

**LAKEVILLE LAKE PROPERTY OWNERS ASSOCIATION
REGULAR MEETING – December 18, 2018**

President Wayne Hodges called the meeting to order at 7:30 p.m. The pledge of allegiance was conducted. Roll was called and Board member attendance was as follows:

Officers

Wayne Hodges, President (2018) - Present
Tom Maliszewski Vice President (2017) - Present
Jeff Banaszynski, Secretary (2017) - Present
Paul Hosner, Treasurer (2018) - Present

Directors

Chuck Sargent (2018) - Present
Greg Smith (2018) - Present
Paul Woodring (2017) - Present
Marc Van Hoogstraat (2017) - Present
Michael Bartlett (2017) - Present

Approval of Agenda

- Greg Smith moved to approve the agenda as presented. Michael Bartlett seconded the motion. The agenda was approved.

Announcements

- None.

Approval of Minutes

- Minutes for the October 23, 2018 meeting were presented for approval. Chuck Sargent asked that a statement in the Dock Ordinance for Addison Township related to permanent docks be modified to read 'boat houses and permanent hoists require Planning Commission approval'. Paul Woodring moved to approve the minutes with the correction and Tom Maliszewski seconded the motion. The October 23 minutes were approved.

- Minutes for an October 26, 2018 e-mail board vote were presented for approval. Marc VanHoogstraat seconded the motion. The October 26, 2018 minutes were approved.

- Minutes for a November 23, 2018 e-mail board vote were presented for approval. Marc VanHoogstraat seconded the motion. The November 23, 2018 minutes were approved.

- Minutes for a November 26, 2018 e-mail board vote were presented for approval. Marc VanHoogstraat seconded the motion. The November 26, 2018 minutes were approved.

Treasurers Report

- Paul Hosner reported account balances of \$9962.34 and \$1706.97 for the two accounts. Wayne Hodges moved that the Treasurers report be accepted as submitted.

Unfinished Business

Marine Patrol Funding

- Wayne Hodges stated the balance in the Marine Sheriff donation account was \$5808.75 and that 2018 spending for the Marine Sheriff totaled \$5598.88. Wayne indicated that the account would cover similar levels of patrol for 2019.

Mechanical Harvesting Update

Jeff Banaszynski reported that there were two aspects to the LRA budget for 2018, one for equipment repair and purchase and one for cutting operations. The approved budgets were \$102,820 and \$64,062 respectively and when combined total \$166,882. Jeff stated that potential purchases of a second conveyor and associated power unit were not pursued and the preliminary spending summary for equipment repair and purchase was \$49,843.59. The preliminary spending summary for cutting operations was \$45,046.96. Total spending was \$94,890.55 as compared with the \$166,882 approved budget. All equipment was stored and covered for the winter.

Weed Treatment

Wayne Hodges stated that the end of season report from Savin Lake Services had been received and is posted on our web-site for review. The summary describes treatments similar to what was done last year and mentions that Starry Stonewort was newly identified at the DNR public access site. DNA testing on eight

samples of Eurasian Milfoil showed that all samples had morphed with native Milfoil and is now a hybrid of the two. Savin indicated that the hybrid would be more difficult to treat and may require higher concentrations of the herbicides used. The water quality is reported to be good. Savin anticipates recommending a similar program for next year.

Goose Population Reduction

- Wayne Hodges referred to the presentation from Goose Busters at the October 23rd meeting which was scheduled at the request of property owners with concerns about health and safety issues related to geese. Wayne stated that the program would have to be considered as an ongoing activity and the first year funding would come from the discretionary donated funds. Spending after the first year would require an adjustment to the Education Fund SAD. Additionally, permission would have to be granted by individual property owners for activities on their property. Wayne reminded the group that previous programs by the MDEQ to spray emergent invasives had not received permissions necessary to proceed. Jeff Banaszynski summarized the costs published by Goose Busters as \$100 per aggressive adult euthanization, \$100 plus \$20 per nest for nest destruction, \$350 for relocation of the first 25 geese and \$150 for each 25 after that. Jeff was asked what services were being considered and indicated that the program would probably need to be a combination of nest destruction and goose relocation. Jeff reminded the group that Goose Busters estimated that 80% of the relocated geese would return during the fall migration. Jeff stated that if that was true and we had 100 geese to start with we would get 80 back the second year, 64 the third and so on. By the tenth year of the program we could be down to 6 geese. Wayne Hodges reported that necessary permits would require either a 70% approval from the property owners in total or a request from the Township to initiate a program using LLPOA funding. Jeff Banaszynski stated that he thought we were walking a thin line in spending on this project and that to his memory we have never used Education Fund money for activities on any individual's property. Wayne Hodges stated that we have had activities that although focused in specific areas could be considered to benefit the lake owners in general and mentioned fish stocking as an example. Michael Pardonoff asked if spending for health and safety were authorized within the SAD. John Zuzelski asked if the geese could be hunted and was told that they could on parts of the lake North of 34 mile road with proper license permits. Wayne Hodges reported that Goose Busters had indicated they would want a five year commitment. It was noted that it is illegal to remove a nest without permits. Wayne Hodges stated that he was concerned that this activity could open the door to other requests like "I have foxes" or "I have coyotes" I want removed. Tim Brinker stated that he would donate if this wasn't approved. Tom Maliszewski asked if we wanted to make a five year commitment for \$5000. Ray Morrow asked if this program would apply to swans and was told it would not but that there were specific State and County programs aimed at removing mute Swans. Jeff Banaszynski asked if we could make a five year commitment at this point without having the SAD adjustment. Chuck Sargent asked what the plan would be to obtain approval from 70% of the property owners and was told that having the Township initiate a program would be the easiest path. Members present were asked to vote on whether they wanted to use LLPOA funds for goose control around Lakeville Lake. The vote resulted in 23 yes votes and 6 no votes.

