

P.O. Box 181
Park Rapids, MN
56470

Big Sand Lake Area Association

Minutes of Board Meeting
July 17, 2010

I. **ORGANIZATIONAL DEVELOPMENT**

The July 17th a special BOD meeting was called to order at 11:00 a.m. and was held at the Kimers' home. Board members present were: Barb Kimer, President; Marlene Fairchild, Secretary; Cynthia Jones, Treasurer; Terry and Bob Klepinski, Candy Malm, Karen Nelson, Richard Sedersterom, Irene Weis, and Heather Wittman.

Those absent were: Al Judson, Jo Judson, Tom Van Bruggen, and Todd Zimmerman

The June 5th minutes were read, corrected and approved.

The treasurer's report indicated a total balance of \$15,884.64. Outstanding bills are the catering company for the annual meeting and Haas Printing. COLA dues have been increased to \$4.00 per member. A motion was made and seconded to increase our dues to the requested amount. We currently have 129 paying and 3 honorary members and will try to increase the number by sending a second notice in August. The checking account balance of \$2,047.30 and money market, \$13,837.34, total \$15,884.64. (Of that total, \$4,000 is held in reserve for lake emergency situations.) We have paid \$500 for boat inspections and 200 COLA memberships. As of 7/16, we have 123 members. Chris Brand and the Dyers are the honorary members. We will have to pay Microtech \$700 for the 1st of three payments for the computer update; \$398.65 for rental of the equipment. Since we are a 501C3 organization, we are not charged sales tax.

Action: Motion was made and seconded and passed to approve the Treasurers report.

Barb mentioned renting a storage unit for \$20 to hold the annual meeting equipment.

OLD BUSINESS

COLA LAWSUIT

Irene Weiss, BSL COLA representative then explained the COLA, Middle Crow Wing Lakes Association and Ed Mutch versus Hubbard County, Dan and Donna Rehkamp and DNR. The Rehkamps filed an application to convert their Eagle Landing Resort on Fifth Crow Wing Lake into a Planned Unit Development (PUD) known as Rice Bay.

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The PUD included the existing six cabins and sites for an additional five cabins totaling eleven cabins. The application for the PUD requested that the common dock required by the **Shoreland** Management Ordinance have 11 permanent boat slips (one for each cabin) rather than the maximum number of three permanent boat slips allowed by the ordinance for the three cabins in Tier 1 (267' back from the ordinary high water mark). The Ordinance allows only one permanent docking space for each dwelling unit or site within Tier 1 of a PUD.

In brief, the Rehkamps wanted eleven boat slips and requested a variance. On March 15,, 2010, the Board of Adjustment (BOA) illegally granted a variance to permit 11 boat slips.

Due to this illegal action by the BOA Ed Mutsch MCWL and COLA felt this action so critical to the future property development that this lawsuit was instigated.

Some of the lawyer services for COLA have been donated by Fredrikson and Byron, P.A. in Minneapolis. COLA is responsible for the balance of the costs.

Irene concluded with a request for donations both personal and as a group to help defray the expense of the lawsuit. Lake Association donations may be made to Hubbard Cola for COLA'S Legal Fund. When notified by COLA, individual donations may be made to Northwest Minnesota Foundation (NMF) 4225 Technology Drive NW, Bemidji, MN 56601. This option is tax deductible for individuals.

It was moved and seconded to donate \$1,000 to COLA for this lawsuit. The motion passed with two abstentions.

Barb reminded the committee heads to email information about their committees to Microtech -- info@microtechcc.com -- by the end of September.

It was moved and seconded to adjourn the meeting.

Respectfully submitted,

Marlene Fairchild