

Rushford Lake Recreation District  
"Special" Meeting  
January 7, 2006

Chairman, Robert Dearstyne called the meeting to order at 10:20 AM. All joined in the Pledge of Allegiance.

Present: Robert Dearstyne, Chair  
Dick Boas, Commissioner  
Gene Morton, Commissioner  
Rick Gaczewski, Commissioner  
Bill Szabo, Treasurer

Absent: Bill Sikorski, Vice Chair  
Rhonda Kozlowski, Secretary

Guests: Maggie Krzyanowski

Upon motion by Rick Gaczewski, the Board moved into executive session at 10:25 PM for discussion of legal and personnel issues.

Upon motion by Dick Boas, the Board returned to regular session at 1:00 PM.

Brief discussion was held concerning the winter lake level. Upon motion by Dick Boas approval was given to let the lake level rise to 1412'.

Motion by Dick Boas to adjourn at 1:05 PM. Second by Rick Gaczewski. Carried.

Minutes taken by Dick Boas; transcribed and submitted by Rhonda Kozlowski.

*Rhonda Kozlowski,  
District Secretary*

Rushford Lake Recreation District  
Regular Meeting  
January 12, 2006

Chairman, Robert Dearstyne called the meeting to order at 7:32 PM. All joined in the Pledge of Allegiance.

Present: Robert Dearstyne, Chair William Szabo, Treasurer  
William Sikorski, Vice Chair Rhonda Kozlowski, Secretary  
Dick Boas, Commissioner  
Gene Morton, Commissioner  
Rick Gaczewski, Commissioner

Guests: Deb Aumick Dan Colangelo Maggie Krzyzanowski  
Janet Gaczewski Donna Dearstyne Herb Schaub

Made an addition to the November 17, 2005 minutes; approved as amended upon motion by Dick.

The January 7, 2006 meeting minutes were approved upon motion by Dick.

**Requests**

Crandall, Doug and Mary Ann. 8831 Dam Road. Area A. B005. License for use of slip at Caneadea Community Dock was approved upon motion by Dick. Note: Rick abstained from the vote as he is a member of this community dock.

Jarosz, James. 8021 Tate Road. Area A. L459. Approved drainage for natural water run-off upon motion by Dick.

Fusco, Joseph and Nancy. 8071 Ryan Road. Area B. L434. License for use of dock was approved upon motion by Rick.

Wissert, Rusty and Joan. 8208 Parkside Drive. Area G. B313. License for use of slip at Oakstreet Marina was approved upon motion by Rick.

Young, Cynthia. 8178 Trail 1. Area H. L180. License for use of dock was approved upon motion by Rick.

Smith, Harmon and Tina. 8591 Sunset Road. Area K. L033. License for use of dock was approved upon motion by Rick.

Colangelo, Dan. Previously tabled request for a covered dock was approved upon motion by Dick with the stipulation that the three trees removed be replaced. Mr. Colangelo asked if the planting of red maples was agreeable. All agreed that either sugar or red maples are acceptable.

Schaub, Herb. Mr. Schaub noted the proposed dock will be in the same spot as the existing one. Rick noted it will be four feet longer than the existing. After further study, the Board agreed the dock as proposed would pose no navigational hazard. The plan was approved upon motion by Dick.

Mika, David and Melissa. 8128 B County Road 49. Area J. B402. License for use of dock was approved upon motion by Dick.

Blidy, James and Jean. 8159 Lakeshore Drive. Area G. B215. License for use of dock was approved upon motion by Dick.

Tomaka, Eileen Smith. 8187 Trail 3. Area H. B342. License for use of shared dock was approved upon motion by Rick.

Smith, Gerald T. 8187 Trail 3. Area H. B342. License for use of shared dock was approved upon motion by Dick.

### **Old Business**

Agreed with the plan presented by Larry Stephens for the "Larry Stephens" group dock.

Augugliaro, Richard and Sarah. 8170 Trail 5. Area H. B365. Plan for a boat lift was approved upon motion by Rick.

Mescall/Jaros. Trail 5. Area H. Agreement submitted. Approved plan for hoist upon motion by Dick.

Cox, Bruce. 8050 Klein Road. Area K. L058. Noted the previous breakwall plan submitted may have some changes. A new drawing will be submitted.

Upon motion by Dick all voted to discontinue the Milton-Cat service contract for the generator.

Bill Sikorski reported on the repairs at the dam. Sixty feet has been re-pointed. A large amount of brick has been replaced. Noted the ice ball formation has stopped. Upon motion by Dick payment for the brick work was approved.

Noted there has been a positive response from the state regarding grant monies. There will be a pre-bid meeting in February for the Spillway Gate Guide project.

The EAP will be updated. The Secretary will forward the changes to Bill before the February meeting.

Upon motion by Dick approval was given for placing the bid ad in three newspapers (Buffalo, Rochester, Olean).

### **Historical**

Deb Aumick reported on her meeting with Caneadea Historian Gert Hall and the County Historian. It was noted the County Historian has offered to copy many of the documents and photos for the RLRD at no cost.

Maggie Krzyzanowski, Landowners President asked for a list of all Commissioners past and present.

**New Business**

Reported on a meeting with Senator Young. Noted she was charming, conscientious and helpful. Briefly discussed the plan to host a tour of the dam for Senator Young. A picnic may follow.

Noted this year it is the 25<sup>th</sup> Anniversary of the formation of the RLRD.

Noted the S Valve monitoring device is soon to be installed.

All articles for the newsletter should be to Rhonda by March 15<sup>th</sup>.

Discussed incorporating the 25<sup>th</sup> Anniversary with the Senator Young visit.

Discussed preparing the Resolution for multi-hulled boats.

Named John Kozlowski to develop a Ecology/Habitat Committee.

Agreed to review the permit renewal policy.

Discussed the lake level. Agreed to bring the level up as long as there is no ice. Rick noted the level is presently at 1413'. Upon motion by Gene, the level will be allowed to rise to 1415' and held at that level. To be reviewed again at February's meeting.

**Finance**

Bill Szabo submitted disbursements for Board approval.

**Open Forum**

No Comments

Motion to enter executive session for legal discussion at 9:14 PM by Dick. Returned to regular session at 9:58 PM upon motion by Dick.

Agreed to have Bob send a letter to Mr. Presutti giving permission to pursue an RLRD review.

Adjourned at 9:59 PM.

Submitted by,

Rhonda Kozlowski, District Secretary

Rushford Lake Recreation District  
Regular Meeting  
February 16, 2006

Meeting was called to order at 7:30 PM by Chairman, Robert Dearstyne. All joined in the Pledge of Allegiance.

Present:	Robert Dearstyne, Chairman	William Szabo, Treasurer
	William Sikorski, Vice Chairman	Rhonda Kozlowski, Secretary
	Gene Morton, Commissioner	
	Richard Gaczewski Jr, Commissioner	

Guests:	Sheldon Smith	Maggie Krzyzanowski	Mark Klodzinski
	Grace Young	Deb Aumick	John Kozlowski
	Donna Dearstyne	Pat O'Connor	

Minutes of January 12, 2006 approved as written upon motion by Rick Gaczewski.

Amended agenda approved upon motion by Bill Sikorski.

**Requests**

My Residence East LLC. Request for 75' of breakwall was tabled upon motion by Rick because of being under discussion between attorneys. Discussion held. Vote as follows:  
Rick – aye, Bill – aye, Gene – Abstention, Bob – aye

My Residence East LLC. Request for 80' and 15' of breakwall behind Klingler and Darmott. Rick moved to table the request, Bill seconded the motion. Discussion held. Vote as follows:  
Rick – aye, Gene – nay, Bill – nay, Bob – nay. Motion denied.

Gene moved to approve the above request with stipulations, Bill seconded the motion. Discussion held. Vote as follows: Gene – aye, Bill – aye, Bob – aye, Rick – nay. Motion carried, the stipulations being that permission must be received in writing that Mr. Darmott and the Klingler family agree to the construction.

