

APPROVED

DRAFT
KEUKA LAKE OUTLET COMPACT
MEETING MINUTES - FEBRUARY 27, 2017
VILLAGE OF HAMMONDSPORT

Chairman Mark Illig (Pulteney) called the meeting to order at 7:00 pm. All commissioners were present: John Webster (Urbana), Leslie Church (Milo). Steve Butchko, (Wayne), Phil Warren (Barrington), Anne Green (Hammondsport), Patrick Killen (Jerusalem), Leigh Mackerchar (PennYan), Gate Keeper Bill Jensen also attended. Guests at the meeting were Chris Bono of Hunt Engineering, Dennis Carlesen, KLA ; Bill Weber, and Tim Cutler.

Following the Pledge to the flag, the minutes of January, 2017 were approved on motion of Urbana and second by Jerusalem with Milo abstaining. The written Bookkeeper's report was approved on motion of Jerusalem and second by Barrington.

Chair Illig then stated that there were two objectives for 2017/agenda items.

1. Complete the masonry work on the dam; the clean up is done. Gate keeper Jensen said the bid for the masonry work went out and the deadline is March 27 in time for our March meeting.

2. Dam reclassification. Chris Bono of Hunt said that DEC had 6 measures to determine the classification if the dam breaks.

- Loss of life/jeopardy
- Home loss, access for emergency vehicles
- Damage to homes
- Maintenance of main highways
- Maintenance of railroads
- Interruption of utilities for more than 5 days

The only issue we were failed upon was the home loss/damage to home because there is a trailer in the flood plain. The municipalities involved are checking if this is permanent home or not. KLOC recommends that Hunt continue to work on the classification for 2 months, determine what needs to be mitigated and report back to us. There will be no additional charge by Hunt for this.

Illig moved and Urbana seconded adjournment at 7:40 to convene KWIC meeting.

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KEUKA LAKE OUTLET COMPACT
MEETING MINUTES - MARCH 27, 2017
TOWN OF PULTENEY

Chairman Mark Illig (Pulteney) called the meeting to order at 7:00 pm. Commissioners were present: John Webster (Urbana), Steve Butchko, (Wayne), Phil Warren (Barrington), Anne Green (Hammondsport), Patrick Killen (Jerusalem), Leigh Mackerchar (PennYan), Gate Keepers Brent Bodine and Bill Jensen also attended. Guests at the meeting included Bill Weber, Jeff Cederstrand, Janet Stone, Mark Doodun, Bikll Laffin, and Dennis Carlson. Milo was unrepresented.

Following the Pledge to the Flag, the minutes of February 27 were corrected for two spelling errors and then approved (the minutes on the web site are corrected) The Bookkeeper's written report was reviewed and on motion of Hammondsport and second by Pulteney was approved.

Gate Keeper's Report - the gates have been opened and will remain open as long as it is raining. It was discovered that the a bank of about 15 feet in the outlet has been eroding and is infringing on the trail. This is really a Village of Penn Yan issue - It has applied to FEMA for reimbursement of repair costs. NYSEG has finished its project in the outlet and is removing the structures it built.

Update on Dam reclassification - No one did investigate the status of the lone trailer which is the Flood Plain but will. Hunt Engineers had said it was going to wait a couple of months any way before responding to initial finding of the DEC.

OPENING BIDS for the masonry repairs of the dam. 3 bids were received:

- John P. Wetzel Elmira \$78,255
- Ramsey Construction Lakeville \$81,100
- J B Enterprises Elmira \$99,000

All signed the non-collusive statement. All were timely and no addendums. Since all were over the estimated work and we don't have the money all bids were refused. Possible funding sources were discussed; also it was suggested that the work be expanded after examining other areas of the outlet; it appears the largest cost is with the coffer dam. On motion of Jerusalem and second by Pulteney the gate keepers were advised to shoot the gunite and advise The Army Corps of Engineers that we tried and to ask for suggestions for funding the project.

