

**Minutes
Town of Conesville
Regular Meeting
December 13, 2021
7:30 PM**

Roll Call was taken with the following people present: Laurel Mattice, Robert Proudman, Kelly Smith, and Brenda Weaver. Do to the fact that Supervisor Federice was absent, Vice Chairman Kelly Smith ran the meeting.

The following attendees also signed in: Fred Ruckel, Madeline Losito, Matt Avitabile, Susan Muller, Sean Muller, Mary Keenan, Ben Keenan, Steve Young, Amy Wilson, Robert Weaver, Erica Weiss, Brian Weiss, Martha Young, Cathy Riedl, John Riedl

Pledge of Allegiance - The group began the meeting with the pledge of allegiance.

1. **Privilege of the Floor** – Brenda Weaver thanked the towns people for having her as Town Clerk for the last two years. She also spoke to the minutes of the November 2021 meeting, and the inclusion of a sentence regarding the rights of free speech. Cathy Riedl also spoke about the minutes of the last meeting, reminding all that inclusion of everything that took place during the meeting should be included. Erica Weiss spoke about her wish to be nominated for the Schoharie County Planning Committee Alternate Member
Motion by Robert Proudman to nominate Erica Weiss to the position of Schoharie County Planning Committee Alternate Member, seconded by Carl Fancher, Motion carried.
2. **Minutes** – Minutes of the regular November 2021 meeting were reviewed. **Motion by Robert Proudman to approve the minutes of the November, 2021 meeting, seconded by Kelly Smith, Motion carried.**
3. **Assessor's report** – Marie Stuber sent in a written report. **Motion by Laurel Mattice to approve the Assessor's report, seconded by Carl Fancher. Motion Carried**
4. **Code Enforcement Officer's report** – Ron Barry submitted a written report for the Month of November. Ron Barry has submitted his resignation effective December 31, 2021. Kelly Smith on the behalf of the board, thanked Ron Barry for his many years of service to the town. **Motion by Carl Fancher to accept the Code Enforcement Officer's report, seconded by Robert Proudman, motion carried.**
5. **Town Clerk's Report** – Brenda Weaver submitted a written report for November, 2021, **Motion by Laurel Mattice to accept the Town Clerk's report, seconded by Robert Proudman, Motion Carried.**
6. **Sewer District Operator's Report** – David Whitbeck left a written report. **Motion by Carl Fancher to accept the Sewer District Operator's Report, seconded by Laurel Mattice, Motion Carried.**

7. **Highway Superintendent's report** –Superintendent David Porter sent a written report. Several highlights included the lack of attendance of workers, and the low wages paid. **Motion by Robert Proudman to accept the Highway Superintendent's report, seconded by Laurel Mattice, motion carried.**
8. **County Report** – Vice Chairman Smith spoke to the rise of COVID rates, and the mandate by the NYS Governor mandating the use of masks in all indoor places, regardless of vaccination status.
9. **Town Business**
 - a. **Renewal of Labor Law Posters.** *It was decided to wait to make the decision at a later date.*
 - b. **Supervisor's Financial Report.** *Motion by Laurel Mattice to accept the Supervisor's Financial Report, seconded by Carl Fancher, motion carried.*
 - c. **Resolution 47-21 budget amendments of December 13, 2021 Roll Call Vote – Passed.**
Resolution 48-21 budget corrections of December 13, 2021 Roll Call Vote – Passed.
 - d. **Contract for plowing Bid** –No bidders wanted to take on the sewer treatment plant and water district area. After soliciting companies, the town received one proposal from Hilltop Excavating and Logging. **Motion by Carl Fancher to enter into contract with Hilltop Excavating and Logging, seconded by Laurel Mattice, Motion Carried.**
 - e. **Resolution 49-21 resolution in support of Delaware County's Board of Supervisors resolution number 65 requesting a Moratorium on purchase contracts by the NYC DEP. Roll Call Vote - Passed**
 - f. **CDBG project bank Lein** – Bank has asked that they be placed as the first lien holder rather than the Town of Conesville – discussion – **Motion by Carl Fancher to not allow the bank to be the first lien holder, seconded by Laurel Mattice. Motion carried.**
 - g. **Gilboa-Conesville Central School bus garage lease renewal** – **Motion by Laurel Mattice to renew the lease for one year, seconded by Robert Proudman, Motion Carried.**
 - h. **\$35K Grant for Manorkill Erosion Engineering Services at Pantman Road.** With no additional information available, the group decided to table the item until more information is available.

