

GLADWIN COUNTY BOARD OF COMMISSIONERS

LAKE LANCER – LAKE LEVEL

RESOLUTION NO. 2023-013

At a meeting of the Gladwin County Board of Commissioners, Gladwin County, Michigan, held on April 11, 2023 at 9:00 a.m., Eastern Standard Time;

PRESENT: Visnow, Taylor, O'Donnell, Moore, Grout

ABSENT: None

The following resolution was offered by Visnow and supported by Taylor.

WHEREAS, Part 307 of the Natural Resources and Environmental Protection Act, MCL 324.30701, *et seq.* (“Part 307”) outlines a process to maintain, improve, and repair lake level control structures; and

WHEREAS, a board of county commissioners must authorize annual expenditures in excess of \$10,000 to repair, maintain, or improve lake level control structures by resolution. MCL 324.30722(4); and

WHEREAS, Lake Lancer, located in Butman Township, Gladwin County, Michigan has a normal lake level established by the Gladwin County Circuit Court (“Circuit Court”) under Part 307. See MCL 324.30701, *et seq.*; and

WHEREAS, the Sugar Springs Lake Authority (“Lake Authority”) serves as Gladwin County’s delegated authority under Part 307 to maintain Lake Lancer’s lake level. The Lake Authority met on March 31, 2023 to consider matters related to repairing Lake Lancer’s lake level infrastructure; and

WHEREAS, the Gladwin County Board of Commissioners desires to adopt this resolution corresponding with a resolution adopted by the Lake Authority on March 31, 2023 to authorize, among other things, annual expenditures of over \$10,000 for necessary improvements to the Lake Lancer lake level control structure based on an inspection of the structure. MCL 324.30722(4).

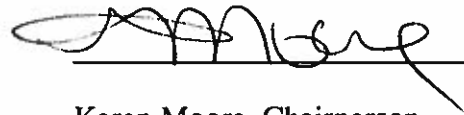
NOW, THEREFORE, BE IT RESOLVED:

1. **Over \$10,000 Expenditure:** The Gladwin County Board of Commissioners approves annual expenditures of over \$10,000 for activities related to maintenance, repair, and improvement of the Lake Lancer lake level control structure. MCL 324.30722(4). This express authorization to spend more than \$10,000 annually shall authorize annual expenditures of over \$10,000 for all years in which work for the authorized activities above continue to occur.

2. **Costs of Activities:** All costs associated with the lake level activities authorized in this resolution, including retaining all necessary consultants (e.g., legal counsel and engineers), shall be reimbursed by a lake level special assessment district to the extent permitted by Part 307. Moreover, if any authorized lake level infrastructure repairs, maintenance, or improvements require amendments to lake level orders by legal counsel or other activities by engineers retained by the County/Lake Authority, then retained legal counsel and engineers may take any and all actions necessary to allow the repairs, maintenance, or improvements to the lake level infrastructure including filing a lake level petition in the Gladwin County Circuit Court.

RESOLUTION DEEMED APPROVED

Dated: 04/11/2023



Karen Moore, Chairperson
Gladwin County Board of Commissioners

Roll call vote:

APPROVE: Moore, Grove, Visnow, Taylor, O'Donnell

DENY: None


ABSENT/ABSTAIN: None

CERTIFICATION

STATE OF MICHIGAN)
) ss
COUNTY OF GLADWIN)

I, the undersigned, the duly qualified and acting Clerk of Gladwin County, do hereby certify that the foregoing is a true and complete copy of certain proceedings taken by the Gladwin County Board of Commissioners at a meeting held on the 11th day of April, 2023, and that notice of said meeting was given in accordance with the Open Meetings Act, and further certify that the above resolution was adopted at said meeting.

Dated: 04/11/2023


Karrie Hulme,
Gladwin County Clerk