

**HUDSON RIVER-BLACK RIVER REGULATING DISTRICT
BOARD MEETING
Indian Lake Town Hall
117 Pelon Road
Indian Lake, NY 12842
June 13, 2017**

Immediately following Finance Committee Meeting scheduled for 10:00 AM
CALL TO ORDER

Chairman Mark M. Finkle called the meeting to order at 10:27 A.M.

ROLL CALL

Present: Board Chairman Mark M. Finkle; First Vice-Chair Albert J. Hayes; Second Vice-Chair David W. Berkstresser; Board Members Anthony Neddo and Jeffrey Rosenthal; Executive Director Robert J. Smullen; General Counsel Robert P. Leslie; Chief Fiscal Officer Richard J. Ferrara; Chief Engineer Robert Foltan; and Compliance Officer Stephanie Ruzicky.

Excused: John Hodgson

MOTION TO ADOPT OR REVISE THE MEETING AGENDA

Chairman Finkle asked for a motion to revise the meeting agenda to move approval of the engineering services contract for the Conklingville Spillway Foundation Remediation and Concrete Repair earlier in the meeting and to add three Resolutions concerning the financing of that project to the Finance Committee report. Mr. Rosenthal made a motion to adopt the agenda as revised. Mr. Berkstresser seconded. The Board approved the motion by unanimous vote.

PUBLIC COMMENT

Chairman Finkle opened the floor to public comments; hearing none.

APPROVAL OF THE MAY 9, 2017 REGULAR MEETING MINUTES

Chairman Finkle asked for a motion to adopt the May 9, 2017 regular meeting minutes. Mr. Rosenthal advanced the motion to approve the regular meeting minutes. Mr. Hayes seconded and the Board approved the motion by unanimous vote.

REPORT OF THE EXECUTIVE DIRECTOR

Mr. Smullen presented his report; noting that the three interns have reported for duty and are working under the direction of the Administrator out of the Sacandaga Field Office as Great Sacandaga Lake Stewards. He reported that the Great Sacandaga Lake Association's Safe Lake Initiative has marshalled community resources to provide information via numerous channels in order to encourage safety among summer lake users. Mr. Smullen assured the Board that the

Regulating District will continue to dialog with stakeholders, including the local Sheriff's offices, and provide resources to permit holders as appropriate. Mr. Smullen noted his May 20th opportunity to observe flood prevention operations on Lake Ontario by New York State Military Forces. Finally, he noted that Schnabel Engineering has submitted its proposal for the Conklingville Dam Spillway Grouting and Concrete Repair Project indicating that representatives from the firm are on hand to answer questions.

CONTRACTS

RESOLUTION TO ACCEPT SCHNABEL PROPOSAL TO PERFORM ENGINEERING SERVICES IN CONNECTION WITH THE CONKLINGVILLE SPILLWAY FOUNDATION REMEDIATION AND CONCRETE REPAIR

Mr. Foltan presented a Resolution to the Board to accept the Schnabel proposal to perform engineering services in connection with the Conklingville Spillway Foundation Remediation and Concrete Repair; noting the contract price is \$1,079,000.00. Mr. Foltan explained that the engineering work contemplated by this contract is associated with the second phase of the two phase *Conklingville Spillway Reconstruction Project* included in the Regulating District's 2015-2018 budget. The project's initial phase involves the repair of the abandoned ice sluice (*Conklingville Dam Ice Sluice Repair Project*). The initial phase will commence in June 2017. The second phase of construction involves spillway foundation remediation and the repair and replacement of deteriorated concrete.

Mr. Foltan reminded the Board that it authorized staff to procure engineering services to complete the second phase engineering design by Resolution in December 2015. By June 2016, the Board conditionally awarded the engineering design work to Schnabel Engineering. Staff has worked closely with Schnabel to develop a comprehensive engineering design plan. Working with Schnabel in a series of meetings the Regulating District has established a sequential schedule of tasks to fit Schnabel's scope of work within the Regulating District's budgetary process. Schnabel will perform necessary site and subsurface investigations and evaluate structural concrete and bedrock foundation conditions. Schnabel will also develop conceptual designs for spillway and foundation remediation. Work tasks include:

- Project Management
- Information Review and Visual Inspection
- Development of Site Exploration Plan
- Site Exploration Program
- Engineering Analysis and Evaluations
- Conceptual Design

Mr. Foltan recommended that the Board accept the Schnabel proposal to provide the services detailed in its proposal for a not-to-exceed price of \$1,079,000. Mr. Foltan then turned the floor over to Schnabel's representatives, David Railsback & Michael Taylor, to present a more detailed expression of its proposed engineering program and plan.

