

Minutes of Annual Members Meeting of The Horseshoe Lake Corporation Sunday, August 23, 2020

Draft

Item I. The meeting was called to order by President Scott Chisholm in person at Lincoln Park and over Zoom at 10:15 AM. (1:38.00 on audio recording)

Item II. Board of Trustees Roll Call - The following were present: Joe Bennett, Sandra Bodi, George Brown, Mark Caples, Paul Carlson, Scott Chisholm, Craig Delap, Ken Johnson, Bruce LaRue, and Brian Trim. Lori Blanchard was abs.

Item III. Confirm Quorum - 25 members needed for quorum. **Scott:** There are clearly more than 25 people here so we don't have to worry about quorum.

Item IV. Minutes of Last Meeting/Request to Dispense with Public Reading of Minutes - Scott: Minutes are in packet. Please take a few minutes to read them. Minutes are incorrectly dated as 2018. They are truly the 2019 minutes. Motion from floor to accept minutes as corrected by John Westerman. Barb Short second. Marty Blank point of order bringing up motion at last meeting by Tom Merrill to allow member comments at BoT meetings. Bruce pointed out that it was in the minutes. Scott says that BoT can decide those rules for the BoT meetings, but it was changed at Sept BoT to allow 3 minutes for member comments. No nays, one abstention. Motion passed.

Item V. Nomination of Trustees - Scott explains how Zoom votes (polls) are not actually anonymous. Only people who will see are elections committee. Scott motions that we accept the procedure of non-anonymous votes over Zoom allow that this time. Kevin Lewis second. Sherry? clarifies that is how votes over Zoom are validated as members of HLC. Seventeen members are on Zoom. Craig confirms that nobody on the election committee is being voted on. Only ayes. Non nays or abstentions. Motion passes. 1:51:01

Zoom technical issue.

Scott: look in your packet and read the President's report and committee reports while technical issue is sorted out.

Not ready for nominations, so skip ahead in agenda to Treasurer's Report.

Item VII. Treasurer's Report - Joe Bennett: Explains columns and then proposed FY 2021 operating budget which starts October 1, 2020. Income at the top section. Next grouping down is special assessment expenses paid for by special assessments. Then next grouping is regular annual expenses. Final grouping is optional special projects. Most of those are above \$750 which requires member approval. Scott: Regular annual expenses are about \$10,800. Income is about \$18,000. Optional Special Project Expenses would use difference and run a deficit of \$1215 to be taken from money market account.

2:00:10 Scott solicits questions about Optional Special Project Expenses. Marty: Last board mtg approved \$300 for stump removal on peninsula, how did that become \$1,000? Discussion about verbal bid for flailing for \$1,000 and nothing as low as \$300. Kevin Lewis: concern about creation of public areas and not leaving nature areas on shore. Scott: Flailing will remove scrub stumps and prep soil for planting grass. Scott: That was approved by the members. Brian: in 2016, there were two pathways on the plan. Craig: Concerned about the term "flailing" won't give the result we want. It is not for removing stumps.

2:14:21 Tony Georgia: What is the Shady Beach Plan? Sandi: Lots of people that do not live in HLC coming and using Shady Beach. We want to put a fence up with better signage about must be a member to use.

John Westerman: Leocadia park is for Leocadia residents. Who is supposed to benefit from the development of the pathway? He appreciates the work Brian has done, but wants to register that it will be for the use of the world.

Brian clarifies that nature trail is part of the Lakeshore Drive which is a road open to all residents of HLC. Leocadia Park was improved for Leocadians by removing bins of trash. Scott: plan was passed at annual meeting. Marty: Is there money in the budget for replacing the fence and signs that were removed? Scott: Yes.

2:31:15 Craig: Is there an itemized list for the \$1100 beautification budget? Sherry: Flowers \$350. Water and fertilizer \$200. Benches, swings, picnic tables \$300. Boat launch bench, picnic table, sand \$250. Boat launch stuff moved to the boat launch budget. That leaves \$850 for beautification.

Discussion about major improvement to boat launch, starting a committee, and process for approving such a big project. Committee. Research. Plan. Communicate to members for vote. That would be over \$1,000 in postage, etc. Sherry motion to approve up to \$2,000 for postage and other costs associated with a vote for major boat launch improvement. Sandi 2nd. All ayes in person. No nays or abstentions. Motion passes.

3:00:53 Kevin Lewis motion to not spend \$1,000 to further landscape Leocadia peninsula park and west of it and let it go back to nature. John Westerman 2nd. 3:05:27 votes counted. 11 in favor. 20 opposed. Motion fails.

John Westerman motion to form an oversight committee of all residents to approve the direction of beautification committee: Many people point out that that is the board of trustees' role. Discussion devolves.

3:19:41 Joe Bennett motion to vote on the top half of the budget. Back to John Westerman's motion to form a committee of 1 non-boardmember from each area to oversee the beautification committee. _____ 2nd. 15 Ayes. 17 Nays. Motion fails.

Joe Bennett motion to vote on income and regular expenses and then go line by line through the budget. Sandi 2nd. All Ayes. motion passes.

3:26:15 Sandi motion to approve expenditure for tree service. Joe 2nd. Scott clarifies that it is emergency tree work needed in public areas. All ayes. Motion passes.

