

**Holiday Lake Owners' Association, Inc.**  
**Board of Directors Meeting**  
**Thursday, June 10, 2010**

President Larry Ehrig called the meeting to order at 6:35 P.M.

**Members in Attendance:** Charlie Aiels, Audrey Brickman, Dee Brown, Larry Ehrig, Duane Selken and Katie Tomlinson were present; Dale Howe arrived at 6:45 P.M.

Katie Tomlinson read the treasurer's report as of May 31, 2010.

Katie Tomlinson read the current bills. Larry Ehrig pointed out that those bills reflected \$6000 worth of rock on the roads.

Everyone was reminded to sign in on the attendance sheet.

Larry Ehrig also reminded everyone present that the meeting was being recorded for the sake of documentation.

**Additions to the Agenda:** Add to Hearings 5-Brian Fritz, Change 1-LuAnn to Steve; in New Business E-Budget, F-Resolution for Wolfe House, G-Resolution for Ellingston house; Communication received by the Board A-Change Steve to LuAnn Wieland, E- Jim Clayton-Land trade, F-Rick Rizzio-parking ticket.

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

**Hearings:**

- 1) Steve Wieland - He received a ticket May 23 for a boat in the water without a current sticker; the description of the boat does not match what he has. He further questioned the method of giving tickets and whether they have to be signed by the person receiving it. Katie Tomlinson explained that the law no longer requires a signature. He feels that the current method assumes guilt. The answer to that is that's why we have the hearings. Warnings are not given any more. The Board waived the corporate assessment.
- 2) Jeff McMeekin received a ticket for not having stickers on the golf cart his friend's daughters used to go down to the bathrooms at the beach house. He was in the process of setting up their trailer and had not yet gotten the stickers on. He feels he's been a law-abiding lot owner, had the stickers but on the spur of the moment let these girls use his cart, and should not be fined. He also talked about getting a fine last Fall for leaving his trailer up after October 31. When he did come to get it, he noticed several campers still on lots. Charlie Aiels pointed out that the rule is that owners that live at the Lake year round can have campers on their lot. It was also pointed out that anyone can report violators, as long as he/she signs it and is willing to come to the hearing. The question of the noise rule was discussed. "After 10:00 PM, loud Land Craft and motor vehicles without operating mufflers may not be operated on Holiday Lake Property." (Page 6, # 6) It was pointed out that the wording would allow loudness if they have a muffler. Dorothy Frese suggested that the wording be changed.
- 3) Lavern Bartachek received a ticket for no sticker on the vehicle parked at the beach. Her son and friend had gone to the beach, did not realize it was a private area, and left as soon as they realized that they were trespassing. They do not own a lot at Holiday Lake. Dale Howe asked Jeff Filloon, a security officer, if they would have given the ticket if the car never did park, but they left immediately. Jeff answered that he didn't think the ticket would have been given in a case like that. Signs are posted that this is a private lake. Cindy Prusha stated that she thinks bright orange signs warning trespassers.
- 4) Joe Rizzio - He was not present; Rick Rizzio spoke to the issue of receiving a ticket for not having stickers and flags. He didn't have them on because he hadn't showed his insurance coverage. The fine will be paid.
- 5) Brian Fritz received a ticket for no stickers. He had them, but had not put them on the vehicles. He feels that a person should be given time to go and get the stickers if they have them. The Board

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- 6) responded that it has decided to enforce the rule. Brian also asked about visitors coming to his place. The answer is that they need visitor passes if they are going to park at the beach.

**Secretary Report:** In the silt report, change "in a catch basin" to "below a catch basin"; change "so Arlen Faas..." to "Duane will contact Arlen Faas." Under New Business,, third line change "The said" to "He said." Audrey Brickman made a motion to accept the May 13, 2010, report as amended, Charlie Aiels seconded, motion carried by unanimous vote.

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

**Bills presented for payment:** Duane Selken made a motion to pay the May bills, Dee Brown seconded, motion carried by unanimous vote.

