

## DLPSA BOARD MEETING MINUTES

May 3, 2005 at Duane Lueck's home

The meeting had been moved up a week to mail the newsletter, but Camille had already completed. The meeting was called to order at 7:35PM, with all directors present, Duane Lueck, Scott Hackney, Sara Cockrell, Camille Brand, Scott Hocking, and Bob Yauck, except Rod Ross, who was not able to attend. Jon Weinert had asked the Board to attend the meeting, and had invited 3 others to join him, his wife, Barbara, Tom Carnes, and a non-active member of the Assoc, Max Sommerville.

Secretary's Minutes were approved as presented by email on 3/23 and 4/28. Scott Hackney presented the Treasurer's Report, with \$305 income from 6 dues and a key, for a balance of \$4,804.90 in the account. Bills were presented for the insurance bond, \$114.82, Apple Fence \$14 from Bob Yauck, and Camille's newsletter receipts, which were charged on the credit card. Motion was made to pay the bills.

At 7:45PM, Duane reminded the guests that only Jon had been invited to the meeting, since the Board had approved only 5 minutes for presentation and 5 minutes for discussion, at the last meeting.

Jon Weinert presented the following comments about his concerns on the boat docking issue at access #4:

- 1) Barry Peterman at the DEQ had no problem with what they were doing until the Sept '03 petition. Then, the new man at the DEQ, Eric Hudy, started getting phone calls and had to take action, by serving notice in fall '04 to the 3 dock/boat owners at #4 to remove their docks. Jon handed out his letters to the DEQ dated 9/19/03 & 9/2/04.
- 2) The petition had flaws; was invalid.
- 3) The DEQ made an error in the ruling, considering the difference between a road-end and a park, which Jon claims differentiates #4 from the other DLPSA accesses. Jon stated that the road-ends are for public use, and cannot have cables, fences, or signs. Everything should be torn down and put back, so others are not stopped from using. In addition, boats cannot be docked, but can be launched. The DLPSA boat launch dock is illegal, too, and will have to be removed. All has to be fair.
- 4) Access #1 problems/voting issues have been addressed.
- 5) The dock at access #4 has had established usage for many yrs, Carnes since 1969, Sommerville since 1989, and prior resident Weinert bought from, Wilkins, since 1978. Their enjoyment has been taken away from them.
- 6) Jon stated that he is working with an attorney, and it may end up in court, since they want their dock back. He asked if the Board had anything to do with the petition, and although several were not on the Board at that time, they assured him that the Board had not. Camille reminded Jon that the Board had previously submitted applications for Construction & Marine Operating Permits, and paid the associated fees. She reminded him that until then, there had been up to 6 boats docked at access #1, and the Board had wanted to get a handle on it. A detailed, engineered docking plan would have had to be submitted, too. The Board had sent a letter to members that if the DEQ permitted, then docking would be allowed. Then, the Board received the 11/14/03 letter from Wendy Fitzner, DEQ in Lansing, stating that the DLPSA does not have legal ownership, so permits for private docks on "joint use areas in the platted subdivision" could not be applied for. That was the deciding factor, not the petition.
- 7) Jon stated that he has title to 1/297<sup>th</sup> of access, and established usage for 7 yrs, and wants to continue docking boat. Jon handed out a letter dated 5/3/05 that he wanted the Board to send to Eric Hudy, stating that the DLPSA had not initiated or participated in the petition, that the 3 dock owners had been served, in spite of their continuous use for 35 yrs, and that this presents a financial hardship. He wanted the Board to agree that others would not make issue if they pursue with DEQ, but the Board reminded him that concerned citizens may respond again, that the Board has no control.
- 8) The Board agreed that in order for Jon to get resolved, he should apply for a permit from the DEQ, to see if they will allow it. Jon was asked if he would provide insurance, and he stated that it would be covered through his homeowners as a non-adjacent structure, and boat insurance. Camille reminded him that DLPSA was turned down insurance coverage in Nov '03 since we could not prove ownership of the accesses or parks.

Jon Weinert, and the other parties, left at 8:25PM, and the Board meeting was continued.

## COMMITTEE REPORTS

**Hospitality:** Camille announced the next Ladies Only Social is June 5.

**Newsletter:** Camille had problems with list/label formatting, but help from Phil Brand and Sue Carlson. The newsletters have all been sent out, 172 paid members and 71 non-active, for 70% participation. Sara attributed some of the increase in membership to improved communication. Camille suggested that the Directory be sent out in the fall in the future, after dues are paid.

**Maintenance:** The parks have been inspected by Bob and Duane, and the most immediate needs assessed.

### **Park list:**

- Pavilion roof needs ceiling power washed, ridge vent & new shingles
- Bench replaced
- Volleyball sand (Duane can have 10 yds of excavation sand delivered free to volleyball court. It will need to be tilled, dug out due to the weeds, spread, and lines painted.)
- Tennis backboard painted, 2-3 gals, & court power washed
- Table repairs & painted (included one/yr in budget last yr)
- Clean-up & trim branches
- Trees trimmed back over tennis court

#1 – Driveway dirt & table replaced (missing one bench)

#2 – Asphalt removed

#4 – Dead log removed, and 6x6 post stabilized

**Boat Launch** - Posts painted

**Leaf removal** – Leaves thick in park and spotty at #3 & #4. Scott Hackney said waiting for Board approval since Fabbatz had called & crew starting other work soon, so needs to get done now. Had been budgeted, so why not done in the fall.

Duane suggested we need an annual To-Do list, when & where projects need to be done, and associated costs. Camille asked about the canal mowing, which has changed over the yrs.

**Liaison:** Camille reported that over 50 members had joined the Duck Lake group of the Green Lake-Betsie River Assoc, some with donations, so we will start checking water quality now. Hocking stated that Kristy Baker, Zoning Administrator at Green Lake Township, does not want to get involved in vacation rental issues.

## OLD BUSINESS

**Garage Sale:** Camille will put the ad in the Record-Eagle.

**Culvert/Road:** Duane mentioned that the culvert had been cleaned out by the county, a log and dirt were removed 3 wks ago, and that water is now flowing through it. Concerning the road/stake, need to get county's recommendation to dump stone, was caused in fall by cable installation.

**Access #3:** Camille stated that the dock issue has been resolved.

## NEW BUSINESS

**Sex Offenders:** Although there are numerous sex offenders in the area listed on the State of MI website, it was agreed that it is a personal responsibility, no need for Assoc link.

**Dead tree removal:** A tree is falling into the road from the easement near the entrance.

**Lighting at tennis & basketball courts:** Agreement was made that with it being light until 9:30 in the summer, there is no need to light the courts, esp since it would be costly.

### **Other:**

- Camille reported on the meeting at Blair Township on adult nude bar proposed near Chum's Corner.
- Hocking reported a big pothole in White Birch. Duane will call county.
- Duane suggested meeting dates for next yr be set in advance to eliminate conflicts.
- Hackney stated that CPA audit too costly, that new treasurer should audit old treasurer's books, and sign-off on internal audit.

Meeting was adjourned at 9:25PM.

Minutes submitted by Sara Cockrell, DLPSA Secretary, 5/17/05