:

Councilman Dale Cole	Councilman Shayne Moshier
Councilman Ritchie Gabriel	Councilman Thomas Hall
Supervisor Wayland ‘Bud’ Gladstone	Town Clerk Kimberly Tosi
Highway Superintendent John Bouton-Absent & Excused	

Others:

Rachel Andrews	Lila Green
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Others via Zoom:

Jesse Hilson- The Reporter	Alyshia Korba
Peter Calvert-Andes Gazette	Elaine Young
Ping Lin	
*One unknown participant	

Call to Order:

The meeting was called to order at 7:10PM by Supervisor Gladstone.

Pledge:

The pledge of allegiance was led and recited by Councilman Cole.

Approval of Minutes:

Motion to approve the July 2020 Minutes, made by Councilman Moshier, Seconded by Councilman Hall. All in favor, Motion carried.

Privilege of the Floor:

Tom Suozzo- Cedarwood Engineering
RE: Well Project

*Tom reported on the status of the Secondary Well Project for the Water District. A test well was drilled at the school, which was insufficient. The District has run out of places to drill any new well based on all of the NYS DOH requirements for a location. He feels that it may be in the District’s best interest to further investigate the use of the previous test well located at the Rural Cemetery. He has been consulting with other municipalities regarding how they remove sulfur adequately and efficiently without raising costs to unaffordable levels. The suggestion

was made that an RFP be issued to companies to do a pilot study to see if the removal of the sulfur would be feasible.

Reports:

Supervisor's Report

*Dave Warne from NYC DEP reached out regarding DEP's plan to give landowners, whose driveway goes through DEP property, a legal description for their access. There are several homes/properties in Andes that will be part of the first phase.

*I was copied in a letter from NYC DEP regarding the Fire Department's need for a helipad and the reasons, at this time, it cannot be allowed. I have a meeting with the Andes Fire Chief Dale Tait and Commissioner Dick Winner next Wednesday to discuss trying to get this done.

*I have received several questions regarding social distancing concerns on Election Day. The idea was brought to my attention to potentially move voting to the Fire Hall. **This cannot be done, and would have to go through NYS Board of Elections. We will reach out to the Town Justices regarding availability to use the courtroom to provide more space**

*Lucas Flachs, from Cedarwood Environmental Services emailed me regarding the 2021 WWTP Budget with NYC DEP.

*I reached out to the school in regards to the new well to see if they want to keep it or seal it. They would like to cap it, in case a new came up for its use.

*I reached out to Dave Warne from NYC DEP to see if using the camera to check out septic lines could be paid for within our contract with them, instead of Cedarwood trying to locate grant funding which is very hard to find at this time. Dave informed me some of the costs can be covered in our O&M with them. Tom Suozzo is working up costs for DEP.

*Last night John Bouton, Frank Winkler and I attended a webinar regarding the renewal of the Delaware County All Hazards Mitigation Plan. All towns will be participating in this. The purpose of this is to identify any problems within the town that would be associated with FEMA funding with cooperation from NYS. The updated plan will be adapted in early 2021.

*Last week Delaware County moved to hire a firm to market and manage the cell use on all of the emergency services towers.

Respectfully,

Bud Gladstone, Andes Supervisor

Highway Report

(attached)

Code Enforcement/Building Inspector Report

*Two c/o issued

*Eleven c/o searches

*Four on going violations

*Twenty building permits

All details have been provided to the Town Board.