10. **Board Member Input** – Robert Proudman shared with the group that he has heard concerns over low wages for highway department employees.
11. **Review Bills** – The members present reviewed the bills. **Motion by Laurel Mattice to approve the bills as presented, 2nd by Robert Proudman, Motion carried.**
12. **Adjourn** - **Motion to adjourn made by Carl Fancher, second by Laurel Mattice, motion carried. Meeting was adjourned at 8:28 pm**

Respectfully submitted,

Brenda Weaver
Town Clerk

DRAFT

Town of Conesville Building Code Report

From November-1 - 2021 To November-30 - 2021

Row. L. Barry
117 Maple Ln.
Gilboa N.Y. 12091
N.Y.S. Building Code
Enforcement Office

INSP - 8

New Permits - 5

Permit Ext. - 1

TOWN CLERK'S MONTHLY REPORT

TOWN OF CONESVILLE, NEW YORK

NOVEMBER, 2021

TO THE SUPERVISOR:

PAGE 1

Pursuant to Section 27, Subd 1 of the Town Law, I hereby make the following statement of all fees and moneys received by me in connection with my office during the month stated above, excepting only such fees and moneys the application and payment of which are otherwise provided for by Law:

A1255	<u>4</u>	DECALS	<u>5.19</u>	
		TOTAL TOWN CLERK FEES		5.19
A2544	<u>2</u>	DOG LICENSES	<u>15.00</u>	
		TOTAL A2544		15.00
A2550	<u>7</u>	BUILDING PERMITS	<u>1,090.00</u>	
		TOTAL A2550		1,090.00
S2144	<u>18</u>	SEWER SYSTEM	<u>800.00</u>	
		TOTAL S2144		800.00

November 2021

West Conesville Wastewater Treatment Facility Monthly Update Report

This is a monthly update for the West Conesville Wastewater Treatment Facility. These are the highlights in your sewer district for the previous month.

- The average daily flow for the month of November was 3614 gallons a day.
- We held a second dirty water start up November 16th, 2021. This was an event where the town (Mr. Federice), representatives from LVDV Operations, Lamont Engineers, NYC DEP, CWC, Hinkley Electric, and Evergreen Mountain Contracting were all present to see the operation of its equipment. There were issues found during the dirty water start up. The floats were out of order at PS#1, which was rectified that day. The transfer switch for the generator was not transferring power to the main generator during a simulated power failure. Hinkley Electric reached out to the installer of the generator (Kinsley Power Systems), and they sent a technician out to assess the situation on November 17th, 2021. We received an update on November 29th, 2021. Kinsley informed us the parts to fix the transfer switch have been ordered but are several weeks out. The NYCDEP representative will return, once the transfer switch is fixed, to complete the dirty water start up.
- We reached out to local Snow Plowing companies to get somebody to bid on snow plowing the WWTP and PS#1. Hill top excavation has contacted the town to place a bid.

We will be pleased to answer any questions you may have about the West Conesville Wastewater Treatment Facility. You can always contact us by phone 1-(518)-915-4396, by email (dwhitbeck@lvdvoperations.com), or in person.

