

HUDSON RIVER-BLACK RIVER REGULATING DISTRICT
BOARD MEETING MINUTES
Sacandaga Field Office Conference Room
737 Bunker Hill Road
Mayfield, NY 12117
June 14, 2022

Remote Conference-In Information

Participants were invited to join the meeting via computer, tablet or smartphone.
<https://global.gotomeeting.com/join/384782925> or via phone.
United States:[+1 \(571\) 317-3112](tel:+15713173112) Access Code:384-782-925

CALL TO ORDER

Chairman Mark M. Finkle called the meeting to order at 10:39 A.M.

ROLL CALL

Present: Board Chair Mark M. Finkle; Second Vice-Chair Kenneth F. DeWitt; Board Members Albert J. Hayes, Timothy J. Reagan and Nicole T. Allen; Executive Director John C. Callaghan; General Counsel Robert P. Leslie; Chief Engineer Robert S. Foltan; and Chief Fiscal Officer Timothy M. Maniccia; and Compliance Officer Stephanie V. Ruzicky.

Video Feed: Board Members Richard Bird and Alfred J. Candido Jr.

MOTION TO ADOPT OR REVISE THE MEETING AGENDA

Chair Finkle asked for a motion to revise the meeting agenda to reflect consideration of resolutions extending the Ground Lease and Water Usage Agreement at Stillwater and the Reservoir Operating Agreement at Conklingville. Ms. Allen made a motion to adopt the revised agenda. Mr. DeWitt seconded. The Board approved the motion by unanimous vote.

PUBLIC COMMENT

Chair Finkle opened the meeting to public comment noting that persons wishing to speak concerning the matter on appeal will be afforded an opportunity to do so after staff and the appellant have presented their case. Three members of the public provided comments:

Kathy Stearns, a resident and permit holder spoke in opposition to the RV Park proposed for Woods Hollow Road in Mayfield. She asked if anything had come across HRBRRD's desks regarding the proposed RV park in terms of permit applications or any other approvals. General Counsel Robert Leslie responded that we are aware of the project, that correspondence had been exchanged between HRBRRD and the Town of Mayfield regarding the SEQR process, and that HRBRRD had indicated it had no objection to the Town of Mayfield acting as lead agency for purposes of SEQR for the project. Mr. Leslie indicated that although HRBRRD is aware of the project, we don't have anything before us in terms of an application. Ms. Stearns asked whether, if we did receive an application, the Board

would publicly notice that. Mr. Leslie responded by pointing to the NYSDEC permit process which would precede any HRBRRD permit approvals, and which would have a public comment component associated with it.

Carol Schoch, a Beaver River Station settlement resident and business owner spoke regarding the water elevation of the Stillwater reservoir. Ms. Schoch indicated she had a document with 300 signatures calling for HRBRRD to maintain a higher elevation on Stillwater Reservoir through the end of August. Ms. Schoch indicated that residents and business owners had been very happy with the reservoir elevation in 2021. Ms. Schoch asked what the best way to send a communication to HRBRRD including the document and signatures referenced, Executive Director Callaghan replied by asking her to contact him via email through the website, and he would disseminate the materials. Ms. Schoch suggested that Board members and staff not familiar with Stillwater Reservoir and Beaver River Station in particular make a visit to better appreciate her comments, Board Chair Mark Finkle indicated that the Board would hold a meeting at Stillwater Reservoir in the near future.

Dick Smith, a resident and member of the Sacandaga Protection Committee spoke regarding the renewal of the Reservoir Operating Agreement at Conklingville, suggesting that when a new agreement is executed, its financial provisions be made retroactive to the expiration of the last agreement.

APPROVAL OF THE MAY 10, 2022 REGULAR BOARD MEETING MINUTES

Chair Finkle asked for a motion to adopt the May 10, 2022 regular board meeting minutes. Mr. Hayes advanced the motion to approve the regular meeting minutes. Mr. DeWitt seconded and the Board approved the motion by unanimous vote.

ACCESS PERMIT SYSTEM APPEAL - Mulgrew

Mr. Leslie noted that, by Notice sent March 10, 2022, the Board scheduled a hearing concerning an appeal of staff's refusal to issue a work permit allowing the access permit holder to install crusher gravel from access permit area #7293 northward to adjoin North Shore Road. Pursuant to a request from the access permit holder, Andrea Mulgrew-Garcia, the hearing was adjourned to the May 10, 2022 meeting. Ms. Mulgrew-Garcia requested the matter be heard at the June 14, 2022 meeting. Mr. Leslie noted that the Board had denied Ms. Mulgrew-Garcia's subsequent request for an adjournment. Mr. Leslie noted that the administrative hearing would proceed with a statement from staff outlining its position followed by a statement from the appellant or the appellant's representative. He noted that the Board Chair may elect to hear any other interested person. Mr. Leslie continued by noting that the Board Chair will rule on the admissibility of evidence and is not bound by strict rules of evidence. Finally, Mr. Leslie reminded all participants that the Board may elect to render a decision from the bench or deliver a decision at a later date.

Mr. Leslie then related that a staff field inspection, conducted over one year prior, revealed that crushed stone had been placed on access permit #7293 and adjacent access permit areas running parallel to the shoreline up to North Shore Road. He directed the Board to Mr. Callaghan's March 10, 2022 Memorandum noting that two particular rules are primarily at issue in this case. 6 NYCRR §606.32(c) which provides that: "*The use of motorized vehicles is prohibited except for access to the shoreline*", and 6 NYCRR §606.46, which provides in part that: "*Permission to carry out a work project on any permit access areas of the regulating district's property shall be requested on forms supplied by the district at any district office. No project shall be undertaken prior to the approval by*

the board or approval authorized by the board...” Mr. Leslie highlighted staff’s May 20, 2021 field inspection, the subsequent Stop Work Order, the permittee’s lack of a work permit and lack of a SEQRA review, staff’s determination that the crusher run be removed, the lack of a work permit covering adjacent areas upon which stone had been placed, and noted that additional permits may be required from other agencies exercising jurisdiction including the New York State Department of Environmental Conservation and/or the Adirondack Park Agency. He asked the Board to note that the crushed gravel had been placed to facilitate access to camps along the shore, rather than oriented to take vehicles to access the lake. Mr. Leslie noted that the Regulating District has not established a shared access over multiple access permit areas and that to the extent that a path has developed over time and has traditionally been used by many parties, such use is recognized neither in the Mulgrew access permit, nor in other area access permits. Finally, Mr. Leslie noted that a work permit would be required for placement of gravel on each and every access permit area affected. Each such authorization restricts the permitted activity to the bounds of the access permit held by the applicant for the work permit. In short, approval to undertake an activity on an access permit area does not extend such approval to any adjacent access permit area. As such, Mr. Leslie recommended that the Board uphold staff’s decision and determine that the access permit holder must be required to remove material deposited on all other affected access permit areas. As none of the adjacent access permit holders have secured necessary approval, it is not relevant that some of those access permit holders generally approve of the effort undertaken.