3:27:54 Craig motion to reduce budget to \$850 as Brian described earlier. Rick Scott 2nd. All ayes, but 1 nay and 1 abstain on zoom.

3:29:04 Boat launch improvements. Motion by Mark Munson to approve \$750 for boat launch improvements, dock tlc and gravel. Brian Trim 2nd. All ayes. Motion passes.

3:30:43 Moves to approve Item K, \$500 for access committees/beaches. Sandi 2nd. All ayes. Motion passes.

3:31:23 Craig motion to reduce Item L landscaping Leocadia peninsula to \$300 for stump grinder for trip hazards and grass seed with no new tree cutting. Marty 2nd. 13 Ayes. 20 Nays and 3 abstains. Does not pass.

3:34:57 Brian motion to amend Item L to \$800 for stump grinder for trip hazards and grass seed with no new tree cutting. Mark Munson 2nd. 19 Ayes. 16 opposed. Motion carries.

3:37:42 Kevin Lewis motion to approve \$1,000 for gravel to raise Lakeshore Road. Mark Munson 2nd. All ayes. Motion passes.

3:41:55 Clarified that Board members will solicit input from residents for what equipment they want in their accesses. Mark Munson motion to approve Item N subdivision amenities \$200. Kenny Johnson 2nd. 8 opposed. More Ayes. motion passes.

3:43:44 Brian motion to approve Item O, Shady Beach Barrier/Fence/Signage \$500. John Westerman 2nd. All ayes. Motion passes.

3:44:42 Question is to pay a lawyer to search for titles for bottom of the lake land. Scott says a riparian lawyer say it's unclear who owns the bottomlands of the lake, and we should do a title search, and then settle it in court to make totally clear that HLC owns the bottomlands. Marty says waste of time, not an issue. 3:56:32 Question moved. 17 Ayes. 18 Nays. Motion fails.

3:58:04 - Back to nomination of trustees

Item V. Nomination of Trustees - George facilitates. Members may not sign proxies twice. Some Leocadia residents have signed two proxies. Committee will go back to those members and confirm who they voted for.

Shady Beach - 1 vacancy with remaining term of 1 year. George nominates Makenzie Jakubowski. Julie Kapnick seconds. Mackenzie had left call earlier, so her acceptance will come after. 4:00:56 4-1.

Shady Beach - Sandra Bodi 2 year term is ending. Nominate Julie Kapnick? She does not accept. No nominations.

Lincoln - Joe Bennett for re-election. No new nominations. 4:06:10 Joe re-elected.

Schrum - 4:06:56 Brian Trim nominates Kevin Quinn as trustee from Schrum. All ayes. Kevin elected.

Leocadia - 4:09:06 Marty Blank nominates Craig Delap. Rick Scott seconds. Marty Blank was nominated. Ken Johnson nominates himself. Top two candidates will win.

4:16:21

Motion that every annual meeting have a videoconference option. Scott says he will check with state about Open Meetings Act compliance. Motion amended "to allow us to have meetings with Zoom every year pending legality with Open Meetings Act." Sandi Bodi seconds. 4:18:12 All ayes. 1 abstain. Motion passes.

Item XI. Business Items to Discuss with Membership

- a. Township Donation of land it owns to HLC - see map in packet. Northfield Township considering donation of land in Horseshoe Lake so they can avoid paying taxes. HLC could found a 501C3 to own the land and avoid the taxes ourselves. 4:20:55 No development. 4:26:17 Kevin Lewis motion to accept these properties from township if offered. Mark Munson second. Motion clarified to "form a 501C3 to accept the properties from the township if offered.." Kevin and Mark agree with clarification. All ayes. 1 opposed 1 abstention. Motion passes.
- b. 4:28:04 - Creation of a Boat Launch Committee - email Clerk if interested in participating.
- c. Consider Member Craig Delap's request to purchase parcel B-02-08-460-003 from HLC - Craig says he is buying an adjacent parcel from township. This is wetland, not to be developed, only habitat adjustments like planting willow trees. Assessed at \$1400, Craig offered \$4,000. 4:31:24 Craig motion. Barb Scott second. Discussion about how corp acquires those properties, making public sale, if purpose is same then we can get \$4,000 for coffers. What precedent does this set? Why start selling parcels now? 4:37:52 Just 5 Ayes. Motion fails. Craig motion to put the property out to public bid. Marty seconds. Clarification this it is just this property, but recognition of setting a precedent. 4 Ayes. Motion fails.
- d. Still "game" cameras at the Boat Launch and along Lakeshore Rd woodchip pathway - There has been vandalism, and this is attempt to address that. Brian motion to accept these surveillance cameras at boat launch and at approach and lakeside, not anyone's private property, and nature trail from Edmund to footbridge. Cathay Bartos second. Board can allocate money because it is less than \$750. Only be looked

at if there were an incident. Mark Munson says that if you put a camera, you have to put up a sign. 4:48:48
Vote. Tie vote. Discussion of what to do in a tie. Scott orders revote or recount. Discussion of validity of
recount/revote. Re-vote. Fails by one.

4:52:40 Motion to adjourn. Second. Vote and motion carries.

Discussion afterward about rushed adjournment, not acknowledging Zoom participants voting on adjournment.
People left. 14 people on Zoom. None voted to adjourn. Not a majority of people voted to adjourn. Zoom people
okay with it being adjourned.