

**Rainbow Lake Water Protection District**  
Board of Commissioners Meeting  
August 24, 2020

The Board of Commissioners meeting was called to order by Chairman Roger Gorham at 9:01 a.m. at the Brighton Town Hall. In addition to Chairman Gorham, Commissioners present included Ralph Bennett, Gordon Sawyer, Peter Shrope and Peter Geertz.

**Board Minutes**

Minutes from the meeting of the Commissioners on June 22, 2020 were unanimously approved as presented.

**Treasurer's Report:**

Treasurer Geertz reported that since the last meeting an Adirondack Daily Enterprise bill for \$9.48 was paid, leaving a current cash balance of \$45,625.73. After upcoming expenses for insurance and debt service, the anticipated year-end balance will be approximately \$22,600.00.

Peter Geertz presented a budget for 2021 providing for tax revenue of \$27,000, a 17% decrease from 2020, primarily due to lower debt service requirements on the dam improvement. The budget was unanimously approved as presented (see attached).

**DEC Representation Update:**

Roger Gorham summarized the issues associated with the DEC declining representation on the Board and indicated that Franklin County Attorney Jonathan Miller encouraged the Commissioners to propose amendments to the local law governing the Rainbow Lake Water Protection District accordingly. In order to maintain an odd number of commissioners, two potential options were presented. The first option would remove the County Representative from the Board but allow for attendance at meetings on an as needed or desired basis. The second option would remove one of the Rainbow Lake residents from the Board. Either option would provide for a DEC representative to attend on an as needed basis. After discussion the Board unanimously agreed to present Option 1 to the County Attorney (see attached). If this option was not acceptable to the County, then and only then would Option 2 be recommended to the County Legislature.

**Other:**

Roger Gorham informed the Board that he noticed that the contact sign at the fence around the dam had been removed. It was assumed that the installation of the new sign was in progress.

The next meeting date will be held between February and March, 2021 and will be scheduled at a later date.

**Adjournment:**

The meeting was adjourned at 9:33 a.m.

Respectfully submitted,  
Peter Geertz, Secretary

**RAINBOW LAKE WATER PROTECTION DISTRICT**  
**PO Box 20**  
**Rainbow Lake, NY 12976**

Proposed Budget 2021

Revenue			
Tax Revenue			\$27,000
Operating Expenses			
Minor Repairs		500	
Gate Raise/Lower, Debris Removal		1,750	
Dam Inspection		500	
			(2,750)
Administrative Expenses			
Insurance (General Liability)	\$1,100		
(Public Official)	1,900	3,000	
Accounting		800	
Other Professional Fees		250	
Office		258	
			(4,308)
Debt Service			(19,942)
Balance			\$0

Option 1: Remove both DEC and County Representation from RLWPD Board of Commissioners (as amended at meeting)

Yellow – Changed and/or eliminated wording

Green – New wording

SECTION 3. Governance:

(a) The District shall be governed by this Legislature as and when necessary by its rule making power provided for in N.Y. County Law Section 264 (A). In addition, pursuant to N.Y. County Law Section 261, this Legislature shall appoint a ~~seven (7)~~ **five (5)** Member Board of Commissioners (hereinafter referred to as “District Board”) as the administrative head or body of the District. Such appointments shall be made after receipt and review of a list of recommended appointees from Rainbow Lake Association, Inc. and after consultation with the Franklin County Real Property Tax Service, the Town Board of the Town of Franklin, the Town Board of the Town of Brighton and Region 5, Department of Environmental Conservation in Ray Brook.

~~(b) Five of such members shall be residents of the District; the sixth member shall be an employee of the Department of Environmental Conservation and the seventh member shall be an employee of the County of Franklin.~~

~~(e) The County employee designated to serve pursuant to County Law Section 261 shall receive no additional salary or compensation for services in such District capacity.~~

**(b) Members of the District Board shall be residents of the District.**

(c) The terms of such members shall be four (4) years except, however, the initial appointments may be less than four (4) years to provide that the turnover on the District Board shall not be complete.

**(d) The Franklin County Real Property Tax Services and the New York State Department of Environmental Conservation shall make staff available to participate in Board meetings on an as-needed basis to assist the Board of said District.**

~~SECTION 7. Cooperation With DEC: The State of New York, Department of Environmental Conservation, Region 5, Office of Natural Resources, c/o Mr. Dale Huyek (or his successor), Route 86, Ray Brook, NY 12977 or his successor shall be notified ten (10) days in advance of any and all District meetings and shall be allowed to attend all District meetings if not a member of the Board otherwise in attendance.~~

**SECTION 7. Cooperation with Franklin County and the DEC: The Franklin County Real Property Tax Services and the New York State Department of Environmental Conservation, Region 5, Office of Natural Resources shall be notified ten (10) days in advance of any and all District meetings and shall be allowed to attend all District meetings.**

SECTION 10. Meetings: The Board of Commissioners shall meet not less than three (3) times each year. One meeting shall be between Memorial Day and the Fourth of July each year. Another meeting shall be between the Fourth of July and Labor Day each year. Another meeting shall be between February first and April 1<sup>st</sup> of each year. ~~Five~~ **Three** Commissioners shall constitute a quorum. Action at any meeting shall be taken by not less than a full majority or at least ~~four~~ **three** votes.