The appellant, Andrea Mulgrew-Garcia, and an adjacent neighbor, Mr. Fry, addressed the Board noting that the gravel was placed to improve a long-standing path, the improvement serves to enhance access for emergency vehicles, and smooths the walkability for Ms. Mulgrew-Garcia’s ninety-eight (98) year old Mother, and that many of the adjacent lake home owners support the improvement. Ms. Mulgrew-Garcia pointed to several other stone/gravel improved roadways around the reservoir asking why this particular location should be treated differently.

Nadine Leonard, another nearby neighbor with an access permit impacted by the improvement, registered her objection to the gravel installation noting that a roadway is not permitted in that area, traffic has increased twenty-fold (20x) since the gravel was placed, and that the improved path is used not only by access permit holders but also by commercial vehicles.

The Board discussed the matter with the appellant, Mr. Fry, and staff focusing on the absence of a work permit, the lack of historical authorization for the roadway, the abutment of the affected properties to the public highway and the difficulty accessing the affected private properties absent use of the improved pathway. The Board Chair tabled discussion noting that the Board would consider the matter and render a decision at the Board’s July meeting.

REPORT OF THE EXECUTIVE DIRECTOR

Mr. Callaghan presented his report to the Board. Noting the robust agenda and the pages in the board packet on which his report appears, Mr. Callaghan invited any questions from the Board, and briefly noted the progress in GSLAC’s efforts to publish waterproof charts for Great Sacandaga.

CONTRACTS/ACTIONS

RESOLUTION TO APPROVE SEVENTH AMENDMENT TO CONTRACT C012012 WITH KLEINSCHMIDT ASSOCIATES, PA, PC

Mr. Foltan presented a resolution to authorize a seventh amendment to contract C012012 with Kleinschmidt Associates, PA, PC. Mr. Foltan reminded the Board it approved resolution 13-07-04 authorizing contract C012012 with Kleinschmidt for completion of the remediation/removal final study and design work at Hawkinsville Dam. He noted that the Resolution recites the amount and purpose of each subsequent amendment and explained that this seventh amendment is necessitated by December 9, 2021 comments from the NYS DEC Dam Safety Division. The Regulating District requested that Kleinschmidt review the DEC Dam Safety comments, perform analysis to support a response, attend a meeting with DEC Dam Safety, and update and resubmit the Design Report and Project Drawings to the Regulating District and DEC Dam Safety. Kleinschmidt outlined its scope of work and fee in a March 31st letter and then completed this additional work to keep the project's planned August 2022 start of construction. Mr. Foltan recommended that the Board authorize the executive director to execute an amendment to Contract C012012 in the amount of \$16,400, increasing the total not to exceed amount to \$239,964. He noted that the contract is subject to review and approval by the State of New York Office of the Attorney General and the New York State Office of the State Comptroller.

Chairman Finkle asked for a motion to accept Kleinschmidt Associates, PA, PC's proposal and to authorize the Executive Director to execute a seventh amendment to contract C012012 for completion of analysis, permitting and associated work for an amount not to exceed \$16,400.00 bringing the contract total to a not-to-exceed amount of \$239,964. Ms. Allen so moved. Mr. DeWitt seconded and the Board adopted the resolution by unanimous vote.

RESOLUTION TO AWARD HAWKINSVILLE DAM MATERIAL AND QUALITY CONTROL TESTING WORK TO CME ASSOCIATES, INC (CONTRACT D022022)

Mr. Foltan presented a resolution to authorize a contract (D022022) with CME Associates, Inc. to perform quality control testing work during the Hawkinsville Dam Remediation project. He noted that Kleinschmidt Associates completed the Hawkinsville Dam Remediation Final Design in February 2022 and pursuant to resolution 22-25-05 the Regulating District Board authorized a contract through which Environmental Service Group (NY), Inc. will perform the remediation. Mr. Foltan recommended the Board award the material testing and quality control work pursuant to State Finance Law section 163(6), which authorizes purchases without a formal competitive process in certain circumstances, including; purchases from New York State small businesses and from businesses certified pursuant to Article 15-A of the New York State Executive law. The Chief Engineer solicited proposals from four state-certified M/WBE firms. Two of those firms indicated that they do not provide the full suite of services required and declined to propose and a third firm declined to submit a proposal citing the remote location from the firm's corporate office. One firm submitted a proposal on June 2, 2022. Mr. Foltan noted that CME Associates, Inc. proposed to do the work for an amount not-to-exceed \$29,908.94 and recommended the Board conditionally award the work to CME Associates, Inc., authorize formation of a contract to complete the work, and authorize the Executive Director to execute an agreement in the amount of \$29,908.94.

Chairman Finkle asked for a motion to conditionally award concrete and material testing work at Hawkinsville Dam to CME Associates, Inc. and authorize the Executive Director to form a contract

(D022022) to complete the work for an amount not-to-exceed \$29,908.94. Mr. Reagan so moved. Mr. DeWitt seconded and the Board adopted the resolution by unanimous vote.

STAFF/COMMITTEE REPORTS

GOVERNANCE COMMITTEE REPORT

RESOLUTION TO AWARD THE REGULATING DISTRICT'S INSURANCE PROGRAM FOR POLICY YEAR JULY 1, 2022 THROUGH JUNE 30, 2023

Acting Governance Committee Chair Candido presented a Resolution to award the Regulating District's insurance program for policy year July 1, 2022 through June 30, 2023. He noted that, pursuant to resolution 19-46-11, the Board authorized Marshall & Sterling Insurance to provide insurance and risk management services. Marshall & Sterling Insurance has crafted and overseen the launch of a formal competitive procurement process for Insurance Brokerage Services for the District's Insurance Program, but then advised the District to postpone the formal competitive procurement process for Insurance Brokerage Services because of the adverse effects the onset of the COVID-19 pandemic was likely to have on the competitive procurement process. Mr. DeWitt noted that on March 7, 2020 then Governor Cuomo declared a Disaster Emergency via Executive Order No. 202 and thereafter Governor Hochul declared a Disaster Emergency via Executive Order No. 11 on November 26, 2021 and most recently via Executive Order No. 11.6 on May 15, 2022. Both Executive Order No. 202 and Executive Order 11, allow state agencies, authorities and local governments to cope with the disaster emergency, and temporarily suspend a number of procurement statutes, including sections 112, 136-a and 163 of the State Finance Law, among others, to allow the purchase of necessary commodities, services, technology and materials. Mr. Candido recommended that the Board determine that the Insurance Program for policy year July 1, 2022 through June 30, 2023 is a necessary service. He noted that Cool Insuring Agency has satisfactorily provided the District's Insurance Program for many years and noting that Cool Insuring Agency, Inc. combined its operations with Arthur J. Gallagher, Inc., recommended the Board award the Regulating District's Insurance Program for the policy year of July 1, 2022 through June 30, 2023 to the Arthur J. Gallagher, Inc.