Thank You

David Whitbeck (Chief Operator)

W. Conesville WWTP

Month: November

Date:	Flow
1	2896
2	18598
3	2052
4	1862
5	2136
6	1690
7	1982
8	3542
9	3541
10	2097
11	2995
12	3015
13	3143
14	4064
15	4507
16	2832
17	2408
18	3195
19	2947
20	2580
21	4141
22	4151
23	3772
24	2878
25	3443
26	3387
27	3353
28	3785
29	3976
30	3462
Average Flow	3614

Corrected Flow report did not have this data adjusted for Trapezoid Flume

Rec'd @ 2:18 pm

Superintendents report for November

The part for 203 (2018 IH) came in surprisingly could be done Wednesday. Then will have to be set up with plow etc.

Last word for new ford was mid-December.

Truck 205 (2002 IH) needs new oil pan priced from \$200 after market, to ??? The last N14 oil pan I installed was \$1200.00 over 20 years ago from Cummins. I hate spending any money on a 19-year-old truck, but it's nice to have a backup unit.

Still having issues with 211 (2002 sterling), low power? Sander operations & plow. We have parts for Hydraulic system to control the flow to slow the sander feed.

We are doing some road work as weather permits. There is a lot of ditching that needs to be done on South Mountain for the next section paving.

Today December 13, 2021, might be a sign of things to come. Today we have NO Highway Department, all we have is a Superintendent who showed up for work while he should be on Bereavement leave. My brother just passed away.

I can't help but say this is what the board gets for the thinking that the town can operate with paying such low wages. I get embarrassed each time I must answer the question "what does the town pay its employees". Last week the employee with the most actual hours invested in working for you I could not even pay him for all of them. He is a part timer you wouldn't allow more than 29 hours a week.

I propose the board install a position of Non CDL full time for \$18.00. I also propose the full time CDL position be raised to \$20.00 per hour starting. The union will not interfere with any up scaling at all.

I know you all will say we can't when the fact is you choose not to. This year is too late to increase taxes but the board refuses to raise taxes period, they prefer to pay interest with taxpayers' money to avoid raising taxes.

Town of Conesville
 Resolution Number 47-21
 Budget Amendments
 December 13, 2021

Increase Budget	To	CODE	Description	Decrease Budget	To
100.00	200.00	A1255	Town Clerk Fees		
388.00	3,900.00	A2750	AIM Related Payments		
3371.24	0.00	A2770	Unclassified Revenues		
20,800.00	20,880.00	DA2665	Sale of Equipment		
900.00	0.00	DA2770	Unclassified Revenues		
		DA3501	State Aid - CHPS	13,937.20	210,000.00
300.00	9,100.00	FX2144	Water Service Charges		
100.00	1,200.00	A1330.4	Tax Collector Contractual		
1,000.00	2,000.00	A1620.1	Town Hall Personal Services		
125.00	400.00	A4020.1	Registrar of Vital Statistics		
300.00	2,100.00	A5010.4	Superintendent of Highways Contractual		
11,995.63	43,000.00	A5132.4	Garage Contractual		
2,100.00	7,600.00	A7110.4	Parks Contractual		
		A8020.1	Planning Board Personal Services	1,250.00	0.00
1,250.00	1,250.00	A8020.4	Planning Board Personal Contractual		
2,435.00	2,435.00	A8810.4	Cemeteries		
1,000.00	1,000.00	A9010.8	State Retirement		
		D1990.4	Contingency	7,000.00	0.00
20000.00	77000.00	D5110.4	General Repairs Contractual		
53000.00	153000.00	D5112.2	Improvements Capital Outlay		
17000.00	77000.00	D5130.4	Machinery Gas and Oil		
5000.00	52000.00	D5142.4	Snow Removal Contractual		
9,400.00	30,400.00	D9010.8	State Retirement		
		D9060.8	Hospital and Medical Insurance	25,821.90	5200.00
22,000.00	22,000.00	D9070.8	Union Benefits		
200.00	2,400.00	FX8340.4	Water Trans and Dist Contractual		

