

MAY 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, May 11, 2006 at 31 Water Street, Suite #8, Cuba, New York.

Chairperson Lynn Sweet called the regular meeting to order at 7:05 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: Dana Harvey

Jim Mostacato - Lot #35

CORRECTIONS:

APPROVAL OF MINUTES: Motion was made by Commissioner Bradley to accept the minutes of the April 13, 2006 meeting, seconded by Commissioner Shemeld. 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 Shemeld. All in favor 4 yes, 0 no. MOTION CARRIED.

Treasurer, Andy Lindquist, noted that the check from the Town of Cuba for taxes in the amount of \$21,419.00 was deposited by the District Secretary into the Reserve account. Commissioner Sweet will look into Certificate of Deposit rates at Community Bank to maybe transfer that money and other monies in the other accounts.

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

AMOUNT: \$1,384.96

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 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.

ACTION LIST REVIEW: Some items discussed were:

- Lot #274, Utter, still needs some clean up work done. Lake Manager, Dave Bosworth talked to Mr. Utter and he said he is still trying to get the property cleaned up and had

been denied bids from some contractors.

- Discussion ensued on various ways to repair the ties at the spillway. Dana Harvey will work on some bids for both hemlock and larch.

- Dave Bosworth reported that on May 17th there will be a Representative from FEMA/SEMO meeting at the District office regarding the Mount Monroe Sediment Grant.

- Dave Bosworth also reported that the Rawson Creek project is moving forward.

LAKE MANAGER'S REPORT:

- Lake Manger, Dave Bosworth reported on the following:

- The ties are in at the spillway with minimal leaking and the Lake is slowly rising.

- The Munger Hollow Sediment Basin has been cleared.

- Dana Harvey has been working on clearing both the front and back areas of the dam.

- Dave Bosworth and Commissioner Sweet met with the DEC regarding the Public Access Area. The DEC reviewed the following items that they would be responsible for:

- Would put up a sign designating the Public Access Area

- Would put rocks along the driveway

- Provide parking area for up to 25 car/trailer spots

- Would provide a concrete ramp into the water with an aluminum floating dock

The DEC also noted that this project would be moved up on their list because now they know that the District has control of the water levels at the Lake.

- Dave reported the both lease agreements and lease payments continue to arrive at the office/bank. He will provide a current listing at the June meeting.

- Dave handed out a summary of the CSLAP report he received.

- Dave had a discussion with Joe Evans of the DEC and Mr. Evans stated that the mercury levels at Cuba Lake were okay.

COMMITTEE REPORTS:

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

a. Kinkade, Lot #365 - requesting to put up a 24' x 24' attached garage.

Commissioner Shemeld stated that the documents supplied with the application for request, do not meet the requirements of the Land Use Restrictions and Controls.

Motion was made by Commissioner Bradley to approve the above request for Kinkade at Lot #365 to construct a 24' x 24' attached garage, seconded by Commissioner Laine. All in favor 4 yes, 0 no. MOTION CARRIED.

b. Commissioner Shemeld reported the following from the meeting with Carol Horowitz regarding the Land Use Restrictions and Controls:

- Options for enforcement were discussed

- Recommendations will be put together for presentation at the next Commissioners meeting

- The next committee meeting will be June 6th

- Carol will attend the June 7th meeting, with the final proposal.

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

- The Budget and Finance Committee will meet to begin work on the 2007 District budget. Budget is due prior to June 7.

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

- Commissioner Laine expressed that he felt the water clarity of the Lake this year is not as clear as last year.
- Commissioner Shemeld reported he had received information from Cornell University regarding a methodology for monitoring weed type and density. A copy of information will be distributed to the commissioners..

4. STATE RELATIONS - Erick Laine, Lynn Sweet

- Commissioner Sweet had received a call from Arlene Bova of the Seneca Nation of Indians Lake Commission, prior to the meeting. She stated that she may be available on May 24th to meet with (two) commissioners of the Cuba Lake District.

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

- Commissioner Shemeld will wait until more news becomes available before another Dispatch will go to print.

Dave Bosworth will provide input on the mercury levels and on the progress of the Mt Monroe project.

NEW BUSINESS:

A. Back Lease Payment/Lease Agreements

- Commissioner Sweet requested that Attorney John M. Hart, Jr. compile a letter to Thomas Pohl with OGS - stating that even if a leaseholder has not signed their back leases, the State should still send out the new lease and we, the District will make sure the new lease agreement is signed and returned.
- Commissioner Shemeld will contact Karen Perrigo to set up a conference with the State to discuss the back lease payments owed and to try and get an accurate accounting for those payments still owed.
- Commissioner Laine asked what the procedure is when no payment has been made. Dave Bosworth stated that 3 notices are sent to the lease holders - The first two are sent regular mail and the third is sent out registered mail. If no payment is received the State is to take action.

FOR THE GOOD OF THE LAKE:

- Commissioner Sweet stated he has received a few complaints from people around the Lake regarding their garbage pick up. The District Secretary will phone Steve with B & S and discuss the issues.

A. Sewer System Project

- An email was sent to Commissioner Sweet from Catherine Rees stating that the District would have to obtain a release from each lease holder before the State would give the District an easement for the new sewer system.
- Commissioner Bradley suggested that this be brought out at the public meeting and addressed by Tom Macalhaney of Clark/Patterson. Commissioner Sweet asked when a public meeting could be scheduled. The Commissioners felt it would have to wait for more information on the grants and to try for the summer months.
- Commissioner Laine suggested that a meeting be held soon with the Town of Cuba, the Cuba Lake Commissioners, Clark/Patterson and Catherine Rees. Lake Manager Dave Bosworth will contact Barb Deming with the Town of Cuba.

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

Meeting adjourned at 9:12 p.m.

The next regularly scheduled meeting will be Wednesday, June 7, 2006 at 7:00 p.m.

Respectfully Submitted,

Pam Konieczka

District Secretary