

JULY 2006 MINUTES

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, July 13, 2006 at 31 Water Street, Suite #8, Cuba, New York. Chairperson Lynn Sweet called the regular meeting to order at 6:58 p.m. and asked the secretary to call the roll:

ROLL CALL: Lynn Sweet Dave Shemeld
Erick Laine Jeff Bradley
Jerry Collins

ALSO PRESENT: Treasurer Andrew Lindquist
Secretary Pam Konieczka
Attorney John M. Hart, Jr. - Excused
Lake Manager Dave Bosworth

GUESTS: Dana Harvey

CORRECTIONS: Motion made in the June 7, 2006 minutes in regards to the 3 year contract with Buffamante, Whipple, & Buttafara, PC should reflect that Commissioner Gerald Collins abstained from the vote because of his being employed by the company and not on record as a nay.

APPROVAL OF MINUTES: Motion was made by Commissioner Laine to accept the minutes of the June 7, 2006 meeting, seconded by Commissioner Bradley. All in favor 5 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 5 yes, 0 no. MOTION CARRIED. Following presentation of the List of Claims for the General Account, Commissioner Laine moved to pay the accounts as listed, seconded by Commissioner Collins. All in favor 5 yes, 0 no. MOTION CARRIED.

AMOUNT: \$4,879.64

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 Shemeld. All in favor 5 yes, 0 no. MOTION CARRIED.

Following presentation of the List of Claims for the Management Account, Commissioner Bradley moved to pay the accounts as listed, seconded by Commissioner Shemeld. All in favor 5 yes, 0 no. MOTION CARRIED.

CORRESPONDENCE: See attached Index of Correspondence.

ACTION LIST REVIEW:

- Dave Shemeld reviewed the items on the Action List

LAKE MANAGER'S REPORT:

Dave Bosworth reported the following:

- The third notice was sent to the delinquent leaseholders for the 2006/2007 leases owed.
- Dave attended the Cottage Owner's Association meeting and there was concerns expressed about the speeding around the Lake. Dave spoke with the Police Department and they will put more patrols on the roads, it was suggested that the use of speed control signs and radar traps would help.
- The weed harvesting continues daily.
- Dave showed plans from Tom Swift of Clark/Patterson for a spillway modification plan. The price for this was not affordable for the District.
- Dave received a letter from the Cuba Rod & Gun Club on how well the Bass Tournament recently held at the Lake had gone and how appreciative they were of the Inlet area
- Dana report different prices and ideas on equipment for the weed harvester. The elevator is in desperate need of being replaced. It was purchased in 1977.

COMMITTEE REPORTS:

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

- a. Burt – Lot #84 – Request to add sunscreen roof to existing deck.
- b. Place – Lot #212.5 – Request to build a storage shed 8' x 12'.
- c. Nolan – Lot #234 – Request to put up 50' vinyl fencing, 6' tall along party of their property line. This would not interfere with the view of the neighbors. Also are requesting to install a riprap type break wall and dredge area to allow depth for boat traffic.

Motion to approve the above requests, upon the Nolan's receiving DEC approval for the break wall and dredging was made by Commissioner Bradley and seconded by Commissioner Laine. All in favor 5 yes, 0 no. MOTION CARRIED.

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

- Resolution to adopt Preliminary Budget for 2007.

Motion was made by Commissioner Shemeld to accept the Preliminary Budget for 2007 as presented by the District Treasurer, Andrew Lindquist, seconded by Commissioner Collins. All in favor 5 yes, 0 no. MOTION CARRIED.

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

- Nothing to report.

4. STATE RELATIONS COMMITTEE – Erick Laine, Lynn Sweet

- Lake Commissioners will meet to Discuss the Management Agreement.

5. PUBLIC RELATIONS & COMMUNICATIONS – Dave Shemeld, Dave Bosworth

NEW BUSINESS:

A. District Secretary will appoint four Election Officials for the Annual Election to be held on Saturday, August 26, 2006.

B. Garbage Contract has been changed from B & S Disposal to SDS of Olean. SDS has purchased the assets of B & S Disposal.

C. The District Secretary will send a copy of the Preliminary 2007 Budget to The Seneca Nation of Indians.

FOR THE GOOD OF THE LAKE:

A. Sewer System Project

- Commissioner Sweet reported the following issues covered at the meeting held on June 15, 2006 with the Town of Cuba and other officials.

- The State of NY has approved a 0%.

- They are still working on different grants that will be available

- The borrowing limit is 7% of the assessed value

- There will be a public meeting on Saturday, August 26 at 10:00 am at the Cuba/Rushford School inviting everyone within the Sewer District. The meeting will be put on by the Town of Cuba with representation of the Cuba Lake District by Clark/Patterson.

- They have also met with a Bond Lawyer from Buffalo.

B. Legal Avenues of Code Enforcement

C. Land Use Restrictions and Controls

- Commissioner Shemeld handed out the changes that had been made to the Land Use Restrictions and Controls.

Motion to approve the Land Use Restrictions and Controls for the Cuba Lake District as amended by discussion of the District Commissioners was made by Commissioner Laine and seconded by Commissioner Collins. All in favor 5 yes, 0 no. MOTION CARRIED.

- Commissioner Shemeld lead the review of the completed SEQR (State Environmental Quality Review) Full Environment Assessment Form (EAF) as made for the original and proposed Cuba Lake Land Use Restrictions and Controls documents of August 1999 and July 2006 respectively. After discussion:

Motion was made by Commissioner Shemeld to approve the SEQR/EAF for signature by Commissioner Lynn Sweet; and, to appropriately file the resulting SEQR, Negative Declaration, Notice of Determination of Non-Significance dated July 13, 2006. Seconded by Commissioner Laine. All in favor 5 yes, 0 no. MOTION CARRIED and, Commissioner Sweet signed the EAF as necessary.

Motion to adjourn meeting made by Commissioner Laine, seconded by Commissioner Shemeld. All in favor 5 yes, 0 no. MOTION CARRIED.

Meeting adjourned at 10:10 p.m.

The next regularly scheduled meeting will be Thursday, August 10, 2006 at 7:00 p.m.

Respectfully Submitted,

Pam Konieczka

District Secretary