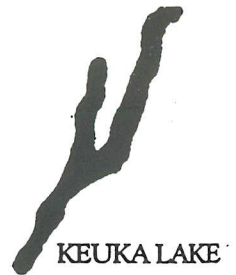


# KEUKA LAKE OUTLET COMPACT

Five Maiden Lane  
Penn Yan, New York 14527  
(315) 536-3015



Phyllis K. Peek, Chairman  
William Weber, Secretary  
Joyce Benedict, Clerk/Treasurer  
William Mayer, Esq., Counsel

Carl Stuck, Manager  
315-536-3374

January 26, 1994

Mr. Richard Lynch  
NYS DEC  
50 Wolf Road  
Albany, New York 12233-5022

Reference: Contract #C890047

Dear Mr. Lynch:

As we discussed last week, I enclose herewith documents showing payments by KLOC to the United States totalling \$110,000 in the year 1992.

You will note the Army Corps of Engrs requested a total of \$123,200, but KLOC chose to hold back the \$13,200 representing LERR credit and attorney's fees which we expected would be reimbursed at the completion of the contracts with the Army.

You will note in documents I sent to your Ms. Lisa Kennedy the \$13,200 is also referenced in the claim by NYS to the Army for \$77,436.22. As you know this claim was drawn up by Mr. Richard Konsella's staff.

As KLOC has submitted the requested vouchers for the \$3,350, spent monies in excess of the \$63,650 advanced as the member item and demonstrated to all concerned that the project is physically and substantially complete, I hereby request that you authorize the 5% retainage to be paid as soon as possible.

Thank you for your assistance.

Very truly yours,

W. Weber

Encls.

cc: Ms. Theresa Rossi  
c/o Hon. John R. Kuhl  
KLOC Commissioners  
Wm Mayer, Esq., Counsel to KLOC

MAIL ROOM  
GENERAL-207-5

13 JUL 92 13 09

JUL 13 1992

Continuing Authorities and  
Flood Plain Management Services Section

SUBJECT: Keuka Lake Outlet, Section 205 Flood Control Project,  
Village of Penn Yan, New York

Mr. James F. Kelley  
Director, Flood Protection Bureau  
New York State Department of  
Environmental Conservation  
50 Wolf Road  
Albany, New York 12233

Dear Mr. Kelley:

The purpose of this letter is to provide you the detailed cost estimate for the subject project. Attached is the detailed estimate at June 1992 price levels, depicting the bid items (Enclosure 1), quantities unit prices, and total costs. The current estimate is \$493,000 with the 25 percent non-Federal share at \$123,250. With the current estimate for the LERR credit at \$13,200, the non-Federal cash contribution is \$110,050.

The price has risen from the preliminary cost estimate provided to the Keuka Lake Compact in December 1989 (Enclosure 2). There are several reasons for this increase. First, changes have been made to the original design to incorporate input from various agencies (NYSDOT, USFWS, Keuka Lake Outlet Trail Committee, and others). These changes include protection of the Main Street bridge and the support columns for the Birkett Mill, additions to the regulation to accommodate comments from the Outlet Trail Committee, and comments from USFWS. Time is a factor. It has been 2-1/2 years since the last estimate (December 1989) which was approved by the Keuka Lake Compact, and the detailed June 1992 estimate reflects the inflation factor during the interim.

Our goal is to award the construction contract during Fiscal Year 1992 which ends on 30 September 1992. With expeditious actions by both the Corps and your agency, I believe we can attain this goal. On this basis, the construction contract would be managed on a continued basis over Federal Fiscal Years 1992 and 1993 to accommodate your desire to fund the non-Federal share on an as-needed basis. Therefore, we request that you provide

Continuing Authorities and  
Flood Plain Management Services Section

SUBJECT: Keuka Lake Outlet, Section 205 Flood Control Project,  
Village of Penn Yan, New York

\$20,000 immediately to meet the FY 92 non-Federal obligation with  
the remainder (\$90,050) to be provided on October 1, 1992, to  
meet the FY 93 obligations.

A copy of this letter is being sent to Mr. William Weber,  
Secretary to the Keuka Lake Compact.

My point of contact pertaining to this matter is Mr. Michael  
Smith of my Continuing Authorities and Flood Plain Management  
Services Section, who can be contacted at (716) 879-4144, or by  
writing to his attention at the above address.

Sincerely,

**SIGNED**  
John W. Morris  
Colonel, U.S. Army  
Commanding

Enclosures

CF:

CENCB-PE-P  
✓ CENCB-PE-PC

Concur:

Mary Price λ  
Art Marshall λ  
Bob Nicaise λ  
Rich. Gorecki λ

Smith:ms/mas/7/8/92:4144 *ms*

Berkeley 5/5/92  
Zorich 5/3/92  
Brooks 5/3/92  
Plank 5/3/92  
Morris           

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