Discussed the encroachment by John Bernhard's dock and breakwall on the Trail 4 Community Dock. A letter will be sent asking Mr. Bernhard to attend a meeting to discuss a solution.

Call, Bob. 8210 Woodside Drive. Area G. B286. Request to replace dock was approved upon motion by Rick. He will be told to contact the DEC regarding the possible requirement of a permit for soil removal.

Weed, Robert. 8894 Balcom Beach. Area C. L395. Request for a dock license was approved upon motion by Rick.

Kell, Jessica. 8555 Noontide. Area K. B436. Request for a dock license was approved upon motion by Gene.

Reeves, Dale and Joanne. 8009 Lake Road. Area A. L465. Request for a license, dock replacement and breakwall repair was approved upon motion by Gene. Noted they need to apply with the DEC for a breakwall permit.

Swanick, Chuck. Arrowhead Bay Community Dock. Submittal of bylaws for a community dock association is appreciated. This was in response to a request made by the Board for all community dock users to organize, adopt by-laws, and keep the Board notified of a contact person.

### **Old Business**

Deb Aumick reported that Gert Hall, Caneadea Town Historian had given her specs for when the dam was being planned. Deb presented them to the Board.

Gene reported that a history (past and current) is being requested for display during the County's Bicentennial Celebration. Agreed to put something in the time capsule as well. Deb, Gene and Rhonda will work together on this project.

Deb reported a "high tea" is being held at the Angelica Inn. It is being held in honor of the County Bicentennial and Women's History Month. She cordially invited the District Secretary.

Bill Sikorski reported on the Spillway Gate Project. To date, twelve companies have obtained bid documents. More are expected to attend the pre-bid meeting Friday, February 17, 2006.

John Kozlowski reported on the Habitat Committee. A meeting was held with ideas for structure and Christmas trees being anchored under docks. There will be a meeting Saturday, February 18<sup>th</sup> at 7 PM. Joe Evans of the NYSDEC fisheries dept. will attend to answer questions and assist.

Noted the dock at the launch is in dangerous condition ie: nails sticking out, boards sticking up, etc. Rick noted he will be fixing the dock.

Noted the lake level is presently 1416.2'.

Approved a resolution for presentation to the towns limiting the size of multi-hulled watercraft. It was noted Rushford is a small inland lake. Discussed boats getting larger and larger. Boating after dark and other dangerous activities taking place on the lake. The Sheriff will be invited to a meeting to discuss concerns.

**New Business**

Upon motion by Gene the following letter was approved for inclusion in the minutes:

For the record, let the minutes show that it is the opinion of this board that Dick Boas very capably and professionally served the residents of the RLRD and the Rushford Town Board with the utmost dedication and integrity. As the Commissioner appointed by the Town of Rushford, he served honorably and unselfishly for nine years, without any personal agenda while showing exceptional knowledge and judgment in applying RLRD rules and regulations. Dick will be missed, and this board is diminished by his absence.

The "Oath of Office" was administered to Michael Abraszek, Town of Rushford appointee to the Board of Commissioners. He was welcomed to the Board, and he stated that he is here to learn and help. He stated it is his desire that all work together.

Bob noted that this board tries to dutifully conduct business and serve in an advisory capacity.

Rick reported that a new alarm system is needed at the dam. Bob noted it would be timely to do so considering the requirements of the emergency action plan.

Gene suggested pursuing funds through Homeland Security, etc for the alarm expense. Rick will research prices. Deb will look into grants with law enforcement personnel.

Agreed to change the locks at the dam. Discussed a lift for taking equipment down the stairs to the dam. A winch set up was suggested. It needs to be a 150' lift with ½ ton capacity.

Bill Sikorski will look into pricing for a pager for Bob Pomeroy.

Discussed changing the sign in procedure at the launch. Everyone will be required to have a receipt. Every Monday it will be a requirement to turn the monies into the District Secretary for deposit.

Discussed the Newsletter. Everyone would like the letter to be positive. Bob asked for the contribution of articles. Bob noted there had been a list generated of positive comments about the RLRD and lake.

Discussed the updated emergency action plan.

Maggie noted she has been working on the guide book. She noted many lake residents feel that county and school taxes are high, the town tax has been contained and they get something in return for the RLRD tax.

Mike agreed to speak with the Sheriff's Department regarding after hours racing on the lake and loud music.

**Open Forum**

Deb asked Mike if Rushford was adopting zoning or redoing zoning. Mike responded it is being redone to include a 1) more adequate noise ordinance and 2) adult use

Mark asked Mike what he meant by a statement at the town board meeting that the RLRD is micro managing. Mike stated he thought hiring someone to do dock inspections, breakwall inspections, etc was perhaps a better way to do things.

Sheldon Smith initiated further discussion regarding his client's requests.

Maggie asked if a banner of upcoming events would be allowed at the launch. The Board asked that she put in a written request.

Sheldon Smith noted Rick earlier stated he wish he had taken notes during inspections. Sheldon suggested they always take notes and/or photos. He stated he notices that Rick does most of the inspections and gives him credit.

Upon motion by Rick the board moved into executive session at 9:52 PM. Returned to regular session at 10:47 PM upon motion by Rick and adjourned.

\*The Board asks that the record show Mr. Sheldon Smith continued to stay after executive session had been called and continued trying to debate a request submitted by his client, My Residence East, LLC. He remained after being asked to leave by two Commissioners.

Submitted by,

Rhonda Kozlowski  
District Secretary



Rushford Lake Recreation District  
Regular Meeting  
March 16, 2006

Meeting called to order at 7:30 PM by Chairman, Robert Dearstyne.

All joined in the Pledge of Allegiance.

Present: Robert Dearstyne, Chair William Szabo, Treasurer  
William Sikorski, Vice Chair Rhonda Kozlowski, Secretary  
Gene Morton, Commissioner  
Richard Gaczewski Jr, Commissioner  
Michael Abraszek, Commissioner

Guests: Larry Kowal Mike Groves Richard Malter  
Cindy Young Bill McArthur Mike Holmes  
Bill Witkopf William Tucker Janet Gaczewski  
Maggie Krzyzanowski John Kozlowski  
Donna Dearstyne Adam Gaczewski Bob Weed

Agenda approved upon motion by Rick. Minutes stand as written.

**Requests:**

Pleasant Marine Association. Area G. B211-218. New floating dock approved upon motion by Rick.

B & L Realty. 8158 Weiser Drive. Area G. B284. License for shared dock approved upon motion by Rick.

Deer Valley Ranch East LLC. 8178 Trail 3. Area H. B352. The request for a transfer of license, dock removal and position on Trail 2 Community Dock was tabled upon motion by Rick because of an incomplete application. County septic approval certificate is needed and there is no Trail 2 community dock.

Young, Cindy. 8178 Trail 1. Area H. L180. Upon motion by Rick approval was given for breakwall replacement providing the DEC also approves.

Walczyk, Rick and Lorraine. 8120 Woodside Drive. Area G. B246. Upon motion by Rick, approval was given for dock license.

Baldwin, Ronald and Bonnie. 8060 County Road 49. Area J. L072. Upon motion by Gene the request for dock construction was approved pending submittal of a to scale drawing showing a distance of five feet from the property lines on both ends.

Tussing, Tom. 8037 Sunset Drive. Area K. B398. License approved upon motion by Rick.

Cansdale, Tim and Suzanne. 8034 Klein Road. Area K. Dock construction approved upon motion by Rick.

### **Old Business**

The south valve monitor has been sent in for repair.

The lake level is 1420.5 as of March 16. The valves and gates will be closed this weekend.

The National Weather Service is predicting below normal run-off and precipitation.

Discussed new rule for launch. People must sign in and must receive a receipt.