Respectfully,

Artie Short, CEO/Building Inspector

Pool Report: August 11, 2020

- Month of July went well
 - Approximately 90 patrons per day
 - Busiest weekends being July 4th-5th and July 11th-12th
 - Patrons are willing to leave when asked if we are at capacity
 - Plumber came because of smell in girls bathroom, seal was leaking smell
- Closed Tuesday August 4th due to weather
- New vacuum battery was purchased
- Last day of swimming lessons is August 14th
 - No party due to Covid
 - Friday August 14th is a game day, students are broken up into groups to maintain social distancing and capacity
- August 10th NYSDOH inspection took place
 - RED Violation: Chemicals were a bit low, patrons had to exit the pool for approximately 30 minutes for the chemicals to get back up
 - BLUE Violations:
 - Missing Sign: "Pollution of the pool is prohibited. Urinating, discharge of fecal matter, expectorating or blowing the nose in any pool is prohibited."
 - Fencing too short: All fencing must be at least 4' tall. Fencing by the school is only 3'6". Must be fixed by next season or permit will not be ordered
- During Tropical Storm on August 4th, water leaked into the girls bathroom, mold is growing on the wall
- Bathroom should be re-done during off season (if possible)
- Baby pool base is crumbling and falling apart, there is a hole in the liner, water is getting underneath
- Liner in big pool is falling apart, air bubbles, lane lines coming up, base is deteriorating

-Rachel Andrews

Committees:

Transfer Station-

Someone will reach out to TD Contracting, who provided a quote for the roof of the building, to see what he would charge to make the few extra repairs that are needed.

Pool-

*Regarding the bathroom, further details were requested. Rachel stated that the concrete floor is peeling up, the walls are moldy, and there is a smell that she cannot get rid of.

*Adult Swim 6PM-7PM has been successful, will continue with this schedule in the future.

*The fence around the a/c for the town hall still needs to be installed.

*Discussion of the liner of the pool took place. Rachel will reach out to the Delhi Pool to see who they used and see if some quotes can be obtained for any fixes needed.

Motions:

Motion to authorize Cedarwood Environmental Services to issue an RFP regarding the shocking of the Rural Cemetery test well to alleviate any sulfur issues in the water, made by Councilman Moshier, Seconded by Councilman Hall. All in favor, Motion carried.

Motion to approve the July 2020 Supervisor's, Justices', and Town Clerk's Financial Reports, made by Councilman Moshier, Seconded by Councilman Gabriel. All in favor, Motion carried.

Motion to authorize Town Clerk Tosi to advertise for the 2020 Winter Bids, to be received by Friday, October 2nd, 2020 by 12:00PM. The bids will be opened on Friday, October 2nd, 2020 at 12PM and will be awarded at the October Regular Board Meeting on October 5th, 2020 at 7PM. Fuel bid pricing will take effect 11/11/2020, made by Councilman Gabriel, Seconded by Councilman Hall. All in favor, Motion carried.

Resolutions:

Resolution 18 of 2020 Authorization for Justice Court Funding

Be it resolved that; Town of Andes Justice, Thomas Joyce, is hereby authorized to submit an application for funding through the Justice Assistance Program for the 2020-2021 cycle.

Be it further resolved that; said funding shall be used to enhance the Justice Court's ability to provide suitable and sufficient services to the Town of Andes.

Proposed by: Councilman Moshier

Seconded by: Councilman Cole

Roll Call:

Councilman Moshier----Aye

Councilman Cole---Aye

Councilman Gabriel---Aye

Councilman Hall---Aye
Supervisor Gladstone---Aye

Resolution 19 of 2020 Speed Limits of Beech Hill Road, Barkaboom Road and Fall Clove Road

Whereas, Highway Superintendent John Bouton has received several complaints from residents and travelers of Beech Hill Road, Barkaboom Road and Fall Clove Road requesting the speed limit of these roads be reduced and/or posted; and

Whereas, past traffic studies may not necessarily reflect the increased traffic on these roads and the increased traffic on these roads has also increased the amount of motorists who travel in excess of the speed limit or safe speeds;

Therefore, be it resolved, the Town Board of the Town of Andes respectfully requests the New York State Department of Transportation conduct the necessary studies that would allow the speed limits be reduced and/or posted on Beech Hill Road, Barkaboom Road, and Fall Clove Road.

Proposed by: Councilman Hall

*Concerns were raised regarding guiderails and sign costs, if this would be a condition of the study being completed.