Chair Mark Finkle asked for a motion to adopt the resolution to award the Regulating District's insurance program for policy year July 1, 2022 through June 30, 2023 to Arthur J. Gallagher, Inc. Mr. Hayes so moved and Ms. Allen seconded. The Board approved the motion adopting the resolution by unanimous vote.

RESOLUTION TO APPROVE INSURANCE PROPOSAL FOR POLICY YEAR JULY 1, 2022 THROUGH JUNE 30, 2023

Acting Governance Committee Chair Candido presented a resolution to approve the insurance proposal for policy year July 1, 2022 through June 30, 2023. Building upon the Resolution awarding Arthur J. Gallagher, Inc. the Regulating District's insurance program for the policy year ending June 30, 2023, Mr. Candido, the Executive Director and Chief Fiscal Officer recommended that the Board accept the insurance proposal developed by Arthur J. Gallagher, Inc. for the annual premium amount of \$200,769.00.

Chair Mark Finkle asked for a motion to adopt the resolution awarding the Regulating District's insurance coverage contract for the period July 1, 2022 through June 30, 2023 to Arthur J. Gallagher, Inc. for the annual premium amount of \$200,769.00. Mr. DeWitt so moved and Ms. Allen seconded. The Board approved the motion adopting the resolution by unanimous vote.

RESOLUTION APPROVING A THIRD AMENDMENT TO THE RESERVOIR OPERATING AGREEMENT AT CONKLINGVILLE

Acting Committee Chair Candido presented a resolution to approve a third amendment extending the Reservoir Operating Agreement between the Hudson River – Black River Regulating District Board (“*Regulating District*”) and Erie Boulevard Hydropower, L.P., (“*Erie*”). He noted that the original agreement, dated July 1, 2003, later amended by agreement dated May 19, 2006, and further amended by agreement dated June 16, 2021, expires on June 30, 2022. He further explained that the said Reservoir Operating Agreement continues a long-term relationship with Erie and its predecessors in interest including previous Reservoir Operating Agreements with the Regulating District in 1927, 1939, 1949, 1971, and 1980. Mr. Candido noted that the Regulating District hired Walden Environmental Engineering, PLLC, to appraise the fair market value of the Regulating District's 56 feet of head used by Erie at Conklingville and that the Regulating District intends to rely upon that appraisal in the negotiation of a new long-term replacement to the expiring Reservoir Operating Agreement. The parties acknowledge that additional time may be required for Erie to complete their analysis of the Walden appraisal, to complete their own appraisal and for the parties to negotiate a new long-term agreement. He and the Executive Director recommended that the Board authorize the Executive Director to enter into an agreement extending the current Reservoir Operating Agreement's term by six months to December 31, 2022.

Ms. Allen made a motion to adopt the resolution authorizing the Executive Director to enter into an agreement extending the current Reservoir Operating Agreement at Conklingville by six months to December 31, 2022. Mr. Candido seconded and the Board approved the motion adopting the resolution by unanimous vote.

RESOLUTION APPROVING A FOURTH AMENDMENT TO THE GROUND LEASE AND WATER USAGE AGREEMENT AT STILLWATER

Acting Committee Chair Candido presented a Resolution to approve a fourth amendment to extend by three months the Ground Lease and Water Usage Agreement with Stillwater Associates, dated as of October 21, 1985 (the “*Original Ground Lease and Water Usage Agreement*”), as later amended by an Amendment to Ground Lease and Water Usage Agreement, dated as of February 17, 2006 (the “*Amendment to Ground Lease and Water Usage Agreement*”) and as later amended by a Second Amendment to Ground Lease and Water Usage Agreement, dated October 14, 2021 (the “*Second Amendment to Ground Lease and Water Usage Agreement*”) and that certain Third Amendment to Ground Lease and Water Usage Agreement, dated as of March 31, 2022 (the “*Third Amendment to Ground Lease and Water Usage Agreement*”). Mr. Candido explained that the current agreement is set to expire on June 30th, and that barring entry into a new agreement, the original agreement requires the Regulating District to purchase the existing plant for fair market value. The three month extension will afford the parties additional time for Stillwater Associates to complete their analysis of the Regulating District's appraisal, to complete their own appraisal and for the parties to negotiate a new long-term agreement or consummate the sale to finalize fair market appraisals.

Ms. Allen made a motion to adopt the resolution to authorize the Executive Director to execute a Fourth Amendment to the Ground Lease and Water Usage Agreement extending the extended term three months to September 30, 2022. Mr. Candido seconded and the Board approved the motion adopting the resolution by unanimous vote.

FINANCE COMMITTEE REPORT

RESOLUTION TO AUTHORIZE REPAYMENT BY THE HUDSON RIVER AREA OF NOTE PAYABLE TO THE BLACK RIVER AREA

Committee Chair DeWitt presented a resolution authorizing the repayment by the Hudson River Area of a Note Payable to the Black River Area. He explained that via resolution 11-24-08, the Board authorized the then Treasurer to execute a Note Payable to the BRA by the HRA in the amount of \$3,045,337.65 in response to a series of federal and state legal decisions that resulted in judgments whose fiscal impact was detrimental to the Regulating District's financial condition, in general, and to the HRA, in particular. Beginning July 15, 2013, the HRA has consistently made monthly payments in the amount of \$10,510.08 to the BRA to pay debt service on this Note Payable and on occasion has made larger payments to more quickly reduce the balance due. As of May 31, 2022, the balance due on the Note Payable is \$1,690,423.12. Committee Chair DeWitt highlighted positive developments in budgets enacted by NYS for State FY 2021-22 and 2022-23 as well as numerous other actions and explained that the HRA now possesses sufficient cash resources to retire the Note Payable nearly twenty years ahead of the original debt service schedule. He recommended repayment on a schedule that will be detrimental to neither the HRA nor the BRA.