Bill Sikorski reported on the inspection of the Rush Creek Inlet. He noted photos are needed and retention fabric may be needed.

Maggie noted the 25<sup>th</sup> Anniversary celebration for past Directors and Commissioners will be July 8<sup>th</sup>. More info to come.

Articles for the District newsletter are needed by the April meeting.

One proposal received for the Dam Security System.

Discussed purchasing a pager for Bob Pomeroy.

Will invite Sheriff to the April meeting.

Mike noted the town may be able to subsidize for Gary Clinton to patrol the lake.

Rick noted he repaired the dock at the launch.

Discussed the re-sprouting stump and hoist with Grace Young. All agreed the hoist being off by three inches is acceptable and the tree appears to be re-growing.

Upon motion by Bill, Alan Percy's breakwall plan was accepted. It has been approved by the DEC.

Discussed Mike Valvo's request for tree removal. Upon motion by Rick approval was given to remove the two trees from a previous request.

Gene – nay

Bob – abstained

Rick – aye

Bill – aye

Mike - aye

### **New Business**

Opened bids for the spillway gate project. They are as follows:

Hohl Industries = \$942,900.

STC Construction = \$705,500.

L C Whitford Company = \$893,887.

Notice of award will be by April 21, 2006.

### **Committee Reports**

John Kozlowski reported on the meeting with Joe Evans of the DEC regarding structure for habitat. To try to create structure for fish will make them easier to find, but also creates a risk of reducing the population. Structure is not recommended although an occasional Christmas tree under a dock is acceptable. It was noted Joe commended the Board on their management of the lake.

### **Fall Drawdown**

Discussed drawing the lake down the Monday after Labor Day (September 12). The Army Corps at Mount Morris Dam need the information by May 1.

Gene noted there is work being done on the bridge in Caneadea and they should be notified also.

### **Finance**

Upon motion by Rick approval was given for the 2005 financial results presented by Bill Szabo. Disbursements were submitted for board approval.

Open Forum: Larry Kowal stated a former board required the breakwall and dock be done the way they are and stated they were not fixing it. He further stated the town had put in a pipe and created run-off that has damaged the dock and breakwall. He stated this had also damaged the neighbors' breakwall and his lift is ready to fall over. Further investigation will be done. It was suggested it be shored up with cross bracing for now for safety's sake. Mr. Kowal again stated he was not fixing it. Mr. Kowal stated Mr. Dusel had to put in drainage pipe because of what the town did.

Grace asked about the status of shed removal. The Board will look into legal action (trespass).

Adjourned upon motion by Rick at 9:30 PM

Submitted by,

Rhonda Kozlowski, District Secretary

Rushford Lake Recreation District  
Regular Meeting  
April 20, 2006

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Meeting called to order at 7:30 PM by Chairman, Robert Dearstyne. All joined in the Pledge of Allegiance.

Present:	Robert Dearstyne, Chair	William Szabo, Treasurer
	William Sikorski Jr, Vice Chair	Rhonda Kozlowski, Secretary
	Gene Morton, Commissioner	
	Richard Gaczewski Jr, Commissioner	
	Michael Abraszek, Commissioner	
Guests:	Russ Heslin, Tax Assessor	Donna Dearstyne
	Janet Gaczewski	Maggie Krzyzanowski
	Grace Young	David Gleed
	Sandy Gleed	Carl Salzmann
	Mary Witkopf	William Witkopf
	Mike Holmes	Randy Belmont, Allegany Co. Sheriff

Agenda approved upon motion by Rick.

Minutes stand as written.

Russell Heslin gave a presentation on assessments compared to selling prices. He noted re-evaluations are required by State law every six years; however when there is a great variance between the assessments and the selling price a re-evaluation is necessary. In the last couple years sale price has been more than double the assessed evaluation a great percentage of the time. This forces assessments up.

The County Sheriff stated the lake patrol will be in place this year. Discussed safety concerns and the possibility of added patrol hours in connection with DWI patrols.

### Requests

Agreed to send a letter to the Price family (Balcom Beach) to remove the material remaining on the lake bed and advise when leaving it would be wise to remove and store the patio furniture. The furniture has blown off the deck creating a safety hazard.

Wright, John. 8507 Glen Road. Area E. Request to construct dock and stairs was approved upon motion by Rick. He will be reminded to apply for a DEC permit.

Gleed, David. 8148 Lakeshore Drive. Area G. L213. Request to install two PWC lifts was approved upon motion by Bill.

Powers, David. 8272 Barber Hill Road. Area I. B383. Request for license was unnecessary. This is outside the District and privately owned.

Tuzzolino, Joe. 8148 B County Road 49. Area J. L106. Agreed to thank him for his cooperation and consideration. Upon motion by Rick deck construction was approved.

Moffatt, Lee and Samantha. 8608 Sunset Drive. Area K. B471. Upon motion by Bill, the request for a license was tabled pending an inspection. Mike will inspect. Rick noted he would abstain from any vote for the reason his parents have a slip at this dock.

Lakeside Partners LP. Area K. B416, 417, 418, 419 and L051. Noted these docks are license to individuals. Upon motion by Rick the request to license these to Lakeside Partners was tabled for 90 days for review and agreement from the individuals involved.

### **Old Business**

Agreed to send a second letter "certified, return receipt" to John Bernhard regarding infringements.

Agreed to send a letter to Ronald Baldwin that an adjusted plan must be submitted or the request will not be approved.

Agreed to a site visit by the Board when the lake is up. They will inspect Norman Leyh's hoist etc.

The S valve monitor has been repaired.

The lake level is presently 1430.4'.

Discussed launch registry procedures. Rick noted he was not sure if the same attendants would be able to work this year.

Bill took photos of the Rush Creek Inlet; the project will require some big machinery; discussed borrowing county equipment.

Bill agreed to submit an article on the dam repair project for the Newsletter.

Rick noted there has still been only one price quote for the dam security system.

All agreed to a group inspection at the Weiser Community Dock. Mike will check with town employees regarding the drain/slucice (?) pipe.

**Committee Reports**

Historical – No report

Legislative – No report

Ecology / Habitat – No report

**New Business**

Noted that the Landowners Directors' Dinner will be May 13. All Commissioners are invited.

Bill gave a report on the dam spillway repair. Bids were above estimate, met with low bidder and determined there is no "wobble" room, low bidder was highly thought of when checking past projects they worked on, will proceed.

Bob suggested creating a "lake resident" packet with info for newcomers to the lake.

Fall 2006 draw down will be the week after Labor Day.

Approved a new system for launch passes; will eliminate stickers; ID card has been developed. All agreed to give this a try.

The Board agreed to send notes of appreciation to Rick Walczyk for donating 32 bags of concrete and to Brian Morton for diagnosing the generator problem. Gene abstained from comment.

**Finance**

Bill Szabo noted he will be discussing some of the engineering fees with Hatch Acres; submitted disbursements for Board approval.

**Open Forum**

Noted positive comments from Ed Schmidbauer regarding his appreciation of the Board. He noted he appreciated Bill Sikorski's dedication to maintaining and repairing the dam; he stated without the dam, there would be no lake. He stated he knows they all work very, very hard.

Upon motion by Rick moved to executive session at 9:25 PM for discussion of litigation.

Returned to regular session and adjourned at 10:10 PM upon motion by Rick.

Submitted by

Rhonda Kozlowski

District Secretary

Rushford Lake Recreation District  
Regular Meeting  
May 19, 2006

The meeting was called to order at 7:32 PM by Vice Chairman, William Sikorski.

Present: William Sikorski, Vice Chair William Szabo, Treasurer  
Rick Gaczewski, Commissioner Rhonda Kozlowski, Secretary  
Gene Morton, Commissioner  
Mike Abraszek, Commissioner

Absent: Bob Dearstyne

Guests: Jan Zimmerman David T. Pullen Cal Reigle  
Bill Jahnke Aaron Jahnke Bill Witkopf  
Maggie Krzyzanowski Mike Holmes  
Dale McIntyre Janet Gaczewski Mark Klodzinski  
Chet Weir Donna Weir Richard D. Clapp  
Jack Liguori Adam Michael Meyer  
Tim Franger Terry Franger

Agenda approved upon motion by Gene. Minutes accepted as written.