Amended to add:

Contingent upon the Town of Andes, not being bound by the results or any monetary obligations as a condition of the study or its results.

Seconded by: Councilman Moshier

Roll Call:

Councilman Moshier----Aye

Councilman Cole---Aye

Councilman Gabriel---Aye

Councilman Hall---Aye

Supervisor Gladstone---Aye

Resolution 20 of 2020 Town of Andes COVID-19 Policy

Be it resolved, that the Andes Town Board hereby adopts the following COVID-19 Policy for all Town of Andes buildings, properties, and employees:

1) All employees are to take their temperature prior to reporting to work daily. Do not report to work if you have a fever of 100 degrees or higher. Do not report to work if you have any of the

following symptoms: Fever, Cough, Shortness of Breath, or any other known symptoms - contact your own Physician if symptoms occur. Avoid touching your eyes, nose and mouth with unwashed hands. Sanitize/wash hands frequently (with soap and water at least 20 seconds). Report any symptoms to your Supervisor immediately.

2) Employees are to maintain social distancing of at least 6 feet at all times including any contact with the public, interactions in the break room and all work areas. Masks must be worn at any time an employee is interacting with a member of the public inside a Town owned building.

3) Employees who are working on equipment that requires two (2) or more employees in close proximity, a mask or bandana should be worn. All Town trucks/equipment are to be operated with one (1) person only. All Town Trucks/equipment/contact areas are to be disinfected at the end of each use.

4) All members of the public please do not come to the Town Hall or any other Town building or property if you have a fever or any of the known symptoms of COVID-19. The Town Clerk, Building Inspector and Assessor request that all individuals make appointments to keep the number of people in the Town Hall at the same time at a minimum.

5) When going to the Transfer Station please dispose of your trash in a timely manner. Do not loiter. Maintain social distancing.

6) At the Andes Pool the following guidelines are in place: Stay 6 feet apart from others, Wear mask outside of water, Swim with your party, One family/person in the bathroom at a time, Stay with your party, Changing rooms are not available, Chairs are not available. There will be a check in point at the gate. If the pool becomes very busy and we have to take reservations you may be asked to leave if you have been there for an extended period of time.

7) All Town Board and other town meetings will be available for viewing and participation via Zoom link until further notice. This link will be available to any member of the public. Please contact the Town Clerk's Office for this information.

8) Please follow all guidelines set forth by New York State and Delaware County as they pertain to you. This information can be found: <https://coronavirus.health.ny.gov/latest-news> and <http://www.co.delaware.ny.us/wordpress/alerts/>.

Proposed by: Councilman Moshier

Seconded by: Councilman Gabriel

Roll Call:

Councilman Moshier----Aye

Councilman Cole---Aye

Councilman Gabriel---Aye

Councilman Hall---Aye

Supervisor Gladstone---Aye

Resolution 21 of 2020 Delaware River Solar Contract Acceptance

Be it resolved, that the Town of Andes hereby authorizes Supervisor Gladstone to sign and enter the Town into a contract with Delaware River Solar, contingent upon the review and acceptance by the Town's attorney.

Proposed by: Councilman Gabriel

Seconded by: Councilman Hall

Roll Call:

Councilman Moshier----Aye

Councilman Cole---Aye

Councilman Gabriel---Aye

Councilman Hall---Aye

Supervisor Gladstone---Aye

Approval of Bills:

Motion to approve General Warrants #209-253 totaling \$26,522.18

Highway Warrants #175-193 totaling \$15,206.08

CHIPS Warrants #42-52 totaling \$25,138.65

WWTP Warrants #89-103 totaling \$57,347.73

Water Warrants #50-63 totaling \$7,761.65

Well Project Warrants #1 totaling \$10,240.00, made by Councilman Cole,

Seconded by Councilman Moshier. All in favor, Motion carried.

Districts:

Public Comments/Questions:

N/A

Adjourn:

Motion to adjourn the meeting made by Councilman Moshier, Seconded by Councilman Hall.

All in favor, 8:15PM.