Board Member	AYE	<i>Absent</i>	NAY	ABSTAIN
Federice, William	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Fancher, Carl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mattice, Laurel	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Proudman, Rober	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Smith, Kelly	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Brenda Weaver

Town of Conesville
Resolution Number 48-21
Budget Corrections
December 13, 2021

Move Revenue	From	Code	To Revenue	Code
143.46	AIM Related Payments	A2750	Federal Aid Other	A4089
9008.24	Unclassified Revenues	A2770	Non-Property Tax Distribution	A1120
660.00	Unclassified Revenues	A2770	Self Insurance Recoveries	A2683
19974.80	Unclassified Revenues	DA2770	State Aid - CHPS	DA3501

Board Member	AYE	NAY	ABSTAIN
Federice, William	<u> </u>	<u> </u>	<u> </u>
Fancher, Carl	<u> ✓ </u>	<u> </u>	<u> </u>
Mattice, Laurel	<u> ✓ </u>	<u> </u>	<u> </u>
Proudman, Robert	<u> ✓ </u>	<u> </u>	<u> </u>
Smith, Kelly	<u> ✓ </u>	<u> </u>	<u> </u>

Brenda Weaver

Town of Conesville
1306 State Route 990V
Conesville, NY 12076
607-588-7211
Fax 607-588-6832

December 8, 2021

Jesse Haskin
dba/Hilltop Excavation and Logging
380 Bull Hill Road
Gilboa, NY 12076

Dear Jesse,

Your proposed bid for plowing the locations outlined below from December 8, 2021 to April 30, 2022 is acceptable to the Conesville Town Board.

LOCATION	ADDRESS	PLOWING	SANDING
West Conesville Wastewater Treatment Facility	1016 State Route 990V	50.00	50.00
West Conesville Sewer District Pump Station 1	796 State Route 990V	75.00	50.00
West Conesville Water District storage site	118 Briggs Road	35.00	N/A

As we discussed, the plowing rates are for each snow event starting at 1 inch of accumulation and up to 12 inches. For the same snow event, the plowing rate will apply to each additional 12 inches. Sanding will occur once the snow event is over or as requested.

Per New York State law, other than the owner, all other employees of the contractor must be paid prevailing wage.

The insurance documentation you provided is satisfactory proof of insurance. Please have your insurance carrier provide a Certificate of Insurance naming the Town of Conesville as an additional insured.

Your primary contact for the Sewer District will be David Whitbeck Operator at 518-937-2345. The contact for the Water District is Jeff Laban at 518-441-8048.

The Contractor will bill the Sewer District monthly for the prior month. Invoices should be sent to: Conesville Sewer District, 1306 State Route 990V, Gilboa, NY 12076.

Please call or email me if you any questions.



Bill Federice,
Conesville Town Supervisor

Check out the Conesville website at:
<http://www4.schohariecounty-ny.gov/government/town-of-conesville/>

RESOLUTION OF THE CONESVILLE TOWN BOARD IN SUPPORT OF DELAWARE COUNTY BOARD OF SUPERVISORS RESOLUTION NO. 65

WHEREAS, on October 27, 2021, the Delaware County Board of Supervisor passed Resolution No. 65 entitled: **DELAWARE COUNTY REQUESTS THAT A MORATORIUM ON NEW PURCHASE CONTRACTS FOR FEE TITLE AND DEP CONSERVATION EASEMENTS, BE IMPLIMENTED IN DELAWARE COUNTY PENDING A COMPREHENSIVE REVIEW OF THE LAND ACQUISITION PROGRAM TO IDENTIFY THE NEED FOR THE CONTINUATION OF LAND ACQUISITION, THE BENEFITS OF LAND ACQUISITION, THE IMPACT OF LAND ACQUISITION ON COMMUNITY SUSTAINABILITY AND THE OTHER TOOLS AVAILABLE TO ACHIEVE MOA LAND ACQUISITION OBJECTIVES.**

WHEREAS, the Conesville Town Board (“Town Board”) has reviewed Resolution No. 65 in detail and by this resolution is indicating its support and its adoption of the facts and principles set forth therein. For purposes of transparency, this resolution restates the rationale and conclusion from the perspective of the Town of Conesville (“Conesville”). A copy of Resolution No. 65 is also attached hereto.

