

SILVER CREEK TOWNSHIP
CASS COUNTY, MICHIGAN
RESOLUTION 21-13

RESOLUTION TO ORDER CREATION OF LAKE BOARD

At a regular meeting of the Silver Creek Township Board held on June 9, 2021 at 7:00 p.m., the Board adopts the following resolution in accordance with 1994 PA 451 (MCL 324.30901 *et seq.*).

WHEREAS, Indian Lake is a public inland lake as defined by the Inland Lake Improvement Act, MCL 324.30901 *et seq.*, (hereinafter "Act"); and

WHEREAS, the Township has determined it is necessary for the protection of the public health, welfare, and safety to provide for adequate aquatic weed management on Indian Lake pursuant to the Act; and

WHEREAS, the Township of Silver Creek has determined that an Indian Lake Governmental Lake Board is the most prudent option for the purpose of managing aquatic weeds in Indian Lake in accordance with the Act.

NOW, THEREFORE BE IT HEREBY RESOLVED as follows:

1. There is hereby created an Indian Lake Governmental Lake Board ("Lake Board") with all of the powers and authorities granted to it pursuant to the provisions of 1994 PA 451 (MCL 324.30901 *et seq.*) for the purpose of undertaking and managing aquatic weed control measures in and around Indian Lake.
2. In accordance with MCL 324.30903 the Governmental Lake Board is hereby comprised of:
 - A member of the county board of commissioners appointed by the chairperson of the county board of commissioners; and
 - A representative of the Pokagon Township Board, appointed by the Pokagon Township Board; and
 - A representative of the Silver Creek Township Board appointed by the Silver Creek Township Board; and
 - The County Drain Commissioner or his or her designee; and
 - A member elected by the members of the lake board at the first meeting of the board or at any time a vacancy exists under this subdivision. *Only a person who has an interest in a land contract or a record interest in the title to a piece or parcel of land that abuts the lake to be improved is eligible to be elected and to serve under this subdivision. The Indian Lake Improvement Association may submit up to 3 names to the board, from which the board shall make its selection. The terms served by this member shall be 4 years in length.
3. The lake board shall elect a chairperson, treasurer, and secretary. The secretary shall attend meetings of the lake board and shall keep a record of the proceedings and perform other duties delegated by the lake board. A majority of the members of the lake board constitutes a quorum. The concurrence of a majority in any matter within the duties of the board is required for the determination of a matter.
4. The Lake Board shall have the authority to create a special assessment district for the purposes of funding aquatic weed control for Indian Lake within the Township and charging the costs for implementation and administrative costs to the benefitted parcels.
5. The Lake Board shall operate in accordance with the assigned responsibilities of a governmental lake board pursuant to Act 451 of 1994; with all of the powers, duties and responsibilities of a governmental lake board as described therein; and

6. The Lake Board shall operate in perpetuity, or until such time as the Silver Creek Township Board and the Pokagon Township Board, each acting individually, is satisfied that the reasons for creation of a Lake Board have been satisfied and resolves to disband it.

All resolutions or parts of resolutions are, to the extent of any conflict with this resolution, rescinded.

Motion by Trustee Glynn, supported by Clerk Behnke, to adopt the foregoing resolution.

The following voted "aye": (5) Trustee Glynn, Treasurer Kuriata, Clerk Behnke, Supervisor Saunders, Trustee Braman

The following voted "nay": (0)

The following was absent: (0)

The Supervisor declared the motion carried and the resolution duly adopted.



Lorri Behnke, Clerk
Silver Creek Township

CERTIFICATE

The undersigned, Lorri Behnke the Clerk of Silver Creek Township, Cass County, Michigan, hereby certifies that the foregoing constitutes a true and complete copy of a resolution adopted by the Township Board at a meeting held on June 9, 2021 and that said meeting was held in accordance with the Open Meetings Act, PA 267 of 1976, as amended.



Lorri Behnke, Clerk
Silver Creek Township

Attest: 
Bill Saunders, Supervisor