Requests

Sobczyk, John and Elaine. 8596 Noontide. Area K. B473. License. Tabled pending receipt of hoist request.

O'Connor, Patrick. 8806 Balcom Beach. Area C. L354. Request to install hoist was tabled pending a letter from the neighbor stating they have no problem with the proposed hoist placement.

Dearstyne, Robert. 8165 Trail 4. Area H. L173. Request to install a PWC lift was approved upon motion by Mike.

Moffatt, Lee and Samantha. 8608 Sunset Drive. Area K. B471. Request for license approved upon motion by Mike with Rick abstaining from the vote.

Loftus, Martin. 8001 Lake Road. Area A. L468. Request for installation of electric to lamp post at water's edge was approved upon motion by Gene.

Old Business

Discussed zoning and dock inspections.



Reported the S valve has been reprogrammed and the graph equipment has been sent for repair.

Lake level is 1435.5’.

There has only been one response for installing the security at the dam. Upon motion by Mike, approval was given to purchase from the lone bidder. Rick will make the arrangements.

Briefly discussed the District newsletter. Bill Sikorski and Mark Klodzinski will submit articles ASAP.

Gene presented a package of historical papers presented to him by the Caneadea Town Historian, Gert Hall. Upon motion by Rick a reimbursement for the copies will be submitted to Mrs. Hall.

#### Committees

Historical and Legislative – No report

Environmental - John Kozlowski reported Joe Evans of the NYSDEC will be submitting information about the latest fish testing done.

Discussed community dock bylaws with Mr. Pullen and Mr. Zimmerman.

#### New Business

Reported assurance of go ahead by June from the state. A verification of the grant and date for receipt of funds will be requested.

Noted a “firm” date is requested by the Army Corps of Engineers for the fall draw down.

Agreed Rick will compose a letter to Barretts and the Community dock next to them regarding the extension to the dock.

#### Finance

Bill Szabo submitted disbursements for board approval.

#### Open Forum

Dick Clapp asked about the water level. Rick explained the problem with the gates and the ability to control inflow. He further explained how there was very little snow for

meltdown and it has been an extremely dry spring. The lake was allowed to start filling in early March.

Jack Liguori informed the board that the town is taking part of his home through imminent domain. He reported the reason was to enhance access to Rushford Lake. He asked the Board opinion and position on the matter. The Board informed Mr. Liguori that they had no knowledge and further commented they believed it to be a legal issue.

Adjourned at 9:19 PM upon motion by Mike.

Submitted by,

Rhonda Kozlowski  
District Secretary

Rushford Lake Recreation District  
Regular Meeting  
June 16, 2006

Meeting was called to order at 7:35 PM by Chairman, Robert Dearstyne. All joined in the Pledge of Allegiance.

Present: Robert Dearstyne, Chair William Szabo, Treasurer  
William Sikorski, Vice Chair Rhonda Kozlowski, Secretary  
Rick Gaczewski, Commissioner  
Michael Abraszek, Commissioner

Absent: Gene Morton

Guests: Gordy Klein Donna Klein Susan Wolf Cal Reigle  
JoAnn Passmore Donald Passmore Bill Witkopf Mary Witkopf  
Deb Aumick Scott Walter Julie Walter Bob Penton  
Carol Penton Diane Michalek Ceil Grzybek Barbara Cox  
Jan Zimmerman Martin Loftus Mary Loftus Tom Wirth  
Judy Wirth Larry Stephens Jerry Albertson Ellie Albertson  
John Davies Kathleen Davies Dick Harrington Jeanne Harrington  
David Hirsch Jon Temple Mary Finn Donald Finn  
James Mitchell Joyce Mitchell Donna Dearstyne Amanda Dearmyer  
Thomas Thomas Mike Holmes Don Cronk Paul Fruehauf  
Dianne Fruehauf Emil Ziembo Dr. John Hunter Bill Craig  
Carol Craig Michael Valvo Joyce Valvo Ruth Duke  
Rob Waldmiller Judy Waldmiller Chet Weir Donna Weir  
Father Art Smith Maggie Krzyzanowski Phil Mooar  
Janet Gaczewski Mark Klodzinski

Approved agenda. Minutes stand as written.

Requests

**Young, Dale and Grace.** 8583 Sunset. Area K. L036. Request for new leach field was approved upon motion by Rick. Request for hoist was tabled. It was noted the hoist is already in the water and not positioned where proposed. A letter will be sent regarding the hoist being placed before a permit was issued and its position.

**Sobczyk, John and Elaine.** 8596 Noontide. Area K. B473. Request for a license was tabled pending a request being submitted for the hoist upon motion by Bill. Note: Rick abstained from the vote.

**Zimmerman, Jan.** 8575 Noontide. Area K. B468. Request for a license was approved upon motion by Rick. It was noted basic repairs will be done and community dock agreement will be submitted.

**Mulcahy, Lawrence Lee.** 8838 Balcom Beach. Area C. L376. Request for a license was approved upon motion by Bill.

**O'Connor, Patrick.** 8806 Balcom Beach. Area C. L354. Request for hoist installation remains tabled. An agreement from the neighbor is required.

**Accorsi**, Luis. 8555 Glen Road. Area E. L298. Request for a license was tabled. An easement cannot be granted until drawings are submitted showing restoration will remain within the same footprint. It was noted the stilts are well below the 1450' elevation.

**Harkin**, William and Jane. 8644 County Road 49. Area F. L260. Request for a license was tabled pending a request being submitted for the crossover between docks. A letter from the neighbor whose dock is attached showing their agreement is requested.

**Weber**, Gregory and Krista. 8158 Weiser Drive. Area G. B284. Request for a license was approved upon motion by Rick.

**Capozzi**, Theresa. 8212 Weiser Drive. Area G. B251. Tabled for community dock agreement.

### **Old Business**

A group inspection is needed for the Leyh property.

Noted concerns expressed regarding the Browning property on Ryan Road. Phil Mooar volunteered to take care of the situation.

Noted there has been no response from John Bernhard.

Rick will call Mr. Baldwin regarding his need to submit drawings.

The south valve graph equipment is repaired.

Discussed the lake level. Noted the state permit has not yet been issued for the Spillway Project. Bill explained the project to the audience.

A sequential receipt process at the launch was discussed.

No report on Rush Creek. Mike noted the County may make loan of a dozer.

Noted the 25<sup>th</sup> Anniversary Celebration will be July 8<sup>th</sup> at the Rushford Conservation Club.

The Dam Security System is to be installed June 20<sup>th</sup>.

Noted a pager has been ordered for Bob Pomeroy.

New Business

Bob explained an idea for an "new lake resident information packet".

### **Historical Committee**

Deb Aumick noted she would like something from the current Commissioners for the time capsule.

**Environmental Committee**

No report. An audience member suggested there be only catch and release on Rushford Lake for three years. An audience member asked about the report of mercury contamination. It was noted it is recommended that only one walleye per month be eaten. Further explanation is in the District Newsletter.

Discussed SEQRA and eminent domain.

Rick will telephone Ken Cassara regarding the jet ski hoist allegedly on the Cox frontage.

**Finance**

Bill Szabo submitted disbursements for Board approval. Upon motion by Rick, approval was given to pay legal fees.

Upon motion by Rick a resolution was adopted for submitting a grant application to the state and designating Bill Sikorski the official overseer.

**Open Forum**

Concerns were expressed about geese at the lake. An article is in the District Newsletter addressing these concerns.

It was asked how litigation is progressing? It was noted there is communication and the Board is hopeful.