**Maintenance Report:** Duane Selken read Darrin Ehret's report: This month I was busy mowing and hauling rock, cold patch and grading to get the roads ready for chip and seal. I bagged several cans and bottles, pushed up brush pile several times, hauled scrap metal to the scrap yard, put out mosquito bait, put up a new flag on the flag pole. I put up two new toilet paper holders, at Ryan's Park and at the beach. I attempted to polish the mirrors at the beach, but it did not work. I will order new ones. I pushed the concrete slab in at Andy's Lake for the boat ramp. I hope to get back to that once the roads are done. I took the F350 to Des Moines to have the new plow installed. It seems to be constructed a lot stronger than the Hiniker plow. I had two new tires put on the truck as well. The people who just purchased the lot at Unit 1 240 have been dumping their burn barrel on the lake's lot next to theirs. Near 1 268 off of Grant, someone is dumping their tree clippings in those ditches again this year. Audrey Taylor commented that this maintenance worker is doing an excellent job.

**Accounting Advisory Committee:** There is an item from this committee in New Business.

**Community Center Report:** Kim Pendarvis reported that the first rental of the season is this weekend. Ternus Electric came out and fixed the air conditioner. The Bake Sale on May 29 made over \$500.

**Fish:** Gene Prusha thanked the Board for all of its support. Anglers are happy with the fish, except there are not enough big bass. Maybe they'll throw in some large bass and tag them for a contest. The Committee left \$1000 for the fish fund for lake projects. They feel there is a lack of restrooms around the Lake. They'd like to see it used toward a new restroom at the south dock. They would like to see one at the South Dock, would like the Board to consider a portable one there for the summer months. They could get one for \$250 for those months and would include the cleaning of it. They would be open to using \$250 from the \$1000 and setting aside the other \$750 as the beginning of a fund to build a permanent restroom at the South Dock. Katie Tomlinson pointed out that it would cost \$10,000 to put one in. Cindy Prusha said this could be the beginning of raising that money. Larry Ehrig asked about getting the neighbors' permission to put one in. Audrey Brickman suggested that Prusha's take that on, including talking to the neighbors. Wendy Schwab asked them to write up something about the fish committee for the Newsletter by next week.

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

**Rural Improvement Zone:** Only full time residents can vote for the trustees for the RIZ. All who qualify were urged to vote. Five people (permanent residents of the Holiday Lake Rural Improvement Zone) have

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agreed to run for those offices: Mark Baugh, Rick Happe, Marvin Herman, Bob Hunt, and Herb Richards. One will be elected for a one-year term; two for two-year terms; and two for three-year terms. Their duties include examining the projects undertaken by the Lake and then submit them to the RIZ supervisor, requesting the funds to be reimbursed to the Holiday Lake Owners' Association. JC Miller said he and Wendy Schwab had gone to the County Auditor to find out how the reimbursement will work. The trustees will submit the request to the Auditor before December 31 of each year. The Association will be reimbursed up to the amount in the fund for that year. Any balance will be carried over; if the request is for more than is in the fund, the trustees can submit the remainder in the following year. JC had requested that the process be put in writing, so we will have it as a reference. The Board thanked JC and Wendy for finding out this information. Wendy said we needed to choose a short election period or a long one. The short one was chosen. The election is August 3, 2010, and the cost of it is ours.

**Security:** Jeff Filloon reported that there were 153 hours put in since the last report, which is 729½ hours put in since January 27, 2010. The Triathlon weekend and Memorial Day weekend were very busy. Most of the tickets issued were from beach parking - young people from the surrounding towns, mostly Belle Plaine, coming to use the beach. Generally the fishing is in compliance. He clarified that on July 3 there will not be trespassers, as that is open to the public. They will watch for access at the gates of the beach on Friday and Sunday of that weekend. Audrey Brickman asked that they set up check points along the roads for non-compliant vehicles. Jeff assured the Board that that was in the plan.

**Water Quality:** There was no report; Larry Ehrig said that they've been taking samples regularly and that the reports are good.

