

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

MAILROOM
GENBB-111-3

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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