Upon completion of the Schnabel proposal, Chairman Finkle asked for a motion. Mr. Neddo made a motion to accept Schnabel's proposal to develop and implement a site

exploration program, engineering analysis and evaluation, and conceptual design for the Conklingville Dam Spillway and to authorize the Executive Director to form a contract for the completion of the work for an amount not to exceed \$1,079,000. Mr. Berkstresser seconded the motion and the Board adopted the Resolution by unanimous vote.

RESOLUTION TO AWARD THE REGULATING DISTRICT'S INSURANCE PROGRAM FOR POLICY YEARS JULY 1, 2017 THROUGH JUNE 30, 2020

Mr. Ferrara presented two Resolutions necessary to award the Regulating District's July 1, 2017 through June 30, 2020 insurance program and to set the premium amount for the initial year. The first Resolution awards the insurance program to Cool Insuring Agency, Inc. for the initial July 1, 2017 - June 30, 2018 period and for two additional option periods ending June 30, 2019 and June 30, 2020. The second Resolution approves the expenditure of \$171,745 for the first year of that three year period.

Mr. Ferrara explained that the Regulating District engaged an insurance consultant, Patricia McCarthy, of The Compass Company, Inc., to perform a formal solicitation of the District's insurance needs. That effort resulted in the issuance of Request for Proposals (RFP) to eight (8) firms. Of those eight, firms, one (1) firm submitted a bid pursuant to the RFP. The other firms declined to submit bids. Upon review of the one bid, Patricia McCarthy has recommended that the Board award the Regulating District's Insurance Program to the incumbent firm Cool Insuring Agency Inc., for the initial July 1, 2017 through June 30, 2018 period and for two (2) option years ending June 30, 2019 and June 30, 2020. Mr. Ferrara explained that the initial insurance proposal for the upcoming fiscal year beginning July 1, 2017 is \$171,745, an 8.9% decrease over the July 1, 2016 proposal.

Chairman Finkle asked for a motion approving the first Resolution. Mr. Berkstresser made a motion to adopt the Resolution authorizing the award of the Regulating District's Insurance program for Policy Years July 1, 2017 through June 30, 2018 with the two additional option years to the Cool Insuring Agency, Inc. Mr. Neddo seconded the motion and the Board adopted the Resolution by unanimous vote.

RESOLUTION TO APPROVE INSURANCE PROPOSAL FOR POLICY YEAR JULY 1, 2017 THROUGH JUNE 30, 2018

Chairman Finkle asked for a motion approving the second Resolution. Mr. Rosenthal made a motion to adopt the Resolution authorizing the award of the Regulating District's Insurance program for the Policy Year July 1, 2017 through June 30, 2018 to the Cool Insuring Agency, Inc. for an annual premium amount of \$171,745.00. Mr. Berkstresser seconded the motion and the Board adopted the Resolution by unanimous vote.

RESOLUTION AUTHORIZING AMENDMENT TO RENEWAL OF AGREEMENT WITH UNITED STATES GEOLOGICAL SURVEY

Mr. Foltan presented the Resolution to authorize an amendment to the agreement with the U.S.G.S. concerning funding in support of the Black River gauging station at Dadville operated by the Lewis County Soil and Water Conservation District. He noted that in December, 2016 the

Board authorized staff to evaluate, select, and award Black River rating curve field survey work for the collection of flow data and the development of a stage-discharge rating curve for a Black River gauging site operated by Lewis County Soil and Water Conservation District. At that time the Board also authorized the Executive Director to spend an amount not-to-exceed \$10,000 for the work. Mr. Foltan explained that he solicited proposals from seven engineering/survey firms in January 2017, but that only one firm submitted a proposal. The proposed fee greatly exceeded the amount authorized by the Board. Mr. Foltan stated that, having had no success with a solicitation for services from engineering/survey firms, staff contacted the United States Geological Survey (USGS) regarding its capability and availability to provide flow measurement services at the Dadville site. In March, 2017 the USGS confirmed both its capability and availability to complete discharge measurements and to develop a stage-discharge rating for the Dadville site. On May 17, 2017 the USGS submitted a proposal to complete five discharge measurements at a cost of \$6,700. Additionally, USGS proposes to make three annual measurements, for the purpose of annually calibrating the rating, at a cost of \$4,600. This scope of work can be completed under the existing Joint Funding Agreement (for the period July 2015 - June 2018) between the Regulating District and the U.S. Geologic Survey.

