

Holiday Shores
Board of Directors Meeting Minutes

Date: July 11, 2012

Attendance

Board Members

Present: Jim McCann, Don Austin, Joe Nicoloff, Jason Hicks, David Decker and Gary Kluckman

Quorum Present: Yes

Others Present

Holishor Members Present 10

Glenn Dalton and Michelle Smith from Holishor Office

Proceedings

Meeting called to order at 7:30 PM

Pledge of Allegiance Recited

Bills & Salaries

David Decker motions to approve, Joe Nicoloff seconds.

Action: Motion carries.

Profit Loss Budget

Jason Hicks: Looks like it is better than expected this year. It's very positive.

Action: None taken

Transfers of Property

One new member.

Manager's Report

Read by Glenn Dalton

Jim McCann: Our lake is down by two inches since the last meeting. Asks Glenn Dalton if he has been up on Holiday Dam Road and seen the wash boarding that has occurred after Fort Russell oil and chipped and have we had any discussion with them about how they are going to come in and correct that.

Glenn Dalton: We have been talking with Fort Russell and Moro as well. We are in discussion with both townships.

Security Report

Read by Glenn Dalton

Total incidents reported was 44. Total written citations was 12. Incidents were vehicle 8, property 5, persons 8, alarms 7, lake 11 and other 5.

Gary Kluckman: How did the fourth of July weekend go?

Jason Hicks: Are there any signs at the Marina stating this is a private lake and are they close to the ramp?

Glenn Dalton: It went really well. States there were four people who ignored the no personal fireworks and that 3 citations were written and one person was handled by Madison County and a few incidents on the lake that were taken care of. States yes there are signs up at the Marina and yes.

Jim McCann: There are 3 signs up there. There is no way you can launch a boat without seeing one of those signs that says private lake no trespassing violators will be prosecuted. Asks Glenn Dalton what is the status on the white boat that was caught trespassing.

Glenn Dalton: States Madison County was contacted, they did a follow up with it, they discussed it with the individual and from their prospective that was all they could do because he was duly warned and the next time he would face charges. States that him and Joe Nicoloff are going to sit down with the Sheriff and talk to him about that because we were told as long as we had signs posted, we could enforce that.

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Jim McCann: States that the Sheriff needs to be aware that he was on the lake twice, the first time he would have had to have seen the sign and that was his warning, the second time he was on the lake he got caught and we want to press charges. We need to make this person a poster child for not trespassing on Holiday Lake.

Jason Hicks: There was a citation for a for sale sign in a front window, do we do that? I know we don't allow them in their yards.

Glenn Dalton: No signs, those signs aren't permitted.

Treasury Report for July

Don Austin motions to approve the treasury report, David Decker seconds.

Action: Motion carries

Old Business

Covenant Voting

930 Votes cast, 610 by ballot and 320 by proxy. Total votes out there 1795

Jim McCann: The covenant voting is stagnant. States that with the approval of counsel which we have in writing and the board of directors, the names of the non-voters and the number of lots they have will be published in the August Holiday Times. We will continue to publish this list until the voting has concluded.

David Decker motions to approve date of October 31, 2012 as closing date for voting, Don Austin seconds.

Action: Motion carries.

Ray Garber 1822: Publishing of names. We need to do everything to get this vote done.

Jim McCann: In the new CICAA law the board has the right to make changes to the community instruments including the covenants and bylaws independent of the membership as long as the changes made are in conflict with the law. That is why we are doing everything possible to get this vote done. The one thing that is in there is the right for the board to approve an increase in the budget. In the new law **if our covenants are not passed** the board could increase the assessment by whatever amount they want and the members would have 2 weeks to schedule a meeting but the law does not state anything they can do but have the meeting. If our covenants pass then they will be tied to the bylaws so it will allow the members to vote. Our current bylaw on members voting for the budget is in violation of the new law and since this is in violation this area would need to be removed. The board can only change things that are in direct violation of the new law. It is much easier and cleaner to pass the covenants. No one wants to make the changes this way.

Slow Moving Vehicle Rule

Jason Hicks: States this is on the backburner right now until they get some feedback from the Madison County Sheriff, their attorney and their insurance.

Action: Tabled until the next meeting.

Dredge Repair Update

Glenn Dalton: The cost of the dredge repair was \$5606 dollars.

Action: Will be discussed at next Financial Committee meeting on where funds to pay will be drawn from.

Port Lane

Glenn Dalton: States there are no ditches on the lake side of Port Lane on the West side and property owners have built up parking areas on and back into their property. When you build up the parking areas it takes the water back out onto the road. Our concern is anytime you have water running on a chip and seal surface the road is going to fail. The board suggested we reclaim our road which would have meant removing all the parking areas on the West side of the road going out toward the point. We have a plan where we're going down the property lines and evacuate the water. We have concerns with seawalls there as far as getting the water through them without damaging the seawalls. The other problem we have is any change we make is what the water going to do. States they want an engineer to review their plan so they don't impact the owners.

Jim McCann: It's a double edged sword. We have members that have taken property that belongs to the Association, narrowed the road and have created water barriers that have already caused water to dump on other members properties. In order to fix it we need to reclaim areas, change the flow of water and dumping water on other member's properties.

