

**HUDSON RIVER-BLACK RIVER REGULATING DISTRICT  
BOARD MEETING  
Indian Lake Town Hall  
117 Pelon Road  
Indian Lake, NY 12842  
June 12, 2018**

Immediately following Finance Committee Meeting scheduled for 10:00 AM

**CALL TO ORDER**

Chairman Mark M. Finkle called the meeting to order at 10:36 A.M.

**ROLL CALL**

**Present:** Board Chairman Mark M. Finkle; Second Vice-Chair Albert J. Hayes; Board Members Jeffrey Rosenthal and Kenneth DeWitt; Interim Executive Director John Hodgson; General Counsel Robert P. Leslie; Chief Engineer Robert Foltan; Chief Fiscal Officer Richard J. Ferrara; and Compliance Officer Stephanie Ruzycky.

**Excused:** First Vice-Chair David W. Berkstresser;

**MOTION TO ADOPT OR REVISE THE MEETING AGENDA**

Chairman Finkle asked for a motion to revise the meeting agenda to add consideration of a Resolution to authorize staff to solicit resumes for a Maintenance Specialist and an Engineering Assistant and to consider a Resolution amending Resolution 18-06-04 to authorize the hiring of a fourth student intern. Mr. Finkle also noted that the Board will adjourn to Executive Session at the end of the meeting to discuss a personnel matter, but that the Board is not likely to take action upon return from Executive Session. Mr. Rosenthal made a motion to adopt the agenda as revised. Mr. DeWitt 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 8, 2018 REGULAR MEETING MINUTES**

Chairman Finkle asked for a motion to adopt the May 8, 2018 regular meeting minutes. Mr. Hayes advanced the motion to approve the regular meeting minutes. Mr. Rosenthal seconded and the Board approved the motion by unanimous vote.

**REPORT OF THE INTERIM EXECUTIVE DIRECTOR**

Mr. Hodgson presented his report; noting that the Albany office move continues to move forward. Work on the reduction of office space in the Watertown office also continues. Mr. Hodgson reported that the initial three interns reported for duty on May 21<sup>st</sup>. All are working under Mr. Hodgson's direction out of the Sacandaga Field Office as Great Sacandaga Lake

Stewards. Mr. Hodgson reported on his meeting with Commander McKnight from the NYS Naval Militia concerning the planned September exercise on Great Sacandaga Lake. He also reported on a meeting he had with the NYS DOT bridge maintenance supervisor regarding minor erosion issues under the Northville Bridge. Mr. Hodgson noted that Maintenance Foreman Randy Palmateer retired effective May 30, 2018.

**RESOLUTION AUTHORIZING THE EMPLOYMENT OF AN ADDITIONAL INTERN IN SATISFACTION OF GOVERNOR CUOMO’S “NEW YORK LEADERS – STUDENT INTERN PROGRAM”**

Mr. Hodgson presented the Resolution to the Board. He noted that the Board approved Resolution 18-06-04 authorizing the Executive Director to hire three (3) interns pursuant to the NYS Leaders Internship Program and that Regulating District staff believe an additional intern will provide more flexibility to the program and improve the overall effectiveness of the Regulating Districts summer operations. He recommended that the Board authorize the temporary employment of an additional student candidate, effective June 18, 2018 and ending on or about August 22, 2018, at a rate of \$14.50 per hour for each.

Chairman Finkle asked for a motion approving the Resolution. Mr. Hayes made a motion to adopt the Resolution authorizing the temporary employment of a fourth student intern effective June 18, 2018 and ending on or about August 22, 2018 at a rate of \$14.50 per hour. Mr. Rosenthal seconded the motion and the Board adopted the Resolution by unanimous vote.