Mr. Reagan made a motion to adopt the resolution authorizing the Treasurer to make a final payment from the Hudson River Area to the Black River Area for the balance due on the Note Payable, to undertake this transaction in the coming months of the Regulating District's FY 2022-23 at a time and in a way that is not detrimental to the cash flow of the HRA or the BRA, and specifying that the HRA shall continue to make monthly debt service payments to the BRA in the amount of \$10,510.08 until the Treasurer makes the determination that the final payment can be made at a time and in a way that is not detrimental to the cash flow of both the HRA and BRA. Mr. Hayes 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 SECOND YEAR (JULY 1, 2022 - JUNE 30, 2023) OF THE THREE YEAR BUDGET PERIOD BEGINNING JULY 1, 2021

Finance Committee Chair Kenneth DeWitt presented the annual assessment for the operation and maintenance of storage reservoirs in the Black River area for the period July 1, 2022 through June 30, 2023 pursuant to Environmental Conservation Law, Title 21, Article 15, Sections 15-2123 and 15-2125, and requested that the Board approve a resolution setting the annual assessment (\$1,141,728.00) accordingly. The Black River area assessment is attached.

Chair Mark Finkle asked for a motion to adopt the July 1, 2022 through June 30, 2023 Black River area assessment (\$1,141,728.00). Mr. Bird so moved. Mr. Reagan 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 SECOND YEAR (JULY 1, 2022 - JUNE 30, 2023) OF THE THREE YEAR BUDGET PERIOD BEGINNING JULY 1, 2021

Committee Chair Kenneth DeWitt presented a resolution setting the state share for the operation and maintenance of storage reservoirs in the Black River area for the period of July 1, 2022 – June 30, 2023 pursuant to Environmental Conservation Law, Title 21, Article 15, Sections 15-2123 and 15-2125, and requested that the Board approve a resolution setting the Black River area state share (\$575,467.00) accordingly. The Black River area state share statement is attached.

Chair Mark Finkle asked for a motion to adopt the Resolution setting the Black River area state share for the second year (July 1, 2022 - June 30, 2023) of the three year budget period (July 1, 2021 - June 30, 2024) in the amount of \$575,467.00. Mr. Reagan so moved. Ms. Allen 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 SECOND YEAR (JULY 1, 2022 - JUNE 30, 2023) OF THE THREE YEAR BUDGET PERIOD BEGINNING JULY 1, 2021

Finance Committee Chair DeWitt presented the annual assessment for the operation and maintenance of storage reservoirs in the Hudson River area for the period July 1, 2022 through June 30, 2023 pursuant to Environmental Conservation Law, Title 21, Article 15, Sections 15-2123 and 15-2125, and requested that the Board approve a resolution setting the annual assessment (\$3,113,850) accordingly. The Hudson River area assessment is attached.

Chair Mark Finkle asked for a motion to adopt the July 1, 2022 through June 30, 2023 Hudson River area assessment (\$3,113,850). Mr. Hayes so moved. Mr. Reagan 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 SECOND YEAR (JULY 1, 2022 - JUNE 30, 2023) OF THE THREE YEAR BUDGET PERIOD BEGINNING JULY 1, 2021

Finance Committee Chair DeWitt presented a resolution setting the state share for the operation and maintenance of storage reservoirs in the Hudson River area for the period of July 1, 2022 – June 30, 2023 pursuant to Environmental Conservation Law, Title 21, Article 15, Sections 15-2123 and 15-2125, and requested that the Board approve a resolution setting the Hudson River area state share (\$674,533.00) accordingly. The Hudson River area state share statement is attached.

Chair Mark Finkle asked for a motion to adopt the resolution setting the Hudson River area state share for the second year (July 1, 2022 - June 30, 2023) of the three year budget period (July 1, 2021 - June 30, 2024) in the amount of \$674,533.00. Ms. Allen so moved. Mr. Hayes seconded and the Board approved the motion by unanimous vote.

STAFF REPORTS

Mr. Leslie presented his report. Mr. Leslie, following the Executive Director's lead and noting the robust agenda, pointed to his report on page 103 of the Board Packet and noted that the Ethics Reform Act of 2022 will now require ethics training for all staff.

Ms. Ruzycky presented her report to the Board. Ms. Ruzycky reported completion of the HRAO and BRAO quarterly internal control compliance audits and her work interviewing and hiring the seasonal laborers. Ms. Ruzycky noted her role managing the COVID-19 Safety Plan. She noted that the Board received an A+ on its annual MWBE Report card.

Mr. Maniccia presented his report to the Board. Therein he noted that at the close of May 31, 2022, the general fund balances for the HRA and BRA were approximately \$5,039,597 and \$1,659,522 respectively. When combined (in the amount of \$6,699,119), this total is \$209,694 or 3.2% more than the same period last year. Mr. Maniccia noted that significant disbursements for the period include: Payroll, Health Insurance, Bergman Associates and Arcadis US, Inc. Mr. Maniccia noted that the Regulating District's transactional processing and reporting are current.

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 2,130 cubic feet per second (cfs). Precipitation during the month of May was below normal across the Great Sacandaga Lake and Indian Lake watersheds. The monthly inflow to Great Sacandaga Lake and Indian Lake reservoir was approximately 48% and 45% of historic average, respectively. Monthly release of water from Great Sacandaga Lake and Indian Lake measured 88% and 60% of historic average, respectively.

The May average daily release from Stillwater Reservoir was approximately 350 cfs. Monthly total precipitation measured 71%, 69%, and 64% of historic average at Stillwater, Old Forge, and Sixth Lake, respectively, as of May 22nd. Precipitation in the month of May was below average at Stillwater, Old Forge and Sixth Lake. The monthly inflow to Stillwater Reservoir was approximately 62% of historic average. The inflow to Sixth Lake and Old Forge Reservoir totaled 0.04 and 0.16 billion cubic feet, respectively, in May. Release of water from Stillwater Reservoir averaged 73% of historic discharge. Mr. Foltan informed the Board that in response to discussions held with residents of Beaver River Station, including Carol Schoch, about ten years ago, the Regulating District modified the Stillwater target elevation curve for the period of late August into September in an attempt to provide higher water elevations during the late summer. He further explained that when sufficient inflow is available the Regulating District strives to maintain reservoir elevations that are higher than the historic average elevation range of 1675 to 1673.5 feet in the month of August.

