

MARCH 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, March 16, 2006 at 31 Water Street, Suite #8, Cuba, New York. Co-Chairperson Erick Laine called the regular meeting to order at 7:00 p.m. and asked the secretary to call the roll:

ROLL CALL: Lynn Sweet - 7:30 PM 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 - Excused

GUESTS: Dana Harvey
Jim Mostacato - Lot #35
Dave Slotman - Lot #323

- Mr. Slotman asked the Commissioners to be reimbursed for dredging that needs to be done in front of his cottage. The sediment basin is full again this year with tires and other debris. Mr. Slotman would like to dredge and put in riprap to help the situation. Motion was made by Commissioner Laine to approve up to \$1,800.00 for Mr. Slotman to remove sediment and stabilize the situation in front of his cottage, seconded by Commissioner Shemeld. All in favor 5 yes, 0 no. MOTION CARRIED.

CORRECTIONS:

APPROVAL OF MINUTES: Motion was made by Commissioner Bradley to accept the minutes of the February 8, 2006 meeting, seconded by Commissioner Shemeld. 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 Collins moved to accept the Treasurer'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 General Account, Commissioner Shemeld moved to pay the accounts as listed, seconded by Commissioner Bradley. All in favor 5 yes, 0 no. MOTION CARRIED.

After the List of Claims had been approved, it was noticed by the Treasurer that two items had not been approved for payment.

Motion was made by Commissioner Shemeld to approve payment of invoices from the Patriot and the Times Herald for printing of the Garbage Bid information, seconded by Commissioner Collins. All in favor 5 yes, 0 no. MOTION CARRIED.

AMOUNT: \$1,432.45

Following review of reports of the Management Budget circulated by the Co-

Chairperson, Erick Laine, Commissioner Collins moved to accept the Lake Manager's reports for filing, seconded by Commissioner Laine. All in favor 5 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 Laine. All in favor 5 yes, 0 no. MOTION CARRIED.

CORRESPONDENCE: See attached Index of Correspondence.

ACTION LIST REVIEW:

- Discussion ensued on how to handle the situation of unpaid lease payments.

Commissioner Shemeld volunteered to work with Karen Perrigo on a better way to track the lease payments..

Attorney John M. Hart, Jr. will write a letter to Karen notifying her that Commissioner Shemeld will be the liaison on the tracking the lease bill payments between the bank, Karen's office and the State.

- Commissioner Sweet stated that he feels if someone hasn't signed a previous Lease Agreement from the State, that the State shouldn't hold back sending them a new Lease Agreement. The Commissioners will work together in making sure the new Lease Agreements get signed. Commissioner Sweet and Attorney John M. Hart, Jr. will contact Tom Pohl at the OGS office of the State.

- Commissioner Sweet received a letter from Rob Porter with the Seneca Nation of Indians regarding when he would be able to meet with the Commissioners of the Cuba Lake District. He gave the dates of March 27, 28 and 29. The Commission is waiting for a Date and time..

- Commissioners Sweet and Bradley both attended the meeting at the Cuba Hospital regarding the sewer project. It was stated that it was going to cost \$2 million for the infrastructure updates before the project starts. The Commissioners both felt that the Hospital needs a more in depth business plan. It was also noted that it would cost the Village of Cuba, \$900,000.00 to install the new piping needed to satisfy the DEC for approval of the project. and that they would need to get funding.

- Commissioner Shemeld asked if there were any spillway repairs needing to be done before the ice goes out. Dana Harvey suggested using fire hoses to reinforce the logs. The Commissioners agreed it would be worth a try. Dana will contact the appropriate people and take care of reinforcing the logs.

- Commissioner Shemeld reported of the meeting that was held with Carol Horowitz regarding the changes of the Land Use Restrictions. The committee will meet again on April 26. Carol had suggested that Attorney John M. Hart, Jr. attend that meeting. Commissioner Shemeld asked Jim Mostacato of the Cuba Lake Cottage Owners Association to get ideas from the Directors of the CLCOA on what they may want to see change.

LAKE MANAGER'S REPORT:

- Commissioner Sweet stated that the logs would be put in when the ice goes out. It was confirmed that Dana Harvey was authorized to put in the logs when the ice was gone.

COMMITTEE REPORTS:

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

a. Malisani – Lot #27 – request to replace existing break wall.

b. Higgins - Lot #259 - request to replace existing dock.

Motion was made by Commissioner Collins to approve the request of the Molisani's to replace the existing break wall and approval for Higgins' with the stipulation that the owner will be responsible for any ice damage that results from the variance allowed (one foot from normal winter shore line rather than the required three feet. , seconded by Commissioner Bradley. All in favor 5 yes, 0 no. MOTION CARRIED.

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

- Andy reported that the District received the check from the Town of Cuba for the taxes in the amount of \$41,419.00.

- The District Secretary will deposit \$20,000.00 into the Cuba Lake District - General Fund and will deposit \$21,419.00 into the Cuba Lake District - Money Market Account.

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

- Commissioner Shemeld gave a short report from the March 9, 2006 meeting with Jerry Davis from Universal Water Solutions. Minutes are available from that meeting. UWS is to reply to some questions and give a list of references. The Board will take no action pending the receipt of the information.

4. STATE RELATIONS COMMITTEE – Erick Laine, Lynn Sweet

- The State will be contacted relative to substantiation of outstanding fees and leases for identified leaseholds. Reference Tom Pohl's e-mail to Jack Hart and the evaluation of that e-mail both dated March 13, 2006.

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

- Commissioner Shemeld had the first quarter District Dispatch published and mailed. Next issue will be around the end of April.

NEW BUSINESS:

A. Approval of the Garbage Bids

Bid received from B& S Disposal Services

For calendar year 2006 - \$13,000.00

For calendar year 2007 - \$14,300.00

Totaling - \$27,300.00

Motion was made by Commissioner Collins to accept the total bid of \$27,300.00 from B& S Disposal for the calendar years of 2006 and 2007, seconded by Commissioner Bradley. All in favor 5 yes, 0 no. MOTION CARRIED. (It was noted that the collection day will be on Monday.)

The District Secretary will notify the successful bidder and send an informational letter out to the cottage owners the first part of April 2006.

FOR THE GOOD OF THE LAKE:

A. Legal Avenues of Code Enforcement

- Mr. Larson at Lot #44 called Commissioner Sweet regarding the District's letter on requesting him to clean up some areas at his property and said he will take care of the issues once the weather changes.

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

Meeting adjourned at 9:32 p.m.

The next regularly scheduled meeting will be Thursday, April 13, 2006 at 7:00 p.m.
Respectfully Submitted,
Pam Konieczka
District Secretary