WHEREAS, the fundamental principle of the 1997 New York City Watershed Memorandum of Agreement (the “**MOA Watershed Objective**”) is the following: “[T]he parties recognize that the goals of drinking water protection and economic vitality within the watershed communities are not inconsistent and it is the intention of the parties to enter into a new era of partnership to cooperate in the development and implementation of a watershed protection program that **maintains and enhances** the quality of New York City drinking water supply and **the economic vitality and social character of the watershed communities**”; and

WHEREAS, the 1997 New York City Watershed Memorandum of Agreement (“MOA”) also defined the MOA Land Acquisition Objectives as follows: “the parties agree that the City’s Land Acquisition Program, the City’s watershed regulations, and the other programs and conditions contained in this agreement, when implemented in conjunction with one another, **would allow existing development to continue and future growth to occur in a manner that is consistent with the existing community character** and planning goals of each of the watershed communities; and that the City’s land acquisition goals **ensure that the availability of developable land in the watershed will remain sufficient to accommodate projected growth** without anticipated adverse effect on water quality **and without substantially changing future population patterns** in the watershed communities” (hereinafter “**Land Acquisition Objectives**”); and

WHEREAS, the City’s Land Acquisition Program is premised on the principal that surface runoff from impervious surfaces and concentrated human activity poses a contamination threat to the City’s water supply. In developing the City Land Acquisition Program, the parties were concerned that the vast amount of open space within the West of Hudson Watershed created the potential for new significant adverse development in an unfiltered watershed. The City’s Land Acquisition Program was a tool to prevent and control such development; and

WHEREAS, in 1997 when the parties executed the MOA, approximately 11% of the watershed lands within Delaware County were under New York City and/or New York State control. Twenty-three years later, according to the December 2020 Land Acquisition Report, 28.4 % of the watershed lands within Delaware County are under New York City and/or New York State control and such control is closing in on the 30% benchmark (as suggested in the 2012- 2022 Long-Term Land Acquisition Plan) when memorandum of contract properties are included; and

WHEREAS, on October 31, 2017 Delaware County issued the following report: *New York Land Acquisition Town Level Assessment 2017: Delaware County Evaluation and Response* (“*Delaware County 2017*”

Report”), which found a substantial number of Delaware County towns had an insufficient amount of remaining developable land to “allow existing development to continue and future growth to occur in a manner that is consistent with the existing community character and planning goals” of those communities. The report concluded the “City’s land acquisition goals for those communities did not ensure... the availability of developable land... will remain sufficient to accommodate projected growth” and thus the continuation of City’s land acquisition could “substantially changing future population patterns...”; and

WHEREAS, the 2017 City of New York Filtration Avoidance Determination (“FAD”) requires that an application for new Water Supply Permit to succeed the 2010 WSP be filed by June 2022. The City of New York must also develop a new Long-Term Land Acquisition Plan, which will cover the period 2023-2033 and consider the findings and recommendations of the National Academies (“NAS”) Expert Panel review; and

WHEREAS, in August, 2020, the NAS published its report entitled, *Review of the New York City Watershed Protection Program*, which recommended that expenditures in the land acquisition program be reduced to fund other programs that will lead to more direct improvements to water quality. NAS Report, p.385. NAS recommended that the City be provided flexibility to implement an optimal variety of programs that would focus watershed management actions on the most valuable lands for water quality protection and that it shift funding and emphasis from acquiring large parcels in the fee-simple and conservation easement programs to the protection of riparian lands on critical areas of tributary streams through programs that provide an opportunity to simultaneously address community needs and watershed protection. Programs which provide a “financial mechanism” to promote community well-being and economic vitality in the watershed while promoting the protection of high potential water quality impact areas were specifically encouraged. See NAS Report p. 215-216 [discussing the NYC Flood Buyout Program].