**CONTRACTS**

**RESOLUTION TO APPROVE INSURANCE PROPOSAL FOR POLICY YEAR JULY 1, 2018 THROUGH JUNE 30, 2019**

Mr. Ferrara presented a Resolution necessary to award the Regulating District’s July 1, 2018 through June 30, 2019 insurance program and to set the premium amount for the initial year. The Resolution extends the award of the Regulating District’s insurance program to Cool Insuring Agency, Inc. for the July 1, 2018 - June 30, 2019 period. The Resolution approves the expenditure of \$171,729.96 for the period.

Chairman Finkle asked for a motion approving the Resolution. Mr. DeWitt made a motion to adopt the Resolution authorizing the award of the Regulating District’s Insurance program for Policy Years July 1, 2018 through June 30, 2019. Mr. Hayes seconded the motion and the Board adopted the Resolution by unanimous vote.

**RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH UNITED STATES GEOLOGICAL SURVEY**

Mr. Foltan presented a Resolution to the Board to renew the cooperative joint funding agreement for the period July 1, 2018 to June 30, 2021. He noted that the Regulating District’s enabling legislation requires river and reservoir gauge facilities and that the U.S. Department of the Interior – U.S. Geological Survey (USGS) has supplied a cooperative joint funding agreement through which the USGS will undertake with the Regulating District stream

measurement, discharge record and reservoir record work beneficial to the Regulating District for the period July 1, 2018 to June 30, 2021 for the total sum of \$545,260.00. The Regulating District's share of the shared costs would be \$386,300.00. Mr. Foltan noted that the USGS will invoice the Regulating District on a quarterly basis and recommended that the Interim Executive Director be authorized to execute an agreement with the USGS to renew the cooperative joint funding agreement for the period from July 1, 2018 to June 30, 2021 for a total not to exceed amount of \$386,300.00.

Chairman Finkle asked for a motion approving the Resolution. Mr. Rosenthal made a motion to authorize staff to execute an agreement with the USGS to renew the cooperative joint funding agreement for the period July 1, 2018 to June 30, 2021 for a total not to exceed amount payable by the Regulating District of \$386,300. Mr. DeWitt seconded the motion and the Board adopted the Resolution by unanimous vote.

### **RESOLUTION AUTHORIZING 1<sup>ST</sup> AMENDMENT TO CONTRACT D012015 CONKLINGVILLE DAM ICE SLUICE REPAIR**

Mr. Foltan presented a Resolution to the Board. He reminded the Board of the recent Ice Sluice repair at Conklingville explaining that the project involved placement of mass concrete to strengthen and permanently abandon an existing stop-log ice sluice outlet located at the end of the spillway at Conklingville Dam. The stop-log ice sluice outlet no longer served a useful purpose, had been inoperable for several decades, and required remediation to bring the structure into compliance with Federal Energy Regulatory Commission (FERC) dam safety regulations. Mr. Foltan explained that work started in June 2017 and was substantially complete as of November 28, 2017. Mr. Foltan further explained that several construction change orders were necessary during the project to accommodate engineering design changes, unanticipated site conditions, and changes in the work required by the Regulating District. Modifications to the concrete design at the beginning of the project warranted a change order requiring the additional installation of weld wire reinforcement and water-stop gasket material, and modifications to the weep drainage system required additional drain pipe. He noted that the unanticipated depth of overburden on the rock foundation warranted the removal of additional soil and debris for rock foundation preparation. Additional construction time was needed to complete installation of the welded wire mesh, water-stop gasket, and to remove the soil and debris. The additional time required to complete the Construction Change Orders lengthened the duration of the project beyond that used as the basis for the contractor's bid price. The lengthening of the project duration increased the amount of work provided by the contractor (above that included in the bid) to maintain Dewatering and Environmental Protection Systems. Lengthening the duration of the project also increased the duration of use of Brookfield Renewable Power, Inc.'s Site Monitor. Mr. Foltan noted that, fortunately, not all construction changes resulted in increased work. Engineering design changes employed during the completion of the project allowed for a reduction in the total concrete volume needed to complete the repair leading to a reduction in total project cost. Those engineering changes resulted in an approximately 147 cubic yard, or 24%, reduction in the volume of concrete required. As such, the project cost, before additional costs due to change orders, was less than the "as bid" cost of \$606,430.00.

