



Memorandum

To: ACL Board

Date: June 5, 2017

From: Megan Shamp

Memo #: 2017-29

Topic: June committee changes

Recommendation: To appoint Ric Ruffolo to the Campground Committee and Steve Tribbey to the Architectural & Environmental Control Committee (AECC); and to accept the resignation of Bob Stanger from the Maintenance Committee.

Plan on a Page: High Performing Operations and Management - LRG – Build capacity in volunteerism, board membership, committee work, and association activities by December, 2018.



Memorandum

To: ACL Board

Date: June 5, 2017

From: Megan Shamp

Memo #: 2017-30

Topic: Unauthorized use of Amenity Tags

Issue & Analysis: At the October 18, 2014, Board meeting, the Rules and Regulations section II Amenity Tags for Property Owners and Guests was amended to include:

The sale or unauthorized use of Association Amenity Tags is strictly prohibited. For the first violation, the property owner will receive a fine of \$500; additional violations will receive a fine of \$1,000 each. All violations will be presented to the Board of Directors. The Board of Directors may at their discretion suspend the membership rights of a property owner for up to ninety (90) days for violation of the Rules and Regulations in addition to the fines stated above.

On Saturday, May 27, Montana Bartell of the Safety and Security Department encountered a golf cart at the Marina that did not have ID numbers or an ACL decal. The driver of the golf cart was a guest and was not aware the golf cart needed to be registered, he thought that he just needed to show his amenity tag. When he presented the amenity tag to Montana, she was shown with an auto decal on a plastic badge clip. Per the guest Kevin Saephan, the property owner was aware a party of twelve guests was renting the house. The renters were given ten amenity tags and the two auto decal badge clips to use at Apple Canyon Lake. The owners of the property, Paradise LLC, were issued two citations, one for failure to register their golf cart, and a second for the unauthorized use of amenity tags. Both citations were paid June 2. Per the Rules and Regulations, all amenity tag violations are presented to the Board of Directors for review. Copies of both citations, incident report, and a photograph of the fraudulent amenity tags/rental instructions are included in the Board packet.

Recommendation: TBD

Plan on a Page: High Performing Operations and Management – IYAP – Provide on-going training of Board of Directors and staff on governing documents for consistency in decision-making.

IYAP - Provide training on roles and responsibilities of new Board of Directors.

IYAP – Study the structure and delivery of services of the ACLPOA Safety and Security Department.



Memorandum

To: ACL Board

Date: June 5, 2017

From: Deer Management Committee/Rules and Regulations Committee

Memo #: 2017-31

Topic: Archery Range Rules & Regulations presentation & discussion

Issue & Analysis: At their April 29 meeting, the Deer Management Committee requested that the Archery Regulations be amended to allow use of broad heads at the Archery Range.

The current Archery Range rule bans the use of arrows tipped with broad heads. At conflict with this rule is the Deer Management Program requirement for hunter qualification requires that a hunter must use the equipment they will use in the field to harvest deer, which would include broad heads on an arrow. The reason for this requirement is that an arrow will fly very differently when tipped with a broad head than it will when tipped with a field point. As such, the bow sight must be set accordingly to be effective in the field and the hunter must get familiar with the equipment through practice. The regulated Archery Range is a practicable and safe place to do this. However, if the change is allowed, we recommend that the rule change wording must include verbiage indicating that the archery must use only a target brought to the range with him and any broad head practice must be designated to a specific area of the range. The only exception to this rule would be during the hunter qualification event when the range is supervised by the Deer Management Committee. The Deer Management Committee does not believe the rule change would be a safety issue as a cost of hunting arrows would likely prevent indiscriminate use. Also, many outdoor archery ranges currently allow their use under specific guidelines (see attachment).

This request was presented to the Rules and Regulations Committee at their May 13 meeting. That committee recommends the following line be deleted from the Rules and Regulations.

XVIII ARCHERY, c., 16. Only target or field arrows can be used. No barb, razor, broadhead, hunting, or fishing arrows are to be used.

