

Rushford Lake Recreation District  
Regular Meeting  
March 20, 2008

Meeting called to order at 7:30 PM by Chair, Deb Aumick. All joined in the Pledge of Allegiance.

Present: Deb Aumick, Chair Rhonda Kozlowski, Secretary  
Rick Gaczewski, Vice Chair  
William Sikorski, Commissioner  
Gene Morton, Commissioner  
Dave Hirsch, Commissioner

Absent: William Szabo, Treasurer

Guests: Michael Hirsch Pamela Maryanski Darleen Michalak  
Jeremy Cee Don Waddell Carol Wilson  
Mike Holmes Sheila Holmes David Slotman  
Andrew Geist Bill Tompkins, Sheriff  
Chris Finnemore Richard Malter Robert Weed  
Michelle Weed Thomas Thomas John Cappellini for Earl Rhoney  
Larry Cee

Minutes approved as amended upon motion by Dave.

**Old Business**

Sheriff Tompkins spoke about contact suggestions and answered questions. He noted enforcement could be expected for this season. He reported that wake jumping by PWC operators is illegal. Also reported there will be two boater safety courses this year at the Rushford Town Hall. They will be held on May 17 and 31 from 9 until 5. Sign-ups may be conducted by contacting the RLRD secretary.

Rick reported that lumber will be delivered this coming week for the dock at the launch.

Dave reported that the committee for the dam will soon be conducting a meeting. He further noted that the dock committee will be setting up a meeting the Sunday after Easter for numbering docks.

Deb reported she contacted Senator Young's office regarding grant money. She also contacted Albany, the source of the original grant.

Discussed the generator. Agreed it needs to be inspected twice a year and under load for two hours. This will cost approximately \$620. per year. It is an extra cost for any maintenance above and beyond. Noted there is a technician for Penn Power located in Cuba, NY. Bill

Sikorski will schedule an April and an October inspection. Upon motion by Rick the inspection schedule and costs were approved.

Discussed a letter written by Mr. Cappellini, attorney for Earl Rhoney. Rick noted that under no circumstances would the Schmidbauer dock(s) be recognized as anything other than front lot. It was noted those on the dock shared with Mr. Rhoney may be able to gain access by other means. It was noted Mr. Rhoney does not want to be on the end of the dock. He wants to be on the S side. Rick noted the dock association must agree to placement of boats. It was further noted that the lake cannot accommodate bigger and bigger boats and there needs to be a restriction on size where access is limited. Carol Wilson noted she had told Mr. Rhoney they would all be willing to rotate positions on the dock.

Bill Sikorski noted that Mr. Rhoney's plan is a navigational hazard and suggested a meeting with all parties.

Cappellini stated he would ask Mr. Rhoney about the idea of rotating positions on the dock. Tabled upon motion by Bill Sikorski until all are able to meet at the site.

Discussed the Bernhard / Trail 4 situation. Upon motion by Dave, the Trail 4 permit for breakwall and dock work will be suspended until November 1, 2008.

### **New Business**

The lake level is presently 1429.2 feet. Rick reported his concern over having a full lake and expressed the belief that the level should be brought up to between 1430 and 1432 feet. When the body of ice "greens up", the level should be brought up to 1434 feet until "ice out". Bill Sikorski voiced agreement. Upon motion by Rick, approval was given to let the lake rise to 1430-1432 feet; once the ice is greening up, the level will be allowed to rise to 1434 feet until the ice is out.

Noted the Landowners Association will be celebrating 50 years with several activities planned. The Board agreed the Landowner Association may use Balcom Beach and the park area near the dam for various activities provided no limit of access to the public takes place.

Upon motion by Dave the policy will be amended to read "no equipment should remain in the lakebed overnight; if left it will be at owner's own risk."

### **Requests**

Loftus, Martin. 8001 Lake Road. Area A. L468. Request to rebuild stone barbeque pit was approved upon motion by Rick.

Geist, Andrew. 8059 Ryan Road. Area B. L438. Request to rebuild dock and remove tree was approved upon motion Rick. Advised him to clearly stake in the future.

Bliss, Donald. 8411 Glen Road. Area E. No dock. Breakwall request was denied upon motion by Rick. Once property is clearly staked showing how many feet of breakwall is requested and clearly shows property lines, a request for a breakwall will be reconsidered.

Maryanski, Pamela. 8202 Lakeshore Drive. Area G. L225. Request for license, deck and breakwall was approved upon motion by Gene. Bill Sikorski suggested fabric (rebar) before backfilling.

Hock, Kathy. 8195 Trail 2. Area H. B348. Request to install one boat hoist and two personal watercraft hoists was approved upon motion by Dave with the stipulation the hoist being placed on the south side is temporary. If at anytime Russell Morris or a future owner of the Morris property objects, it will be removed.

Flanagan, Robert. 8294 Trail 9. Area H. L133. Breakwall request was denied upon motion by Rick because it was not staked out.

### **No financial report**

### **Open Forum**

Jeremy Cee asked about applying for a dock. He was told to submit his request to the secretary.

Upon motion by Sikorski, the April 3 meeting is cancelled.

Bob Weed noted that the lake was brought up without the board agreeing to raising it. He noted he had a problem with one person bringing the lake up. He further stated he believed it a conflict for a commissioner to also be a dam operator.

The Board noted it is up to them to determine lake levels and employees.

Bob Pomeroy will be asked to attend the next meeting.

It was noted the dam operators have to use judgment taking into consideration rainfall or lack thereof.

Bob Weed started these decisions should be up to the head dam operator. It was noted the board will investigate.

It was reported that the anchors near a problem area will be pulled out.

Upon motion by Bill Sikorski moved to executive session at 9:12 PM for discussion of litigation (Weed vs RLRD).

Returned to regular session at 9:42 PM upon motion by Bill Sikorski.

Upon motion by Bill Sikorski, the board accepts the settlement agreement with Robert Weed as written. Noted the suit is settled and any terms are to remain confidential.

Adjourned 9:43 PM

Submitted by

Rhonda Kozlowski  
District Secretary