RESOLUTION SCHEDULING DATE TIME AND LOCATION OF THE REGULAR MEETING FOR JULY 12, 2022

Chair Finkle asked for a motion to adopt a resolution setting the date, time and location for the next meeting of the Board of the Hudson River-Black River Regulating District for Tuesday, July 12, 2022 at the Town of Boonville Board Meeting Room, Town and Village Offices Municipal Building, 13149 State Route 12 Boonville, NY 13309. The meeting will be scheduled for 10:00 A.M.

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

ADJOURNMENT

Chair Finkle called for a motion to adjourn the meeting. Mr. Reagan advanced the motion. Mr. DeWitt seconded. The meeting adjourned at 12:01 P.M.

RESOLUTIONS

22-27-06 RESOLUTION TO APPROVE SEVENTH AMENDMENT TO CONTRACT C012012 WITH KLEINSCHMIDT ASSOCIATES, PA, PC

Chair Finkle asked for a motion to accept Kleinschmidt Associates, PA, PC's proposal and to authorize the Executive Director to execute a seventh amendment to contract C012012 for completion of analysis, permitting and associated work for an amount not to exceed \$16,400.00 bringing the contract total to a not-to-exceed amount of \$239,964. Ms. Allen so moved. Mr. DeWitt seconded and the Board adopted the resolution by unanimous vote.

22-28-06 RESOLUTION TO AWARD HAWKINSVILLE DAM MATERIAL AND QUALITY CONTROL TESTING WORK TO CME ASSOCIATES, INC (CONTRACT D022022)

Chair Finkle asked for a motion to conditionally award concrete and material testing work at Hawkinsville Dam to CME Associates, Inc. and authorize the Executive Director to form a contract (D022022) to complete the work for an amount not-to-exceed \$29,908.94. Mr. Reagan so moved. Mr. DeWitt seconded and the Board adopted the resolution by unanimous vote.

22-29-06 RESOLUTION TO AWARD THE REGULATING DISTRICT'S INSURANCE PROGRAM FOR POLICY YEAR JULY 1, 2022 THROUGH JUNE 30, 2023

Chair Mark Finkle asked for a motion to adopt the resolution to award the Regulating District's insurance program for policy year July 1, 2022 through June 30, 2023 to Arthur J. Gallagher, Inc. Mr. Hayes so moved and Ms. Allen seconded. The Board approved the motion adopting the resolution by unanimous vote.

22-30-06 RESOLUTION TO APPROVE INSURANCE PROPOSAL FOR POLICY YEAR JULY 1, 2022 THROUGH JUNE 30, 2023

Chair Mark Finkle asked for a motion to adopt the resolution awarding the Regulating District's insurance coverage contract for the period July 1, 2022 through June 30, 2023 to Arthur J. Gallagher, Inc. for the annual premium amount of \$200,769.00. Mr. DeWitt so moved and Ms. Allen seconded. The Board approved the motion adopting the resolution by unanimous vote.

22-31-06 RESOLUTION APPROVING A THIRD AMENDMENT TO THE RESERVOIR OPERATING AGREEMENT AT CONKLINGVILLE

Ms. Allen made a motion to adopt the resolution authorizing the Executive Director to enter into an agreement extending the current Reservoir Operating Agreement at Conklingville by six months to December 31, 2022. Mr. Candido seconded and the Board approved the motion adopting the resolution by unanimous vote.

22-32-06 RESOLUTION APPROVING A FOURTH AMENDMENT TO THE GROUND LEASE AND WATER USAGE AGREEMENT AT STILLWATER

Ms. Allen made a motion to adopt the resolution to authorize the Executive Director to execute a Fourth Amendment to the Ground Lease and Water Usage Agreement extending the extended term three months to September 30, 2022. Mr. Candido seconded and the Board approved the motion adopting the resolution by unanimous vote.

22-33-06 RESOLUTION TO AUTHORIZE REPAYMENT BY THE HUDSON RIVER AREA OF NOTE PAYABLE TO THE BLACK RIVER AREA

Mr. Reagan made a motion to adopt the resolution authorizing the Treasurer to make a final payment from the Hudson River Area to the Black River Area for the balance due on the Note Payable, to undertake this transaction in the coming months of the Regulating District's FY 2022-23 at a time and in a way that is not detrimental to the cash flow of the HRA or the BRA, and specifying that the HRA shall continue to make monthly debt service payments to the BRA in the amount of \$10,510.08 until the Treasurer makes the determination that the final payment can be made at a time and in a way that is not detrimental to the cash flow of both the HRA and BRA. Mr. Hayes seconded and the Board approved the motion by unanimous vote.

22-34-06 RESOLUTION TO APPROVE THE ANNUAL ASSESSMENT FOR THE OPERATION AND MAINTENANCE OF STORAGE RESERVOIRS IN THE BLACK RIVER AREA FOR THE SECOND YEAR (JULY 1, 2022 - JUNE 30, 2023) OF THE THREE YEAR BUDGET PERIOD BEGINNING JULY 1, 2021

Chair Mark Finkle asked for a motion to adopt the July 1, 2022 through June 30, 2023 Black River area assessment (\$1,141,728.00). Mr. Bird so moved. Mr. Reagan seconded and the Board approved the motion by unanimous vote.

22-35-06 RESOLUTION TO APPROVE THE STATE SHARE FOR THE OPERATION AND MAINTENANCE OF STORAGE RESERVOIRS IN THE BLACK RIVER AREA FOR THE SECOND YEAR (JULY 1, 2022 - JUNE 30, 2023) OF THE THREE YEAR BUDGET PERIOD BEGINNING JULY 1, 2021

Chair Mark Finkle asked for a motion to adopt the Resolution setting the Black River area state share for the second year (July 1, 2022 - June 30, 2023) of the three year budget period (July 1, 2021 - June 30, 2024) in the amount of \$575,467.00. Mr. Reagan so moved. Mr. Hayes seconded and the Board approved the motion by unanimous vote.

22-36-06 RESOLUTION TO APPROVE THE ANNUAL ASSESSMENT FOR THE OPERATION AND MAINTENANCE OF STORAGE RESERVOIRS IN THE

HUDSON RIVER AREA FOR THE SECOND YEAR (JULY 1, 2022 - JUNE 30, 2023) OF THE THREE YEAR BUDGET PERIOD BEGINNING JULY 1, 2021

Chair Mark Finkle asked for a motion to adopt the July 1, 2022 through June 30, 2023 Hudson River area assessment (\$3,113,850). Mr. Hayes so moved. Mr. Reagan seconded and the Board approved the motion by unanimous vote.