Future Meetings - the chair suggested that we need only bimonthly meetings until further notice. All agreed. Next KLOC meeting will be May 22 at Milo Town Hall.
Meeting adjourned at 7:35 pm for the KWIC Meeting.

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SECOND DRAFT
KEUKA LAKE OUTLET COMPACT
MINUTES - May, 22, 2017
TOWN OF MILO

Chair Mark Illig called the meeting to order at 7:10PM. Commissioners present were Butchko (Wayne), Leslie Church (Milo), Mark Illig (Pulteney), Nate Olney (Barrington), Anne Green (Hammondsport), Patrick Killen (Jerusalem), Leigh Mackerchar (Penn Yan), John Webster (Urbana), Gate Managers Brent Bodine and Bill Jensen. Guests who signed in were Colby Petersen, Mark Morris, Dennis Carlson, Jeff Cedarstrand, and Andy Sprague of Sprague Insurance.

After the Pledge to the flag, the March Meeting minutes were approved on motion of Green, s/ Webster. The Bookkeepers' Report was approved on m/Olney and S/Killen. Bills to pay (oral report from Jensen) Village of Penn Yan for gate upkeep for March and April of \$134.11 and ATIP for weed control up to 3 visits \$999 were approved on m/Webster s/ Church.

Gate Managers Report: The Lake level is 713.99 at mid range and one gate is open. NYSEG work is progressing but must be out of the water for the spawning window. Since we had to reject all the bids for repairs last meeting due to the cost (highest portion was for the coffer dam) the managers were authorized to develop a plan for smaller repairs on gates 1 and 2, and any area which could be reached without a coffer dam to show a good faith effort to DEC prior to the annual inspection and put out to bid using the Penn Yan procedure up to \$5000. Illig and the gate keepers were designated to talk with DEC representative at the annual inspection visit scheduled for June 27 about the full extent of needed repairs and if there is any source of money to help. It was also agreed that if an opportunity arises that a discussion of the dam reclassification decision would take place. Our engineers (Hunt) will make one more effort. Brent has been working with the engineers. Bill was recognized for management of the lake level and coordination with NYSEG's remediation project.

Easement Agreement with Iverson Development. A new easement agreement has been presented to KLOC. The purpose of the easement is to allow KLOC access across Iverson property to dredge in the gate area for the purpose of water flow. The new agreement does change the location of the easement to benefit Iverson which is acceptable. A concern was expressed that we do not want to be required to dredge more than we need which is water flow not navigation purposes. Webster moved to amend the easement to explicitly state this, second was by Killen. The motion failed 3 to 5. Butchko moved to approve the new Easement Agreement second by Illig motion carried 2 no 6 yes.

Green moved and Church seconded to adjourn at 8:35 pm.

Next KLOC meeting is July 24th at Barrington (there will be a KWIC meeting June 26 at Penn Yan.)



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**KEUKA LAKE OUTLET COMPACT
MEETING MINUTES JULY 24, 2017
BARRINGTON TOWN HALL**

Chair Mark Illig called the meeting to order at 7:00pm with the pledge to the flag. The commissioners present were Steve Butchko, (Wayne), Anne Green, (Hammondsport), Arnie Sorensen (alternate Milo), Illig, (Pulteney), Pat Killen, (Jerusalem), Leigh Mackerchar, (PennYan), John Webster, (Urbana), Nate Olney (Barrington). Gatekeeper Bill Jensen was present. Guests who signed in were Bill Laffin, Tim Cutler, Richard Osgood, Bill Weber, Jim Balyszak, Sue Lange and Mark Morris.

The minutes of May 22, 2017 were reviewed and approved on motion of Olney, second by Killen. **The financial report** was reviewed and approved on motion of Killen, second by Butchko. The bill for gate maintenance of \$614.61 was approved for payment.