WHEREAS, with the assistance of the Coalition of Watershed Towns and CWC, Delaware County has developed an Alternative Land Acquisition Program Option (the “Alternative Option”) that provides an opportunity for impacted communities to provide robust/enhanced protection of environmentally sensitive lands in a manner that does not rely on one-time payments for fee title acquisitions of large parcels or conservation easements that burden land in perpetuity. The Alternative Option focuses on environmentally sensitive lands (such as riparian or stream buffers) which directly contribute to water quality and provides for a fixed-term annual rental payment to the landowner; a model that has proven to be effective in Delaware County; and

WHEREAS, the Alternative Option would allow landowners to retain ownership of their property while receiving periodic payments that reflect the water quality protection value their property provides. The Alternative Option provides a financial mechanism to promote community well-being and economic vitality while promoting water quality, thereby achieving the balance of interests required by the MOA. The County envisions an impacted municipality would make a determination and a commitment to participate in the Alternative Option program as a way to provide enhanced protection of sensitive lands in lieu and as a substitute for the continuation of the traditional DEP Land Acquisition Program. The municipal commitment would be for a period of years (e.g., 10 years) during which time, Land Acquisition Program would be suspended within that community; and

WHEREAS, in April 2018, the Delaware County Board of Supervisor passed Resolution No. 74 demanding relief from the City Land Acquisition Program to ensure the continued availability of developable land to accommodate future growth and prevent substantial changes to future population patterns. The DEP, in consultation with DOH, denied Delaware County’s request but agreed that the Delaware County Alternative Option has merit and deserves further discussion; and

WHEREAS, the government stakeholders concurred that the appropriate opportunity for further discussion of the Alternative Option would be in the proceeding to amend the 2010 City of New York Water Supply Permit, which may provide for the expansion of the current Stream Acquisition Program (“SAP”) beyond

the Schoharie Basin and the development of a new Long-Term Land Acquisition Plan for the period 2023-2033. The findings of the NAS Expert Panel will be considered as part of this proceeding and Delaware County will be provided an opportunity to seek a permit modification adding its Alternative Option program to the Water Supply Permit. All parties reserved whatever rights they have to oppose or support such a modification; and

WHEREAS, DEC recently announced it will make a determination to expand SAP beyond the Schoharie basin to the entire watershed, that this determination is not subject to review under the State Environmental Quality Review Act (“SEQRA”) and does not require due process or a modification to the 2010 Water Supply Permit. According to DEC, homeowners will have the ability to request that SAP acquisitions of individual parcels in excluded hamlet areas and hamlet expansion areas be approved on a case-by-case basis by making direct appeals to the Town/ Village Board. This may include both vacant lots and improved lots, both of which are eligible for SAP acquisition under the 2010 Water Supply Permit (although DEC states that the purchase of improved lots is not intended); and

WHEREAS, the Town maintains the potential impacts that would result from an extension of SAP to the entire watershed (and resulting expansion of the land acquisition program) must be reviewed under SEQRA. There has been a significant change in circumstances since the SAP program was first envisioned and implemented under the 2010 Water Supply Permit. This change in circumstances requires the preparation of a supplemental Environmental Impact Statement (EIS) in order to identify and take a “hard look” at the impact this expansion of the land acquisition program would have on the environment and the sustainability of our community; and

WHEREAS, fee acquisitions under SAP are subject to Section 82 of the MOA which requires the City to grant to NYSDEC a conservation easement to ensure that such land is “held in perpetuity in an undeveloped state in order to protect the watershed and New York City’s drinking water supply.” The Conservation Easement required by DEC under Section 82 of the MOA prohibits in perpetuity the following activities on the acquired property:

