

Holiday Lake Owners' Association, Inc.
Board of Directors Meeting
Thursday, July 8, 2010

Before the meeting began, Audrey Brickman read the following notice: "Holiday Lake Owners' Association, Inc. holds a monthly business meeting on the second Thursday of each month. To assist the Board of Directors in making these meetings run as efficiently as possible, all lot owners requesting to address the board are required to complete a Request of Visitors form prior to the start of the meeting. During the Board Meeting only questions for clarification purposes will be accepted."

Vice-President Audrey Brickman called the meeting to order at 6:32 P.M.

Members in Attendance: Charlie Aiels, Audrey Brickman, Dale Howe, Duane Selken and Katie Tomlinson were present; Dee Brown arrived at 6:40 P.M. Larry Ehrig was absent.

Katie Tomlinson read the treasurer's report as of June 30, 2010.

Katie Tomlinson read the current bills.

Everyone was reminded to sign in on the attendance sheet.

Audrey Brickman also reminded everyone present that the meeting was being recorded for the sake of documentation.

Additions to the Agenda: Add to Hearings Brandon Leonard, Suzanne Posekany, Kim Banes and Cyrus Graff. and in New Business F Amending building permits, G - Holiday Spirits Marina, use of lake.

Agenda: Dee Brown made a motion to accept the agenda as amended, Charlie Aiels seconded, motion carried by unanimous vote.

Secretary Report: Duane Selken made a motion to accept the June 10, 2010, report as presented, Charlie Aiels seconded, motion carried by unanimous vote.

Treasurer's Report: Dee Brown made a motion to accept the report as read, Dale Howe seconded, motion carried by unanimous vote.

Bills presented for payment: Charlie Aiels made a motion to pay the June bills, Dee Brown seconded, motion carried by unanimous vote.

Maintenance Report: Duane Selken read Darrin Ehret's report: This month I spent a lot of time mowing with all of the rain that we had. I bagged a lot of cans. I also spent some time grading and raking the roads to eliminate ruts. I hauled a lot of rock and cold patch ahead of Manatts chip and seal crew. The chip and seal coat is complete and looks very good this year. I serviced the Scag mower and the John Deere 5400. I replaced the knife bar in the sickle mower. It might be time to think of a different type of mower to replace the sickle mower. I spend a lot of time replacing knives that get sheared off from hitting metal stakes and trees stumps hidden in the tall grass. I installed caps and bumpers on the boat dock posts, put a new seat on the toy backhoe at the beach, set the RR crossing sign at Powell in deeper concrete, since it keeps getting removed, replaced sand with clay in the horseshoe pits and put a lock on the water spigot at Ryan's park. We were having electrical problems at Ryan's park this summer. I replaced 3 breakers and 3 outlets on the camper poles. The power was intermittently working. I found the breakers to be full bugs so I replaced them. We still had problems so I called Ternus Electric and they replaced the main shut off. It too was shorting out because of bugs. We are still having problems with people dumping cans, bottles, recycling and trash over the fence on the weekends. And I have found several spots where people are dumping their burn barrels onto the lakes property. Some are now dumping their burn barrels at the brush dump but are leaving their trash in with

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the ash. I am finding piles of burnt cans, bottles, oil filters, plastic, and other stuff that would not burn. I do not know what we can do, but it is becoming a very common problem. I am also finding yard waste in ditches as well. If I know where it came from, I return it to their yards.

Hearings:

- 1) Julie Bracy - Her son had gotten a parking ticket at the Beach. He had a pass, but not with him. He was unable to get it from the person who had it. She would like the fee waived. Dee Brown shared her experience of having to pay an \$100 fine. The fee was not waived.
- 2) Julie Giblin - She had been swimming every day that week and had not received a ticket when other cars at the beach had. She does not put her sticker on the windshield because when she did that she was stopped by the police who thought she probably had been drinking. The sticker was on the dash board, which Audrey Brickman did not see when she wrote up the report. The Board will review this.
- 3) Jim Jacobi - left without speaking, but will pay the fine.
- 4) Steve Kupka - not present.
- 5) Jackie Lamb - On May 27 her daughter was on their golf cart and was stopped for not having an orange flag; it was there but rolled up, showing only an American flag. Security (Adam Zhorne) had stopped them, but told them not to worry about it; the flag was unrolled. She received a ticket anyway. Later that day her grandchild had the cart with the flag rolled up. Security guard Jeff Filloon said he was the one who issued the ticket. Another ticket was issued. She asked that the Board waive the fine. The Board will review this. Jackie feels \$50 is too steep. The response was that last year when the fine was \$15, people did not take it seriously. Dee Brown pointed out that if we didn't enforce the rules, we would have other people in here complaining that we don't enforce the rules.
- 6) Brad Maus - He received a ticket for not having a current sticker. In fact the current orange stickers were on both sides of the windshield, because the winter cover-up for the cart covered the old blue stickers. When the cover was removed the blue stickers were then visible. He was asking that the fine be waived, as they do have the current stickers on. The Board will get back to him.
- 7) Danielle Milner - not present.
- 8) Kathy Patten - She did not know that she had to have an orange flag on the Rover. A young man was seen driving it with a different flag and received a fine. The Board will get back to her.
- 9) Brandon Leonard - He received a ticket for parking at the Beach. He had been there to get a friend. He will pay the fine.
- 10) Suzanne Posekany - She got a ticket for trespassing when she parked by the fishing lake. Lot owner Randy Barnell will pay the fine, as she was visiting them.
- 11) Kim Banes - She got a ticket at the beach when she came to visit her grandfather Leonard Zigler. The office was closed; she couldn't get a pass. The Board will discuss and get back to her.
- 12) Doug Sevey - He received a ticket for no orange flag. Instead he has installed a red light, which he thought was safer than the orange flag. Upon reflection he realized that he wasn't even here that weekend. The ticket said it was a younger person riding the vehicle. The Board will get back to him.
- 13) Austen Fieblekern - He received a ticket for parking at the Beach. He had been there only to pick up a friend. He did not realize he was trespassing. The Board will get back to him.
- 14) Cyrus Graff - He had two unusable cars on his property and one had been removed. He wanted permission from the Board to keep the other one to work on for a year. He will keep it tarped up and behind the garage. The Board will get back to him.