Mr. Foltan noted that the Board passed resolution 16-08-04 awarding the Conklingville Dam Ice Sluice Repair to Kingsbury Companies, LLC, but that the additional days, and reduced concrete volume and other reduced miscellaneous materials require an amendment to the contract (D012015). He recommended that the Board authorize the Interim Executive Director to execute amendment #1 to contract D012015 for \$10,736.41, increasing the total contract amount to \$617,166.41. Mr. Leslie concurred in the recommendation noting that the that contract amendment #1 will require the review and approval of the NYS Attorney General and NYS Office of the State Comptroller. Mr. Foltan also noted that the contract amendment, and payment of the remaining amounts due Kingsbury, will allow Kingsbury to resolve contractual disputes it has with its sub-contractor. As noted in Counsel's previous memo to the Board, one of Kingsbury's sub-contractors has filed a Notice under Mechanic's Lien Law for Account of Public Improvement. Mr. Foltan assured the Board that final payment to the Contractor will be withheld pending satisfactory resolution of subcontractor's mechanics lien.

Mr. Finkle asked for a motion approving the Resolution. Mr. Hayes made a motion to approve the Resolution authorizing the Interim Executive Director to execute an amendment to contract D012015 to increase the 'not to exceed' contract amount by \$10,736.41 to \$617,166.41. Mr. DeWitt seconded the motion and the Board adopted the Resolution by unanimous vote.

## **FINANCE COMMITTEE REPORT**

### **RESOLUTION APPROVING A BUDGET FOR THE HUDSON RIVER-BLACK RIVER REGULATING DISTRICT FOR THE PERIOD JULY 1, 2018 THROUGH JUNE 30, 2021 AND FOURTH YEAR PROPOSED FINANCIAL PLAN FOR THE PERIOD JULY 1, 2021 THROUGH JUNE 30, 2022**

Committee Chairman Kenneth DeWitt presented the Board with a Resolution adopting the 2018-2021 budget. Mr. Ferrara noted that pursuant to the District's enabling legislation 15-2125, the Board is responsible for estimating an amount sufficient to pay the expense of maintenance and operation of the Regulating District and when determined, be fixed for a period of three (3) years. He also noted that consistent with Section 5 of Article 10 of the New York State Constitution, Article 9 of the Public Authorities Law and Section 8 (14) of the State Finance Law, the State Comptroller adopted Regulation 2 NYCCR Part 203, "Budget and Financial Plan Format, Supporting Documentation and Monitoring – Public Authorities" requiring a fourth year proposed financial plan. Mr. Ferrara provided a brief overview of the budget proposal. Mr. Ferrara recommended that the Board adopt the proposed budget for July 1, 2018 and ending June 30, 2021 and fourth year proposed financial plan. Mr. Hodgson concurred in Mr. Ferrara's recommendation.

Mr. DeWitt made a motion to adopt the July 1, 2018 through June 30, 2021 Budget and the 4<sup>th</sup> year financial plan. Mr. Rosenthal seconded. The motion was unanimously approved.

### **RESOLUTION TO APPROVE THE ANNUAL ASSESSMENT FOR THE OPERATION AND MAINTENANCE OF STORAGE RESERVOIRS IN THE BLACK RIVER AREA FOR THE FIRST YEAR (JULY 1, 2018 - JUNE 30, 2019) OF THE THREE YEAR BUDGET PERIOD BEGINNING JULY 1, 2018**

Finance Committee Chair DeWitt 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 first year (July 1, 2018 - June 30, 2019) of the budget period beginning July 1, 2018 totals \$914,535.00. 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 first year (July 1, 2018 - June 30, 2019) of the current three year budget (July 1, 2018 - June 30, 2021).

