

EFAC BoD Meeting Minutes
January 6, 2016
7pm

Attendees: Sharon Anson, Kara Lusby, Lindsey Grossnickle, Dick Presser, Suzi Montivoni; Guest: Gerry Powell

Location: Teleconference

Agenda:

- Compliance: Miller/Powell
- Stine Update
- Approval of Minutes
- Dates for Next Meeting

Compliance: Miller/Powell

Sharon summarized the documentation (emails, inquiry forms, etc) regarding the Powell-Miller pier assignment situation. Suzi recapped her recollection of the history and her discussion with the Millers. Sharon recapped her discussion with Millers and with Powells. Lindsey asked Gerry Powell several questions as well. Gerry Powell acknowledged if his pier assignment and Miller's pier structure remain in the exact same location they are located now, Millers would not be able to utilize a watercraft lift on both sides of their pier structure. Lindsey felt the Millers are entitled to use both sides of their pier structure in its current location.

Millers are a new (2015) property owner of pier assignment 34 (formerly the Suetta Johnson property). Powells are the owners of a 16 ft offshore assignment 34A, currently located on the east side of the Millers' 50 feet of frontage.

Offshore directors expressed that the Millers' desire to use a 24 ft area (as allowed per court) in 2016 and beyond is a change to the historical assignment which had been 16 feet (by Suetta Johnson), therefore EFAC could choose to deny that the location of the additional footage goes to the east, but rather assign additional footage to the west as well, to avoid displacement of an offshore owner. Onshore directors stated that this was not an assignment change request by the Millers, EFAC cannot tell Millers where their additional 8 feet must be, and that the additional footage was to be east of existing pier structure. Information was debated and discussed. Gerry Powell was then asked to drop from the call prior to the BoD voting.

Suzi motioned to vote that Millers be allowed to use 24 feet surrounding their existing pier structure location, with the understanding that this would now displace an offshore pier assignment. Dick Presser seconded the motion. The vote passed in favor of the motion with 3 votes from the neutral and 2 onshore directors. There was not a call for a vote against the motion. Sharon indicated that she would immediately call Gerry Powell following the meeting to inform him he has been displaced from the shoreline.

Upon Powell's displacement, it was suggested that EFAC look into the offshore pier assignment 32A (Erb) at the end of 6th trail as a potential alternative for pier sharing for Powell. At this time it is unknown whether that is a feasible option or not. No decision by EFAC can be made until the directors conduct further investigation of the space available in that immediate area and vote.

Stine Update

An EFAC response to Stine's filing was submitted to the court. Suzi was also asked to send pictures to EFAC's legal representation.

Approval of Minutes

Minutes were not discussed but the directors agreed to review and comment via email.

Minutes included:

- 3/28/15
- 8/15/15
- 8/29/15
- 9/12/15 (Annual Members' meeting)
- 10/14/15
- 12/09/15