Accounting Advisory Committee: No report.

Community Center Report: Kim Pendarvis reported there are several rentals booked. The question was asked about the improved acoustics increasing the number of rentals. Kim said the number was about the same as last year. It was suggested that the Christmas play which turned us down last year because of the acoustics might be interested in putting on a production this year.

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Fish: No report (Gone fishing).

Silt/Dredge Report: Duane Selken reported they are waiting to find out what we will get from the RIZ funds.

Rural Improvement Zone: JC Miller reported he had been informed the amount we would get December 31, 2010, is \$35,184 and someone should contact the auditor to be sure. He is suggesting after we find out the amount, we begin to get bids so work can be started as soon as possible. Everyone was reminded Holiday Lake permanent residents are the only ones who can vote for the Trustees in the August 4, 2010, election.

Security: Jeff Filloon reported that there were 148 citations given so far and there are not many repeaters. 531 hours have been used since December. There have been complaints about vehicles not registered properly in order to bypass fees and proof of insurance. Some problems arose in the Campgrounds because people were reserving places for others. He thinks having designated areas would help that situation. There were too many trailers sharing the same electrical outlets. There were some complaints about late parties on July 3 and July 4, but were reported after the fact and could not be traced down. There had been an ambulance called because of a medical emergency. He heard a rumor about a boat accident, but it was never verified.

Water Quality: Connie Sjerven reported they are getting new testing equipment, which they need with the extra tests they continue to do. The DNR today tested three "hot" spots and the results should be reported tomorrow. Connie checked the beach yesterday and the bacteria count was 300 (the accepted level is 375), so the yellow flag is still up. She's getting 50 test kits. She said she still needs to have more people involved on the committee. Bill Vileta said that we have to remember the tests vary a lot; one day you can get a high reading in a certain spot and the next day it may be low again. Connie said there will be another class training for testers in August; Duane Selken recommended we get something on the web site encouraging others to take the training class. Bill also said they really need to find the source of the bacteria. He thinks someone dumped a camper's waste in his cove. It is not all septic; a neighbor had found paint scum in the water. Harold Vokoun had seen construction workers cleaning their painting supplies in the lake. Larry Pendarvis said there were large pieces of garbage in Bob's cove. He had never seen it so bad. The DNR said it is not mammal waste contaminating the water. Sharon Herman said that someone had called and asked about the fish being safe to eat. Katie Tomlinson was concerned that not everyone on the committee knew about the results of the tests; Connie assured her she had been in touch with her committee members.

Beach/Bathhouse: None.

Nominating Committee: Kim Pendarvis reported that at the present time Dale Howe (Lot 303) is running for the Unit 1 seat; Bill Nagel (168) is running for the Unit 4 seat and Charlie Aiels (U 6 L 149) is running for the At-large seat. Everything is ready for the election.

Old Business:

A: Nuisance Complaints - These were rechecked on June 17, 2010.

B: Wolf House - 2337 Angler Court, May 27, 2010. Pictures have been sent to the Holiday Lake Attorney.

C: Ellingston House 1171 East Ridge Drive. Pictures have been sent to the Holiday Lake Attorney.

D: Committee: Security cameras/gated community - Matt Pipho (319-404-0219) has decided to gather more information and present it for a vote in 2011. (mattpipho@gmail.com) Anyone interested in working on this committee should contact Matt.

E: Jim Clayton Jr. - Land Trade Audrey Brickman asked Jim if he had the plan in writing; he did not; he had wanted to hear back in seven days after the last meeting and did not. He asked if all the Board members

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had gone back to look at the property; all had gone to see it. Katie Tomlinson made a motion to reject the offer Jim Clayton made offering to trade Lot 248 in Unit 4 for Lot 6 Unit 2, owned by the Lake Association and to deny the \$5000 he is requesting, Dee Brown seconded, motion carried by unanimous vote. The Board had discussed this at its work session and feels it's not a fair deal, with the \$5000 request. Jim wondered why there was no counter-offer. Dee Brown answered that his was not a written offer, even though the Board had requested one. He is welcome to submit a written offer for the Board to discuss.