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States he wants letters sent to the members that live on Port Lane explaining no gravel or changes to Association property or it will be undone and they will be charged for the cost of undoing it.

Action: Tabled until engineer cost.

Guest Identification Rule
Read by Jim McCann

Proposed
GUESTS

Members and Associate Members are allowed to host guests on Association properties. Members may host guests in reasonable numbers and for a reasonable duration.

Associate Members may host guests according to the stipulations provided in these Community Instruments. Guests do not require identification, but are required to be in the company of those persons authorized to use Association property at all times. Members are responsible for the actions of their guests and the guests of their Associate Members, as well as any fines and/or penalties issued for non-compliance with these Instruments.

David Decker: Jason, you added the line in here they are allowed to host guests on Association properties, playing devil's advocate am I allowed to host guests at my house?

Jim McCann: Yes. That's not for the Association to decide, that's your personal property, and the board doesn't have the rights to determine one way or the other. We will publish the proposed rule change on the website and August Holiday Times so we could vote on it at the next meeting.

Fire Department Members Use Of The Lake

David Decker: Stated at last meeting they wanted to know how many fire districts they had. Do we know that yet? Are anyone from Prairietown current members? How much of Holiday Shores do they cover? If I had to lean one way or the other I would lean towards Holiday Shores and not Prairietown.

Glenn Dalton: Prairietown and Holiday Shores. Most of the members of Prairietown are not members of Holishor.

Jim McCann: It's a really small portion of Holiday Shores. States he would like Glenn Dalton to talk to Steve Cooper and get a number, find out if this is something he thinks would be worthwhile and ask for his opinion in including Prairietown.

Action: None taken.

Building Committee Report for June 9th and July 3rd by Gerry Theodor

Building Committee cared for 12 Items. The items were 1 fence, 1 garage, 3 pools, 2 docks and 1 deck were approved. A variance request for a culvert and 2 variance request for fences were forwarded to the board. One refund for a completed project was approved.

New Business

Buoy Plan

Glenn Dalton: States they are meeting with the Lakes and Dams Committee Tuesday to discuss the buoy plan and see what their recommendations are.

Jim McCann: States that the board is not going to act upon requests made by members requesting 75ft. buoys until a buoy plan has been completed but they will take requests into consideration.

Action: None taken.

Senior Services Committee Proposal

Mike Colyott 40: States that he has met with the head of the Southern Illinois Association for the aged, he's completed the paperwork they gave him and he has given those to Glenn Dalton at this point and they are going to have a meeting.

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Jim McCann: Is it your intent that this is going to be a standing committee or you just want support of the board?

Don Austin: How in depth do you plan on doing this?

Mike Colyott 40: States he would love for the board behind this but doesn't exactly understand what a standing committee is. Explains how they want to help seniors living in their homes alone that may need help and to check on them and make sure they are ok and be able to give them a way to get information to get assistance in whatever they may need.

Jim McCann: Continue on the way you're moving right now, have your meeting with Glenn Dalton, then once we get further down the road we will discuss this again. Just let us know when you're ready.

Action: None taken.

Jim McCann: I too would like to thank the membership for their compliance with the private fireworks and the burning bans. I think it's fantastic. Also, we have two members that have put forth an interest in filling the vacant position of the board. The first name I have is Ben Kelley and the second name is Mike Parker. I would like to thank both of those gentlemen for showing an interest in becoming board members.

Gary Kluckman: The burning ban is still in effect right?

Glenn Dalton: Yes sir. It will stay on the marquee.

Open Floor

Monte Thus 6: Wants to know because of dredging where can the ski club still practice on the north end of the lake.

Joe Nicoloff: That area is no wake.

Jim McCann: We are responsible for the members that live on that area of the lake. There are safety issues in play.

Glenn Dalton: Tamarac Beach has been mentioned as an alternative.

Discussion ensues about where to do it...

Cheryl Hartman 420: Shows pictures of 423 High Point having very tall grass and trash in back. Wants to know why nothing has been done about it or Mr. Moffit's property and she feels if it was next to one of the board members houses it would have already been done.

Jim McCann: Your feeling is wrong. I live down there and I walk by this house on a regular basis, its private property and until something changes we can't go on private property. The county has a lot more authority on that and what I would suggest that you do is contact Madison County Health Department. I have talked to Glenn Dalton about this property and another one that is about four houses down from this. If you contact the county the county can actually go after the bank. The county responds better to a member calling making a complaint than they do us making a complaint. I would urge you to do the same with all of your neighbors because there is definitely strength in numbers.

Gerry Theodor 1346: I think if I understand it, is that what makes it a little more difficult is the banks when they foreclose on properties out here do not put the property in their name. They leave it in the name of the people that they foreclosed on, who you can't collect the money from, they left the house anyway. So that way you can't even bill the bank because it's not in their name.

Jim McCann entertains a motion to adjourn, Don Austin moves, Jason Hicks Seconds

Yea Jim McCann, Don Austin, Joe Nicoloff, Jason Hicks, David Decker

No Gary Kluckman

Meeting Adjourns at 9:30 p.m.