Mr. DeWitt made a motion to adopt the Resolution adopting the July 1, 2018 through June 30, 2019 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. 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 HUDSON RIVER AREA FOR THE FIRST YEAR (JULY 1, 2018 - JUNE 30, 2019) OF THE THREE YEAR BUDGET PERIOD BEGINNING JULY 1, 2018**

Finance Committee Chair DeWitt 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 first year (July 1, 2018 - June 30, 2019) of the budget period beginning July 1, 2018 totals \$2,993,725.00. 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 first year (July 1, 2018 - June 30, 2019) of the current three year budget (July 1, 2018 - June 30, 2021).

Mr. Rosenthal made a motion to adopt the Resolution adopting the July 1, 2018 through June 30, 2019 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 BLACK RIVER AREA FOR THE FIRST YEAR (JULY 1, 2018 - JUNE 30, 2019) OF THE THREE YEAR BUDGET PERIOD BEGINNING JULY 1, 2018**

Finance Committee Chair DeWitt submitted for Board approval the state share for the operation and maintenance of storage reservoirs in the Black River area for the first year (July 1, 2018 - June 30, 2019) of the Budget period beginning July 1, 2018. He explained that,

pursuant to the current Black River Area apportionment, the Black River Area state share for the budget period beginning July 1, 2018 is \$250,000.00.

Mr. Rosenthal made a motion to adopt the Resolution adopting the July 1, 2018 through June 30, 2019 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. 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 FIRST YEAR (JULY 1, 2018 - JUNE 30, 2019) OF THE THREE YEAR BUDGET PERIOD BEGINNING JULY 1, 2018**

Finance Committee Chair DeWitt submitted for Board approval the state share for the operation and maintenance of storage reservoirs in the Hudson River area for the first year (July 1, 2018 - June 30, 2019) of the Budget period beginning July 1, 2018. He explained that, pursuant to the current Hudson River Area apportionment, the Hudson River Area state share for the budget period beginning July 1, 2018 is \$955,963.00.

Mr. Rosenthal made a motion to adopt the Resolution adopting the July 1, 2018 through June 30, 2019 state share in the amount of \$955,963.00 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.

**STAFF REPORTS**

Mr. Leslie presented his report to the Board. He noted that counsel for a Watertown, NY firefighter filed a Notice of Claim with the Regulating District during the reporting period. The Notice claims a section of a building collapsed causing serious injuries including to the pelvis. His wife alleges a loss of services, companionship and society of her husband. The Notice claims that Jefferson County, the City and Town of Watertown, and various County, City & Town officers failed to fund, employ, supervise & train sufficient code enforcement officers, have on hand sufficient safety equipment, assist in firefighting, employ appropriate safety protocols, etc. to ensure Mr. Kolb was not injured. The Notice also claims that the Regulating District Board is negligent for failing to properly inspect and maintain the banks, flow and path of the Black River resulting in the erosion of land and property along the banks of the Black River causing and/or contributing to weakness, collapse and structural defects to the foundation, bracing and/or supports of any buildings located on property abutting the river, as well as any such other and negligent acts. A Notice of Claim is designed to alert a municipality to the claim and thereby give that municipality an opportunity to investigate the event that resulted in the claim. The Regulating District's insurance carrier has been notified and has assigned Counsel. Mr. Leslie then reported that, as described earlier during the discussion of the Resolution to amend Contract D012015, a sub-contractor (Rozell Industries, Inc.) for the Regulating District's contractor on the recently completed Ice-Sluice Repair (Kingsbury Companies, LLC) has filed upon the Regulating District and the Comptroller (as well as Kingsbury) a Notice Under Mechanic's Lien Law For Account of Public Improvement. Rozell's Public Improvement Lien (in the amount of