Mr. Foltan recommended the Board accept the USGS proposed scope of work and fee. He noted that an amendment of the Regulating District's cooperative agreement for the operation of river and reservoir gauges operated by the USGS would be necessary to include the proposed scope of work in the Joint Funding Agreement. The cost to complete the five discharge measurements and three calibration measurements would be charged within the remaining billing periods of the contract (i.e., July 1, 2017 through June 30, 2018).

Chairman Finkle asked for a motion. Mr. Rosenthal made a motion to adopt the Resolution amending the USGS cooperative agreement, increasing the contract price by \$11,300.00 to a total price of \$339,841.00, and authorizing the Executive Director to execute an amendment of the Joint Funding Agreement. Mr. Hayes seconded and the Board approved the Resolution by unanimous vote.

FINANCE COMMITTEE REPORT

RESOLUTION TO APPROVE THE ANNUAL ASSESSMENT FOR THE OPERATION AND MAINTENANCE OF STORAGE RESERVOIRS IN THE HUDSON RIVER AREA FOR THE THIRD YEAR (JULY 1, 2017 - JUNE 30, 2018) OF THE THREE YEAR BUDGET PERIOD BEGINNING JULY 1, 2015

Finance Committee Chair Neddo explained that Environmental Conservation Law, Title 21, Article 15, Sections 15-2123 and 15-2125, empower the Board to annually prepare a statement showing the name of each public corporation and a description of each parcel of real estate benefited by such reservoir and the amount of operation and maintenance charges to be borne by each as determined in the apportionment. He noted that pursuant to the current Hudson River Area apportionment, the Annual Assessment for Storage Reservoirs for the Hudson River Area for the third year (July 1, 2017 - June 30, 2018) of the budget period beginning July 1, 2015 totals \$2,994,100.00. He requested that the Board approve a Resolution for the Annual Assessment for the Operation and Maintenance of Storage Reservoirs in the Hudson River Area and the amount chargeable to the state for the third year (July 1, 2017 - June 30, 2018) of the current three year

budget (July 1, 2015 - June 30, 2018).

Mr. Rosenthal made a motion to adopt the Resolution adopting the July 1, 2017 through June 30, 2018 Hudson River Area Assessment and to authorize the secretary to take such action necessary for the collection of such assessment as allowed and required by law. Mr. Hayes seconded and the Board approved the motion by unanimous vote.

RESOLUTION TO APPROVE THE STATE SHARE FOR THE OPERATION AND MAINTENANCE OF STORAGE RESERVOIRS IN THE HUDSON RIVER AREA FOR THE THIRD YEAR (JULY 1, 2017 - JUNE 30, 2018) OF THE THREE YEAR BUDGET PERIOD BEGINNING JULY 1, 2015

Finance Committee Chair Neddo submitted for Board approval the state share for the operation and maintenance of storage reservoirs in the Hudson River area for the third year (July 1, 2017 - June 30, 2018) of the Budget period beginning July 1, 2015. He explained that, pursuant to the current Hudson River Area apportionment, the Hudson River Area state share for the budget period beginning July 1, 2017 is \$852,906.00.

Mr. Berkstresser made a motion to adopt the Resolution adopting the July 1, 2017 through June 30, 2018 state share in the amount of \$852,906.00 and to authorize the secretary to take such action necessary for the collection of such assessment as allowed and required by law. Mr. Rosenthal seconded and the Board approved the motion by unanimous vote.