Gatekeeper **Report:** On June 27 the DEC and Army Corp had its annual inspection of the Outlet. In general, all is ok. Neither organization had any solution to the issue of money for repairs which we found last meeting to be too expensive for our budget. However, the Corps reported there is a procedure for repairing the spillways using a cement that could be applied even with water still flowing. The gatekeeper will follow up and try to find a contractor who could do the repairs. Since the biggest cost was the coffer damming this may be the solution. Also we will break down the needed repairs which would prioritize the issues and might help with finding money.

A general discussion about the lake level due to excessive rain this season; it was concluded that the gatekeepers should adhere to the current rules and not adjust on prediction of rain.

Chair Illig has requested from the DEC documents concerning the **reclassification**, what we would need to do to get the reclassification; its response is due July 27. The odds are still against us.

Butchko moved, Illig seconded the following: The KLOC shall maintain **digitally created records** in their native digital format for the legally proscribed retention period of the record and KLOC shall maintain all digital records adhering to the guidelines set for in the regulations of the Record Retention and Disposition Schedule. Further KLOC designated Pat Christensen as records officer for KLOC . Carried. Illig Moved and Green seconded that payment for this task shall be \$500 for the initial work and \$500 annually for on going work. Carried.

Chair Illig discussed the **budget for 2018** and moved a 50% increase in each municipality's assessment due to the needed repairs now and in the future. Butchko seconded; carried.

Webster Moved and Illig seconded the following motion: Whereas, the KL:OC has entered into an agreement with the Army Corp of Engineers and the New York State Department of Environmental Conservation and; Whereas, said agreement requires KLOC to maintain the flow of the Keuka Lake outlet waters in a manner that moves the water efficiently out of the lake and; Furthermore noting that this agreement mentions nothing about KLOC being required to make the outlet navigable for marine crafts; Therefore, be it resolved that KLOC will not financially support any activity that would be primarily directed at increasing the navigational characteristics of the outlet. Wayne, Hammondsport, Urbana, Jerusalem, Barrington, Pulteney voted yes and Penn Yan voted no. Carried.

On motion of Butchko, second by Webster the meeting adjourned at 8:02pm. Next meeting is September 25th.

 APPROVED

DRAFT
KEUKA LAKE OUTLET COMPACT
MINUTES - SEPTEMBER 25, 2017
TOWN OF URBANA HALL

Chairman Mark Illig called the meeting to order at 7:25pm, following the KWIC meeting. Commissioners present were Steve Butchko, Wayne; John Webster, Urbana; Leslie Church, Milo; Mark Illig, Pulteney; Nate Olney, Barrington; Anne Green, Hammondsport; Patrick Killen, Jerusalem; and Leigh Mackerchar, Penn Yan. Bill Jensen and Brent Bodine, Gate managers and Chris Bond of Hunt Engineers were present. Guests who signed in were Bill Weber, Bill Laffin, Tim Cutler, and Mark Morris.

The minutes of the July 24, 2017 meeting were approved. The bookkeepers report was reviewed and accepted. There were no bills to be approved.

Chairman Illig reminded the Board that the KLOC assessment for 2018 will be 50% higher this year.

Gate Managers Report. Lake level is at the low end of curve due to no rain and the gate opening due to the sewage spill. The weed control at the gates has been done twice and will be done again. The routine inspection this summer was uneventful and no DEC suggestions were made.

The reclassification of the dam: There was no lowering of the hazard classification. Chris Bond of Hunt Engineers said that DEC would not discuss the report. However one item noted was there was no ownership info on file - he was directed to use the Chair's name and the Town of Milo's address. Other items reflected that we didn't list specific page etc when referencing the Army Corps of Engineers report. Can be fixed. The big issue is still the single trailer that is in the flood plain. The managers and town of Milo will determine ownership, the cost of moving trailer with owners permission. This would be compared to the cost savings to Penn Yan on the insurance. It was also urged that the report be shared with the other municipalities on the Outlet. Mr. Bond will also send flash drives of the DEC report with municipalities which are interested.

On motion of Butchko and second by Mackerchar the meeting adjourned at 8:00pm!!!!

Next KLOC meeting is November 27th in Pulteney. (KWIC will meet October 23 in Hammondsport)