August Highway report

July 14 ditching on Barkaboom; grader work on Deerlick and Post rd.

July 15 grader work and roll Cross mt. Perch Lake mowed

July 19 10 pm tree down on Perch Lake cleaned up

July 20 everyone out checking roads cutting trees chipping

July 21 Swept Barkaboom put up loose stone signs and 25mph signs on Barkaboom, put loose stone signs on Hillside and Woodland Hills put finishing touches on Woodland Hills and rolled it. We cut some low hanging branches and bushes along Lower Main St. Depot St. and moved street sign out to where it could be seen. Picked up 2004 7600 from funks for a steering issue problem; and air condition problem.

July 22 finished sweeping Barkaboom, put in driveway pipe on Hillside work on Wolf Hollow putting down crusher run.

July 23 patched pot holes on Turkey Hollow cleaned up trucks for oil and stone.

July 27,28,29 put down oil and stone. Thank you, to towns of Bovina, Middletown, and Roxbury for their Help.

July 30 brought Gradall back to shop for service. Cut and chipped tree on cross Mt. work on Wolf Hollow crusher run.

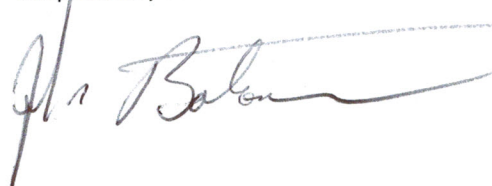
Aug 4 check roads clean culverts called state D.O.T about speed limit signs on Beech Hill Barkaboom and Fallclove RD. called in Dan to help with tree down on wolf hollow 8:30 pm

Aug 5 check roads cut and chip trees. We received only small amount of damage from storm.

Aug 6 cut tree on Marysmith Rd. sent grader and loads of crusher run to Gulf brook for road repairs.

I would like to request the board make a resolution for N.Y. dot to establish speed limits for Barkaboom, Beech Hill and Fallclove roads. They will then be able to come out and access the roads and make recommendations.

Respectfully submitted

A handwritten signature in dark ink, appearing to read "J. A. Balen", with a long horizontal flourish extending to the right.



Vincent Sapienza, P.E.
Commissioner

Paul V. Rush, P.E.
Deputy Commissioner
Bureau of Water Supply
prush@dep.nyc.gov

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John Vickers, P.E.
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Source Water Operations
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20 NYC Highway 30A
Downsville, NY 13755
T: (845) 771-1101

July 22, 2020

Richard Winner, Chairman
Andes Fire District
P.O. Box 475
Andes, NY 13731

Dear Chairman Winner:

I am writing this letter to follow up on the unauthorized helipad that the Andes Fire District made on New York City property near Pepacton Reservoir, our subsequent removal of the markings, and the district's recent interactions with my staff.

The New York City Department of Environmental Protection (DEP) has worked diligently with local emergency-service organizations to build collaborative partnerships in recent years. We have worked together on flood response and recovery, combating wildfires, dam safety and many other issues. We value these relationships because they get to the heart of a shared mission – to protect public safety and public health.

Given our efforts, I was very disappointed to learn that the Andes Fire District established an unauthorized helipad on DEP property near the Shavertown Bridge in June. Fire district staff arranged to have a large yellow circle containing a yellow "H" painted on DEP property without asking DEP, without written permission, and without the necessary permits.

DEP has reviewed our interactions with the Andes Fire District about this parcel of property. The following is a brief rundown of our emails and meetings about this area north of the Shavertown Bridge, which is a parking lot for fishing.

- In April 2019, Andes Fire District Commissioner Brian Johnson met with DEP staff to discuss trimming trees at the roadside pull-off to ensure that LifeNet, the provider of air-lift services in this region, could land its helicopter there in the case of an emergency. The DEP tree taskforce trimmed hazardous trees at the site in summer 2019.
- On June 17, 2019, the New York State Department of Transportation paved this pull-off area as part of a larger project in the area of Route 28 and Route 30. DEP coordinated and approved this action.
- On June 12, 2020, the Andes Fire District painted markings for the helipad on DEP property without verbal permission, written permission, or the required permits.