22-37-06 RESOLUTION TO APPROVE THE STATE SHARE FOR THE OPERATION AND MAINTENANCE OF STORAGE RESERVOIRS IN THE HUDSON RIVER AREA FOR THE SECOND YEAR (JULY 1, 2022 - JUNE 30, 2023) OF THE THREE YEAR BUDGET PERIOD BEGINNING JULY 1, 2021

Chair Mark Finkle asked for a motion to adopt the resolution setting the Hudson River area state share for the second year (July 1, 2022 - June 30, 2023) of the three year budget period (July 1, 2021 - June 30, 2024) in the amount of \$674,533.00. Ms. Allen so moved. Mr. Hayes seconded and the Board approved the motion by unanimous vote.

22-38-06 RESOLUTION SCHEDULING DATE, TIME AND LOCATION OF THE REGULAR MEETING FOR JULY 12, 2022

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

Robert P. Leslie
Secretary

Mark M. Finkle
Board Chairman

State of New York
Hudson River-Black River Regulating District
Black River Area Facilities

Annual Assessment
for the Operation and Maintenance of the Storage Facilities of the
Black River Watershed for the Second Year (July 1, 2022 - June 30, 2023)
of the Three Year Budget Period beginning July 1, 2021
as Approved by the
Board of Hudson River-Black River Regulating District on June 8, 2021
Pursuant to Section 15-2123 and 15-2125, Environmental Conservation Law

Statement
Showing the Name of Each Public Corporation
and the Amount to be Borne by Each

Approved by
BOARD OF HUDSON RIVER-BLACK RIVER REGULATING DISTRICT
350 NORTHERN BOULEVARD
ALBANY, NEW YORK 12204
June 14, 2022

STATE OF NEW YORK
HUDSON RIVER-BLACK RIVER REGULATING DISTRICT
OPERATION AND MAINTENANCE EXPENSE
OF BLACK RIVER WATERSHED STORAGE FACILITIES
STATEMENT OF ANNUAL ASSESSMENT - YEAR ENDING JUNE 30, 2023

ID No.	County	Proportion of Total Cost	(A) Annual Expense, Year Beginning July 1, 2022
1	Hamilton	0.023439	\$ 1,921
2	Herkimer	0.206130	\$ 16,898
3	Jefferson	0.461981	\$ 37,871
4	Lewis	0.291701	\$ 23,912
5	Oneida	0.016749	\$ 1,373
	Totals	<u>1.00000000</u>	<u>\$ 81,976</u>

In accordance with Section 15-2125, Environmental Conservation Law, this Statement of Assessment is hereby duly verified under seal of the Board of Hudson River-Black River Regulating District.

Dated June 14, 2022

Secretary

State of New York
Hudson River-Black River Regulating District
Black River Area Facilities

Annual Assessment
for the Operation and Maintenance of the Storage Facilities of the
Black River Watershed for the Second Year (July 1, 2022 - June 30, 2023)
of the Three Year Budget Period beginning July 1, 2021
as Approved by the
Board of Hudson River-Black River Regulating District on June 8, 2021
Pursuant to Section 15-2123 and 15-2125, Environmental Conservation Law

Statement
Showing the Owner of Each Parcel Benefitted
and the Amount to be Borne by Each

Approved by
BOARD OF HUDSON RIVER-BLACK RIVER REGULATING DISTRICT
350 NORTHERN BOULEVARD
ALBANY, NEW YORK 12204
June 14, 2022

**STATEMENT OF REGULAR ANNUAL ASSESSMENT FOR
STILLWATER RESERVOIR - YEAR ENDING JUNE 30, 2023
MAINTENANCE AND OPERATION EXPENSES**

Parcel No.	Location	Facility	Tax Map Number	Name of Owner	Share of Cost	Assessment
Jefferson County						
1-2	Town of Brownville	Dexter	72.75-1-11	Hydro Development Group, Inc. C/O Enel Green Power	0.013039	\$13,126
6	Town of Brownville	Glen Park	73.82-1-36	Northbrook New York, LLC	0.054275	\$54,638
9-15	City of Watertown	Beebe Island	6-01-101	Erie Boulevard Hydropower, L.P.	0.028278	\$28,467
16-17	City of Watertown	Sewalls Island	6-05-305	Erie Boulevard Hydropower, L.P.	0.026893	\$27,073
18-19	City of Watertown	Sewalls Island	4-12-101.001	Erie Boulevard Hydropower, L.P.		
20-A	City of Watertown	Sewalls Island	4-13-102.1	Erie Boulevard Hydropower, L.P.		
20-B	City of Watertown	Sewalls Island	4-12-101.1	Erie Boulevard Hydropower, L.P.		
21	City of Watertown	Sewalls Island	4-13-102.1	Erie Boulevard Hydropower, L.P.		
22	City of Watertown	Sewalls Island	4-12-101.1	Erie Boulevard Hydropower, L.P.		
23	City of Watertown	Diamond Street	4-23-101	Niagara Mohawk - A National Grid Co.	0.007334	\$7,383
24	City of Watertown	Watertown	4-27-101	City of Watertown	0.022085	\$22,233
25	Town of LeRay	Black River	75.18-1-10.1	Erie Boulevard Hydropower, L.P.	0.049303	\$49,633
	Town of Rutland	Kamargo	14.00-2-39	Erie Boulevard Hydropower, L.P.		
27	Town of Wilna	Deferiet	76.34-1-1.1	Erie Boulevard Hydropower, L.P.	0.058023	\$58,411
	Town of Wilna	Herrings	76.26-1-2	Erie Boulevard Hydropower, L.P.		
28	Town of Wilna	Carthage	86.32-1-78.1-601	Northbrook Carthage LLC	0.002376	\$2,392
31	Town of Wilna	Tannery Island	86.40-2-38.1	Ampersand Hydro, LLC	0.005867	\$5,906
32	Town of Wilna	Tannery Island	86.32-1-77	Ampersand Hydro, LLC		\$0
33	Town of Wilna	Carthage	86.32-1-78.1-601	Northbrook Carthage LLC	0.008883	\$8,942
34	Town of Champion	Long Falls	86.40-1-1.1	Ampersand Hydro, LLC	0.009680	\$9,745
35	Town of Champion	Climax Manufac.	86.40-1-3*	Carthage Specialty Paper	0.006193	\$6,234
				Total, Jefferson County	0.292229	\$294,183
Lewis County						
36-B	Town of New Bremen	Upper Beaver Falls	129.17-01-05.100	Eagle Creek Renewable Energy	0.016706	\$16,818
37	Town of New Bremen	Lower Beaver Falls	129.17-01-06.100	Eagle Creek Renewable Energy	0.024448	\$24,611
42	Town of Croghan	High Falls	102.00-02-13.000	Erie Boulevard Hydropower, L.P.	0.078234	\$78,757
43	Town of Croghan	Belfort	103.00-01-18.200	Erie Boulevard Hydropower, L.P.	0.039932	\$40,199
	Town of Croghan	Taylorville	103.00-01-18.200	Erie Boulevard Hydropower, L.P.	0.085568	\$86,140
	Town of Croghan	Elmer	103.00-01-18.200	Erie Boulevard Hydropower, L.P.	0.030153	\$30,355
	Town of Croghan	Effley	103.00-01-18.200	Erie Boulevard Hydropower, L.P.	0.044821	\$45,121
44	Town of Croghan	Soft Maple	119.00-01-01.000	Erie Boulevard Hydropower, L.P.	0.103497	\$104,189
45	Town of Watson	Eagle	134.00-01-03.000	Erie Boulevard Hydropower, L.P.	0.110831	\$111,572
				Total, Lewis County	0.534190	\$537,762
Herkimer County						
46	Town of Webb	Mosher	023.-1-1	Erie Boulevard Hydropower, L.P.	0.173581	\$174,742
				Total, Herkimer County	0.173581	\$174,742
				Grand Total	1.000000	\$1,006,687