Maggie was complimented on this year's directory. She stated to the Board "not to give up their right as lead agency (SEQRA).

Open Forum:

Discussions regarding lake level. There were expressions of appreciation for all the Board does.

Upon motion by Rick the Board moved into executive session at 9:45 PM. Returned to regular session at 10:35 PM and adjourned at 10:45 PM

Submitted by,

Rhonda Kozlowski,  
District Secretary

Rushford Lake Recreation District  
Regular Meeting  
July 14, 2006

Chairman, Robert Dearstyne called the meeting to order at 7:32 PM. All joined in the Pledge of Allegiance.

Present:        Robert Dearstyne, Chair                    William Szabo, Treasurer  
                  William Sikorski, Vice Chair                Rhonda Kozlowski, Secretary  
                  Gene Morton, Commissioner  
                  Richard Gaczewski Jr, Commissioner  
                  Michael Abraszek, Commissioner

Guests:        Jan Zimmerman            Tony DiBlasi                Richard Danni  
                  Mike Holmes              Thomas Thomas            Donna Dearstyne  
                  Janet Gaczewski        Joan Covelli                David Covelli  
                  Bob Snyder                Chet Weir                  Robert Waldmiller  
                  Judy Waldmiller        Donna Weir                Ann Ehrig  
                  Ron Ehrig                  Sherl Stephan              Dave Gleed  
                  Sandy Gleed                Cal Reigle

The agenda was amended and approved upon motion by Mike. Previous month's minutes were amended to reflect the Sobczyk request as tabled. Amended minutes were approved upon motion by Rick.

**Requests**

Jahnke, William. 8031 Edmunds Road. Area A. L444. Breakwall request approved as submitted upon motion by Rick.

Boscoe, Steve and Debra. 8048 Ryan Road. Area B. B032. Request for license was approved upon motion by Gene.

Travis, John. 8808 Balcom Beach. Area C. L365. Request for a license was approved upon motion by Rick.

O'Connor, Patrick. 8806 Balcom Beach. Area C. L364. Hoist request previously tabled for agreement with neighbor. Agreement received. Hoist request approved upon motion by Gene.

Ehrig, Ron and Ann. 8333 Route 243. Area C. L345. Request for breakwall. Discussion regarding concern that one end will be out too far. Discussed back fill. Noted the DEC states that breakwalls are to be placed not where the shoreline used to be, but where the shoreline is. With the Ehrigs agreeing to keep the board up to date and involved, the request was approved upon motion by Gene.

Ziembo, Emil. 8473 B Glen Road. Area E. L313. Request for a hoist was approved upon motion by Gene.

Cunningham, David and Margaret. 8523 Glen Road. Area E. L300. License approved upon motion by Bill.

Accorsi, Luis. 8555 Glen Road. Area E. L298. Previously tabled request for license remains tabled pending detailed plans.

Thomas, Thomas. 8477 A Glen Road. Area E. B142. Previously tabled request for license remains tabled for attorney review.

Harkin, William and Jane. 8644 County Road 49. Area F. L260. Previously tabled request for a license remains tabled pending agreement with neighbor for section connecting docks.

Capozzi, Theresa. 8212 Weiser Drive. Area G. B251. Request for license remains tabled pending community dock agreement.

Young, Dale and Grace. Sunset Road. Area K. L036. Hoist request remains tabled. The hoist was not properly positioned. It needs to be moved to where stated on application. Bill Sikorski will telephone Grace. Rick abstained from voting.

Zambito, Brad. 8595 Sunset Drive. Area K. L031. License approved upon motion by Rick.

Zimmerman, Jan. 8575 Noontide. Area K. B468. Discussed dock plans noting the dock will be six feet longer than the present dock. Noted the length of the proposed dock is acceptable. Pending DEC approval, the dock rebuild is approved upon motion by Rick.

### **Old Business**

Noted there will be a September meeting regarding the Trail 4 Community Dock and John Bernhard.

Noted Rick will contact Ron Baldwin regarding his tabled request.

Agreed to inspect the Leyh hoist situation before July is done.

Noted the graph needs to be installed for the S valve. The lake level is 1439.8'. Discussed manning the launch site. Rick noted with the lake not yet full, he did not feel there should be charging for launching. Bob noted the launch is usable and people are launching. Bill, Mike and Gene stated we should start manning the launch Fridays, Saturdays and Sundays. Agreed to start having attendants on duty the week of July 16<sup>th</sup>.

David and Joan Covelli stated instead of sharing the dock, they felt it should be theirs to use solely. They noted an agreement made years ago between prior owners made it solely theirs. The Board stated this is a shared dock and should remain so.

Discussed the Rush Creek Inlet. Bill stated it may not be repaired this year due to the deep involvement in the spillway project. Rick moved to take this off the agenda until the summer of 2007. All in favor. Carried.

Discussed security at the dam noting procedures are in place. Noted some of the fencing is missing and needs to be replaced.  
Upon motion by Rick, Bob Pomeroy will be provided a cell phone that is prepaid in place of a pager.

Discussed providing a information packet to new owners of lake property. Bob is working on generating what will go into the packet.

Discussed Hutton's Bay and controversery whether this is or is not in the District. It was noted a past Commissioner and Chairman of the Board lives in the area in question. Upon motion by Rick this will be sent to the attorneys for a legal opinion.

#### **New Business**

Noted the permit has been received for the Spillway Project. Contracts are ready to be signed and the Contractor will be ready to go in September.

Noted the O & M Manual needs updating. Draw down will be September 17, 2006.

Discussed the Balcom Beach breakwall repair project.

#### **Finance**

Discussed the grant application being prepared for submittal. Noted insurance has remained the same for the District. Submitted disbursements for Board approval. Noted the next meeting needs to include budget discussion.

#### **Open Forum**

Bob Stephan stated for the time, effort, sweat and worries he would like to say Thank You to the Board members.

Tony DiBlasi asked about acquiring a dock where there is a foreclosure taking place on the cottage. The Board explained that they are unable to assist him with this matter.



Chet Weir asked if the spillway money and contractor are both solid. The response was yes. It was noted there has been a big increase in the price of concrete.

Janet Gaczewski asked when meet the candidates would be held.....July 22, 2006 at 7 PM at the Rushford Town Hall.

Moved to executive session at 9:50 PM for legal discussion upon motion by Rick. Returned to regulars session at 10:52 upon motion by Bill. Agreed to send certified, return receipt letters to those involved in the Trail 2/3 back lot dock situation informing them of a meeting August 5, 2006 at 9 AM. Adjourned at 10:53 upon motion by Bill

Submitted by,  
Rhonda Kozlowski, District Secretary

Rushford Lake Recreation District  
Special Meeting  
August 5, 2006

Chairman, Robert Dearstyne called the meeting to order at 9:05 AM

Present: Robert Dearstyne, Chair  
William Sikorski, Vice Chair  
Richard Gaczewski Jr., Commissioner  
Michael Abraszek, Commissioner

Guests: John Klingler Bill Craig Carol Craig  
Paul Klingler Fred Dycha Sharon Dycha  
Larry Cee Paul Darmott ? Darmott (son)

Executive Session called at 9:06 AM

Rick presented a proposal illustrating dock possibilities to all attendees. A spirited discussion of concerns and issues ensued. It was decided to tour the sites involved to better understand the options. Everyone except the chairman went to the site at 10:10 AM when the meeting was adjourned.

The guests reportedly came up with several possibilities at the site and we will schedule a follow up meeting later in August to finalize their requests to present to James Kay.