\$67,040.97) attaches to the fund, debt, or money, instead of the real property or improvement thereon. Essentially, the lien attaches to the debt owed from the Regulating District to Kingsbury (recently settled at \$88,000). As the lien does not fail because the State has lost, wasted or been unable to collect funds from which it intends to pay the debt, it is prudent for the Regulating District to secure (or rather, get Kingsbury to secure) a release of the lien from Rozell before the Regulating District pays Kingsbury. Counsel has reached out to Kingsbury's attorney to let him know the Regulating District expects the payment dispute between contactor and sub-contractor to be resolved. Kingsbury's counsel assured Mr. Leslie that Kingsbury intends to address the issue quickly. Mr. Leslie noted that checks and closing documents have been delivered to the Title Company with regard to the transfer of land from the Black River Area Environmental Improvement Association to the Regulating District for a parcel of land adjacent to the Hawkinsville Dam. Leatherstocking Abstract's Utica office will issue the title policy and handle recording of the necessary documents. Mr. Leslie reported that he received, reviewed and transmitted revisions for the proposed lease for Suite 307 at 350 Northern Blvd. to the Chief Fiscal Officer. Counsel awaits executed documents from the proposed landlord. He noted that there were no (0) FOIL request(s) during the reporting period and that there were no appeals. Mr. Leslie trained relevant personnel regarding procedures necessary to implement the Governor's Executive Order 170.1 pertaining to State Policy Concerning Immigrant Access to State Services and Buildings and offered advice and counsel to the Acting Executive Director and Board Chair on personnel issues during the reporting period. Finally, Mr. Leslie noted that the deadline for filing Financial Disclosure Statements with JCOPE has passed.

Ms. Ruzycky presented her report to the Board. Ms. Ruzycky noted that the first and second lowest bidders for the Sacandaga Field Office roof project appear uninterested in the project. She recommended that the project go back out to bid. She noted that the first quarter fiscal year 2017/2018 utilization is due July 15<sup>th</sup> and that the current quarter utilization is \$1,702.04. Ms. Ruzycky reported that the Service-Disabled Veteran-Owned Business (SDVOB) 1<sup>st</sup> Quarter report is due July 31<sup>st</sup> and that the current quarter utilization is \$952.52.

Mr. Ferrara presented his report to the Board. He noted that at the close of fiscal May 30, 2018, the general fund balances for the HRA and BRA were approximately \$3,770,354 and \$1,866,654 respectively. He noted that District's transactional processing and reporting are current. District bank reconciliations are complete through April 30, 2018.

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 940 cubic feet per second (cfs). Precipitation during the month of May was normal across the Great Sacandaga Lake and Indian Lake watersheds. The monthly inflow to Great Sacandaga Lake and Indian Lake reservoir was approximately 69% and 113% of historic average, respectively. Monthly release of water from Great Sacandaga Lake and Indian Lake measured 39% and 113% of historic average, respectively.

The May average daily release from Stillwater Reservoir was approximately 580 cfs. Monthly total precipitation measured 52%, 48%, and 51% of historic average at Stillwater, Old Forge, and Sixth Lake, respectively, as of May 27<sup>th</sup>. Precipitation in the month of May was below average at Stillwater and Sixth Lake and below average at Old Forge. The monthly

inflow to Stillwater Reservoir was approximately 113% of historic average. The inflow to Sixth Lake and Old Forge Reservoir totaled 0.13 and 0.24 billion cubic feet, respectively, in May. Release of water from Stillwater Reservoir averaged 119% of historic discharge.

Mr. Hodgson presented the Administrator's report. He noted Mr. Palmateer's retirement and reported that staff had undergone training provided by the NYSIF pertaining to Personal Protective Equipment and tick-borne illnesses. Maintenance staff have placed the work boat in the water and assisted DEC staff with the placement of navigation buoys at GSL. They then put the boat to use in erosion control efforts.

