

Stony Lake Improvement Board Minutes for August 17, 2015

Chairman Zoller called the meeting to order at the Benona Twp. Hall at 7:00 p.m. All members (Best, Byl, Zoller, Martin and Schuyler) were present (Schuyler came in at 7:20) along with 26 area residents and Tony Groves of Progressive.

Larry Byl read the June 30, 2015 minutes which was accepted 4 - 0 upon a motion by Best.

Larry gave a report from Oceana County Treasurer, Sheila Gowell, that the current balance of the Stony Lake Improvement Board account was \$31,586. We have paid for the 2015 weed harvesting in the amount of \$16,840.50 to Mike's Clearwater Harvesting from Waterford, Michigan.

Chairman Zoller opened the Public Hearing portion of the meeting requesting comments from the public regarding a continuation of a 5 year plan for lake management and the collection of taxes with an annual budget of \$37,500. Tony Groves explained the process of the 5 year plan for lake management which is largely weed survey/evaluation followed by weed harvesting or chemical spray. Normally only Eurasian Milfoil is sprayed. Discussion and questions were posed to the Lake Board and Tony Groves regarding fish kill, floating weed problems, lack of harvesting around the west and northwest portion of the lake in 2015 and late season growth with the possibility of a 2nd harvest. There was also discussion about broad scale herbicide treatment vs. mechanical harvesting.

Chairman Zoller closed the public hearing portion of the meeting. The attached Resolution to Proceed with Improvements to Stony Lake for 5 years was made by Byl and supported by Best. Passed 5 to 0. (see attached resolution)

Chairman Zoller opened the Public Hearing portion of the meeting regarding special assessment collections for 5 years for Improvements to Stony Lake. There were several questions on assessments by residents on or close to Stony Lake. The main concern was a fair assessment for property owners who have limited access rights when other back lot owners have riparian rights for swimming and boating. Motion by Schuyler and supported by Best to reduce the 4 property owners in the Maple Hills Subdivision (including Greg Schihl) from a normal back lot assessment of around \$100 per year to ¼ of a back lot assessment reflecting the limited use 10 foot easement this subdivision owns. Passed 5 - 0. The Public Hearing portion of the meeting was closed.

A resolution was made by Byl and supported by Schuyler to confirm the special assessment roll and directing the collection of special assessments for improvements to Stony Lake. (see attached resolution) This passed 5 - 0.

A motion was made by Martin to donate \$75 times two for the two neighbors of the Stony Acres Subdivision boat launch to compensate them for the noise and other inconveniences associated with the weed harvesting operation. This would be paid

directly to the Stony Acres Association to cover the two neighbor's annual dues. This was supported and passed 5 – 0.

A motion was made by Byl and supported by Schuyler to confirm the payment of \$35 per official meeting for the 5 Lake Board members to cover their time and mileage. A member can elect to donate his/her time if they inform the chairman. This passed 5 – 0.

The meeting was adjourned at 8:55 p.m.

*Respectfully,
Larry Byl*

Resolution to Proceed With Improvements to Stony Lake

At a special meeting of the Stony Lake Improvement Board held at the Benona Township Hall on the 17th day of August, 2015, at 7:00 p.m., local time.

PRESENT: Best, Byl, Martin, Schuyler and Zoller

ABSENT: None

The following resolution was offered by member Byl and seconded by member Best.

WHEREAS, a public hearing was held on the improvement program for Stony Lake; and

WHEREAS, it is the desire of the Stony Lake Improvement Board to proceed with implementation of improvements to the lake consisting of aquatic plant control, aquatic plant control coordination/field evaluations, water quality monitoring, administration and contingencies over a five-year period (2016 to 2020), with an annual budget of \$37,500.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Lake Board hereby determines that the proposed improvements are practical, that the petition submitted for the lake improvement and/or the enabling resolutions are sufficient, and it confirms its intent to proceed with the improvements.
2. The Lake Board hereby approves the lake improvement plan and the estimate of costs for the improvements.
3. This resolution shall be published in a newspaper of general circulation in Oceana County. The petition and/or the enabling resolutions shall not, thereafter, be subject to attack except in an action brought in a court of competent jurisdiction within 30 days after publication.

ADOPTED: AYES: All

NAYS: None

RESOLUTION DECLARED ADOPTED.

STATE OF MICHIGAN)

) ss

COUNTY OF OCEANA)

I, Larry Byl, secretary of said Stony Lake Improvement Board, do hereby certify that this is a true and correct copy of a resolution adopted by the lake board at a meeting held on the 17th day of August, 2015. Public notice of said meeting was given pursuant to and in compliance with Act 267, Public Acts of Michigan 1976, as amended.

IN WITNESS WHEREOF, I have hereunto set my hand, this 17th day of August, 2015.


Secretary
Stony Lake Improvement Board

Resolution Confirming Special Assessment Roll And Directing the Collection of Special Assessments For Improvements to Stony Lake

At a special meeting of the Stony Lake Improvement Board held in the Benona Township Hall on the 17th day of August, 2015, at 7:00 p.m., local time.

PRESENT: Best, Byl, Martin, Schuyler and Zoller

ABSENT: None

The following resolution was offered by member Byl and seconded by member Schuyler.

WHEREAS, the Lake Board, after due and legal notice, has reviewed the Special Assessment Roll prepared for the purpose of assessing the cost of certain lake improvements to Stony Lake against benefiting properties; and

WHEREAS, the Lake Board deems said Special Assessment Roll to be fair and equitable;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Stony Lake Special Assessment Roll in the amount of \$187,500 is hereby confirmed.
2. The assessments in said Special Assessment Roll shall be payable in five equal annual installments with the first installment of \$37,500 to be due on December 1, 2015, and payable without penalty through February 14, 2019. Subsequent installments shall be due on or before the 1st day of December of each year thereafter and are payable without penalty through the 14th day of February of each year thereafter.
3. The assessments made in said Special Assessment Roll are hereby ordered and directed to be collected, and the Clerks of Benona Township and Clay Banks Township shall deliver said Special Assessment Roll to the Township Treasurer, with his/her warrant attached, commanding the treasurer to collect the assessments therein in accordance with the directions of the Lake Board, and the treasurer is directed to collect the amounts assessed as the same become due.

ADOPTED: AYES: All

NAYS: None

RESOLUTION DECLARED ADOPTED.

STATE OF MICHIGAN)
) ss

COUNTY OF OCEANA)

I, Larry Byl, secretary of said Stony Lake Improvement Board, do hereby certify that this is a true and correct copy of a resolution adopted by the lake board at a meeting held on the 25th day of September, 2010. Public notice of said meeting was given pursuant to and in compliance with Act 267, Public Acts of Michigan 1976, as amended.

IN WITNESS WHEREOF, I have hereunto set my hand, this 17th day of August, 2015.

 Secretary
Stony Lake Improvement Board