



# Sherwood Forest Lake District Prudential Committee Meeting



Date Saturday, May 11, 2013

Time: 10:00 AM

Location: Becket Town Hall  
557 Main Street, Becket, MA 01223

## MEETING MINUTES (DRAFT)

Committee Members present: Howard G. Lerner (Chair), Stuart R. Eldred (Vice Chair), William F. Maier, Dennis B. Guerri, Stanley C. Taylor (Alternate) and Joseph P. DeCarolis and Clerk/Treasurer Robert T. Ronzio.

Committee Members absent: Lucy A. Ferriss, and William J Osborn III.

Public Present: None

The meeting is opened at 10:01 AM.

Location: Becket Town Hall, 557 Main Street, Becket, MA 01223

**Introduction** - Mr. Lerner opened the meeting with a call to order at 10:01 AM and announced that parliamentary procedural rules previously adopted will regulate and conduct of the meeting in accordance with the provisions of the Open Meeting Law, other pertinent Massachusetts general laws, the by-laws of the district and local customs and traditions. Mr. Lerner asked if anyone would like to have the entire rules and regulations read aloud. Hearing no response, he dispensed with the remainder of the reading, noting that everyone present acknowledged that they were familiar with the procedural provisions outlined above. Mr. Lerner asks if there is anyone present who is planning on recording the meeting. Mr. Lerner stated that the meeting will be recorded for Mr. Ronzio's brother on his own personal recorder. Mr. Lerner noted that there are agendas on the table for all present. He again states to all present that the aforementioned guidelines are being followed to insure that the district complied with the General Laws of the Commonwealth.

**Prudential Committee Members Comments and Announcements** - None.

**Approval of Meeting Minutes from April 14, 2013** – Mr. Lerner requested that the approval of the minutes be tabled to the end of the meeting. The committee agreed.

**Dam Management Update** - Mr. Lerner stated that on the advice of counsel he has signed the papers entitled Intent to Award. Attorney Goodman advised the district to refrain from signing the contract until all Office of Dam Safety permits are in place. Mr. Lerner informed the committee that unfortunately at this point everything is now on hold. Mr. Lerner reminded committee members that the district does not have too much time left to get things started, as the job needs to be completed by October 15<sup>th</sup>.

**Loan Status** - Mr. Lerner informs the committee members that as of May 1<sup>st</sup>, the \$700,000 bond money has been transferred from UniBank and is now in the district's Lee bank account. Mr. Lerner stated that the money had been placed in a separate account in order to more easily track the dam repair expenditures.

**USDA Long-term Loan Application**- Mr. Lerner states that the district received a letter from the USDA regarding the long-term loan application. He explained that Mr. Ronzio and Attorney Goodman carefully reviewed proposed bylaw amendment, which will be presented to the proprietors for approval at the Annual District meeting and found that the proposed language accurately and clearly met the guidelines set forth in the USDA application.

## COMMONWEALTH OF MASSACHUSETTS

**Big Robin Lake Level -Will Scarlet Beach Closure** - Mr. Lerner states that nothing will be done until after the pre-construction meeting.

**Contractor Storage Site** - Mr. Lerner noted that the SFNA site on Sherwood Drive appears to have been cleared of White Wolf equipment and material. Committee members discuss taking down some of the dead pine trees that remain on the property.

**Beaver Solutions Maintenance Contract** - Mr. Ronzio stated that Beaver Solution's annual maintenance bill for both of the Flexible Pond Leveler Systems on Nottingham and Excalibur Lakes was in line with the estimate and the district received a discount.

**Lake Management**- Mr. Maier noted that the annual lake survey should be complete before the end of May by the contractor, Aquatic Controls Technology and that he should be able to report the results at the annual district meeting.

Mr. Maier noted that there are two new firms that are interested in bidding on the 2013 beach water testing program, and he is waiting for a response from the Board of Health regarding the frequency of testing program before he makes his recommendation. Mr. Ronzio briefed committee members on the current status of the Board of Health. He reported that he had read a draft of the board's minutes which clearly stated that the Board of Health did not feel like they had enough information to render a decision regarding Mr. Rosenthal's request for the beach permits and the frequency of the water testing program. Mr. Lerner advised that at this point the district would have to go with a weekly testing instead of the bi-monthly program despite the doubling of the cost.

Committee members briefly discuss the new company that is now taking over for Berkshire Environ-Labs. Mr. Ronzio stated that it is called Premier Labs. Mr. Maier states that he would like to have the approval to start water testing prior to Memorial Day Weekend. Mr. Maier makes a motion to have Premier Labs begin water testing for all of the Sherwood Forest lakes between Memorial Day and Labor Day, Mr. Eldred seconds motion; Unanimous Approval.

Mr. Maier next makes a motion to have Ecosystems Consulting Services, Inc. coordinate the reinstallation of the pneumatic down flow aeration/oxygenation system in the Big Robin Lake Dam and to bill their expenses through Root Engineering, Mr. Taylor seconds motion; Unanimous Approval.

