

**APPLE CANYON LAKE PROPERTY OWNERS' ASSOCIATION
BOARD OF DIRECTORS MEETING
MAY 18, 2013
1:00 P.M. - ACL CLUBHOUSE**

AGENDA NARRATIVE

**CATEGORY: UNFINISHED BUSINESS-
AGENDA ITEM: 10.1
SUBJECT: RESCIND THE MOTION TO RESTRICT LOT 07-239**

At the March Board meeting, Lot 07-239 was approved to be restricted, however new information has shown that there is a patio structure previously not shown in the pictures. Therefore, the Board is discussing the request in view of the new information. Other requests have been denied for this same reason based on the following:

The Owner of any Lot upon which no Structure has been erected may enter into an agreement with the Association wherein the Owner agrees that said Lot shall remain forever-vacant open space upon which no Structure of any kind shall be erected, except one requested by the Association and agreed upon by the Owner and the Board.

In exchange the property receives a 40% discount on his Property Owner Dues.

**RECOMMENDED MOTION: RESCIND THE MOTION TO ALLOW LOT 07-239
TO BE RESTRICTED.**

**CATEGORY: NEW BUSINESS- CONSERVATION
AGENDA ITEM: 11.1
SUBJECT: INTRODUCTION OF UNIVERSITY OF DUBUQUE INTERNS**

The University of Dubuque and Apple Canyon Lake have joined forces to accomplish mutually beneficial goals which will benefit the property owners and students for many years to come. The interns selected for the position are Audra Isenhardt of Elizabeth, IL, and Tyler DeDecker of Dubuque, IA. Both are current students at the University of Dubuque. The internships have been funded so that there are 10 weeks of work to be performed, with 50% of that time dedicated to physical invasive species control, 25% allocated towards grounds maintenance, and the remaining 25% of the time allocated to research.

RECOMMENDED MOTION: NO MOTION REQUIRED.

CATEGORY: NEW BUSINESS-COMMITTEES
AGENDA ITEM: 11.2
SUBJECT: COMMITTEE CHANGES VIA MOTION OF CONSENT

- A. To accept the resignation of:
 - 1. Dominick Agostino from the Deer Management Committee

- B. To appoint:
 - 1. Kevin Kavanaugh to the Maintenance Committee as Board Liaison
 - 2. John Matheson to the Trails Committee
 - 3. Mike Harris as Chair of the Trails Committee
 - 4. Tim Kaiser as Vice Chair of the Trails Committee
 - 5. Betsy Osika to the Recreation Committee
 - 6. Kathy Richards as Chair of the Recreation Committee

RECOMMENDED MOTION: APPROVE THE COMMITTEE CHANGES AS LISTED ABOVE.

CATEGORY: NEW BUSINESS-RESOLUTION
AGENDA ITEM: 11.3
SUBJECT: RULES AND REGULATIONS & POLICY CHANGES

Due to the confusion in the wording between the Board Policy and Rules and Regulations, management is requesting a change to clarify that citations are due within 30 days. If not paid within the 30 days, they will be listed in the Apple Core (name and lot number) until they are paid, suspended, or dismissed through the Appeal process.

RECOMMENDED MOTION: APPROVE THE CHANGES TO THE RULES AND REGULATIONS AND BOARD POLICY AS ATTACHED.

CATEGORY: NEW BUSINESS-AECC
AGENDA ITEM: 11.4
SUBJECT: LOT COMBINATION REQUEST

Mr. and Mrs. Michael Minet are requesting approval to combine lots 04 and 05 in section 5 (Big Spirit).

RECOMMENDED MOTION: APPROVE LOT COMBINATION FOR LOTS 04 AND 05 IN BIG SPIRIT.

CATEGORY: NEW BUSINESS-DESIGNATED FUNDS
AGENDA ITEM: 11.5
SUBJECT: CAMPGROUND DESIGNATED FUNDS

The Campground Committee would like to donate \$100 to the Safety and Security Department for their Campaign for Kids program. There is currently \$9926.25 in the Campground Fund.

