

Dunlap Lake Property Owners Association
Board Meeting Minutes
March 31, 2008

Call to order: Al Ortvals called the meeting to order at 7:05 p.m.

Board Present: Larry Ahrens, Gary Arth, Tom Bohn, Sandra Fultz, Walter Heck, Faye Nelson, Alan Ortvals, Sylvia Putz, Bob Schnietz, Toni Siler, Mike Watts, Michael Weber, Roy Wehling, Rob Wiemers, and Ron Wise. Carolyn Green (administrative coordinator).

Board Absent: none

Visitors Included: Scott Bateman, Mart and Carol Fogle, Barbara Stanford, Evelyn Dodds, Sue Nelson, Tim Hiser, Pat Nelson, Donna Polinski, Greg and Maureen Schuette, Alan and Laurie Bonk, Officer Brandon Whittaker from the Edwardsville Police Department.

Special Presentations:

Mart and Carol Fogle of 840 East Lake Drive presented a request for a variance in restrictions to allow a wider road to be built between their lots numbered 11 and 12 to provide access to their property behind the lot which is landlocked. They said that right now the road, which is recognized as a city street, is a 20' and they want it to be 50'. (Attachment A)

The couple is thinking of selling and moving out West following some health concerns and hopes the board will consider an exception as was done with the road into Glik Park. The board referred the proposal to the restrictions committee for review.

Several residents spoke to share concerns about a registered sex offender, Christopher Stanford, who had moved to Barnett Avenue to live with his mother and grandmother. Sue Nelson, Tim Hiser, Donna Polinski, Maureen Schuette and Laurie Bonk shared what they knew about the situation and asked that the Lake Association bless a Neighborhood Watch program and help find ways to keep the offender off the lake.

Officer Brandon Whittaker of the Edwardsville Police Department reported to the group that Mr. Stanford is in compliance of his parole at this time. He encouraged the Lake Association to be aware that there are 12 registered sex offenders in this town and that 3-5 of them are within walking distance of the neighborhood.

Several board members spoke in favor of a neighborhood watch program and increasing awareness in the community. Since many of the board members had not been aware of the situation before this evening, Alan Ortvals asked that the matter be referred to the Executive Committee for further discussion. Mike Weber volunteered to contact the probation department for more information.

Regular Business

Election of officers

Mike Watts presented the following slate of officers (Attachment B).

President – Alan Ortvals; Vice President – Michael Weber; Secretary – Sandra Fultz; Treasurer-Tom Bohn
The board voted unanimously to approve the officers.

Approval of minutes

The following corrections were suggested for the January minutes (Attachment C): The meeting was called to order at 7 pm. Bob Schnietz' name was left off the members absent; The fourth sentence of the Silt Committee report was corrected to read that mechanical dewatering "would limit dredging to 11,000 cubic yards a year." The second sentence of the Contractor Compliance report was corrected to read "There are grills covering the 36" drainage pipes." [on Governor's Parkway]. Mike Weber made a motion to approve with corrections, Rob Wiemers seconded. Motion passed unanimously.

Financial report

The report was submitted by Virginia Bryan (Attachment D). Faye Nelson made a motion to approve the report, Bob Schnietz seconded. Motion passed unanimously. Overview:

- took in \$76,000, spent \$63,000.
- Estimated income tax on interest will be in next year's expenses which will be explained to Tom.
- Commons spent less than budgeted
- Dam and Maintenance had extra expenses.
- Every committee needs to do an expected budget.
- Log removal for safety issues \$2,000, spent \$5,000.
- New boat stickers.
- A Silt removal fund is now earmarked in a CD \$96,000
an additional \$4,000 for the fund in Savings (to avoid a penalty)

Old Business

Committee members. The board went through the Officers & Committee Members list prepared by Rob Wiemers. Additional volunteers were added as shown in blue on Attachment A. The Meetings and Elections Committee was renamed "Meetings, Elections and Social Committee."

Fireworks – Mike Watts reported that plans were proceeding for the fireworks display. Central States fireworks, the company we have hired for the event will be doing SIUE's 25th anniversary event this Saturday if anyone wants to attend and get an idea of what it will be like. Possible traffic and parking issues from spectators outside the neighborhood were mentioned.