RESOLUTION TO APPROVE THE ANNUAL ASSESSMENT FOR THE OPERATION AND MAINTENANCE OF STORAGE RESERVOIRS IN THE BLACK RIVER AREA FOR THE THIRD YEAR (JULY 1, 2017 - JUNE 30, 2018) OF THE THREE YEAR BUDGET PERIOD BEGINNING JULY 1, 2015

Finance Committee Chair Neddo explained that Environmental Conservation Law, Title 21, Article 15, Sections 15-2123 and 15-2125, empower the Board to annually prepare a statement showing the name of each public corporation and a description of each parcel of real estate benefited by such reservoir and the amount of operation and maintenance charges to be borne by each as determined in the apportionment. He noted that pursuant to the current Black River Area apportionment, the Annual Assessment for Storage Reservoirs for the Black River Area for the third year (July 1, 2017 - June 30, 2018) of the budget period beginning July 1, 2015 totals \$921,207.00. He requested that the Board approve a Resolution for the Annual Assessment for the Operation and Maintenance of Storage Reservoirs in the Black River Area and the amount chargeable to the state for the third year (July 1, 2017 - June 30, 2018) of the current three year budget (July 1, 2015 - June 30, 2018).

Mr. Rosenthal made a motion to adopt the Resolution adopting the July 1, 2017 through June 30, 2018 Black River Area Assessment and to authorize the secretary to take such action necessary for the collection of such assessment as allowed and required by law. Mr. Berkstresser seconded and the Board approved the motion by unanimous vote.

RESOLUTION TO APPROVE THE STATE SHARE FOR THE OPERATION AND MAINTENANCE OF STORAGE RESERVOIRS IN THE BLACK RIVER AREA FOR THE THIRD YEAR (JULY 1, 2017 - JUNE 30, 2018) OF THE THREE YEAR BUDGET PERIOD BEGINNING JULY 1, 2015

Finance Committee Chair Neddo submitted for Board approval the state share for the operation and maintenance of storage reservoirs in the Black River area for the third year (July 1, 2017 - June 30, 2018) of the Budget period beginning July 1, 2015. He explained that, pursuant to the current Black River Area apportionment, the Black River Area state share for the budget period beginning July 1, 2017 is \$250,000.00.

Mr. Berkstresser made a motion to adopt the Resolution adopting the July 1, 2017 through June 30, 2018 Black River Area state share in the amount of \$250,000.00 and to authorize the secretary to take such action necessary for the collection of such assessment as allowed and required by law. Mr. Rosenthal seconded and the Board approved the motion by unanimous vote.

AN AMENDED AND RESTATED RESOLUTION AUTHORIZING THE ISSUANCE OF \$3,246,867.00 SERIAL OR STATUTORY INSTALLMENT BONDS OF THE HUDSON RIVER-BLACK RIVER REGULATING DISTRICT TO FINANCE A PORTION OF THE COST OF THE RECONSTRUCTION OF THE SPILLWAY AT THE CONKLINGVILLE DAM.

Committee Chair Neddo presented a revised bond resolution to the Board. At the Committee Chair's request, Mr. Ferrara reminded the Board that on January 7, 2015 the Board approved a bond Resolution authorizing the expenditure of \$3,246,867 to complete the Conklingville Dam Ice Sluice and Spillway Reconstruction Project. Pursuant to Local Finance Law, the bond resolution must reflect the total project cost even if the amount financed falls below that estimate. As staff finalized the project finance agreement with the Environmental Facilities Corporation, EFC noted that the project's maximum estimated cost excluded the \$1,079,000 cost of the Schnabel Engineering investigation before the Board at today's meeting. EFC insisted that such costs be included in staff's estimate of project costs even though staff anticipated such costs would be paid through existing funds outside of the amount borrowed. During subsequent conversations with EFC, staff noted that the final design and construction observation costs, estimated at \$1,000,000, should then also be included within the project costs even though staff does not expect to finance those costs. Mr. Ferrara explained that the revised bond Resolution adds these additional costs (\$2,079,000). Approval of the revised bond Resolution will delay the closing of the note because the new Resolution will require approval from the Department of Environmental Conservation and republication of notice. Mr. Ferrara noted that until closing, vendor payments associated with the note will be paid out of Regulating District funds and then reimbursed following the closing.

Mr. Hayes made a motion to adopt the Resolution authorizing issuance of \$5,325,867.00 serial or statutory installment bonds at the increased maximum estimated cost of the reconstruction of the spillway at Conklingville; \$5,325,867. Mr. Rosenthal seconded and the Committee approved the motion by unanimous vote.

