

Appeals Committee Minutes September 7, 2016

Mrs. Pam Curtis, Chairperson, called the meeting to order at 4:10 p.m.

1. **Members Present:** A quorum was established with members Pam Curtis (Chair), Ed Larsen, (Vice Chair), Rick Croasdale (Secretary), Diane Egelston, Terry Barnes, and Ann Wieringa. Absentees: Mr. Rick Walker. Non-members present were Jim Binder (appealer), Dave Goller (Board Representative), Brice Remus (Beaver Lake Deputy), and Chris Union (Beaver Lake Security).

2. **Membership:** Ms. Curtis recognized Mr. Terry Barnes and Mrs. Ann Wieringa as new members approved by the Board. There are no vacancies remaining on the Appeals Committee.

3. **The Appeal:** An appeal was submitted by Mr. Jim Binder, Lot 741, to forgive a citation with a \$100 fine he was issued on 9 Aug, 2016 for exceeding the no wake speed inside the 75 foot from shore ordinance.

4. **Discussion:** After much discussion as to this violation of this Beaver Lake Association (BLA), and (State of Nebraska) ordinance, the Committee determined that there was sufficient evidence presented at the meeting to retain the citation against Mr. Binder, a member in-good-standing, for exceeding the no wake speed limit. On the other hand, there were statements presented by Mr. Binder which indicated a possible cause for the violation, but it could not be substantiated based on the evidence presented. Therefore, the Appeals Committee recommends the following motion to the Board:

*5. **Motion:** Mr. Terry Barnes motioned to recommend deny the appeal based on the evidence presented. Mrs. Egelston seconded and the motion passed unanimously.

6. **Election of Officers:** Since the last meeting of the Appeals Committee was in Sept 2015, Mr. Larsen recommended we meet at least once a year to elect officers to the Committee and such recommendation was positively received. Therefore the committee decided to reelect officers as follows effective at the end of this meeting:

- Motion to make Mr. Ed Larsen Chair of the Appeals Committee by Mr. Rick Croasdale and seconded by Mrs. Ann Wieringa. Approved unanimously

- Motion to make Mrs. Pam Curtis Vice Chair of the Appeals Committee by Mr. Rick Croasdale and seconded by Mr. Terry Barnes. Approved unanimously.

- Motion to make Mrs. Ann Wieringa Secretary of the Appeals Committee by Mr. Terry Barnes and seconded by Mrs. Diane Egelston. Approved unanimously.

7. The meeting adjourned at 5:15pm.

8. Next meeting at the Board's discretion.