Submitted by,  
Robert Dearstyne, Chair

**Rushford Lake Recreation District  
Reorganization Meeting  
August 11, 2006**

Present:        Robert Dearstyne                    William Szabo  
                  William Sikorski                        Rhonda Kozlowski  
                  Gene Morton  
                  Richard Gaczewski Jr  
                  Michael Abraszek

Guests:        Mike Holmes                            Bill Witkopf                    Mary Witkopf  
                  Mary Stanczewski                    Frank Stanczewski            Donna Dearstyne  
                  Jenny Harris                            Danny Harris                   Judy Wirth  
                  Tom Wirth                                Bob Stephan                    Scott Walter  
                  Margaret Krzyzanowski            Jeff Krzyzanowski            Jim Healy  
                  Carol Healy                              Jan Zimmermann              Thomas Thomas  
                  Bob Weed

Treasurer, William Szabo called the meeting to order at 7:33 PM. All joined in the Pledge of Allegiance. Congratulations were extended to Bob Dearstyne on his re-election. Bob Dearstyne took the oath of office. Nominations were then opened for Chairman of the Board. Rick nominated Bob Dearstyne. Gene made the second. Nominations were closed. Secretary cast one ballot. Bob Dearstyne elected Chairman.

Rick nominated Bill Sikorski for Vice Chair. Mike made the second. Nominations were closed. Secretary cast one ballot. Bill Sikorski elected Vice Chairman.

Bob Dearstyne spoke a few words about his goals for the RLRD.

The agenda was approved upon motion by Mike. Minutes were accepted as written upon motion by Gene.

**Requests**

Sabato, David and Martha. 8070 Smith Road. Area B. B402. Request for a license approved upon motion by Gene.

Fusco, Joseph and Nancy. 8071 Ryan Road. Area B. L434. Request to remove and replace fence was denied upon motion by Bill. It was noted Mr. Fusco may be unaware of where the 1450' is, and no fences on District property are allowed.

Granger, Jake. 8660 County Road 49. Area G. L266. Request to upgrade the dock was approved upon motion by Rick.

Woelfel, Bill. 8084 Lakeshore Drive. Area G. L195. Noted the diagram does not show the little metal dock. Upon motion by Bill breakwall request is approved with the suggestion he replace the entire breakwall and upgrade the small metal dock or remove it.

Herman, Lewis and Laurie. 8179 Hillcrest. Area H. B355. Request for a license was approved upon motion by Rick. Noted the encroachment by John Bernhard's breakwall prevents Hermans from being able to place their watercraft at the dock. Mr. Bernhard has agreed to meet with the Board at the September meeting.

Fraass, Robert and Carolee. 8138 C County Road 49. Area I. L100. Request to construct breakwall was approved upon motion by Rick. It was noted this was beautifully staked out for inspection.

Malta, Ellen and Wolinsky, James. 8120 C County Road 49. Area J. L095. Request for a license was approved upon motion by Rick.

Accorsi, Luis. 8555 Glen Road. Area E. L298. Request for a license remains tabled for review of plans.

Thomas, Thomas. 8477 A Glen Road. Area E. B142. Request for a license was withdrawn. Mr. Thomas and Mr. DePalmo will be submitting plans to share the dock.

Harkin, William and Jane. 8644 County Road 49. Area F. L260. Request for license remains tabled for discussion. Request and permission is needed for walkway connecting docks.

Young, Dale and Grace. 8483 Sunset Drive. Area K. L036. Hoist request and temporary catwalk remains tabled. Bill spoke with them and they have concerns. This will be discussed further at the August 26, 2006 meeting.

LLC, Deer Valley Ranch East. 8178 Trail 3. Area H. B352. License and permission for removal approved upon motion by Rick. Note: The request included retaining a space on a dock that does not exist. The RLRD reserves the right that once the dock is removed, the license reverts back to the RLRD as done with all previous requests of this nature.

### **Old Business**

Tabled request of Theresa Capozzi for a license (Arrowhead Bay) is approved upon motion by Gene.

Noted Sobczyk's need to submit a hoist request or remove hoist. It is believed the Sobczyk's expected the Marina to take care of paperwork, and the Marina is unaware that Sobczyk's did not submit paperwork. This will be straightened out.

The Moffatt hoist placement is accepted. Noted Kemp has his hoist on the wrong side and is blocking access for others. The Board agreed to work at fixing the access problem with Rick abstaining from discussion or involvement.

Noted an adjusted diagram has been submitted by Mr. Baldwin. Upon motion by Rick, the tabled request of Mr. Baldwin for dock reconstruction is approved as amended.

Mr. Morath has withdrawn his tabled request and will be submitting an adjusted request.

Board was unable to inspect the Leyh alleged infringement. Remains tabled.

### **New Business**

Rick will be setting up a date for the S valve graph installation.

Noted the Launch is going will

Discussed a "fall" newsletter. The letter is to include past and present projects at the dam such as, dam security, generator, repointing, valve house roof, tree and shrub removal, cistern at launch, etc

Bill Szabo agreed to put a report together about various dam projects for the newsletter.

The fence at the dam has been repaired and torn down again. Discussed placing in concrete, a fold over fence, the fact that the original dam design called for two spillways.

Discussed Hutton's Bay with Jenny Harris and Stanczewskis noting that Keith Cromwell's cottage is in Hutton's Bay and he was a Commissioner for many years.

Bill Sikorski reported the contracts have been signed for the spillway gate guide project. A start date of September 5 has been designated. This is when the barges will be placed, etc. Noted State Officials will be inspecting the dam Monday, August 14, 2006.

Rick reported signs with the draw down date will be done the weekend of August 19, 2006. Postcards will be prepared and mailed as soon as possible. Rick will see to this as the secretary will be off work the week of the 14<sup>th</sup>.

It was noted that the permit for work at the dam is issued by the NYS DEC and the Army Corps of Engineers.

It was noted Senator Young will be visiting the lake and dam.

Discussed the FOLA meeting October 21<sup>st</sup> at Moonwinks in Cuba. Bob will be attending. He will also attend Landowner meetings to address questions.

### **Committee Reports**

Deb Aumick reported that the time capsule for the county will be filled October 20<sup>th</sup>.

John Kozlowski reported signs at the dam and Balcom Beach need updated and suggested posting the speed limit for the lake at the launch site. Discussed conducting a fall clean up day or two with volunteers with a cook out to follow. Some expressed an interest in participating.

### **Finance**

Grant application is completed. Treasurer submitted disbursements for board approval.

### **Open Forum**

Discussed problems in Area A with people anchoring and partying and creating a nuisance.

Upon motion by Rick all agreed a letter will be sent to Kemp and Gembar that the hoist needs to be moved within two weeks of draw sown. If not moved, license may be revoked. A copy will be sent to Moffatts.

Upon motion by Rick moved to executive session at 9:11 PM. Returned to regular session at 10:15 PM. Adjourned at 10:16 PM

Submitted by,

Rhonda Kozlowski  
District Secretary

Rushford Lake Recreation District  
Budget Hearing  
August 26, 2006

Treasurer, William Szabo present a comparison of the actual financial results to the 2006 budget.

He explained that expenses are \$95,000 to 100,000 with interest coming in at approximately \$45,000.

He noted that raw materials for the spillway gate guide project have increased since the project began 2 ½ years ago.

The preliminary budget for 2007 was presented noting:

- 1) taxes remain the same
- 2) \$108,000. will be deposited into the reserve fund (for repairs and maintenance at the dam)
- 3) employees will receive 2 ½ % raises (based on inflation factor)
- 4) Caneadea Dam is inspected by the state on a regular basis

Rushford Lake Recreation District  
Regular Meeting  
*Sept.* ~~August 26,~~ 2006

Meeting called to order at 7:30 PM by Chairman, Robert Dearstyne

Present:        Robert Dearstyne, Chair                      William Szabo, Treasurer  
                    William Sikorski, Vice Chair                      Rhonda Kozlowski, Secretary  
                    Gene Morton, Commissioner  
                    Rick Gaczewski, Commissioner

Absent:        Michael Abraszek, Commissioner

Guests:        Jim Healy                      Carol Healy                      Janet Gaczewski  
                    Mary Hock                      Jim Hock                      Bob Weed  
                    Michelle Weed                      Deb Aumick                      Mark Klodzinski  
                    James Kay                      Kathy Hock                      Cal Reigle  
                    John Kozlowski                      Chet Weir                      Donna Weir  
                    John Sobczyk                      Elaine Sobczyk                      Maggie Krzyzanowski  
                    Mr. and Mrs. Waldmiller                      Phil Moorar  
                    Steven Lange

Agenda was approved upon motion by Rick. Minutes stand approved as written.