RESOLUTION, DATED JUNE 13, 2017, APPROVING A SHORT-TERM PROJECT FINANCE AGREEMENT WITH THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION IN CONNECTION WITH THE FINANCING OF THE RECONSTRUCTION OF THE SPILLWAY AT THE CONKLINGVILLE DAM

Committee Chair Neddo presented a Resolution authorizing the Chief Fiscal Officer to execute and deliver the project finance agreement with the Environmental Facilities Corporation. At the Committee Chair's request, Mr. Ferrara noted that following the adoption of the initial bond Resolution on January 7, 2015, the Regulating District sought approval from DEC, but was directed by DEC to negotiate financing through the Environmental Facilities Corporation. EFC could offer the Regulating District short and long term financing at a more cost-effective rate than the Regulating District could achieve on its own. Mr. Ferrara noted that EFC's short-term rate will be 1.06% which will remain in effect until the project is substantially complete. Mr. Ferrara noted that the short-term note will convert to a long-term instrument at a rate of 2.00%. He noted that the Resolution would authorize him to execute and make changes to the PFA for the short-term portion of the note. Upon substantial completion of the project, staff will return to request Board authorization for the CFO to execute the long-term note.

Mr. Berkstresser made a motion to adopt the Resolution authorizing a short-term project finance agreement with NYS Environmental Facilities Corporation in connection with financing of the spillway reconstruction at the Conklingville Dam. Mr. Hayes seconded and the Committee approved the motion by unanimous vote.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$5,325,867.00 BOND ANTICIPATION NOTES OF THE HUDSON RIVER-BLACK RIVER REGULATING DISTRICT TO FINANCE A PORTION OF THE COST OF THE RECONSTRUCTION OF THE SPILLWAY AT THE CONKLINGVILLE DAM.

Committee Chair Neddo presented the Resolution authorizing a bond anticipation note. He noted that this Resolution is necessary to facilitate funding of costs associated with the project if bond note disbursements are not available.

Mr. Rosenthal made a motion to adopt the Resolution authorizing the issuance of \$5,325,867.00 bond anticipation notes to finance a portion of the cost of the Conklingville Dam spillway reconstruction. Mr. Hayes seconded and the Committee approved the motion by unanimous vote.

STAFF REPORTS

Mr. Leslie presented his report to the Board. He noted his review of the Project Financing Agreement with the Environmental Facilities Corporation in connection with financing the Conklingville project. Mr. Leslie reported that the U.S.C.A. DC Cir. has scheduled oral argument in the Erie v. FERC matter for September 25, 2017 and that negotiations with DEC over the use of a fishing access point for staging and the embankment for the Hawkinsville Dam Remediation continue on hold pending completion of negotiations to purchase the BREIA land bordering both the DEC and HRBRRD parcels.

Ms. Ruzycky presented her report to the Board. She noted that the first quarter fiscal year 2017/2018 utilization is \$7,284.66. Ms. Ruzycky explained that beginning June 1, 2017 and pursuant to the Governor's Executive Order 162 (Pay Equity), state contractors (and their subcontractors) are required to disclose data on the gender, race, ethnicity, job title, and salary of their employees. Ms. Ruzycky reported that the Service-Disabled Veteran-Owned Business (SDVOB) 1st Quarter report is due July 31st and that the current quarter utilization is \$1,043.92.

Mr. Ferrara presented his report to the Board. He noted that at the close of fiscal May 31, 2017, the general fund balances for the HRA and BRA were approximately \$3,516,679 and \$1,554,697 respectively. He noted that District's transactional processing and reporting are current. District bank reconciliations are complete through May 31, 2017.

Mr. Foltan presented the Chief Engineer's report to the Board. Mr. Foltan noted that the May average daily release from the Sacandaga Reservoir (Great Sacandaga Lake) was approximately 4,090 cubic feet per second (cfs). Precipitation during the month of May was above normal across the Great Sacandaga Lake and Indian Lake watersheds. The monthly inflow to Great Sacandaga Lake and Indian Lake reservoir was approximately 113% and 117% of historic average, respectively. Monthly release of water from Great Sacandaga Lake and Indian Lake measured 170% and 120% of historic average, respectively.

The May average daily release from Stillwater Reservoir was approximately 500 cfs. Monthly total precipitation measured 120%, 93%, and 114% of historic average at Stillwater, Old Forge, and Sixth Lake, respectively, as of May 22nd. Precipitation in the month of May was above average at Stillwater and Sixth Lake and below average at Old Forge. The monthly inflow to Stillwater Reservoir was approximately 126% of historic average. The inflow to Sixth Lake and Old Forge Reservoir totaled 0.12 and 0.32 billion cubic feet, respectively, in May. Release of water from Stillwater Reservoir averaged 114% of historic discharge.