### **RESOLUTION AUTHORIZING THE EMPLOYMENT OF AN ENGINEERING ASSISTANT & MAINTENANCE SPECIALIST IN THE HUDSON RIVER AREA**

Mr. Hodgson presented a Resolution for the Board. He noted that the budget to be considered later in the meeting includes amounts necessary to cover the costs of an Engineering Assistant and Maintenance Specialist in the Hudson River Area. Mr. Hodgson explained that he believes the filling of these two positions is important to the effective operation of the Hudson River Area and suggested that the District staff will follow a similar hiring process to that used to hire similar staff in the Hudson River Area including phone and staff/board member interviews. Mr. Hodgson recommended that the Board authorize the employment of an Engineering Assistant, at an annual rate of \$50,938, and a Maintenance Specialist, at an annual rate of \$36,732.00, to be effective on or about the first payroll covering July 1, 2018.

Chairman Finkle asked for a motion approving the Resolution. Mr. Hayes made a motion to adopt the Resolution authorizing the employment of an Engineering Assistant, at an annual rate of \$50,938, and a Maintenance Specialist, at an annual rate of \$36,732.00, to be effective on or about the first payroll covering July 1, 2018. Mr. DeWitt seconded the motion and the Board adopted the Resolution by unanimous vote.

### **RESOLUTION SCHEDULING DATE, TIME AND LOCATION OF THE REGULAR MEETING FOR JULY 10, 2018**

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 10, 2018 at the Northampton Town Hall, 412 South Main Street, Northville, NY 12134 at 10:00 A.M.

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

### **EXECUTIVE SESSION**

Chairman Finkle called for a motion to adjourn to Executive Session to discuss personnel issues. Chairman Finkle invited the Chief Fiscal Officer to participate and noted that the Board will not likely conduct business upon its return from Executive Session. Mr. Hayes advanced the motion, Mr. DeWitt seconded.

The Board adjourned to Executive Session at 11:15 A.M. and returned at 12:10 A.M.

## **ADJOURNMENT**

Chairman Finkle called for a motion to adjourn the meeting. Mr. Hayes advanced the motion. Mr. DeWitt seconded. The meeting adjourned at 12:10 A.M.

## **RESOLUTIONS**

### **18-14-06 RESOLUTION AUTHORIZING THE EMPLOYMENT OF AN ADDITIONAL INTERN IN SATISFACTION OF GOVERNOR CUOMO'S "NEW YORK LEADERS – STUDENT INTERN PROGRAM"**

Chairman Finkle asked for a motion approving the Resolution. Mr. Hayes made a motion to adopt the Resolution authorizing the temporary employment of a fourth student intern effective June 18, 2018 and ending on or about August 22, 2018 at a rate of \$14.50 per hour. Mr. Rosenthal seconded the motion and the Board adopted the Resolution by unanimous vote.

### **18-15-06 RESOLUTION TO APPROVE INSURANCE PROPOSAL FOR POLICY YEAR JULY 1, 2018 THROUGH JUNE 30, 2019**

Chairman Finkle asked for a motion approving the Resolution. Mr. DeWitt made a motion to adopt the Resolution authorizing the award of the Regulating District's Insurance program for Policy Years July 1, 2018 through June 30, 2019. Mr. Hayes seconded the motion and the Board adopted the Resolution by unanimous vote.

### **18-16-06 RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH UNITED STATES GEOLOGICAL SURVEY**

Chairman Finkle asked for a motion approving the Resolution. Mr. Rosenthal made a motion to authorize staff to execute an agreement with the USGS to renew the cooperative joint funding agreement for the period July 1, 2018 to June 30, 2021 for a total not to exceed amount payable by the Regulating District of \$386,300. Mr. DeWitt seconded the motion and the Board adopted the Resolution by unanimous vote.

### **18-17-06 RESOLUTION AUTHORIZING 1<sup>ST</sup> AMENDMENT TO CONTRACT D012015 CONKLINGVILLE DAM ICE SLUICE REPAIR**

Mr. Finkle asked for a motion approving the Resolution. Mr. Hayes made a motion to approve the Resolution authorizing the Interim Executive Director to execute an amendment to contract D012015 to increase the 'not to exceed' contract amount by \$10,736.41 to \$617,166.41. Mr. DeWitt seconded the motion and the Board adopted the Resolution by unanimous vote.