**Beach/Bathhouse:** Kathy Bennett asked for help from Security when it is time to close the beach on Friday and Saturday nights of the 4<sup>th</sup> of July weekend. Kathy also reported that she will be gone the weekend of June 20<sup>th</sup>; Kim Pendarvis is covering her duties.

**Nominating Committee:** Kim Pendarvis reported that there were not any candidates at the present time. She does have some people considering running for Unit 1, Unit 4 and At-Large. She's hoping to have some candidates before the next Newsletter so that they can publish their write-ups. Absentee ballots will be ready after July 15, which is 30 days prior to the election.

**Old Business:**

- A:** Nuisance Complaints - These will be rechecked on June 17, 2010, and then any that are still remaining will be handed over to the Sheriff and he will see to it that they are removed.
- B:** Committee: Security cameras/gated community - Matt Pipho (319-404-0219) has agreed to prepare a presentation for the next newsletter, so that Lot Owners can vote on the issue in the next election at the Annual Meeting on August 14, 2010.
- C:** Path along Unit 6 Lots 50 - 57. Katie Tomlinson and Audrey Brickman were approached by these lot owners about the proposed path, voted on at the last meeting. Those lot owners do not want the rock or the traffic that such a path would mean. They have agreed among themselves to honor passage (of said persons) on their properties to reach the path that would extend along the Association's property to North Lakeshore Drive. Audrey Brickman made a motion to rescind the previous decision to have a path along the properties of Lots 50 - 57, Katie Tomlinson seconded, motion carried by unanimous vote. Audrey Brickman made a motion to approve the construction of a new access path from the edge of the Community Center lot to North Lakeshore Drive, Katie Tomlinson seconded, motion carried by unanimous vote.
- D:** Triathlon Profit - \$1386.38 Dale Howe reported that the Triathlon went well. The profit is to benefit the Community Center, as does the money brought in by the sale of the extra shirts. There were 133 participants. She thanked the many volunteers for their time and effort on and before May 16. The Third Annual Holiday Lake Triathlon will be held on May 15, 2011.

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**New Business**

- A:** Tree Removal: U 5 L 173, Jones; U 6 L 62, Tschantz; U 3 L 215, Becker; U 6 L 38, Scott. All were approved.
- B:** Building requests: U 5, L 87, Van Winkle; Dale Howe made a motion to approve the permit, Dee Brown seconded, motion carried by unanimous vote. U 3 L 22, Worthington; Duane Selken made a motion to approve the permit, Charlie Aiels seconded, motion carried by unanimous vote.
- C:** Poweshiek County Tax Sale - Deadline to register for it is June 17, 2010. The Sale is Monday, June 21. Larry explained the sale as a way for the Association to gain back some of the properties. If anyone attends the Tax Sale and is able to purchase a Holiday Lake lot, the Association will reimburse the owners if they are willing to turn over the property to the Association. Board members cannot take part in the sale. There are 60 lots in the lake area this year.
- D:** Saturday, July 3, 2010. Volunteers are needed to collect donations at both entrances.
- E:** Budget - JC Miller suggested that next year the Board have a work session just for the purpose of working on the budget and line-item some of the sections. The Accounting Advisory committee submitted a budget for September 1, 2010, to August 31, 2011. Duane Selken made a motion to accept the submitted budget, Dee Brown seconded, motion carried by unanimous vote.
- F:** Wolf House - 2337 Angler Court On May 27, 2010, pictures were taken and sent to the Holiday Lake Attorney. A final notice will be sent which Dee Brown read.  
Whereas, the building located at Lot 2337 is hereby found to be an "Unsafe Building" and public nuisance, IT IS THEREFORE RESOLVED that Notice to Owner provided in the 2010 Rules and Regulations of Holiday Lake concerning Unsafe Buildings shall immediately be sent as provided therein. The notice shall state the defects in the building, including broken windows and doors; holes in roof and walls; overgrown with vegetation, and shall require the owner or person in charge to commence the required repairs or improvements or demolition and removal of the Unsafe Building within 30 days. All required work shall be completed within 90 days.  
Katie Tomlinson made a motion to accept this resolution, Audrey Brickman seconded, motion carried by unanimous vote. Jim Clayton advised anyone approaching Mr. Wolfe be careful, as he (Jim) had difficulty in dealing with him in the past.
- G:** Ellingston - House. On May 27, 2010, pictures were taken and sent to the Holiday Lake Attorney. A final notice will be sent which Dee Brown read.  
Whereas, the building located at Lot 1171 is hereby found to be an "Unsafe Building" and public nuisance, IT IS THEREFORE RESOLVED that Notice to Owner provided in the 2010 Rules and Regulations of Holiday Lake concerning Unsafe Buildings shall immediately be sent as provided therein. The notice shall state the defects in the building, including broken windows and doors; holes in roof and walls; overgrown with vegetation, and shall require the owner or person in charge to commence the required repairs or improvements or demolition and removal of the Unsafe Building within 30 days. All required work shall be completed within 90 days.  
Charlie Aiels made a motion to accept this resolution, Dale Howe seconded, motion carried by unanimous vote.

