

# FEBRUARY 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 Wednesday, February 8, 2006 at Lot #106, Cuba, New York

Chairperson Lynn Sweet called the regular meeting to order at 7:00 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.

Lake Manager Dave Bosworth

GUESTS: Dana Harvey

Jim Mostacato - Lot #35

Harry Keeley - Lot #237

CORRECTIONS:

APPROVAL OF MINUTES: Motion was made by Commissioner Shemeld to accept the minutes of the January 12, 2006 meeting, seconded by Commissioner Laine. 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 Laine. 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: \$1,164.76

Following review of reports of the Management Budget circulated by the Lake Manager, Dave Bosworth Commissioner Collins 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 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: Reviewed list

LAKE MANAGER'S REPORT:

- Dave Bosworth reported that he spoke with FEMA regarding the mitigation grant for the Mount Monroe project and that it is still under review. And,

- reported that based on review by Tom Swift of Clark Patterson, nothing could be done to install a temporary catch device to prevent large objects coming from Mt. Monroe to

enter the lake. And,

- reported that the entry road repairs necessitated by the Abbott's Creek Sediment basin project had been completed by LCW Co. Also,

- LCW still planned to add another stake at the Abbott's Creek sediment basin debris trap.

#### COMMITTEE REPORTS:

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

A. O'Keefe – Lot #93 – request to replace existing floating dock with a permanent dock. Motion was made by Commissioner Shemeld to approve the request of the O'Keefe's to replace the existing floating dock with a permanent dock, seconded by Commissioner Laine. All in favor 5 yes, 0 no. MOTION CARRIED.

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

A. Approval of the Annual Financial Report for the calendar year of 2005

Motion was made by Commissioner Bradley to approve the Annual Financial Report for the calendar year of 2005, seconded by Commissioner Collins. All in favor 5 yes, 0 no. MOTION CARRIED.

B. Approval of Lake Management Budget

Motion was made by Commissioner Laine to approve that Attorney John N. Hart, Jr. submit the Lake Management Budget to New York State, seconded by Commissioner Bradley. All in favor 5 yes, 0 no. MOTION CARRIED.

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

- Nothing to report.

4. STATE RELATIONS COMMITTEE – Erick Laine, Lynn Sweet

- Discussion ensued on where to locate the Cuba Lake District office. Commissioner Sweet spoke with the owners of the Mill Street building and they agreed to change the lease accordingly.

Motion was made by Commissioner Laine to relocate the Cuba Lake District office, effective March 1, 2006 to 31 Water Street, Suite #8, Cuba, New York 14727. The lease would be for 10 years, but includes an addendum to be able to get out of the lease at any time at no extra cost. Seconded by Commissioner Bradley. All in favor 5 yes, 0 no.

MOTION CARRIED.

- Discussion ensued on lease agreements and lease payments. was told by OGS that new lease agreements for 2007-2009 or new lease bills would not be sent out until the lease agreements for 2003-2006 had been signed and returned to the State and that back lease payments had also been made.

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

- Commissioner Shemeld will submit the new District Dispatch for publication some time between late February and early March.

#### NEW BUSINESS:

A. Review of Garbage Contract

- The District Secretary will submit information for bid.

B. Jerry Davis of Universal Water Systems

- Commissioner Shemeld recommended that Mr. Davis give a presentation at the March

meeting regarding his business on dredging, weed removal, etc. It was agreed by the Commissioners to have Commissioner Shemeld contact Mr. Davis and to have him present at the March 9, 2006 regular meeting.

C. Cuba Hospital Meeting - February 24, 2006 at 1:30

- The Cuba Village Mayor and a letter from Tom Swift of Clark Patterson requested representation from the Cuba Lake District at the meeting of the Cuba Hospital project team regarding the sewer issues.. Commissioners Sweet and Bradley agreed to attend the meeting.

D. Carol Horowitz's proposal regarding the updating of the Cuba Lake Land Use Regulations

- Motion was made by Commissioner Shemeld to give approval for Carol Horowitz to be begin work on updating the Cuba Lake Land Use Restrictions at a price, not to exceed \$3,000.00 for her work, seconded by Commissioner Collins. All in favor 5 yes, 0 no.

**MOTION CARRIED.**

- Commissioner Shemeld will contact Ms. Horowitz

**FOR THE GOOD OF THE LAKE:**

1. Legal Avenues of Code Enforcement

- Jim Mostacato from lot #35 raised some concern about a couple of areas at or around the lake. He feels something should be done about lot #44. It needs to be cleaned up. Attorney John M. Hart, Jr. Will send a letter to the owner's.

- Mr. Mostacato also feels that the "Dock Place" around the North Shore of the lake is an eyesore. The owner is Jeff Pratt.

- Mr. Mostacato also informed the Commissioners that a survey letter was sent out by the Cuba Lake Cottage Owner's Association and most of the comments were about the deteriorating condition of the cottages on the land now held by the Seneca Nation of Indians.

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

Meeting adjourned at 8:44 p.m.

The next regularly scheduled meeting will be Thursday, March 9, 2006 at 7:00 p.m. The new location of the meeting will be at 31 Water Street, Suite #8, Cuba, New York.

Respectfully Submitted,

Pam Konieczka

District Secretary