Mr. Smullen presented Mr. Hodgson's report to the Board. Mr. Smullen reported that maintenance staff have utilized the work boat to assist DEC with the placement of navigation buoys at GSL and will later put the boat to use in erosion control efforts. Mr. Smullen briefly touched upon several permit encroachment matters noting that none yet rise to the point requiring Board involvement. Mr. Smullen noted that tree removal work on the north dike at Stillwater is underway.

RESOLUTION SCHEDULING DATE, TIME AND LOCATION OF THE REGULAR MEETING FOR JULY 11, 2017

Chairman Finkle asked for a motion to adopt a Resolution setting the next meeting of the Board of the Hudson River-Black River Regulating District for Tuesday, July 11, 2017 at the Northampton Town Hall, 412 South Main Street, Northville, NY 12134 at 10:00 A.M.

Mr. Berkstresser moved to adopt the Resolution setting the date, time and place of the next meeting. Mr. Rosenthal seconded and the Board adopted the Resolution by unanimous vote.

ADJOURNMENT

Chairman Finkle called for a motion to adjourn the meeting. Mr. Rosenthal advanced the motion. Mr. Hayes seconded. The meeting adjourned at 11:27 A.M.

RESOLUTIONS

17-21-06 RESOLUTION TO ACCEPT SCHNABEL PROPOSAL TO PERFORM ENGINEERING SERVICES IN CONNECTION WITH THE CONKLINGVILLE SPILLWAY FOUNDATION REMEDIATION AND CONCRETE REPAIR

Mr. Neddo made a motion to accept Schnabel's proposal to develop and implement a site exploration program, engineering analysis and evaluation, and conceptual design for the Conklingville Dam spillway and to authorize the Executive Director to form a contract for the completion of the work for an amount not to exceed \$1,079,000. Mr. Berkstresser seconded the motion and the Board adopted the Resolution by unanimous vote.

17-22-06 RESOLUTION TO AWARD THE REGULATING DISTRICT'S INSURANCE PROGRAM FOR POLICY YEARS JULY 1, 2017 THROUGH JUNE 30, 2020

Mr. Berkstresser made a motion to adopt the Resolution authorizing the award of the Regulating District's Insurance program for Policy Years July 1, 2017 through June 30, 2018 with the two additional option years to the Cool Insuring Agency, Inc. Mr. Neddo seconded the motion and the Board adopted the Resolution by unanimous vote.

17-23-06 RESOLUTION TO APPROVE INSURANCE PROPOSAL FOR POLICY YEAR JULY 1, 2017 THROUGH JUNE 30, 2018

Mr. Rosenthal made a motion to adopt the Resolution authorizing the award of the Regulating District's Insurance program for the Policy Year July 1, 2017 through June 30, 2018 to the Cool Insuring Agency, Inc. for an annual premium amount of \$171,745.00. Mr. Berkstresser seconded the motion and the Board adopted the Resolution by unanimous vote.

17-24-06 RESOLUTION AUTHORIZING AMENDMENT TO RENEWAL OF AGREEMENT WITH UNITED STATES GEOLOGICAL SURVEY

Mr. Rosenthal made a motion to adopt the Resolution amending the USGS cooperative agreement, increasing the contract price by \$11,300.00 to a total price of \$339,841.00, and authorizing the Executive Director to execute an amendment of the Joint Funding Agreement. Mr. Hayes seconded and the Board approved the resolution by unanimous vote.

17-25-06 RESOLUTION TO APPROVE THE ANNUAL ASSESSMENT FOR THE OPERATION AND MAINTENANCE OF STORAGE RESERVOIRS IN THE HUDSON RIVER AREA FOR THE THIRD YEAR (JULY 1, 2017 - JUNE 30, 2018) OF THE THREE YEAR BUDGET PERIOD BEGINNING JULY 1, 2015

Mr. Rosenthal made a motion to adopt the Resolution adopting the July 1, 2017 through June 30, 2018 Hudson River Area Assessment and to authorize the secretary to take such action necessary for the collection of such assessment as allowed and required by law. Mr. Hayes seconded and the Board approved the motion by unanimous vote.

