

LAKEVILLE LAKE PROPERTY OWNERS ASSOCIATION
Regular Meeting – October 26, 2021
Addison Township Complex

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 (2021) - Present
Tom Maliszewski Vice President (2020) - Present
Jeff Banaszynski, Secretary (2020) - Present
Paul Hosner, Treasurer (2021) - Present

Directors

Gerard Wrobel (2021) - Present
Paul Carthew (2021) - Present
Chris Tanana (2020) - Present
Marc Van Hoogstraat (2020) - Present
Michael Bartlett (2020) - Present

Approval of Agenda

- Wayne Hodges highlighted the director's term expiration dates and scheduled meeting dates posted on the agenda. Jeff Banaszynski moved to approve the agenda, Mike Bartlett seconded the motion. The agenda was approved.

Announcements

- Wayne Hodges reported the 2021 Marine Patrol was funded for 160 hrs and 126.5 were charged to date. He indicated the difference was probably due to rain outs and that he had received very little feedback through the summer. Wayne Hodges reminded the attendees to avoid depositing fall leaves in the lake noting that aside from being illegal they contribute to sediment in the lake.
- Wayne indicated that we were still looking for e-mail addresses. Marc Vanhoogstraat asked if there was a way to submit them to the website.

Approval of Minutes

- Minutes for the August 24, 2021 meeting were presented for approval. Michael Bartlett moved to approve the minutes and Chris Tanana seconded the motion. The minutes were approved.

Treasurers Report

- Paul Hosner reported account balances were \$9853.18 and \$674.77 after payments for Goose Busters, CLMP, ECHO mailing and funeral arrangements for Greg Smith. Jeff Banaszynski noted previous approval to spend down the savings account on Goose Busters before taking from the Education fund. Paul indicated he would adjust the accounts.

Mechanical Harvesting Update

- Jeff Banaszynski reported a season start date of June 7, 2021 with start of harvesting on June 14, 2021 after season prep work. 161 harvester loads and 66 dump truck loads estimated at 56,700 cubic feet had been removed. 14 requests for assistance had been received. Jeff reported that he estimated actual spending for the season would be about \$20,000 below the approved budget. Chris Tanana asked if cutting hours were reduced with the lower spending and was told cutting hours were actually higher than in the past five years. Jeff stated that the site being used to off-load weeds had been sold and the new owner indicated allowing continued use until house construction is started in two or three years. If no other off-load site is located in that time we will not be able to continue the program.
Equipment down time for the season has been minimal with just a few days lost to repair a broken paddle wheel motor mount. New hydraulic cylinders have been added to the conveyor. Plans are to close the season in a few weeks. Jeff stated that a new manager would be needed for next year. Wayne Hodges expressed concern about going forward if a manager could not be found. Paul Hosner asked how much was spent on chemicals and was told approximately \$45,000.

2021 Chemical Weed Treatment

- Wayne Hodges indicated that the use of Procella-COR on milfoil has essentially taken care of the milfoil. A final report from Savin Lake Services is expected later this year which should confirm the application effectiveness. Savin reported seeing fresh native weed growth and indicated that some weeds are good for the health of the lake. Savin has suggested running a pilot program at the North end of the lake to reduce phosphorus. Paul Hosner asked if we tested for phosphorus and was told we did in the spring and fall. Paul suggested determining if there is an issue before we commit to any program.

Potential Changes to the By-Laws

- Wayne Hodges stated the need to update our by-laws in a number of areas including requirements for lead time on meeting notices and hard copy distributions. Paul Hosner indicated that meeting schedules and newsletters are posted on the web-site. Wayne indicated there were things in the by-laws that didn't need to be there and suggested defining standing rules that could be periodically adjusted by the Board. Chris Tanana presented a motion to review the by-laws for

potential amendment. Marc VanHoogstraat seconded the motion. The board approved the motion with Paul Hosner in opposition indicating lack of specific detail.

Dock Ordinance Enforcement Update

- Wayne Hodges stated that he had distributed a summary of dock ordinance issues to the Board in an attempt to cover all bases fairly. Wayne indicated that he hasn't heard any complaints about the natural environment of Lakeville Lake and recognized that dock use has changed over the years. Township ordinance had not been an issue until recent years when a couple residents filed complaints with the township. The LLPOA membership approved ordinance revision proposals that would resolve a majority of the issues but the proposal was turned down by the Planning Commission and Township Board resulting in 57 dock related citations. The Township Board suggested consideration of EGLE enforcement. The concern is that there is no EGLE restriction on temporary docks and limited EGLE resources result in no enforcement. Wayne asked the Board if they thought it was time to take another proposal to the Township noting that previous attempts had been turned down. Marc Van Hoogstraat asked why the Township was unreceptive. Wayne stated the Township was in a position where they lack standing and now feel the issue will go away next year. The owner of the island property near the Salvation Army camp stated that he has been restricted from using his property and the Township won't work with him. Wayne Hodges reported that he has heard complaints about the number of boats and multiple boat ownership at some properties and expects complaints may be filed. Scott Devereaux stated that none of the dock cases had been heard by a judge at this point.

Wayne Hodges asked the Board for their position. Mike Bartlett stated that the lake owners haven't been listened to, have been bullied by the Township and have not been supported by the Board. Mike suggested discussing EGLE enforcement stating that there has been no enforcement in thirty years indicating that what is in place is what will probably stay.

Discussions with John James at EGLE indicated that they didn't want to get involved. Jeff Banaszynski stated that the Board had supported the member approved dock ordinance revision proposal and that EGLE enforcement was not a member approved proposal. Mike suggested having the LLPOA help fund property owner attorney fees. Paul Carthew stated that the Board does not have the authority to hire an attorney. Gerard Wrobel presented a motion to forward Wayne's dock ordinance summary letter to the Township. Mike Bartlett seconded the motion. Paul Carthew expressed concern that the membership in total had not seen the letter and that if sent it would be construed as representing the membership. Wayne Hodges indicated that as soon as EGLE is acknowledged as a consideration, the Township would go that way without asking the property owners. Chris Tanana stated that the judge had told the Township attorney to work with the members and asked if that was happening. He was told the attorney was pressuring owners to comply. Marc Van Hoogstraat suggested two options; change the ordinance or pressure the Township by your vote at the next election. Mike Bartlett asked that his second on the motion be withdrawn and doesn't feel the letter represents the membership's position. Paul Carthew asked if the Board would reconsider sending a letter representing everyone's position and authorize Wayne Hodges to collect inputs and draft a letter for the Township.

Curt Semak stated that people love the lake and have essentially been living with EGLE enforcement for years. Jeff Banaszynski told Curt he could agree with his assessment until the last five years when property owners did things to their docks that generated complaints. Bob Schram indicated that he had been working on the dock issue since 2019 and that the Board has not practiced boardsmanship and should be removed. Scott Devereaux asked members if they were willing to contribute \$1000 to a lawyer fund. Tim Brinker said he was given a letter stating each parcel could have a dock but later was told he couldn't place one on a vacant property. When he threatened to go to trial he was told something could be worked out. Jay Bird reported that his issue was dismissed but that he wanted a jury trial. Diane McQueen asked if going to court delayed any action until issues are resolved. Diane said she was given a letter from Doug Lowe explaining the intent of the ordinance and suggesting that owners should choose a boat that works with their shoreline and the lake.

Gerard Wrobel moved to adjourn the meeting and Marc Van Hoogstraat seconded the motion. The meeting was adjourned at 9:40 p.m.

The next meeting is scheduled 7:30p.m. December 23, 2021 at the Township complex.