

**Cedar Meadow Lake Watershed District
Minutes of Management Committee Meeting
April 14, 2010**

The meeting commenced at 7:45 P.M. at 1 Maple Glen Lane, Leicester.

In attendance: Paul Dufresne
Tommy Lee
Richard Johnston, Clerk
Terence O'Coin, Treasurer

Minutes of Previous Meeting

Previously distributed Minutes of the Management Committee meeting on February 17, 2010 were offered for approval. A motion was made, seconded and voted unanimously to accept the Minutes as written.

Clerk's Report

Mr. Johnston reported the following correspondence since the last Management Committee meeting:

- 2/19 letter from Clerk to James O'Connor covering check for payment of services
- 3/1 invoice from Attorney DeSimone
- 3/9 letter from Trident Insurance advising of appointment of new representative
- Policy change notice from Trident Insurance
- 3/29 letter from Attorney DeSimone to court reporter seeking transcript of summary judgement hearing
- 3/29 letter from Clerk to Jon Beekman covering check for payment of services
- 4/1 invoice from Attorney DeSimone
- Notice of ZBA hearing regarding 61 Lakeview Drive

Treasurer's Report

Mr. O'Coin presented a Treasurer's Report dated 4/14/10 showing that the District had \$18,508.73 on deposit in the Spencer Savings Bank and Commerce Bank. He reported that, upon maturity of a Certificate of Deposit, he moved \$5,000 from the Spencer Savings to Commerce. This Report also showed the automatic deduction of loan payments from the Commerce Bank account.

Mr. O'Coin reported that he finally received Free Cash Certification from the Department of Revenue. This certification was essential to the ability to prepare the FY12 budget. He also presented a summary of budget to actual expenses to date and pointed out the future need to transfer funds from the Reserve to the Legal account to pay current legal bills.

The Town of Leicester Tax Collector's Office has not, as yet, released funds collected from the District tax billing due February 1st. Mr. O'Coin noted the difficulty that this presented with respect to understanding where the District stood regarding paid and delinquent tax payments. Mr. Johnston reported conversations with the Tax Collector and Assistant Tax Collector earlier in the week in which he learned that their office planned to balance all district accounts by the end of the week. He explained that the Tax Collector that the District was now in a position of having to borrow money to cover operating expenses and was paying interest that could be avoided if the District had its tax revenue. Mr. Johnston was instructed to talk to the Tax Collector again to encourage her office to speed up the process of getting tax collections to the District.

Old Business

Draw Down Update:

Mr. Johnston explained that the spillway channel was open and the lower gate closed all winter long. He cut through the ice and opened the lower gate 100% on 2/27 because the ice and water

level had increased to 18" below the spillway elevation. By 3/16, following heavy rain and the melting of the ice cap, the water had risen to 5" below the spillway elevation. He left the low gate wide open until 3/27 when the water level dropped to 21" below the spillway elevation. At this time, he installed the flash boards in the spillway channel and closed the lower gate to 25% open. The purpose of leaving the gate partially open was to attempt to follow Massachusetts Fish and Wildlife recommendations to replicate downstream stream flows for a stream that was not interrupted by an impoundment. Water flowed over the spillway for the first time on 3/30 at which time the lower gate was fully closed for the season. Following more heavy rain, the lake level rose to 4" above the spillway elevation by 3/31.

Dam Seepage:

Mr. Johnston reported monitoring the dam for seepage through the winter and early spring. Seepage was noted in two locations approximately 20 feet east of the spillway as soon as water levels exceeded 30" below the spillway elevation. This is consistent with past observations. Seepage was noted for the first time when the lake was nearly full approximately 50 feet east of the spillway. Minor seepage was also noted for the first time in mid-March just east of the low level outlet pipe. The small pool that is present downstream of the dam next to Charles Street does not appear until water levels exceed 24" below the spillway elevation.

There was a review of the plan to use volunteer divers to attempt to locate the sources of dam leakage. This effort would be led by Scott Navaroli of Waite Pond and Proprietor Mike Dupuis, both members of the Leicester Fire Department dive team.

New Business

Annual Meeting Preparations:

After discussion, the following was agreed upon. The Annual Meeting would be held on Wednesday, May 19 at the Knights of Columbus Hall. Warrant items would include an article to authorize a line of credit with the Commence Bank to cover the annual budget while awaiting tax revenues. The Action Plan for the upcoming year would include the usual goals plus a request before the Conservation Commission to extend the District's draw down authorization. The budget would have to include funds to cover the appeal by Central Water District Associates of the summary judgement regarding the interest issue, payment of the 1/3 balances due the expert trial witnesses, and a reserve amount for non-payment of taxes.

Executive Session

The meeting was recessed to hold an executive session to discuss pending litigation.

Next Meeting

The next meeting of the Management Committee will be held at 1 Maple Glen lane at 7:30 P.M. on Wednesday May 12, 2010.

Adjournment

A motion was made and seconded and voted unanimously to adjourn the meeting at 8:55 P. M..

A True Copy Attested:

Richard D. Johnston
District Clerk