**18-18-06 RESOLUTION APPROVING A BUDGET FOR THE HUDSON RIVER-  
BLACK RIVER REGULATING DISTRICT FOR THE PERIOD JULY 1,  
2018 THROUGH JUNE 30, 2021 AND FOURTH YEAR PROPOSED  
FINANCIAL PLAN FOR THE PERIOD JULY 1, 2021 THROUGH JUNE  
30, 2022**

Mr. DeWitt made a motion to adopt the July 1, 2018 through June 30, 2021 Budget and the fourth year financial plan. Mr. Rosenthal seconded the motion which the Board then unanimously approved.

**18-19-06 RESOLUTION TO APPROVE THE ANNUAL ASSESSMENT FOR THE  
OPERATION AND MAINTENANCE OF STORAGE RESERVOIRS IN  
THE BLACK RIVER AREA FOR THE FIRST YEAR (JULY 1, 2018 -  
JUNE 30, 2019) OF THE THREE YEAR BUDGET PERIOD BEGINNING  
JULY 1, 2018**

Mr. DeWitt made a motion to adopt the Resolution adopting the July 1, 2018 through June 30, 2019 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. Rosenthal seconded and the Board approved the motion by unanimous vote.

**18-20-06 RESOLUTION TO APPROVE THE ANNUAL ASSESSMENT FOR THE  
OPERATION AND MAINTENANCE OF STORAGE RESERVOIRS IN  
THE HUDSON RIVER AREA FOR THE FIRST YEAR (JULY 1, 2018 -  
JUNE 30, 2019) OF THE THREE YEAR BUDGET PERIOD BEGINNING  
JULY 1, 2018**

Mr. Rosenthal made a motion to adopt the Resolution adopting the July 1, 2018 through June 30, 2019 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.

**18-21-06 RESOLUTION TO APPROVE THE STATE SHARE FOR THE  
OPERATION AND MAINTENANCE OF STORAGE RESERVOIRS IN  
THE BLACK RIVER AREA FOR THE FIRST YEAR (JULY 1, 2018 -  
JUNE 30, 2019) OF THE THREE YEAR BUDGET PERIOD BEGINNING  
JULY 1, 2018**

Mr. Rosenthal made a motion to adopt the Resolution adopting the July 1, 2018 through June 30, 2019 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. Hayes seconded and the Board approved the motion by unanimous vote.

**18-22-06 RESOLUTION TO APPROVE THE STATE SHARE FOR THE OPERATION AND MAINTENANCE OF STORAGE RESERVOIRS IN THE HUDSON RIVER AREA FOR THE FIRST YEAR (JULY 1, 2018 - JUNE 30, 2019) OF THE THREE YEAR BUDGET PERIOD BEGINNING JULY 1, 2018**

Mr. Rosenthal made a motion to adopt the Resolution adopting the July 1, 2018 through June 30, 2019 state share in the amount of \$955,963.00 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.

**18-23-06 RESOLUTION AUTHORIZING THE EMPLOYMENT OF AN ENGINEERING ASSISTANT & MAINTENANCE SPECIALIST IN THE HUDSON RIVER AREA**

Chairman Finkle asked for a motion approving the Resolution. Mr. Hayes made a motion to adopt the Resolution authorizing the employment of an Engineering Assistant, at an annual rate of \$50,938, and a Maintenance Specialist, at an annual rate of \$36,732.00, to be effective on or about the first payroll covering July 1, 2018. Mr. DeWitt seconded the motion and the Board adopted the Resolution by unanimous vote.

**18-25-06 RESOLUTION SCHEDULING DATE, TIME AND LOCATION OF THE REGULAR MEETING FOR JULY 10, 2018**

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

Respectfully submitted,

Richard J. Ferrara,  
Secretary/Treasurer

Mark M. Finkle  
Board Chairman