

**Rainbow Lake Water Protection District**  
Board of Commissioners Meeting  
July 18, 2018

The Board of Commissioners meeting was called to order by Chairman Roger Gorham at 1:02 p.m. at the Brighton Town Hall. In addition to Chairman Gorham, Commissioners present included Ralph Bennett, Peter Shrope and Peter Geertz. Also attending was John Carr (Blue Mountain Engineering).

Minutes from the meeting of the Commissioners on June 20, 2018 were unanimously approved as presented.

**Treasurer's Report:**

Treasurer Geertz indicated that the RLWPD has a current cash balance of \$16,326.98. There have been no transactions since the last meeting on June 20, 2018.

**Dam Modification:**

John Carr reviewed his summary of the competitive process dated July 17, 2018, including the post bid questionnaire completed by the lowest acceptable bidder and the result of references received from owners of previous projects completed. Concern for time needed by steel fabricators and delivery of new stop logs were noted. No other significant concerns were raised and no grounds for rejection of the lowest bid were noted. Peter Geertz moved to recommend to the Franklin County Legislature that they accept the lowest responsible bid of \$186,000 including the two alternates presented, Ralph Bennett seconded, all commissioners present voted in favor, as did Jeanette Tummons via proxy to Roger Gorham (resolution attached).

Steps to be taken to help move the financing approval process along at the Office of the State Comptroller, including phone calls and follow-up written communication, were discussed. John Carr explained the likely process of funding and bill payment for the project and indicated that the District Commissioners may be responsible for the administration and approval of bills but the County Legislature would be responsible for the actual funding.

**Other Business:**

Monday mornings at 9 a.m. were determined to be a more convenient time for future meetings however no future meeting date has been set at this time.

Peter Geertz presented the proposed budget for 2019 (see attached). The proposed budget presents revenue and anticipated debt service in accordance with the feasibility report as prepared and revised on January 22, 2018 by Blue Mountain Engineering. The budget was approved unanimously.

John Carr noted that the original proposal for engineering fees did not anticipate or include the preparation of the feasibility report or other unanticipated non-engineering commitments of time.. He requested the opportunity to present a supplemental bill at the end of the project providing that the project remained under budget.

**Adjournment:**

The meeting was adjourned at 2:21 p.m.

Respectfully submitted,  
Peter Geertz, Secretary

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

Proposed Budget 2019

Revenue			
Tax Revenue			\$32,500
Operating Expenses			
Minor Repairs		500	
Gate Raise/Lower, Debris Removal		1,700	
Dam Inspection		<u>500</u>	
			(2,700)
Administrative Expenses			
Insurance (General Liability)	\$1,100		
(Public Official)	<u>1,900</u>	3,000	
Legal Fees		250	
Office		155	
Accounting		800	
Assessor		<u>75</u>	
			(4,280)
Debt Service			(25,520)
			<u>                    </u>
Balance			<u><u>          \$0</u></u>

Rainbow Lake Water Protection District

RESOLUTION Concerning Award of Contract  
for the Kushaqua Dam Improvements

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At a Regular meeting of the Commissioners of the Rainbow Lake Water Protection District of the County of Franklin, State of New York held on July 18, 2018,

it was moved by: PETER GEERTZ

and seconded by: RALPH BENNETT

that the following resolution be duly adopted.

WHEREAS

- The Kushaqua Dam currently does not meet NYSDEC Dam Safety Standards and improvements are required to prevent overtopping of the dam during flood events, and
- The District, acting through its consulting Engineer, has developed plans for the improvements and obtained the necessary Permits for the improvements, and
- The District and Franklin County Board of Legislators have previously determined the project to be in the best interest of the public, and
- Bids for construction of the improvements have been received and Northeast Concrete Coring and Cutting, Inc. Canton, NY has been determined to be the lowest responsible Bidder in the amounts of \$157,000 (Base Bid) \$25,000 (Alternate No. 1), and \$4,000 (Alternate No. 2), and
- The Bid amounts, including the Bid Alternates (\$186,000 total), are within the project budget established by the Rainbow Lake Water Protection District and previously approved by the Franklin County Board of Legislators.

NOW, THEREFORE, LET IT BE RESOLVED:

- The Rainbow Lake Water Protection District wishes to proceed with the dam improvements by accepting the lowest responsible Bid including the two Bid Alternates in the amount of \$186,000, and
- The Rainbow Lake Water Protection District recommends to the Franklin County Board of Legislature to award the construction contract to the lowest responsible Bidder in the amount of \$186,000 (as determined above); said award being contingent upon approval of the proposed Bond issuance by the New York State Comptroller's Office.

Rainbow Lake Water Protection District

RESOLUTION Concerning Award of Contract  
for the Kushaqua Dam Improvements

ROLL CALL VOTE:

<u>Roger Gorham</u>	<u>Aye</u>	Nay	
<u>Peter Geertz</u>	<u>Aye</u>	Nay	
<u>Peter Shrope</u>	<u>Aye</u>	Nay	
<u>Ralph Bennett</u>	<u>Aye</u>	Nay	<b>ABSENT</b>
<u>Gordon Sawyer</u>	<u>Aye</u>	Nay	<del>(via email)</del>
<u>Jeannette Tummons</u>	<u>Aye</u>	Nay	(via Proxy)

Certification

I, Peter Geertz, Secretary of the Rainbow Lake Water Protection District of Franklin County, New York do hereby certify that I have compared the foregoing resolution with the original thereof which was duly adopted by the Rainbow Lake Water Protection District at the meeting held on July 18, 2018, and that the same is a true and correct copy of said original and of the whole thereof.

Peter Geertz  
Secretary, RLWPD

Peter Geertz  
(Print)