17-26-06 RESOLUTION TO APPROVE THE STATE SHARE FOR THE OPERATION AND MAINTENANCE OF STORAGE RESERVOIRS IN THE HUDSON RIVER AREA FOR THE THIRD YEAR (JULY 1, 2017 - JUNE 30, 2018) OF THE THREE YEAR BUDGET PERIOD BEGINNING JULY 1, 2015

Mr. Berkstresser made a motion to adopt the Resolution adopting the July 1, 2017 through June 30, 2018 state share in the amount of \$852,906.00 and to authorize the secretary to take such action necessary for the collection of such assessment as allowed and required by law. Mr. Rosenthal seconded and the Board approved the motion by unanimous vote.

17-27-06 RESOLUTION TO APPROVE THE ANNUAL ASSESSMENT FOR THE OPERATION AND MAINTENANCE OF STORAGE RESERVOIRS IN THE BLACK RIVER AREA FOR THE THIRD YEAR (JULY 1, 2017 - JUNE 30, 2018) OF THE THREE YEAR BUDGET PERIOD BEGINNING JULY 1, 2015

Mr. Rosenthal made a motion to adopt the Resolution adopting the July 1, 2017 through June 30, 2018 Black River Area Assessment and to authorize the secretary to take such action necessary for the collection of such assessment as allowed and required by law. Mr. Berkstresser seconded and the Board approved the motion by unanimous vote.

17-28-06 RESOLUTION TO APPROVE THE STATE SHARE FOR THE OPERATION AND MAINTENANCE OF STORAGE RESERVOIRS IN THE BLACK RIVER AREA FOR THE THIRD YEAR (JULY 1, 2017 - JUNE 30, 2018) OF THE THREE YEAR BUDGET PERIOD BEGINNING JULY 1, 2015

Mr. Berkstresser made a motion to adopt the Resolution adopting the July 1, 2017 through June 30, 2018 Black River Area state share in the amount of \$250,000.00 and to authorize the secretary to take such action necessary for the collection of such assessment as allowed and required by law. Mr. Rosenthal seconded and the Board approved the motion by unanimous vote.

17-29-06 AN AMENDED AND RESTATED RESOLUTION AUTHORIZING THE ISSUANCE OF \$3,246,867.00 SERIAL OR STATUTORY INSTALLMENT BONDS OF THE HUDSON RIVER-BLACK RIVER REGULATING DISTRICT TO FINANCE A PORTION OF THE COST OF THE RECONSTRUCTION OF THE SPILLWAY AT THE CONKLINGVILLE DAM.

Mr. Hayes made a motion to adopt the Resolution authorizing the issuance of \$5,325,867.00 serial or statutory installment bonds at the increased maximum estimated cost of the reconstruction of the spillway at Conklingville; \$5,325,867. Mr. Rosenthal seconded and the Committee approved the motion by unanimous vote.

17-30-06 RESOLUTION, DATED JUNE 13, 2017, APPROVING A SHORT-TERM PROJECT FINANCE AGREEMENT WITH THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION IN CONNECTION WITH THE FINANCING OF THE RECONSTRUCTION OF THE SPILLWAY AT THE CONKLINGVILLE DAM

Mr. Berkstresser made a motion to adopt the Resolution authorizing a short-term project finance agreement with NYS Environmental Facilities Corporation in connection with financing of the spillway reconstruction at the Conklingville Dam. Mr. Hayes seconded and the Committee approved the motion by unanimous vote.

17-31-06 A RESOLUTION AUTHORIZING THE ISSUANCE OF \$5,325,867.00 BOND ANTICIPATION NOTES OF THE HUDSON RIVER-BLACK RIVER REGULATING DISTRICT TO FINANCE A PORTION OF THE COST OF THE RECONSTRUCTION OF THE SPILLWAY AT THE CONKLINGVILLE DAM.

Mr. Rosenthal made a motion to adopt the Resolution authorizing the issuance of \$5,325,867.00 bond anticipation notes to finance a portion of the cost of the Conklingville Dam spillway reconstruction. Mr. Hayes seconded and the Committee approved the motion by unanimous vote.

17-32-06 RESOLUTION SCHEDULING DATE, TIME AND LOCATION OF THE REGULAR MEETING FOR JULY 11, 2017

Mr. Berkstresser moved to adopt the Resolution setting the date, time and place of the next meeting. Mr. Rosenthal seconded and the Board adopted the Resolution by unanimous vote.

Respectfully submitted,

Richard J. Ferrara,
Secretary/Treasurer

Mark M. Finkle
Board Chairman