Fireworks will be included in the Meetings, Elections and Social Committee reports in the future.

Committee Reports

Building – submitted by Larry Ahrens
Nothing to report from Barb Freeland.

Fish and Wildlife: Submitted by Gary Arth

The Fishing Derby will be held the first Saturday in June, which is June 1. Mike and Bob volunteered to help.

Contractor Compliance: Submitted by Faye Nelson.

There have been some concerns with the RLP Development in the Hearthstone development. Sandy Fultz has been walking the area and is concerned the Silt fences are inadequate. One is missing. Rob Schmitt sent someone out to look at it. It was repaired and they put up more but the rain is washing everything out and creating a lot of mud slides. The rock horseshoe dam was also repaired but it's down again. Bigger and higher rock is needed.

Several legal remedies were raised. Rick Mocco can send letter of noncompliance to comply in 15 days. It was asked if by law, the contractors have to clean up mess on our property.

Since the contractors were responsive with the initial concern Alan suggested Scott Bateman draw out a plan of what we need done on a temporary basis and long term to protect the lake and the wetlands. Ron Wise knows Rob Schmitt with RLP and will call him to explain our needs.

It was also suggested that the board watch the back side of Pinoaks behind the Symanski's house as well.

Legal: Submitted by Alan Ortvals

In the gazebo lawsuit, the Judge decided in favor of the plaintiff, Jim Lynch. The judgment said the DLPOA restrictions on a gazebo on the side of the house were ambiguous, through no fault of the sitting, board, and concluded free use must be permitted because Illinois appellate law mandates when there is ambiguity in restrictions, that ambiguity should be resolved in favor of free use (Attachment E).

The association has a choice: ask judge to recant, appeal the decision, or let it go and amend restrictions. Alan recommended the third and has asked attorney to write up recommendations. Ron Wise moved to not take additional legal action, to continue with revision of the restrictions and to get legal review of the proposed restrictions before implementing them. Mike Watts seconded. Tom: appeal current restrictions. The motion passed.

Restrictions: Submitted by Roy Wehling

The committee has gone through all the restrictions on homeowners. It has been put out for review and comments. The procedures are now under review. Everything is on website and the committee would appreciate comments from new board members.

Safety: Submitted by Marcia Wever

Silt Committee: Submitted by Rob Wiemers

Over the last year the committee has tried to identify a cheaper way to get silt out of the lake than mechanical dewatering. The alternative is to find properties where the silt can be spread out to dry naturally and then trucked off. There is over 40 acres behind Richard Brick that we may be able to use. Wednesday is a meeting w/ Peter Wilen, the engineer consulting on the effort. The committee will see if he can help us get more creative about a way to make this work.

Web Page: Submitted by Tom Bohn

The web site is in need of constant updates to keep it interesting. If anyone has any announcements they can be sent to Tom by way of e-mail. Also, the Community Section is now up and running. Procedures applying for a boat permit will be added later in the year. We are going to need a program to authenticate users. And Toni Siler will help with IPR safety practices.

Meeting and Elections: Submitted by Marcia Wever

The annual meeting went well. No election was needed because we had the exact number of board members needed.

Commons: No report

Dam and Maintenance: No report

New Business:

- Assessment for 2008/2009 will be at \$.01/sq ft. This is the same as last year. Payments will be due by June 30th. Roy Wehling made a motion to approve, Tom Bohn seconded. Approval was unanimous.

- The signatures of the four officers, Mike, Alan, Virginia, and Barbara are currently on the bank accounts. These Virginia and Barbara names need to be replaced with Tom Bohn and Sandra Fultz. Ron Wise made a motion to approve this change, Mike Watts seconded. Approval was unanimous.

- Lt. Mills, from the Edwardsville police department, stated a lot of people could come in to the neighborhood to watch the fireworks. He recommended the board have plans to allow or to keep people out. Other local fireworks bring 3-5,000 visitors. To shut down a city street the Association would need to go to Parks and Recreation and the City Council would have to approve it. A temporary police order for no parking was discussed. No people will be allowed on the dam per the fireworks provider.

- Larry recommended the newsletter give the process for applying for building permits so his committee could meet on the first and third Sundays to review the applications.

The meeting was adjourned at 9:30.

Respectfully submitted, Carolyn Green, administrative coordinator