- “construction of any new ... structures normally requiring a building code permit”;
- “storage of petroleum ..., hazardous materials”
- “excavating, extraction, grading, or removal of soil, sand and gravel”
- “use of snowmobiles, dune buggies, motorcycles, all-terrain vehicles or other motorized vehicles recreation purposes”
- “the expansion of any existing or construction of any new paved driveways, roads, and parking lots”
- “the commercial, residential or industrial use”
- “except in accordance with Article 49 of the ECL, the siting or routing of any facilities required for ... the transmission, or distribution of **gas, electricity, water, telephone, or cable television services** on, *over* or under the Protected Property”
- “the commercial, residential or industrial use of the Protected Property(ies) in such a manner that: (i) causes the introduction of sediments, ... or other pollutants to any watercourse or wetland on the Protected Property(ies) that may adversely effect the quality of such watercourse or wetland; (ii) interferes with or disturbs open space, vegetated areas or steep slopes on the Protected Property(ies); or (iii) is otherwise inconsistent with the purposes of this Easement.”

WHEREAS, the Town requests that the DEC, the Catskill Center and DEP identify and evaluate the potential adverse impacts on municipal and private functions if the City proceeds with an expansion of SAP beyond the Schoharie basin and encumbers large sections of stream buffer/ corridors with restrictive conservation easements in perpetuity. Specific areas of concern include impacts on the following:

- Installation and upgrade of electrical, water, gas, telephone, broadband/cable lines as needed to provide basic utilities
- Maintenance, upgrade, expansion, widening, safety improvements to existing roads and extension of existing roads.
- Installation, expansion, and replacement of communication towers (including the necessary utilities)
- The siting, maintenance, and expansion of stream crossings
- Flood mitigation projects
- Renewable Energy Projects

NOW, THEREFORE, BE IT RESOLVED the Town of Conesville Town Board joins in the Delaware County Board of Supervisors petition to DEC, DOH and DEP requesting for the following relief:

- (1) The FAD requires application for a WSP to succeed the 2010 WSP is required by June 2022 and that the City develop a new Long-Term Land Acquisition Plan, which will cover the period 2023-2033 and which will consider the findings of the National Academies Expert Panel review. Given the uncertainties created by the change in circumstances, effective January 1, 2022 and extending through completion of the permitting process, the City refrain from entering into new contracts to purchase fee, title and/or conservation easements under the Land Acquisition Program.
- (2) In developing the Long-term Land Acquisition Plan for the period 2023-2033 and the WSP renewal application due June, 2022, that DEP limit its land and conservation easement acquisition within the Town to WAC Conservation Easements, flood mitigation projects, stream protection/management, the Delaware County Alternative Pilot Land Acquisition Proposal and a voluntary SAP plan.

BE IT FURTHER RESOLVED that this resolution be sent to New York Governor Kathy Hochul, US Congressman Antonio Delgado, NYS Senator Oberacker, NYS Assemblymen Tague, EPA Region 2 Acting Director Walter Mugdan, NYSDEC Commissioner Basil Seggos, NYCDEP Commissioner Vincent Sapienza, NYSDOH Commissioner Mary Bassett and the Delaware County Board of Supervisors.

<u>Board Member</u>	<u>Ave</u>	<u>Nav</u>	<u>Abstain</u>
Fancher, Carl	✓	_____	_____
Federice, William	_____	Abs _____	_____
Mattice, Laurel	✓	_____	_____
Proudman, Robert	✓	_____	_____
Smith, Kelly	✓	_____	_____

CARRIED ✓ **NOT CARRIED** _____

I hereby certify the above resolution is a true and exact copy of the resolution passed by the Conesville Town Board on 12/13/21.

Brenda Weaver

Brenda Weaver, Conesville Town Clerk