**No new Requests**

**Old Business**

Luis Accorsi request. Bill noted he had been unable to speak with him. It needs to be verified that what he is doing is jacking up the existing structure; if that is the case, it is acceptable.

Grace Young request. Bill is to meet with her Labor Day weekend.

The Sobczyk request previously tabled was approved. Note: Rick Gaczewski abstained from the vote.

Bill and Rick will look at the Norman Leyh hoist and report at the September meeting.

The S valve graph equipment is installed; Dave Andritz needs to be notified for the remote access.

Hutton Bay decision pending.

Spillway project engineer of record is Paul Dryer. Greg Gill of STC is the project manager. Reported that postcards were sent announcing the lake draw down date. Signs will be put up this week.



Reported that Senator Young may be visiting the lake and dam in September.

Reported in "info packet" is a work in progress. Discussed lake management issues and guidelines.

Discussed having a lake clean up for the fall of 2006. Volunteers will be appreciated.

Discussed the Federation of Lakes Meeting to be held in October.

Phil Mooar volunteered to submit an article for the Newsletter. All items need to be in by the first week of October.

### **New Business**

Discussed dam safety. There was an inspection of the dam August 21, 2006.

Maggie noted the Children's Fishing Derby will be held Labor Day weekend with a Grand Prize of a charter for 4 on Lake Erie. There will also be a drive for the Food Pantry.

### **Finance**

Bill Szabo submitted disbursements for Board approval. Upon motion by Gene, approval was given for payment of Hatch Acres invoices in the amount of \$10,525.22 for March, April, May and June.

Reported the Grant Application has been submitted.

### **Open Forum**

A suggestion was made to have the lake surveyed. Jim Hock stated Hutton's Bay is in the District.

Phil Mooar expressed concerns about the Rushford Trails Corporation. He suggested the Board pay close attention because it appears the toes of the District are being stepped on.

It was mentioned that the Town has no right to do what they are doing and have an agenda.

It was asked that the Commissioners take a close look at the IRS filing.

Meeting adjourned at 9:08 PM.

Submitted by,

Rhonda Kozlowski  
District Secretary

Rushford Lake Recreation District  
Regular Meeting (replaced meeting cancelled October 20, 2006)  
October 27, 2006

The meeting was called to order at 7:30 PM by Chairman, Robert Dearstyne. All joined in the Pledge of Allegiance.

Present: Bob Dearstyne, Chair Rhonda Kozlowski, Secretary  
Bill Sikorski, Vice Chair  
Gene Morton, Commissioner  
Rick Gaczewski, Commissioner

Absent: Mike Abraszek, Commissioner Bill Szabo, Treasurer

Guests: Bill Witkopf Mary Witkopf Frank Stanczewski  
Mary Stanczewski Janet Gaczewski Deb Aumick  
Esther Hallett Donna Dearstyne Bob Weed  
Michelle Weed

Approved agenda as submitted upon motion by Rick.

Minutes accepted as written upon motion by Rick.

**Requests**

Percy, Alan. 8062 Smith Road. Area B. B040. License and drainage. Approved upon motion by Rick. Noted willow tree may not be removed.

DePalmo, Lawrence. 8483 Glen Road. Area E. B142. License. Tabled for attorney review upon motion by Rick.

Thomas, Thomas. 8477A Glen Road. Area E. B142. License. Tabled for attorney review upon motion by Bill.

Unger, Kenneth. 8380 Trail 6. Area H. L259. Breakwall. Tabled upon motion by Bill. Dimensions, boundaries, etc. are needed.

LLC, My Residence East. 8192 Trail 2. Area H. L177. Remove 12 white pine trees and replace with a mixture of hardwoods and spruce tabled upon motion by Bill for future review because of being tied to other legal issues.

Deer Valley Ranch East, LLC. 8195 Trail 3. Area H. B347 and B343. Remove both docks and move docks to a space to be determined at a later date. Upon motion by Bill approval was given for licensing and dock removal. No guarantee on replacements except where they are presently located.

Hock, Kathleen. 8195 Trail 2. Area H. Construct covered dock. Noted Russell Morris cannot assign a dock license. Only the RLRD may assign dock space. Stipulation was only one dock and one to be removed. Invalid request (because dock she is asking for does not exist) denied upon motion by Rick

Ernsberger, Mark. 8342 Trail 7. Area H. L149. License and dock addition approved upon motion by Bill.

### **Old Business**

Upon motion by Bill the request by Luis Accorsi previously tabled was approved. He will be repairing and jacking up buildings.

The Harkin request was tabled pending a statement in writing that the connecting docks are acceptable to both parties.

Young

Agreed to inspect Leyh's jet ski lift.

Agreed to speak with attorney regarding Hutton's Bay and whether or not it is within the District.

Tabled the Grace Young request for a boat lift.

Discussed Trail Four and the need for plans and photos.

Mooar, Trena

Discussed the McNutt breakwall. Noted the DEC has issued fines.

Noted a community dock agreement is needed for the Gefert request.

Tabled the Trena Mooar request for a GEO Thermo unit pending receipt of a diagram.

Approved the Brad Coon license upon receipt of community dock agreement upon motion by Bill.

Rick will inspect the Woelfel dock situation. A steel dock was to have been removed.

### **Spillway Project**

Bill reported that the center pier is out, the sides are being cut out and the contractor is confident they will remain on schedule.

Noted the transducer repair needs to be done when there is easier access. It is dangerous while the spillway repair is taking place.

Noted flood maps may be obtained from FEMA.

New Business

None

Finance

No Report

Open Forum

Noted there will be a public hearing regarding Rushford's bid for eminent domain.

After questions from some residents, it was noted that Bob Pomeroy, Chief Dam Operator was given authority many years ago to choose his assistants.

Noted the application for a license to dock B340 was denied because there was no license previously issued to this dock and it has been removed by the RLRD.

Upon motion by Bill went into executive session at 8:50 PM for the discussion of legal and personnel issues.

Returned to regular session and adjourned at 9:50 PM upon motion by Gene.

Submitted by,

Rhonda Kozlowski  
District Secretary

Rushford Lake Recreation District  
Regular Meeting  
November 16, 2006

Page 1 of 4

Chairman Robert Dearstyne called the meeting to order at 7:30 PM. All joined in the Pledge of Allegiance.

Present: Robert Dearstyne, Chairman Rhonda Kozlowski, Secretary  
William Sikorski, Vice Chairman  
Gene Morton, Commissioner  
Rick Gaczewski, Commissioner

Absent: William Szabo, Treasurer Michael Abraszek, Commissioner

Guests: William Tucker Michelle Weed Bob Weed  
Mike Holmes Frank Stanczewski Mary Witkopf  
Bill Witkopf Jason Young Grace Young  
Janet Gaczewski Scott Walter Maggie Krzyzanowski  
Donna Dearstyne Carol J Healy Jim Healy  
Thomas Thomas Deb Aumick Sheldon Smith

Agenda approved upon motion by Rick.

Minutes approved as amended upon motion by Rick.

**Requests**

Tucker, William. 8888 Balcom Beach. Area C. L393. Breakwall, dock and lift construction approved upon motion by Rick.

Russell, Dana and Connie. 8834 Balcom Beach. Area C. L374. License and rebuilding of dock approved upon motion by Rick.

