

Paradise Lake Improvement Board

Minutes – Zoom 02-05-2021

The meeting began at 7 P.M.

Present were: Paul Teike, Levering, MI; Arden Bawkey, Arizona; John Siegel, Carp Lake, MI; Toni Drier, Pellston, MI; Bob Smith, Petoskey, MI.

Drier requested that Audio and Zoom Recordings be added to the agenda under other. Done.

Discussion of attorney's responses:

- The board does not need Hebron Twp. to proceed but they cannot treat the lake in Hebron twp. Individual riparians in Hebron could do their own treatment.
- Can do treatment of Carp Lake Twp. without Hebron agreement:
Proceed as Carp Lake Twp. only;
Get individual Hebron owners to participate;
Do not spend SAD funds, from Carp Lake Twp. residents, to treat anything in Hebron Twp.;
Does not recommend that the PLIB handles money from Hebron or its residents;
You can modify your plan in later years, you are not locking in this procedure.
- Smith: Perhaps we should get a Hebron board member to sit on the PLIB. In most cases there will be no money from Hebron. *Crystal Morgan, attorney, If Hebron is not a part of the SAD, this is not according to MI Lake Board make-up.*
- Bawkey: We are back to page 1. We don't want to cause a problem on the back end.
- *Morgan: The board could get permission from all the Hebron riparians and then the cost could be divided among them.*
- Bawkey: The amount in Hebron is not large but there is a section.
- *Morgan: Look at the statute, it gets in a grey area. Be cautious about treating without permission of property owners.*
- Bawkey: I'm worried about property owners in both townships who don't want herbicides.
- *Morgan: It is a goey (sic) area if SAD funds are used outside the SAD. I understand your desire, but be cautious.*
- Bawkey: Inland lakes are different than the Great Lakes. Here homeowners own to the center of the lake, so technically we have been treating some bottomland belonging to Hebron residents.
- Chat query: Can Hebron Twp. residents contract directly with the contractor?
Morgan response: You can keep SAD funded costs separate from Hebron costs or the Hebron residents could deal directly with the contractor.

- Solomon, RLS representative: The applicator won't treat any area outside of the SAD without signed permission.
- Teike: I am concerned about this season. We should do our portion of the lake now and work with Hebron Township in the future or Hebron residents can contract with the applicator. Perhaps, we need a committee to contact the Hebron Twp. Board and/or riparians.
- Bawkey: I agree 100%.
- Drier: If we move forward, who does all the notification?
- *Morgan: I can assist with this and get letter and notices prepared.*
- Drier proposed that the board have Morgan prepare the announcements. So moved by Smith, seconded by Siegel. Motion approved.
- Drier mover to accept the feasibility study, Bawkey seconded. Discussion followed – Smith mentioned that there are inaccuracies in the study: one is the mention of prior use of DASH. DASH was never used on Paradise Lake. EGLE will question this in their approval because no permit was obtained. Jones replied that no one mentioned this before. Smith responded that he had brought it up at a previous meeting. A roll call vote was called: Teike, yes; Bawkey, yes; Siegel, yes; Smith, abstain; Drier, yes. Now the board has 60 days to finish the project.
- Drier stated that she would need a small budget to print letters and mailing labels. Moved by Drier, seconded by Bawkey to approve a budget not to exceed \$100. Morgan asked if this is supposed to cover postage and Drier replied that the board has pre-stamped envelopes. Roll call vote: five yes.

Drier asked Jones what happens now. Jones need approval to send out at least three RFPs. Then when they arrive, the board needs to select one applicator. Teike moved, Siegel seconded a motion to approve RLS sending out RFPs for work on the lake. Roll call vote: Teike, yes; Siegel, yes; Smith, abstain; Bawkey, yes; Drier, yes.

A meeting was scheduled for Friday, February 26, to review the bids. The notices must be mailed at least 20 days before any Public Hearing on the project; date to be determined.

Solomon stated that the Boat Wash station at the access site should be added to the roll. Where a boat wash station is present, the State of Michigan has been paying the assessment.

It is the board's responsibility to set up the SAD roll. Teike agreed to do this. The roll must include the assessment amount for each property. An electronic copy should be provided for the website since it is supposed to be available for public inspection.

Bawkey addressed Drier, board secretary. He believes that Emmet County designates a newspaper for publication of notices. The PLIB should use the same one. She responded that they use both the Petoskey and Harbor Springs publications but the latter is less expensive.

Morgan – The board will have to terminate the contract with Lake Savers. Keep this on your radar; it still needs to be resolved.

Public Comment:

- When a contractor is selected, could the name be put on the website so Hebron Twp. residents can access it?
- Perhaps within 60 days, the board could get us a permission slip. Bawkey: *Would you be agreeable to contacting Hebron Twp. residents if we get you a list?* Yes.

Teike thanked Jones and Morgan for their work.

The meeting adjourned at 7:50 P.M.