**Communication received by the Board:**

- A:** LuAnn Wieland - Memorial. LuAnn Wieland read a statement concerning the memorial cross placed at the road near their property line. It memorializes Scott McCarthy, who died in a golf cart accident there last year. Steve and LuAnn are concerned about traffic stopping there and becoming a hazard for anyone driving around the curve right before this spot. It is a blind curve, gravel road and a steep hill. They suggested a plaque be placed at the park or beach area, offering to donate \$50 toward this memorial. The Board decided to discuss options at its work session.
- B:** William Nagel - Road William is concerned that the supplemental funds are being used for Lakeshore Drive and not for all the rest of the roads. He asked if there was a plan to do the other roads in the Lake area. Larry Ehrig and Duane Selken answered that it will be necessary to do Lakeshore another two years, to seal this year's coat. It isn't possible to plan the others, because it depends on the conditions

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of all the roads. William asked the question about when the supplemental fund comes up for a vote again. It will need to be voted in again next year (2011). Connie Roepke pointed out that money will be saved in the long run, because less rock will be needed to repair the roads and snow removal should be easier.

- C:** Randy Braden - Tim Bird Randy introduced Tim Bird as the owner of Pepy's Ice Cream trucks, which carry about 30 different products. He's been on the School Board in Vinton Shellsburg and superintendent of Schools, has nine trucks and goes to 75 different communities, and would like to come to Holiday Lake every other Sunday when he goes to Brooklyn. He introduced the driver, Jennifer. The Board does not sponsor such sales, but he is welcome to drive through the area. He would like to come on July 3 and would give 15% of his gross sales to the Association. The Board approved that.
- D:** Audrey Taylor - Donation to the Paddle Boat Races. Audrey Brickman made a motion to donate \$50 for prizes for the paddle boat races held on July 3, Charlie Aiels seconded, motion carried by unanimous vote.
- E:** Clayton - Unit 4 Lot 248 Jim Clayton owns the lot in Unit 4, but there is not road to access it. The lots that surround his belong to the Holiday Lake Owners' Association. He proposed that instead of putting in a road to his lot (at a cost of \$15,000), the Association trade the lot for one at Unit 2 Lot 6, plus giving him a check for \$5000. Jim Clayton, Jr. stated that he has a warranty deed and updated abstract on his lot and he would expect the same on the Association's lot. He'd like an answer in a week. The Board decided to discuss this at its work session.
- F:** Rick Rizzio - His friends had come to visit and their children used their truck to go to the beach. The truck had no stickers or guest pass, so he received a ticket. He was asking that it be waived.

Our next board meeting will be July 8, 2010, at 6:30 P.M.

Motion to adjourn was made by Charlie Aiels, seconded by Audrey Brickman, motion carried by unanimous vote.

Meeting adjourned at 9:11 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