- On June 16, DEP staff spoke with Commissioner Johnson about the painted helipad, and requested its removal. The fire district agreed to have it removed.
- One June 23 - again without informing DEP - the Andes Fire District hosted a press conference and mock evacuation exercise on New York City property to show off the new helipad. At that time, the fire district announced it added the helipad to an internet registry of landing zones.
- One June 24, my staff spoke again with Commissioner Johnson and asked that the helipad markings be removed and/or covered.
- On June 25, my staff received an email from you, Chairman Winner, noting that you would seek permits for the unauthorized helipad and future events.
- On July 13, after weeks of no action to remove the markings, DEP covered the painted helipad with sealant and notified the Andes Fire District of that action. For your information, the pull-off area was recently resurfaced as part of a planned roadwork project.

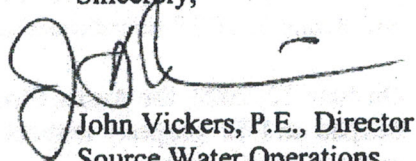
To be clear, DEP has no problem with LifeNet, and other emergency responders, using this pull-off area as an ad hoc landing zone during emergencies. There are other fields and parking lots on DEP's watershed property that are used by helicopters on the rare occasions when car crashes or other accidents require emergency air-lift. We recognize this critical importance.

However, the unusual and unauthorized actions of the Andes Fire District could have created a number of issues at the Shavertown site. Marking a formal helipad near Shavertown Bridge likely triggers regulations through the Federal Aviation Administration, including standards for helipads that the pull-off might not meet. Creating a helipad and registering the landing zone on a public website might create liability issues for New York City and the Andes Fire District if a third-party pilot has an accident at the unauthorized helipad. Consequently, I request that the Andes Fire District contact the website and unregister this site from the database.

The important relationship that our department has developed with local emergency-service organizations in the watershed is founded on collaboration and open communication. Again, that is why the unauthorized actions of the Andes Fire District, outlined above, are particularly disappointing.

Please feel free to call me anytime to discuss this issue or others that are important to our shared mission of protecting public safety and public health.

Sincerely,



John Vickers, P.E., Director
Source Water Operations

CEDARWOOD ENVIRONMENTAL SERVICES

8-12 Dietz Street, Suite 303, Oneonta NY 13820 • Phone 607-441-3246 • FAX 607-441-3251

**TOWN OF ANDES, NY
TOWN BOARD MEETING
REPORT BY CEDARWOOD ENVIRONMENTAL SERVICES
AUGUST 11, 2020**

1. Water System

Daily usage of treated water from the water system averaged 29,900 gallons per day for the month of July 2020.

2. Plant Purchases

3. O&M

Changed some filters in July 2020.

4. Equipment

Purchased new chlorine feed pump from Cyclops at a cost of \$1217.53.

5. Distribution System

6. Library Well

Ran well on July 21, 2020.

CEDARWOOD ENVIRONMENTAL SERVICES

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**TOWN OF ANDES, NY
TOWN BOARD MEETING
REPORT BY CEDARWOOD ENVIRONMENTAL SERVICES
AUGUST 11, 2020**

1. WWTP Plant

Plant effluent flow averaged 48,000 gallons per day for the month of July 2020..

2. SPDES Compliance/NYSDEC, NYCDEP

The plant discharges treated effluent to the Tremper Kill Brook. The WWTP was in compliance for the month of July 2020.

3. Collection System.

Inflow and Infiltration issues. Delaware Bulldozing repaired pipe at 246 Delaware Avenue at a cost of \$891.35.

4. Plant Purchases.

5. Plant O&M

All running well.

6. Plant Equipment

Cummins replaced Block Heater Hoses on the generator at a cost of \$2360.38.

7. Gladstone Hollow Septic System