Addison Township Board of Trustees Meeting from December 17, 2018

- Wayne Hodges reported that at the December 17, 2018 Addison Township meeting the Trustees voted unanimously to take 'no action on the 70 Smith's Landing property' after some discussion on what the specific motion should be. Greg Smith stated that Bruce Pearson did indicate that there was still interest in finding another property for a Township beach. James Elsarelli noted that the Trustee vote did not specify '70 Smith's Landing', just Smith's Landing and there could be some confusion with the Smith's Landing marina. Wayne Hodges stated that Michael Bartlett had delivered an eloquent statement at the township meeting expressing concerns with the proposed beach site. Wayne Hodges suggested the need to separate the beach issue from other future assistance we may need from the township. Wayne listed a number of issues with the proposed beach including; having a swim area in a high boat traffic area with a 35 mph speed limit, mooring and operating harvesting equipment around a public area with kids, entrance to the site being on a curve on a heavily trafficked road, the re-zoning required, informing and enforcing water use restrictions associated with weed control treatments. Wayne reported that Al Prince had submitted a letter to the Township saying that he has provided a place for the Marine Sheriff to moor their boat and park their cars at his personal expense. Wayne mentioned that two sites, one on Round Lake and one on Lake George were presented as potentially better candidates for the Township. Marc VanHoogstraet asked why the push for a beach and was told that Bruce Pearson was looking for a way to provide access to the lake for the 91% of the Township residents that

didn't live on the lake. Tom Maliszewski indicated that there was an election coming up. Paul Hosner stated that 'no action' didn't clearly define future steps by the Township related to the beach and he felt it could allow them to continue efforts. Matt Hash asked about the zoning and was told that the current residential zoning would have to be changed but that zoning revisions were controlled by the Township. Greg Smith asked if we were taking a position of 'no beach' or just 'no beach at Smith's Landing'? It was noted that Trustee Lori Fisher tried to amend the Township motion to clearly close any activity on Smith's Landing but was not successful. Michael Pardonoff stated that he had asked Bruce Pearson if Smith's Landing was off the table and was told 'yes'. Michael continued to say the property for sale on Round Lake was nice and that we should encourage the Township to consider it. Wayne Hodges stated that it was important to take all the Township's justifications off the table. Tom Maliszewski suggested we communicate that we don't want a beach. Michael Bartlett stated that it didn't make any sense to create a public entity that was unsafe to the public and that a beach on an all sports lake shouldn't be considered. Chuck Sargent suggested that State owned lakes are different than private lakes and if they wanted, the State could force a beach and asked what would happen if property was donated with the stipulation that it be used for a beach. Chuck recommended that we take a vote and communicate the resulting position to the Township. Greg Smith asked what we were asking the members to vote on. Linda Hodges indicated that the Township has helped the lake owners in the past and we shouldn't jeopardize that going forward. Bob Schram indicated that there was no defined motion to vote on. John Zuzelski stated that Bruce Pearson made it clear that residents wanted Township assistance. Chris Tanana stated that we needed to cover a broader discussion than just Smith's Landing and that Township assistance shouldn't be contingent on or tied to a beach. Linda Hodges suggested that it wasn't a good idea to alienate the Township. Wayne Hodges indicated that a membership position to the Township could take two approaches, one that identified concerns and refuted discussed justifications or, one specifically communicating a position on a beach. A show of hands was requested indicating whether or not you favor a beach on Lakeville Lake at all. The resulting 21 no votes represented a majority of the members present. Wayne Hodges offered to draft a letter to communicate the membership's position to the Township. Robert Kanas asked if anyone had any confidence in the Board and stated that they had cancelled a special meeting intended to discuss the position on the proposed beach that had been approved at the October meeting. Robert stated that the Board couldn't be trusted. Wayne Hodges stated that the LLPOA Board had not asked the Township to pursue a beach. Jeff Banaszynski stated that there was a public posting on the Nextdoor website accusing the LLPOA board of asking the Township to develop a public beach so the Township would help the needs of the lake. Jeff stated that he was offended by the accusation and thought the author should apologize to the Board for the publically and falsely accusing them. Michael Pardonoff stated that he posted what he was told in a conversation with Bruce Pearson and that he would not apologize for it. Jeff Banaszynski asked if he had bothered to ask any of the Board if the statements were accurate before he publically accused and slandered them. Michael stated that he hadn't and indicated that he personally distributed fliers to his neighbors door to door to make them aware of the Township meeting and planned discussion on the beach. James Elsarelli suggested that Bruce Pearson was winning the political battle and disrupting the members.

