

CUBA LAKE DISTRICT Board of Commissioners  
Minutes of the Regular Meeting Held January 10, 2008  
At the District's Office, 31 Water Street, Suite 8

Chairperson Lynn Sweet called the regular meeting to order at 7:07 pm

**Present:** Lynn Sweet  
Dave Shemeld  
Jerry Collins  
Jay Morris-ABSENT  
Joseph Higgins

**Also Present:** John Hart, Attorney  
Secretary, Isabel Warren  
Treasurer, Andrew Lindquist  
Lake Manager-Scott Barrey  
Asst. to Mgr.-Dana Harvey

Motion was made and seconded to appoint Scott Barrey lake manager. 4 yes, 0 no. MOTION CARRIED.

**Recognition of Guests:**

**Approval of Minutes:** Motion made and seconded to accept minutes from December 13, 2007. 4yes 0 no, MOTION CARRIED.

**Treasurer's Report:**

Following review of reports for the **District Budget** circulated by the Treasurer, a motion was made and seconded to accept the Treasurer's reports for filing. 4 yes, 0 no, MOTION CARRIED.

Following presentation of the **List of Claims of the General Account**, \$1729.55. Motion was made and seconded to pay the accounts as listed. 4 yes, 0 no, MOTION CARRIED.

**Management Budget:**

Following review of the **Budget and the Cash Balance Reports** for December 2007 circulated by the Lake Manager, motion made and seconded to accept. 4 yes, 0 no. MOTION CARRIED.

Following presentation of the **List of Claims of the Management Account** in the amount of \$5657.17. Motion was made and seconded to pay the accounts as listed. 4 yes, 0 no, MOTION CARRIED.

A motion was made and seconded to remove Dana Harvey from David Bosworth's cell phone contract and purchase a new contract for the Cuba Lake District. 4yes, 0 no, MOTION CARRIED.

**Correspondence:** see attached Index of Correspondence.

**Old Business:**

Discuss NYS Navigation Law/ CLD involvement.-UNDER ACTION REVIEW  
Review Garbage Contract-UNDER ACTION REVIEW

**Action List Review:**

- Item #1: A motion was made and seconded for Scott Barrey to apply for Cuba Lake District to belong to the Association of State Dams. 4 yes, 0 no. MOTION CARRIED.
- Item #3: Construction on the Mt. Monroe Sedimentation Basin will begin on January 14, 2008.
- Item #5: The application for CSLAP has been received and Scott Barrey will complete it and return.
- Items #7 & 8: The schedules for CSLAP and Fecal Testing will continue as before. It was agreed at last meeting that three sites will be tested.
- Item #9: A motion was made and seconded to accept Dana's bid to build an elevator for the weed harvester, if the specifications meet the commissioners' approval. 4 yes, 0 no. MOTION CARRIED.
- Item #10: Isabel Warren and Jack Hart will coordinate efforts on getting bids for garbage collection for 2008-2009.
- Item #12: Jack Hart will write to the attorney general to find out if the Cuba Lake District can establish penalties within the navigation regulations that already exist. The District will invite the Allegany County Sheriff to the April meeting.
- Item #15: Jack Hart will send a copy of the preliminary budget to the State and to the Seneca Nation of Indians. Isabel Warren will invite members of the SNI to the February 14, 2008 meeting to discuss the budget.

**Lake Manager's Report:**

1. Dana has complete spillway repair.
2. Mt. Monroe Sediment Basin
  - a. Pre-construction meeting on the site with Tom Swift, Doug Moot, Oren Smith, LDC Construction (Lyle and Jeff Dinsmore) on December 28.
  - b. Quarterly progress report faxed to SEMO on January 3 (receipt confirmed).
  - c. Final layout was done on Monday, January 7
  - d. Equipment move-in began on Tuesday, January 8.
  - e. Thursday, January 10, 2 dozers and 2 excavators on site.
3. Abbott's Creek, material removal.
  - a. Received a preliminary estimate from Ungemann Excavating for removing from 1,000 to 2,000 cubic feet of material from the delta being formed at the mouth of Abbott's Creek. \$6.50 per cubic yd.
  - b. *Scott Barrey and Dana Harvey were directed by the commissioners to come up with a plan for removing sediment from specific areas.*
4. DEC Fisheries
  - a. Scott spoke to Joe Evans of the Fisheries Division and they may have from \$10,000 to \$20,000 available for CLD to use on a project that would enhance Cuba Lake and Public Access. We need to comp up with a "Wish List" in the next two to three weeks to submit to them.
  - b. *Scott Barrey was directed by the commissioners to come up with a list ASAP.*
5. Permits
  - a. Glenn DeLong at Cottage #4 has requested a permit for break wall work. He would like to begin his project as soon as his DEC permit is approved.

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- b. DEC is investigating why Bob Barczak did not have a permit for break wall work at Cottage #5.
  - c. We will be receiving a request from Bill Slavin at Cottage 213 for a dock for his paddle boat. He and his neighbor (Kurt Martz, #214) would like to put the dock on the property line and share the use of the dock.
  - d. Jamie Pierrotti has requested a permit for tree removal at cottage 267.
6. Dam Safety
- a. Recommend joining ASDSO (Association of State Dam Safety Officials). This could be a good source of information. \$45 annual dues.

**Committee Reports:**

1. **Building and Lot Improvements/Park Maintenance**-Jerry Collins, Dave Shemeld  
**OGS approval of construction at Lot #71.**  
**DEC permit received for breakwall at Lot #360.**  
**OGS approval for Lot #227 construction.**  
**Changes requested to documents submitted with application for Lot #227.**

The lake manager can issue permits for small projects, i.e. tree removal, break wall repair, etc. Motion was made and seconded to approve the changes requested to the construction at #227. 4 yes, 0 no. MOTION CARRIED.

Motion was made and seconded to approve demolition of existing house on Lot 45. 4 yes, 0 no. MOTION CARRIED.

2. **Budget and Finance**-Jerry Collins, Dave Shemeld and Andrew Lindquist, ex officio.

The preliminary budget submitted by David Shemeld will be reviewed by Jack Hart.

3. **Water Quality**-Dave Shemeld, Joseph Higgins, Scott Barrey.

The application for CSLAP has been received. Three sites will be tested.

4. **State Relations**-Jay Morris, Lynn Sweet.

5. **Public Relations and Communications**-Dave Shemeld, Scott Barrey.

David Shemeld will have a Dispatch by the end of January.

**NEW BUSINESS:**

Lake Management Budget-Discussed previously.

Jack Hart has responded to Bruce Smith on his FOIL request. Mr. Smith will be invited to look at the files at the district office and may have hard copies for \$.25 a page.

*Motion was made and carried to go into executive session at 9:24pm. 4 yes, 0 no. MOTION CARRIED.*

*Motion was made and carried to leave executive session at 9:28pm. 4 yes, 0 no. MOTION CARRIED.*

**FOR THE GOOD OF THE LAKE:**

The lake manager has posted winter hours. They are Monday, Tuesday and Thursday from 3pm to 6pm and by appointment.

The lake manager's cell phone number is 716-244-8879.

**ADJOURNMENT:**

Motions was made and seconded to adjourn the meeting.

Meeting adjourned at 9:29 pm

Respectfully submitted, Isabel Warren

Next Meeting February 14, 2008 at 7PM