

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

The Budget Hearing of the Cuba Lake District Board of Commissioners was held on Thursday, August 11, 2005, At the Cuba Lake District Office, 15 E. Main Street, Cuba, New York Co-Chairperson Erick Laine called the Budget Hearing to order at 6:59 p.m. and asked the Secretary to call the roll. Commissioners Collins, Shemeld, Bradley and Laine were present; also in attendance were the Lake Manager Dave Bosworth, Secretary Pam Konieczka, Attorney John M. Hart, Jr., Treasurer Andrew Lindquist, and guest, Jim Mostacato.

Commissioner Shemeld submitted the Budget for 2006. The action on the Budget will take place in the regular meeting.

It was stated during the Budget Hearing that the Seneca Nation of Indians were notified of the Budget Hearing meeting and were copied on the Budget, but chose not to comment at the Public Hearing.

It was also stated that there is a cash reserve of \$24,000.00 in the budget, therefore there would be no need for any tax increase even considering the loss of tax revenue due to the return of the land to the Seneca Nation of Indian.

Commissioner Jeff Bradley adjourned the Budget Hearing at 7:12 p.m.

The regular monthly meeting of the Cuba Lake District Board of Commissioners was held on Thursday, August 11, 2005, at the Cuba Lake District Office, 15 E. Main Street, Cuba, New York

Co-Chairperson Erick Laine called the regular meeting to order at 7:12 p.m. and asked the secretary to call the roll:

ROLL CALL: Lynn Sweet - Excused Dave Shemeld

Erick Laine Jeff Bradley

Jerry Collins

ALSO PRESENT: Treasurer Andrew Lindquist

Secretary Pam Konieczka

Attorney John M. Hart, Jr.

Lake Manager Dave Bosworth

GUESTS: Jim Mostacato – Lot #35

Richard Klein with the Town of Cuba was asked to attend the September 8, 2005 meeting instead, when all Commissioners could be present.

CORRECTIONS:

APPROVAL OF MINUTES: Motion was made by Commissioner Collins to accept the minutes of the July 14, 2005 meeting, seconded by Commissioner Bradley. 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 Bradley moved to accept the Treasurer's reports for filing, seconded by Commissioner Collins. All in favor 4 yes, 0 no. MOTION CARRIED. Following presentation of the List of Claims for the General Account, Commissioner

Collins moved to pay the accounts as listed, seconded by Commissioner Shemeld. All in favor 4 yes, 0 no. MOTION CARRIED.

AMOUNT: \$ 2,931.86

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

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

CORRESPONDENCE: See attached Index of Correspondence.

Dave Slotman, as requested by Lynn Sweet, provided documentation, through Dave Shemeld, showing exclusions to the general rule that the District consists of all areas of land from the centerline of the highway and earthen dam surrounding Cuba Lake inward. Document pages have no title but are identified as "S. 2933—B" and "A. 3618—B"; pages 3, 4 & 5. Also a section of a lot map extending from lot 313 through 333 was provided. Mr. Slotman also has other survey maps of the area that he briefly reviewed with Mr. Shemeld.

The documents will be reviewed in comparison to the legislation which established Cuba Lake District (Chapter 263 of the Laws of 1981).

ACTION LIST REVIEW:

Commissioner Shemeld reviewed the Action List for the previous month.

LAKE MANAGER'S REPORT:

Lake Manager Dave Bosworth reported the following items in addition to the action list:

- Dave stated that he will not hear any further information from SEMO & FEMA until November or December of this year.
- The sediment basin at Abbott's Creek is progressing nicely.
- Dave and Commissioner Shemeld visited the Mallery/Strezlek farm in July to follow up on plumbing issues and to discuss further the issue of a possible sediment basin or other means of preventing spills from entering the lake.
- Dave contacted Tom Pohl with OGS regarding Lot #106 and possible ways of handling the property.
- Discussion ensued regarding Lot #39 – DiCerbo. Attorney John M. Hart, Jr. will follow up with a response letter to the letter written by Nicholas A. DiCerbo dated July 14, 2005.

COMMITTEE REPORTS:

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

a. Blaske – Lot #72 – request to construct new home.

Motion was made by Commissioner Bradley to approve the request of construction of a new home at Lot #72 – Blaske, with the stipulation that any further construction would require proper information be given to the District for approval. Seconded by Commissioner Collins. All in favor 4 yes, 0 no. MOTION CARRIED.

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

- Resolution attached to adopt the Budget for 2006.

- Discussion of BWB Audit tabled to the September 8, 2005 upon review of Karen

Perrigo.

- Status of movement of accounts to higher interest bearing accounts was tabled to the September 8, 2005 meeting when Commissioner Sweet could be in attendance.

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

- Commissioner Laine expressed his concern with the weed situation on the lake. Lake Manager Dave Bosworth stated that the DEC has identified the new weed growing in the lake as a type of algae. It was decided that further investigation should be done including finalization of weed identification and establishment of a corrective action plan.

Commissioner Shemeld agreed to look further into the situation with contacts through FOLA and/or Cornell U. or other resources.

4. STATE RELATIONS COMMITTEE – Erick Laine, Lynn Sweet

- Commissioner Laine reported that Commissioner Sweet will be setting up a meeting with Rob Porter who represents the Seneca Nation of Indians.

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

OLD BUSINESS:

A. Public Sewer Project

Taken from minutes of Town of Ischua Meeting of June 14, 2005.

“SEWAGE SYSTEM for the Cuba Lake District ~ Mr. Tom Swift, with CLARK PATTERSON ASSOCIATES attended our meeting to inform us that a study has been done on the sewage system for the Cuba Lake District. Work on the sewage system won't take place for approx. 5 months or so. It will involve approx. 11 cottages on the lake that are actually in the town of Ischua. He will be back in touch with us”

NEW BUSINESS:

1. ANNUAL ELECTION

A. Nominating petitions must be filed with the District Secretary by August 17, 2005.

B. Certification of Election results must be filed with Town Clerks within 3 days of the Election.

C. Resolution appointing Attorney and Secretary and setting salaries for Treasurer, Attorney and Secretary. See resolution attached.

FOR THE GOOD OF THE LAKE:

A. Legal Avenues of Code Enforcement

The next regular meeting of the Cuba Lake District will be held on September 8, 2005.

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

Meeting adjourned at 9:32 p.m.

Respectfully Submitted,

Pam Konieczka

District Secretary