Healy, Kathleen. 8702 County Road 49. Area F. L278. Replacement of dock and boat lift approved upon motion by Rick.

Over, Robert and Nancy. 8684 Hillcrest. Area F. L273. Rebuilding of dock was approved upon motion by Rick.

Taraboletti, Andrew. 8596 County Road 49. Area F. L248. License and dock renovations approved upon motion by Rick. It was noted the dock is being reduced from the original plan submitted.

LLC, My Residence East. 8192 Trail 2. Area H. L177. Installation of two personal watercraft hoists approved upon motion by Bill. Vote: Bill – aye, Gene – aye, Rick – nay, Bob abstained.

Hock, Kathleen. 8195 Trail 2. Area H. Dock construction tabled upon motion by Bill.

Aronson, Robert. 8316 County Road 49. Area H. L142. Breakwall construction approved upon motion by Gene.

Moran, Dan. 8314 County Road 49. Area H. L141. Dock extension approved upon motion by Rick.

Cansdale, Tim and Suzanne. 8038 Klein Road. Area K. L053. Breakwall and dock extension approved upon motion by Gene.

Coyle, Lawrence Jr, Thomas and Cynthia. 8559 Noontide Road. Area K. B439. License request T upon motion by Rick. Community dock agreement is needed.

#### **Old Business**

Harkin request for a license tabled one more time for receipt of agreement for connector between docks.

Grace Young request for hoist was approved upon motion by Bill with it being placed where originally agreed upon.

Norman Leyh jet ski hoist situation was tabled upon motion by Rick pending an inspection. Rick agreed to inspect the area by the December meeting.

Agreed to check out the Hutton Bay questions with the attorney upon motion by Bill.

Trail 4 breakwall and dock situation was tabled upon motion by Rick.

Trena Mooar request for a GEO thermo unit remains tabled upon motion by Gene. Waiting for diagram. Rhonda will contact him again. Depths are needed.

McNutt breakwall remains tabled pending resolution with the DEC.

The Gefert request for a license was approved upon motion by Rick.

Noted Bill Woelfel has not removed the small steel dock as requested by the Board. Rick will telephone him.

DePalmo and Thomas request for the same dock was tabled upon motion by Rick pending attorney review.

Agreed Ken Unger will be contacted again regarding information needed for breakwall request. He will be notified that something is needed by December or the request will be denied.

My Residence East, LLC request to remove 12 trees remains tabled upon motion by Bill. It was noted this is all part of ongoing negotiations. Mike was to look into this and report back.

Bill gave a brief report on the spillway project; the demolition is completed, the concrete is out, the rebar for the center pier is in place and the gates are being painted. The project is presently on schedule in spite of three episodes of sabotage.

End valve transducer repair tabled until

Noted Senator Young invited to visit the lake and dam in the spring of 2007.

Balcom Beach dock t

Bob continues to work on the information packet for new residents.

Discussed requirements for the EAP.

Mentioned lake clean up.

Noted signs are needed at the end of Balcom Beach Road indicating the location of the launch.

John Bernhard attended late to discuss the breakwall and dock at Trail 4. He indicated he did not believe his breakwall was the problem, but indicated he would repair it. He asked the Board to do an onsite inspection. Bill and Rick noted they would inspect the area Saturday, November 18, at 1 PM. To date, no plans for resolution.

### **Committee Reports**

Deb Aumick noted the budget meeting for the town of Rushford went well.

No environmental report.

### **New Business**

The generator needs to be inspected again.

Bob is working on the meeting schedule for 2007.

Discussed a report of someone working on a breakwall without a permit. Board will look into this.

### **Finance**

First installment for gates has been sent out.

**Open Forum**

Grace Young asked about the removal of her neighbor's shed. Rick noted he had tried to contact Judge Barrett and she had not returned his calls. Bill suggested the RLRD attorney send a letter to Mr. L'Annunziata about requiring his removal of the shed.

Bill Witkopf asked for a copy of the minutes for October.

Discussed the transducer repair and noted it was too dangerous to attempt at this time because of having to climb up and down 30' of ladders. Rescheduled for January 2007.

Motion by Rick to move to executive session at 8:35 PM.

Returned to regular session and adjourned at 9:20 PM

Submitted by,

Rhonda Kozlowski  
District Secretary



Rushford Lake Recreation District  
Regular Meeting  
December 14, 2006

Page 1 of 3

Meeting called to order at 7:30 PM by Chairman, Robert Dearstyne. All joined in the Pledge of Allegiance.

Present: Robert Dearstyne, Chair William Szabo, Treasurer  
William Sikorski, Vice Chair Rhonda Kozlowski, Secretary  
Gene Morton, Commissioner  
Rick Gaczewski, Commissioner  
Michael Abraszek, Commissioner

Guests: Rob Davoli Bill Witkopf Mary Witkopf  
Tim Allen Teri Allen Thomas Thomas  
Donna Dearstyne Michelle Weed Bob Weed  
Jason Young Grace Young Janet Gaczewski  
Jan Zimmerman Maggie Krzyzanowski  
Deb Aumick Carol Healy Jim Healy

**Requests**

Vona, Julia. 8519 Glen Road. Area E. L296. Request for license approved upon motion by Bill Sikorski.

Woelfel, William. 8084 Lakeshore Drive. Area G. L195. Request for 72' of breakwall and replacement of existing dock within the same footprint approved upon motion by Rick.

Elliott, Michael. 8162 Lakeshore Drive. Area G. L217. Request for license, breakwall and dock work was tabled for inspection ; a letter may be sent to the DEC in the interim giving the go ahead to pursue a permit from that agency.

Loftus, Martin. 8001 Lake Road. Area A. L468. Request to add 4 feet to the right side of the existing dock was tabled pending an inspection.

Rob Davoli addressed the board concerning lake access. It was explained that right of ways are an easement to get to the water for swimming, etc. not the right to a dock.

**Old Business**

Harkin, William and Jane. 8644 County Road 49. Area F. L260. Request for license approved upon motion by Rick

Leyh, Norman. 8136 A County Road 49. Area H. B396. Upon motion by Gene it was agreed Mr. and Mrs Leyh will be sent a letter stating they have no permit for the personal watercraft hoist, and it must be removed or permission in writing from the neighbors on the same right of way must be on file.

Remaining tabled are Depalmo and Thomas dock issue, Hutton Bay questions and Trail 4 issues.

Bill Szabo will speak to Phil Mooar to find out about the GEO Thermo plan; how deep; how much pipe.

McNutt, Jack and Amelia. 8188 Lakeshore Drive. Area G. L223. License and breakwall request approved upon motion by Rick.

Unger withdrew breakwall request.

Upon motion by Mike it was agreed Deer Valley Ranch East LLC and Kathy Hock will be discussed in executive session; will return to regular session and make a decision.

Coyle, Lawrence. 8559 Noontide Road. Area K. B439. Tabled for community dock agreement upon motion by Rick.

Discussed that the Judge needs an order from the RLRD's attorney requiring Mr. LAnnunziata to remove his shed from District property. Rick was the only abstention.

The center pier at the dam has been poured. The gates are painted.

Noted there is a January target date for the signs at Balcom Beach.

Noted the generator has been serviced an inspected. Upon motion by Rick, it was agreed Bill Sikorski will contact Penn Power to look into getting a smaller tank put in for the generator.

No Historical or Legislative report.

### **Finance**

Bill Szabo presented disbursements for board approval. Bill Sikorski will contact Alon Dominitz regarding status of grant applications.

Noted the Town of Rushford will pay for 1/3 of the security cost at the dam. Mike stated to just submit a billing. Gene will discuss with the town of Caneadea for payment of 1/3 also.

**Open Forum**

Discussed lake level.

Upon motion by Rick moved to executive session at 9:17 PM for legal discussion.

Returned to regular session at 10:07 upon motion by Rick and adjourned.

Submitted by,

Rhonda Kozlowski  
District Secretary