In accordance with Section 15-2125 of the Conservation Law, this Statement of Assessment is hereby duly verified under seal of the Board of the Hudson River-Black River Regulating District.

Dated June 14, 2022

HRBRRD Board Secretary

Legend: *Part of This Tax Map Number

(preserve this Statement to check your Tax Bill)

**STATEMENT OF REGULAR ANNUAL ASSESSMENT FOR
6TH LAKE & OLD FORGE RESERVOIRS - YEAR ENDING JUNE 30, 2023
MAINTENANCE AND OPERATION EXPENSES**

Parcel No.	Location	Facility	Tax Map Number	Name of Owner	Share of Cost	Assessment
Jefferson County						
1-2	Town of Brownville	Dexter	72.75-1-11	Hydro Development Group, Inc. C/O Enel Green Po	0.024235	\$899
6	Town of Brownville	Glen Park	73.82-1-36	Northbrook New York, LLC	0.100880	\$3,744
9-15	City of Watertown	Beebe island	6-01-101	Erie Boulevard Hydropower, L.P.	0.052560	\$1,951
16-17	City of Watertown	Sewalls Island	6-05-305	Erie Boulevard Hydropower, L.P.	0.049985	\$1,855
18-19	City of Watertown	Sewalls Island	4-12-101.001	Erie Boulevard Hydropower, L.P.		
20-A	City of Watertown	Sewalls Island	4-13-102.1	Erie Boulevard Hydropower, L.P.		
20-B	City of Watertown	Sewalls Island	4-12-101.1	Erie Boulevard Hydropower, L.P.		
21	City of Watertown	Sewalls Island	4-13-102.1	Erie Boulevard Hydropower, L.P.		
22	City of Watertown	Sewalls Island	4-12-101.1	Erie Boulevard Hydropower, L.P.		
23	City of Watertown	Diamond Island	4-23-101	Niagara Mohawk - A National Grid Co.	0.013632	\$506
24	City of Watertown	Watertown	4-27-101	City of Watertown	0.041049	\$1,523
25	Town of LeRay	Black River	75.18-1-10.1	Erie Boulevard Hydropower, L.P.	0.091640	\$3,401
	Town of Rutland	Kamargo	14.00-2-39	Erie Boulevard Hydropower, L.P.		
27	Town of Wilna	Deferiet	76.34-1-1.1	Erie Boulevard Hydropower, L.P.	0.107847	\$4,003
	Town of Wilna	Herrings	76.26-1-2	Erie Boulevard Hydropower, L.P.		
28	Town of Wilna	Carthage	86.32-1-78.1-601	Northbrook Carthage LLC	0.004416	\$164
31	Town of Wilna	Tannery Island	86.40-2-38.1	Ampersand Hydro, LLC	0.010906	\$405
32	Town of Wilna	Tannery Island	86.32-1-77	Ampersand Hydro, LLC		
33	Town of Wilna	Carthage	86.32-1-78.1-601	Northbrook Carthage LLC	0.016510	\$613
34	Town of Champion	Long Falls	86.40-1-1.1	Ampersand Hydro, LLC	0.017992	\$668
35	Town of Champion	Climax Manufac.	86.40-1-3*	Carthage Specialty Paper	0.011512	\$427
				Total, Jefferson County	0.543164	\$20,159
Lewis County						
47	Town of West Turin	Lyons Falls	322.19-03-07.121	Northbrook Lyons Falls, LLC	0.102849	\$3,817
48	Town of Lyonsdale	Gouldtown	323.00-01-60.120	Northbrook Lyons Falls, LLC	0.166163	\$6,167
	Town of Lyonsdale	Kosterville	323.00-01-60.100	Northbrook Lyons Falls, LLC		
49	Town of Lyonsdale	Lyonsdale	323.00-01-30.100	Lyonsdale Associates c/o CMS Generation	0.071040	\$2,637
49A	Town of Lyonsdale	Moose River	323.00-01-69.000	Fortis British Columbia	0.116784	\$4,334
				Total, Lewis County	0.456836	\$16,955
				Grand Total	1.000000	\$37,114

In accordance with Section 15-2125 of the Conservation Law, this Statement of Assessment is hereby duly verified under seal of the Board of the Hudson River-Black River Regulating District.

