

CUBA LAKE DISTRICT
P.O. BOX 307
OLEAN, NEW YORK 14760

The regular monthly meeting of the Cuba Lake District Board of Commissioners was held on Thursday, April 14, 2005 at the Cuba Lake District Office, 15 E. Main Street, Cuba, New York

Chairperson Lynn Sweet called the regular meeting to order at 7:00 p.m. and asked the secretary to call the roll:

ROLL CALL: Lynn Sweet Dave Shemeld

Erick Laine Jeff Bradley

Jerry Collins - Excused

ALSO PRESENT: Treasurer Andrew Lindquist

Secretary Pam Konieczka

Attorney John M. Hart, Jr.

Lake Manager Dave Bosworth

GUESTS: Jim Mostacato

Rick Nipora

Dave Slotman (w/ several family members)

Benjamin Slotman

Andrew Slotman

Ray Perkins

Dean Benham

David Slotman, Lot #323 addressed the Commission raising two issues:

A) He requests the Commission on an emergency basis remove additional sediment in the Lake at the point of entry into the Lake from Mt. Monroe Creek utilizing the existing permit to clear out sediment beyond the approximate 300 tons already removed because there has been significant new trash and sediment washed in during the winter.

B) He also requests that the District do soil sampling. Mr. Slotman stated that the DEC did sampling and the results are not back.

After discussion, the Commissioners unanimously agreed that removal of additional sediment in the area where Mt. Monroe enters the Lake was necessary, due to a time constraint, it would be treated as an emergency.

It was agreed that prior to the removal soil samples would be taken. The manager will coordinate the activities as required.

Considering the larger question of Mt. Monroe, Dave Bosworth updated all parties on the activities in process, with respect to the development of a sediment basin to assist in reducing the inflow of materials and sediment from Mt. Monroe.

CORRECTIONS:

APPROVAL OF MINUTES: Motion was made by Commissioner Bradley to accept the minutes of the March 16, 2005 meeting, seconded by

Commissioner Laine. All in favor 4 yes, 0 no. MOTION

CARRIED.

TREASURER'S REPORT: Following review of reports of the District Budget circulated

by the Treasurer, Commissioner Laine moved to accept the Treasurer's reports for filing, seconded by Commissioner Shemeld. All in favor 4 yes, 0 no. MOTION CARRIED. Following presentation of the List of Claims for the General Account, Commissioner Shemeld moved to pay the accounts as listed, seconded by Commissioner Bradley. All in favor 4 yes, 0 no. MOTION CARRIED.

AMOUNT: \$ 2,172.97

It was stated by the Commissioners that the Management Budget should be from the period April 1, 2005, not April 13, 2005.

Following review of reports of the Management Budget, Commissioner Bradley moved to accept the Lake Manager's reports for filing, seconded by Commissioner Laine. All in favor 4 yes, 0 no. MOTION CARRIED.

Following presentation of the List of Claims for the Management Account, Commissioner Laine moved to pay the accounts as listed, seconded by Commissioner Shemeld. All in favor 4 yes, 0 no. MOTION CARRIED.

CORRESPONDENCE: See attached Index of Correspondence.

LAKE MANAGER'S REPORT:

Lake Manager Dave Bosworth reported the following:

- In reply to Mr. Slotman – the Cuba Lake watershed covers 14,794 acres of which, the smallest stream entering Mt. Monroe is listed at draining 329 acres. The Cuba Lake District is planning to purchase land and develop a settling basin to help catch sediment and debris such as tires and batteries to prevent them from entering the Lake.
- Dave received a letter from the Utter's confirming work is being done.
- Dave stated that Commissioner Dave Shemeld will be attending the NYS FOLA conference April 29 – May 1. Commissioner Shemeld wanted it stated that the conference was overpaid. Originally \$345.00 was paid and should have been \$219.00. Conference officials are to reimburse the difference.
- Dave reported that Clark/Patterson seems to have satisfied the Army Corp. and review of the Abbott's Creek settling basin is now being forwarded to the DEC for review.
- The ties are in at the spillway and the Lake is on the rise. There were some leaks at the spillway on the right hand side, but Dana Harvey wedged some hemp to stop the leaking. The logs are starting to wear and we may need to look at some replacement of them before the next season draw down.

COMMITTEE REPORTS:

1. BUILDING & LOT IMPROVEMENTS/PARK MAINTENANCE – Jerry Collins, Jeff Bradley

a. DiCerbo – Lot #39 – Discussion ensued on the building being constructed.

Motion was made by Commissioner Laine for Attorney John M. Hart, Jr. to send a letter to the owners of Lot #39 regarding the building that is currently built is not conforming to the original approved proposal. Seconded by Commissioner Shemeld. All in favor 4 yes, 0 no. MOTION CARRIED.

Motion was made by Commissioner Laine to approve building and lot improvement for Colburn, seconded by Commissioner Collins. All in favor 4 yes, 0 no. MOTION CARRIED.

2. BUDGET & FINANCE – Jerry Collins, Dave Shemeld, Andy Lindquist, ex officio

- Nothing to report.

3. WATER QUALITY – Erick Laine, Dave Shemeld, Dave Bosworth-Lake Manager

- Commissioner Shemeld will look at the issues involved in the dumpsite abandon 40 to 50 years ago on Mt. Monroe. The Board of Commissioners will support Commissioner Shemeld in using this information as a “pilot” for further studies.

4. STATE RELATIONS COMMITTEE – Erick Laine, Lynn Sweet

- To be discussed in executive session.

5. PUBLIC RELATIONS & COMMUNICATIONS – Dave Shemeld, Dave Bosworth-Lake Manager

- The second issue of the District Dispatch was mailed.

- Commissioner Shemeld asked if an interim District Dispatch should be published on the spillway, etc. The Commissioners felt it would be better to wait until the next quarter.

FOR THE GOOD OF THE LAKE:

A. Legal Avenues of Code Enforcement

1. Utter Properties at the Lake

- Cleanup continues at the Utter properties.

- Attorney John M. Hart, Jr. received a reply from the letter he send regarding Lot #10 and the owners will be correcting the problem.

OLD BUSINESS:

A. Public Sewer Project

- Commissioner Shemeld expressed that he would like to see an updated report from Clark/Patterson.

- Commissioner Sweet suggested we invite Tom Swift, J. C. Smith, and Catherine Reese to the May meeting. Dave Bosworth will contact them.

NEW BUSINESS:

- Nothing to report.

Motion was made to go into executive session to discuss issues with the Seneca Nation of Indians at 9:04 PM by Commissioner Shemeld, seconded by Commissioner Bradley. All in favor 4 yes, 0 no. MOTION CARRIED.

Motion was made to go back into the regular meeting at 9:37 PM by Commissioner Bradley, seconded by Commissioner Laine. All in favor 4 yes, 0 no. MOTION CARRIED.

Motion to adjourn meeting made by Commissioner Shemeld, seconded by Commissioner Bradley. All in favor 4 yes, 0 no. MOTION CARRIED.

Meeting adjourned at 9:37 p.m.

Respectfully Submitted,

Pam Konieczka

District Secretary