**Beach and Boat Management** - Mr. Lerner stated that until the district knows exactly what is going on with the dam restoration projects, the committee should defer making a decision regarding beach sand rejuvenation. Committee members agree and table this until next meeting.

**Annual and Special Meeting; Budget Approval** - Mr. Ronzio advises that there is no need for a Special District Meeting. Mr. Lerner stated that any monies remaining in the treasury would be transferred to FY2014 as free cash once the books have been certified by the DOR.

**Annual Meeting Warrant** - Mr. Ronzio stated that the warrant was approved at the last meeting. Mr. Ronzio explains that when he sent the warrant to Garrett Printing, in an effort to save printing cost they reduced the document from the original 8.5 x 14 legal size to a standard 8.5 x 11 letter size page. Mr. Ronzio stated that on the standard letter size sheet the print became impossible to read. Mr. Ronzio asked committee members which size they preferred for the mailing. Mr. Lerner advised that from public relations standpoint the committee should consider the larger, easier to read version. Mr. Ronzio then asked if the committee wanted the Annual Report mailed along with the warrant. Committee members decide that since it was in the SFNA Newsletter as well as it is on the website, no further expense was necessary and it should not be included in the mailing.

Mr. Ronzio stated that Bruce Garlow is all set to be moderator.

**Property Donations** - Mr. Ronzio briefly reviewed the list of properties, committee members briefly discuss.

## COMMONWEALTH OF MASSACHUSETTS

Map 216 Lot 224 - Mr. Taylor made a motion to accept this parcel, Mr. Maier seconded the motion; Unanimous Approval.

Map 219 Lot 96 - Mr. Lerner advises that he recently got a phone call stating that the owners of this parcel would like to donate their property to the Lake District. Mr. Taylor made a motion to accept this parcel, Mr. Maier seconded the motion; Unanimous Approval.

Mr. Ronzio stated that there is another property that has been offered for donation, however, the owner currently owes over \$12,000.00 in back taxes. The committee declined to accept this parcel.

**Website** - No report.

**Public Input**- No public present.

**Warrant**- Mr. Ronzio reviewed warrant with Committee members present. Mr. Ronzio informed the committee that they could pay up to \$2000 in the outstanding bills. Mr. Lerner advised Mr. Ronzio to pay the entire small outstanding bills and any remaining money can be used to partially pay the district counsel's bill. Mr. Maier expresses concern that that the district continually comes up a bit short when it comes to being able to pay all the bills received. Committee members briefly re-visit the budget for the upcoming fiscal year.

**Correspondence** - Mr. Ronzio reviewed correspondence. Mr. Ronzio noted that he did get a letter from Mrs. Litke, which show that her opt-out request was complete. He further stated that he spoke with Ms. Chris Bleau, regarding her daughter's property on King Richard Drive. Ms. Bleau stated that her daughter would like to receive the opt-out package.

Mr. Eldred made a motion regarding all reviewed opt-out requests. The motion recommended that the proprietors at the Annual District Meeting favorably approve all requests that meet the requirements set forth in the Special Act, motion is seconded; Unanimous Approval.

**Any other business to come before the committee** - Mr. Lerner stated that there are two "burning bushes" by the dyke on Big Robin. Mr. Ronzio explained that this species of bush can be cut down to the ground but it will eventually grow back. Mr. Lerner stated that Mr. Wollenberg received a letter from the road district regarding these bushes. It stated the bushes are a hazard because they blocked a driver's view of on-coming easterly traffic on Sherwood Drive. Mr. Ronzio noted that the Becket Zoning By-laws regulated anything within the prescribed sight triangle. Mr. Lerner stated that he would like to go ahead and cut or prune the bushes to avoid any possible litigation since the property had been deeded to the SFLD.

Mr. Lerner again reminded members of the mandatory on line Conflict of Interest course that needs to be completed every two years and that some members are approaching that anniversary date.

Mr. Ronzio informed the committee that the district received an insurance policy rider which stated that the district now has coverage in the event of acts of terrorism.

**Approval of March Meeting Minutes** - Mr. Lerner made a motion to approve the amended meeting minutes, Mr. Eldred seconded motion; Unanimous Approval.

**Approval of April 14<sup>th</sup> Meeting Minutes**- Approval of April meeting minutes will be tabled until the June meeting.

Mr. Lerner made a motion to adjourn the meeting, Mr. Eldred seconded the motion; Meeting is adjourned at 12:38 AM.

**Schedule** - Next meeting will be held on Saturday, June 8th, 2013.

COMMONWEALTH OF MASSACHUSETTS

Respectfully submitted,

SIGNED: \_\_\_\_\_

Robert T. Ronzio  
Clerk & Treasurer  
Sherwood Forest Lake District

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Howard G. Lerner (Chair)

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Stuart R. Eldred (Vice Chair)

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William F. Maier

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Dennis B. Guerri

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Joseph P. DeCarolis

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Stanley C. Taylor (Alternate)