Dated June 14, 2022

HRBRRD Board Secretary

Legend: *Part of This Tax Map Number

(preserve this Statement to check your Tax Bill)

**STATEMENT OF REGULAR ANNUAL ASSESSMENT FOR
HAWKINSVILLE RESERVOIR - YEAR ENDING JUNE 30, 2023
MAINTENANCE AND OPERATION EXPENSES**

Parcel No.	Location	Facility	Tax Map Number	Name of Owner	Share of Cost	Assessment
Jefferson County						
1-2	Town of Brownville	Dexter	72.75-1-11	Hydro Development Group, Inc. C/O Enel Green Po	0.044619	\$712
6	Town of Brownville	Glen Park	73.82-1-36	Northbrook New York, LLC	0.185726	\$2,963
9-15	City of Watertown	Beebe island	6-01-101	Erie Boulevard Hydropower, L.P.	0.096767	\$1,544
16-17	City of Watertown	Sewalls Island	6-05-305	Erie Boulevard Hydropower, L.P.	0.092026	\$1,468
18-19	City of Watertown	Sewalls Island	4-12-101.001	Erie Boulevard Hydropower, L.P.		
20-A	City of Watertown	Sewalls Island	4-13-102.1	Erie Boulevard Hydropower, L.P.		
20-B	City of Watertown	Sewalls Island	4-12-101.1	Erie Boulevard Hydropower, L.P.		
21	City of Watertown	Sewalls Island	4-13-102.1	Erie Boulevard Hydropower, L.P.		
22	City of Watertown	Sewalls Island	4-12-101.1	Erie Boulevard Hydropower, L.P.		
23	City of Watertown	Diamond Island	4-23-101	Niagara Mohawk - A National Grid Co.	0.025098	\$400
24	City of Watertown	Watertown	4-27-101	City of Watertown	0.075573	\$1,205
25-A	Town of LeRay	Black River	75.18-1-10.1	Erie Boulevard Hydropower, L.P.	0.168715	\$2,691
25-B	Town of Rutland	Kamargo	14.00-2-39	Erie Boulevard Hydropower, L.P.		
27	Town of Wilna	Deferiet	76.34-1-1.1	Erie Boulevard Hydropower, L.P.	0.198554	\$3,167
	Town of Wilna	Herrings	76.26-1-2	Erie Boulevard Hydropower, L.P.		
28	Town of Wilna	Carthage	86.32-1-78.1-601	Northbrook Carthage LLC	0.008130	\$130
31	Town of Wilna	Tannery Island	86.40-2-38.1	Ampersand Hydro, LLC	0.020078	\$320
32	Town of Wilna	Tannery Island	86.32-1-77	Ampersand Hydro, LLC		
33	Town of Wilna	Carthage	86.32-1-78.1-601	Northbrook Carthage LLC	0.030396	\$485
34	Town of Champion	Long Falls	86.40-1-1.1	Ampersand Hydro, LLC	0.033124	\$528
35	Town of Champion	Climax Manufac.	86.40-1-3*	Carthage Specialty Paper	0.021194	\$338
Total, Jefferson County					1.000000	\$15,951
Grand Total					1.000000	<u>\$15,951</u>

In accordance with Section 15-2125 of the Conservation Law, this Statement of Assessment is hereby duly verified under seal of the Board of the Hudson River-Black River Regulating District.

Dated June 14, 2022

HRBRRD Board Secretary

Legend: *Part of This Tax Map Number

(preserve this Statement to check your Tax Bill)

State of New York

Hudson River – Black River Regulating District

Annual Assessment

for the Operation and Maintenance
of the Storage Facilities of the Black River Watershed

for the Second Year (July 1, 2022 - June 30, 2023)
of the Three-Year Budget Period beginning July 1, 2021

as Approved by
the Board of Hudson River-Black River Regulating District on

June 14, 2022

Amount Chargeable to the State

Approved by
BOARD OF HUDSON RIVER – BLACK RIVER REGULATING DISTRICT
June 14, 2022

ASSESSMENT OF OPERATION AND MAINTENANCE COST OF STORAGE FACILITIES OF THE BLACK RIVER WATERSHED PREFIXED TO A RESOLUTION ADOPTED BY THE BOARD OF HUDSON RIVER – BLACK RIVER REGULATING DISTRICT June 14, 2022.

AMOUNT TO BE PAID **(a)**

Amount chargeable to New York State (a)

\$575,467.00

(a) Pursuant to ECL 15-2121

State of New York
Hudson River-Black River Regulating District
Hudson River Area Facilities

Annual Assessment
for the Operation and Maintenance of the Storage Facilities of the
Hudson River Watershed for the Second Year (July 1, 2022 - June 30, 2023)
of the Three Year Budget Period beginning July 1, 2021
as Approved by the
Board of Hudson River-Black River Regulating District on June 8, 2021
Pursuant to Section 15-2123 and 15-2125, Environmental Conservation Law

Statement
Showing the Name of Each Public Corporation
and the Amount to be Borne by Each

Approved by
BOARD OF HUDSON RIVER-BLACK RIVER REGULATING DISTRICT
350 NORTHERN BOULEVARD
ALBANY, NEW YORK 12204
June 14, 2022

**STATE OF NEW YORK
HUDSON RIVER-BLACK RIVER REGULATING DISTRICT
OPERATION AND MAINTENANCE EXPENSE
OF HUDSON RIVER WATERSHED STORAGE FACILITIES**

STATEMENT OF ANNUAL ASSESSMENT - YEAR ENDING JUNE 30, 2023

ID No.	County	Proportion of Total Cost	(A) Annual Expense, Year Beginning July 1, 2022
1	Albany	0.345579	\$ 1,076,081
2	Rensselaer	0.181172	\$ 564,142
3	Saratoga	0.345950	\$ 1,077,236
4	Washington	0.046170	\$ 143,766
5	Warren	0.081129	\$ 252,624
	Totals	<u>1.00000000</u>	<u>\$ 3,113,850</u>

In accordance with Section 15-2123, Environmental Conservation Law, this statement of the Annual Assessment is hereby duly verified under seal of the Board of Hudson River-Black River Regulating District.

Dated June 14, 2022

Secretary

State of New York

Hudson River – Black River Regulating District

Annual Assessment

for the Operation and Maintenance
of the Storage Facilities of the Hudson River Watershed

for the Second Year (July 1, 2022 - June 30, 2023)
of the Three-Year Budget Period beginning July 1, 2021

as Approved by
the Board of Hudson River-Black River Regulating District on

June 14, 2022

Amount Chargeable to the State

Approved by
BOARD OF HUDSON RIVER – BLACK RIVER REGULATING DISTRICT
June 14, 2022

ASSESSMENT OF OPERATION AND MAINTENANCE COST OF THE GREAT SACANDAGA LAKE RESERVOIR PREFIXED TO A RESOLUTION
ADOPTED BY THE BOARD OF HUDSON RIVER – BLACK RIVER REGULATING DISTRICT June 14, 2022.

AMOUNT TO BE PAID **(a)**

Amount chargeable to New York State (a)

\$674,533.00 (b)

(a) Pursuant to ECL 15-2121

(b) 22.18% of total Hudson River Area estimated operation and maintenance cost