- F:** Steve Weiland - Memorial Steve was there to get an answer to his request that the memorial for Scott McCarthy be moved from Barbara Drive. The answer is the Board is considering a request by Cody Brown, a friend of Scott's.
- G:** Cody Brown - Memorial Cody suggested the cross be moved back some more from the road and that a small parking lot for golf carts be cut into the shoulder of the road. He further suggested the road be made a one-way. Steve Wieland said he was still worried that the people congregating there is a safety hazard. Steve told of an incident where young people had to have help getting a golf cart started and blocking the road during that time. He shared that they (the Wielands) have done a lot of work landscaping to save that area from erosion. He's concerned about this property, as well as the safety of the young people who congregate there. The cross is not on his property; it is on the Association's, so he is not free to take the cross down himself. The Board decided to meet at the property on Sunday at noon to further discuss this.

New Business

- A:** Tree Removal: U L87- VanWinkle, U1L403 - Allison, U6L224-Richards, U5L140-Erger, U5L13-Selken. All were approved.
- B:** Building requests: U 2L119 - Randy Braden; Dale Howe made a motion to approve the permit, Charlie Aiels seconded, motion carried by unanimous vote.
- C:** Amendment to the Bylaws - Article XIV, Section C Katie Tomlinson read the last two sentences of the Section with the underlined sentence being the proposed addition. "Further, a majority of the members my approve an assessment in excess of such ceiling for a fixed number of years, subject however to future modification by a majority of the members. The limits referred to in this paragraph will not necessarily be the amount of the assessment, same instead to be based on a carefully prepared and considered budget to be presented to a meeting of the Association, said meeting to be held not less than 45 days prior to the beginning of each fiscal year." Dee Brown made a motion to accept the Amendment to the Bylaws, Article XIV, Section C (on page 10 of 10 in the booklet of Rules and Regulations recently distributed to lot owners), Charlie Aiels seconded, motion carried by unanimous vote.
- D:** Unit 5 Lot 83 - Doug Erger is requesting the Board allow him to maintain the lot owned by the Holiday Lake Association. Duane Selken made a motion to allow Doug Erger to maintain Unit 5 Lot 83 after he signs a waiver to any rights of ownership of that lot, Katie Tomlinson seconded, motion carried by unanimous vote.
- E:** Yellow Flag With the recent problems of the bacteria levels being too high to allow for safe swimming, the Board has decided to fly a yellow warning flag at each of the boat docks whenever the bacteria levels are higher than the State's norm. This flag is meant as a warning to lot owners that swimming and other water activities are not advised and are done at a person's own risk.
- F:** Amending the building permits - It has been decided the permit obtained by a lot owner for construction on his/her property should also contain the seven rules under "Construction Site Management", as a reminder of the responsibilities taken on by the lot owner. These are found in the Rules and Regulations booklet on page 18 of 44. Duane Selken made a motion to add the reminder to the current building permit form, Charlie Aiels seconded, motion carried by unanimous vote.
- G:** Holiday Spirits Marina - use of lake. Kendal and Cheryl Arp, the new owners of the Marina located near the south entrance to Holiday Lake, will be doing maintenance and repairs to boats and docks. Their vehicles

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may at times be parked in public areas and he would like to avoid getting tickets. Katie Tomlinson said others in that situation have been told they won't receive the tickets. Kendall said they were thinking of putting magnetic signs on their vehicles. Duane Selken told them that Security had been advised of their presence. They would like to put banners at the north entrance announcing their opening and availability. The Board pointed out they can't put commercial signs on the Association's property. Connie Sjerven commented the owners of the property across the Lake probably wouldn't give that permission. Kendall said they might make flyers and put them in people's doors.

Communication received by the Board:

- A:** Charles Swaney - Mobile hot dog cart He currently operates the cart in Belle Plaine. He'd like to come out and set up on weekends. His is a stationary cart, so he was advised the Association does not allow any commercial businesses to operate inside the area. He left a card and offered to come Labor Day weekend to set up near the beach. He would donate 10% of his gross business for the day to the Association.
- B:** Jim Clayton, Jr. Tree removal Jim stated his intention is to flip that property in some way. He wants permission to cut all the trees on Lot 248 in Unit 4. Because he would cut all of them, he doesn't want to have to mark them. It was decided if he marked the perimeter trees, the Board could inspect that area. He was advised if he did cut all those trees, the property would be less attractive to the Association, as it would not be able to put it in Forest Reserve, as it has done with the other lots back where his lot is located.

Our next board meeting will be August 12, 2010, at 6:30 P.M.

Motion to adjourn was made by Duane Selken, seconded by Dee Brown, motion carried by unanimous vote.

Meeting adjourned at 8:26 P.M.

Minutes taken and typed by Dale Howe, Secretary.

Dale Howe - Holiday Lake Board Secretary

Attest to:

Audrey Brickman - Holiday Lake Board Vice-President