

**PELICAN LAKESHORE OWNERS ASSOCIATION
BOARD OF DIRECTORS' MEETING
APRIL 21, 2011
MINUTES**

The Board of Directors of Pelican Lakeshore Owners Association, a Minnesota nonprofit corporation (the "Association"), met at 3:00 p.m., Thursday, April 21, 2011, at President Tom Pelach's home in Orr, Minnesota. Directors Tom Pelach, John Poczekaj, and Dan Donovan attended the meeting in person. Director Len Zabrocki attended the meeting by telephonic means, as permitted by applicable law. Each of the Directors could hear and speak to each other. Directors Grover Gillespie, Ray Ingebretsen, and Jim Hawkinson were unable to attend the meeting. Keith W. Baker, Assistant Secretary, also attended the meeting by telephonic means.

Mr. Pelach, President of the Association, brought the meeting to order at 3:00 p.m., noting that a quorum of Directors was present as required by the Bylaws. He acted as chairman for the meeting. Mr. Baker, the Assistant Secretary of the Association, acted as secretary for the meeting.

As a preliminary matter, the Directors shared input that they had received from the Directors unable to attend the meeting concerning several of the topics to be discussed, including the buoys, dues, potential Association expenditures and activities, and annual meeting dates.

APPROVAL OF MINUTES

Mr. Pelach then referred the Directors to the minutes of the September 5, 2010 meeting. Upon motion made by Mr. Donovan and seconded by Mr. Poczekaj, the minutes were unanimously approved.

NAVIGATIONAL HAZARD MARKERS

Mr. Pelach updated the Directors concerning discussions between the Association and the Pelican Lake Resort Owners Association concerning a numbering system for the buoys on Pelican Lake. The Pelican Lake Resort Owners Association is the permit holder for the buoys. Mr. Ingebretsen, the President of the Resort Owners Association, advised that the buoys will be numbered prior to placement this spring, starting with number 1 on the west end of the lake and then continuing with the numbering from west to east. This should facilitate monitoring and maintenance efforts throughout the season.

TREASURER'S REPORT

Mr. Zabrocki, Secretary and Treasurer of the Association, presented his Treasurer's report. The Association's account stands at \$2,340.12. Dues were received from approximately ninety – four (94) Members in 2010. Upon motion made by Mr. Poczekaj and seconded by Mr. Donovan, the Treasurer's Report was approved.

2011 ANNUAL MEETING, 2011 DUES, AND DEADLINE FOR VOTING AT ANNUAL MEETING

Mr. Pelach then asked the Directors to consider 2011 dues, an annual meeting date, and potential expenditures and activities for the Association. Article II, Section 7 of the Association's Bylaws provides procedures and requirements regarding any annual dues required for membership in the Association each calendar year. The Directors considered whether to charge dues for Members who paid dues last year or to extend last year's dues period to include 2011. Input from Directors unable to attend was also shared at the meeting. After reviewing the matter from a few perspectives, the consensus was that dues should be assessed again for 2011 and should be set at \$15.00. As part of this discussion, potential expenditures were considered, including the purchase of a hand held GPS unit by the Association to assist with buoy placement, usual and customary annual meeting expenses, perhaps the addition of a summer picnic event for the Association, an information booth at the City of Orr business/shops July 4 weekend festivities, membership in a larger lake association, and possible informational expenditures regarding aquatic invasive species. Accordingly, the Directors concluded that assessment of dues for 2011 would not result in any unreasonable accumulation of funds in the Association's account. After discussion

of schedules, the annual Members meeting will take place on Sunday, July 31, 2011, at the American Legion Post 480 in Orr, Minnesota, commencing at 1 p.m. Mr. Poczekaj will be unable to attend that weekend. Upon motion made by Mr. Donovan and seconded by Mr. Poczekaj, the Directors unanimously approved the following: (i) dues are assessed at \$15.00 per Member and are levied for the period commencing January 1, 2011 and expiring on December 31, 2011; (ii) the deadline for paying 2011 dues and, consequently, being entitled to vote at the 2011 annual Members' meeting is July 15, 2011; (iii) the record date for voting at the 2011 annual Members' meeting is July 15, 2011; and (iv) the annual Members' meeting date is Sunday, July 31, 2011, at American Legion Post 480 in Orr, Minnesota, commencing at 1 p.m.. If necessary or appropriate, the Directors may decide at a later date to extend the dues deadline and record date to a date closer to the meeting.

POTENTIAL ASSOCIATION ACTIVITIES AND ACTIONS

Next, the Directors considered a handful of topics. First, the Association's website (www.pelicanlakeshoreowners.org) was discussed. Prior to the meeting, Mr. Baker re-sent his proposed updates for the Association's website that he had prepared in early July 2010. These updates had not been installed on the website. As a result, the website is significantly out of date. Mr. Baker volunteered to revise the updates through today's meeting and resend them to the Directors. Messrs. Pelach and Donovan will then work together to solicit volunteer help with sufficient expertise to work to on the website or engage a consultant to do so on behalf of the Association. The Directors all agreed that the website needs to be kept reasonably current and should serve as an important method of communication for Members and potential Members. Contact information will be noted for any one seeking further information or wanting to provide volunteer assistance with Association activities. Second, following up on the 2011 dues and expenditures discussion, upon motion duly made and seconded, the Directors approved a resolution authorizing the officers to purchase a modestly priced hand held GPS unit to be owned by the Association and used for Association activities, including assistance with buoy deployment, maintenance, and removal. Third, the Directors discussed holding a picnic event in the Orr city park this summer and sponsoring an Association "information booth" in Orr during the Fourth of July weekend festivities. No formal action was taken at this time with respect to these two suggestions.