2019 SAD Renewal

- Wayne Hodges reported that he had received feedback from Oakland County on his proposal to adjust the Lake Management Assessment to have the marinas contribute more equably. The County is OK with the concept of determining the fees based primarily on the number of allowed boats as opposed to the length of parcel frontage. Paul Hosner asked if the proposal was available for review. Steve Hosner asked if the charge would be more than with the current calculation and indicated that he wanted to review the information. Wayne Hodges stated that the initial proposal was to assess using the ordinance definition of two boats allowed per parcel which would result in \$400 per residential property. The County indicated that the basis of a Special Assessment is related to property taxes and there should be some contribution based on shoreline length. The proposal was modified to \$350 per two boats allowed plus a small component related to shoreline length. Wayne indicated that the current SAD carries through 2019 and he felt the marinas should be forewarned of proposed changes.

New Business

Cooperative Lakes Monitoring Program Renewal

- Jeff Banaszynski reported that the Cooperative Lakes Monitoring Program enrollment period for 2019 was open. Jeff indicated that the LLPOA has been participating for over thirty years. Wayne Hodges indicated that it has been since 1974. Jeff reported that we participate in Secchi Disk clarity, Spring and Fall Phosphorous,

Chlorophyll and most recently Dissolved Oxygen. Cost for those parameters would total \$227 but that Oakland County is contributing \$120 for county lakes for 2019 leaving our cost at \$107. Marc VanHoogstraat moved to approve enrolling for 2019 and Greg Smith seconded the motion. A roll call vote was initiated with the following results;

Wayne Hodges - Yes, Tom Maliszewski - Yes, Chuck Sargent - Yes, Paul Hosner - Yes, Paul Woodring - Yes, Jeff Banaszynski - Yes, Marc VanHoogstraat - Yes, Greg Smith - Yes and Michael Bartlett -Yes. Jeff Banaszynski gave the renewal application to Paul Hosner for payment to the MLSA.

Buoy Liability

- Jeff Banaszynski reported that the LRA has historically paid for buoy activities on the lake because it was the only source of funding but that is no longer the case since the Education Fund SAD was created. Jeff stated that at the June meeting, he had proposed funding the buoys from the Education Fund SAD based on a better alignment with the Information Dissemination, Public Education, Safety and Recreation components of the SAD. At the time Chuck Sargent cautioned the Board that the LLPOA didn't carry liability insurance where the LRA did. Following the meeting, it was discovered that the LRA insurer felt there was liability associated to the buoys and didn't feel the buoys were included in the policy. They asked for additional money to include the buoys. Jeff Banaszynski stated that by placing the buoys in the lake, the LLPOA incur liability and that any claims beyond the policy limit could go back to the property owners. Jeff asked if we wanted to incur the liability. James Elsarelli stated that he had background involvement with the buoys and thought they were required based on the characteristics. Paul Hosner told him the buoys were placed by our choice and were initially placed in the North Bay to provide shelter for the swans. Wayne Hodges suggested that we could be liable for not putting them out. Jeff Banaszynski asked if liability for the buoys might be covered through the Marine Sheriff and offered to find out. Failing that the only solution would be to include them in our LRA policy going forward.

Waterford Lakes Association Forum on Lake Aeration and Maintaining Fish Populations

- The presentation material couldn't be located so Chuck Sargent moved to table the presentation. Greg Smith seconded the motion and the discussion was tabled to be brought up at a future meeting.

Public Forum

- Tom Maliszewski asked about efforts to have the lake level raised earlier in the spring. Wayne Hodges reported that our request has been passed up to the County Commissioner and that we were assured that the level would be increased as early as possible. Wayne agreed to place the topic on the next agenda.

- Tom Maliszewski reported that 7126 fall Walleye fingerlings averaging 5" had been stocked in Lakeville Lake on November 8, 2018 and that the DNR plans to conduct a fish survey for Lakeville Lake in 2020.

- Tom Maliszewski suggested the need to increase signage at the Public Access site to remind people about the importance of boat washing.

- Bob Schram reported on activities related to changing the local mailing address from Leonard to Lakeville and indicated that he has received support from Representative Bishop and Senator Stabinaw. He reported that although there has been no resistance to the proposal the lack of clear defining boundaries for Lakeville presents a problem and the request has been turned over to the Detroit Post office. One solution might be to use a use either Lakeville or Leonard on the preferred address line and use 48367 as the zip code. The indication is that the 48367 zip code would get the mail delivered properly.

- Marc VanHoogstraat reported that he saw two Bald Eagles land on the ice in front of his house and it appeared to be mating season.

Chuck Sargent moved to adjourn the meeting and Paul Hosner seconded the motion. The meeting was adjourned at 9:40 p.m.

The next meeting is scheduled 7:30p.m. February 26, 2019 at the Township complex.