RECOMMENDED MOTION: APPROVE THE CAMPGROUND COMMITTEE'S \$100 DONATION TO THE SSD CAMPAIGN FOR KIDS. THIS MONEY WILL COME FROM THEIR DESIGNATED FUNDS.

CATEGORY: NEW BUSINESS-BUDGET
AGENDA ITEM: 11.6
SUBJECT: ALLOW PROPERTY OWNERS TO PURCHASE ADDITIONAL AMENITY TAGS

We have been asked by several property owners who own multiple properties if they could purchase ten (10) additional amenity tags by paying an additional OARF (\$100). Management is requesting the Board approve this request.

RECOMMENDED MOTION: APPROVE THE PURCHASE OF ADDITIONAL AMENITY TAGS BY PROPERTY OWNERS WHO OWN MULTIPLE PROPERTIES, BY ALLOWING THEM TO PAY THE OARF (\$100) FOR THE ADDITIONAL PROPERTY.

CATEGORY: NEW BUSINESS-CONTRACT
AGENDA ITEM: 11.7
SUBJECT: RECYCLING CENTER FIVE YEAR CONTRACT

Six requests for proposals were sent out for servicing ACLPOA's Recycling Center for 2014-2018. Management is asking the Board to award Montgomery Trucking the contract.

RECOMMENDED MOTION: APPROVE THE FIVE YEAR (2014-2018) RECYCLING CENTER CONTRACT TO MONTGOMERY TRUCKING.

CATEGORY: NEW BUSINESS-RESOLUTION
AGENDA ITEM: 11.8
SUBJECT: RESTRICTIVE COVENANT

The word "residential" is in the document used to record the Board approved restricted lot at the Court house. Upon the advice of Dick Brennan, Chair of the Legal Committee, we are asking the

Board to strike the work from the document. Section 12, Restricted Lots does not specify the word “residential”

Section 12. Restricted Lots. The Owner of any Lot upon which no Structure has been erected may enter into an agreement with the Association wherein the Owner agrees that said Lot shall remain forever vacant open space upon which no Structure of any kind shall be erected, except one requested by the Association and agreed upon by the Owner and the Board. All agreements creating a Restricted Lot shall be in substance and form acceptable to the Board and suitable for recording, and when agreed to by the Association shall be recorded with the Recorder of Deeds of Jo Daviess County, Illinois. Restricted Lots subject to such an agreement shall beginning in the year following the recording of such agreement be liable for only sixty per cent (60%) of any future annual assessments. Restricted Lots shall continue to remain liable for any Special Assessments approved pursuant to Section 4 hereof. The Owner of a Restricted Lot shall have all of the rights and privileges of any other Owner, except as modified by such agreement, and shall continue to remain responsible for the maintenance of such Restricted Lot as is the Owner of any other vacant Lot.

RECOMMENDED MOTION: APPROVE STRIKING THE WORD “RESIDENTIAL FROM THE DOCUMENT USED TO RECORD BOARD APPROVED RESTRICTED LOTS.

CATEGORY: NEW BUSINESS-RESOLUTION
AGENDA ITEM: 11.9
SUBJECT: RESTRICTED LOT APPLICATION

Attached are two applications for Restricting Lots. Form A is currently being used, Form B is for Board consideration to help clarify the terms and conditions for property owners who wish to apply to have lots restricted.

RECOMMENDED MOTION: APPROVE FORM B AS THE ACCEPTED APPLICATION FOR RESTRICTED LOTS.

CATEGORY: NEW BUSINESS-RESOLUTION
AGENDA ITEM: 11.10
SUBJECT: SCHMITT GREENWAY PROJECT

Ray Schmitt has applied for a Greenway Stewardship Volunteer Program to repair the greenway damaged by excessive rainwater runoff this spring located adjacent to his property 03-018. Mr. Schmitt is hiring a landscaping company to work on his property and the greenway. ACLPOA will provide the seeding and straw for ground cover on the greenway. All other expenses will be paid by Mr. Schmitt.

RECOMMENDED MOTION: APPROVE THE GREENWAY STEWARDSHIP PROGRAM AS DESCRIBED ABOVE AND ON THE APPLICATION.