Next, recent articles have appeared concerning the threat of aquatic invasive species (AIS) even in "North Country" lakes, including Eurasian water milfoil, zebra mussels, and spiny water fleas. The AIS threat was recently featured in an article in the *Timberjay*. The Directors agreed the Association may be a good vehicle for disseminating information about the threat posed by AIS and informing Members and other Pelican Lake users of how to prevent the spread of AIS to Pelican Lake. On a somewhat related topic, Mr. Pelach had sent an email to the Directors concerning the Minnesota Seasonal and Recreational Property Owners Coalition Inc. (MSRPO). The MSRPO is pushing hard for AIS control. The MSRPO also may offer speakers for lake association meetings (about AIS and other topics) and may offer advocates for issues at the Capitol. For associations with 50 to 150 members, the Association can join the MSRPO for an annual fee of \$100.00. The Directors agreed that membership in the MSRPO may be a good decision. However, Messrs. Pelach and Donovan were directed to conduct additional due diligence about the MSRPO with a couple of their contacts and report back to the Directors via email.

Mr. Gillespie had also passed along a recent annual notice of a "Minnesota Waters" three (3) day conference in St. Cloud, Minnesota that was being held next week. (A similar meeting was held last year.) With short notice, however, none of the Directors or Mr. Baker could attend. Mr. Pelach will ask Mr. Gillespie to determine if the Association can contact the sponsoring organization to get more advance notice of future annual conferences; that information could be posted on the website for Members with interest in attending.

Mr. Pelach suggested that another possible Association activity relates to assessing and measuring Pelican Lake's water quality on a volunteer basis for the MPCA using a secchi disk and other measures. He said that the MPCA coordinates citizen volunteer monitoring through a program called the Citizen Lake Monitoring Program (CLMP). This type of monitoring may have been done on Pelican Lake in the past. The Directors agreed that this would be a good Association activity and some information could be posted on the website.

PELICAN LAKE OUTLET DAM

Finally, Mr. Poczekaj briefed the Directors on his April 1, 2011 meeting at the outlet dam with Ms. Amy Loiselle, DNR Area Hydrologist, and St. Louis County representatives, Messrs. Lance Robertson, Matt Hemmila, and Frank Sbouton, along with Ms. Inga Foster. By way of background, after the appointment of new DNR Commissioner Landwehr in January, Mr. Gillespie continued to reach out to and contact Commissioner Landwehr about the Association's concerns and issues with the Pelican Lake outlet dam. In summary, it appears that Commissioner Landwehr is standing by the prior study completed by DNR personnel and its subsequent positions concerning the outlet dam. The DNR has decided that the outlet dam should be raised 2.5" and the fish hole should be plugged, but no other action to raise the dam to a higher than authorized elevation will be considered. This is due to the DNR's determination of that any such increase poses a threat to the lake's wild rice. This was, of course, the DNR's position prior to the July 25, 2010 annual Members meeting. St. Louis County, however, is responsible for making the corrective work to the dam and the continued level of high water has apparently posed problems for the County's implementation of the repairs.

Due to Mr. Gillespie's persistent inquiries, the Association learned at the last minute of a meeting to be held on April 1, 2011 between the DNR and St. Louis County officials to review and again plan for work on the dam. The Association was permitted to have one (1) observer present at this meeting and Mr. Poczekaj attended. He was not really permitted to ask questions or provide input, although he managed to make a few statements and suggestions. The bottom line of the meeting was that the County plans to use some type of temporary barrier or structure (perhaps inflatable) to permit the work to be done on one weir at a time. The remedy consists of welding 2.5" plates on top of each weir. The DNR and County seemed to be planning to have the work completed by June 1, 2011, if possible. Mr. Poczekaj mentioned the Association's concerns that the dam was also leaking, but he really received no substantive response from the other meeting participants about that concern. (Last year, Director Hawkinson also made inquiries with the County about reports or concerns of leaking. The Association has raised the issue of leakage many times with the DNR.) Mr. Poczekaj also reported that Ms. Loiselle promised to send an email communication about the meeting and the repair work within a one week period. No communication has been received so far. Mr. Pelach will ask Mr. Gillespie to contact Ms. Loiselle. If no update is forthcoming, Mr. Pelach will contact a lakeshore owner/State Senator and ask the Senator to contact the DNR.

The Directors also discussed the recent installation of a gauge on north/upstream side of the dam and its possible purpose (e.g., monitoring water height). They decided that Mr. Gillespie should ask Ms. Loiselle about the gauge and its purpose. Finally, the Directors briefly discussed whether the Association could conduct any testing for leakage (feasibility, cost, etc.).

There being no further business, upon motion made by Mr. Zabrocki, duly seconded by Mr. Poczekaj, and unanimously approved, the meeting was adjourned at approximately 4:10 p.m.

/s/ Keith W. Baker

Keith W. Baker, Secretary for the Meeting