The Deer Management Committees suggested verbiage indicating that the archery must use only a target brought to the range with him and any broad head practice must be designated to a specific area of the range. The only exception to this rule would be during the hunter qualification event when the range is supervised by the Deer Management Committee was not part of the recommendation from Rules and Regs.

Recommendation: No motion required at this meeting. For presentation & discussion only.

Plan on a Page: High Performing Operations and Management – Long Range Goals and Measures – Update and align all governing documents by June, 2018.



Memorandum

To: ACL Board

Date: June 5, 2017

From: Shaun Nordlie/Rules and Regulations Committee

Memo #: 2017-32

Topic: Boat Length Rules & Regulations presentation & discussion

Issue & Analysis: At the April 8 Board meeting, Eric and Candice Smith made a presentation to the Board regarding boat length and how boats are measured at Apple Canyon Lake. The Board and General Manager Shaun Nordlie found their concerns to be valid, and Shaun presented this request to the Rules and Regulations Committee at their May 13 meeting. That committee recommends the following amendment to the Rules and Regulations:

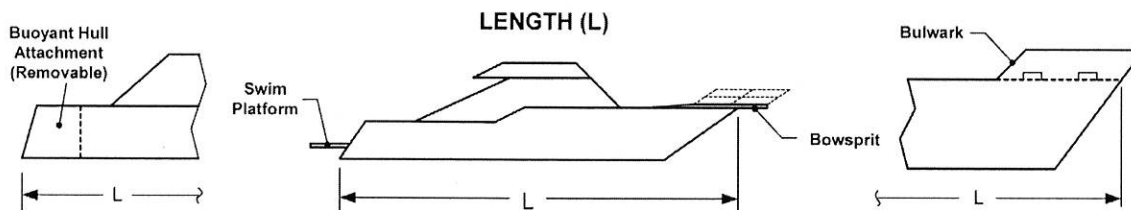
C. Boat Size/Horsepower

1. Powered boats, with the exception of pontoon boats, shall be no more than 21 ft. in length from bow to stern in Length Overall (LOA), excluding attachments, as measured by the ACL staff Safety and Security Department. If watercraft registration shows boat length of 19 ft. or greater, boat must be measured prior to registration with ACL.

Length Overall Defined:

USCG Enclosure (4) to MTN 01-99 CH5, Tonnage Technical Policy, Simplified Measurement 69.203 Definitions, Page 4:

OVERALL LENGTH means the horizontal distance between the outboard side of the foremost part of the bow and the outboard side of the aftermost part of the stern, excluding rudders, outboard motor brackets, and other similar fittings and attachments. Also excluded from length are non-buoyant attachments such as bulwarks, bowsprits, overhanging decks, swim platforms and stern-wheel supports. Buoyant hull structures both fixed and removable are included in the overall length.



2. Pontoon boats shall not exceed 25 ft. as measured from the forward most point of the pontoon(s) to the aft most point of the pontoon(s).

3. Electric powered boats, sailboats or other than power boats shall not exceed 25 ft. in length as measured bow to stern in Length Overall (LOA), as defined above. Motor not included.

Recommendation: No motion required at this meeting. For presentation & discussion only.

Plan on a Page: High Performing Operations and Management – Long Range Goals and Measures – Update and align all governing documents by June, 2018.



Memorandum

To: ACL Board

Date: June 9, 2017

From: Legal Committee

Memo #: 2017-33

Topic: Approval of Amended Declaration to comply with CICAA

Issue & Analysis: The Board of Directors approved changes to the Amended and Restated Covenants & Restrictions to comply with the Common Interest Community Association Act (CICAA) in May 2016. These changes were able to be approved by a majority Board vote because they were updating our Covenants with CICAA. These documents were never recorded with Jo Daviess County. In February 2017 ACL hired Keay and Costello as new legal counsel; one of the first items that was asked of the new legal counsel was to review the governing documents. Keith Jones submitted some recommendations for changes that can be approved with a majority Board vote. These are the changes that are being voted on today. Once the Amended Declaration is approved it will be recorded with Jo Daviess County.

Recommendation: To approve the changes to the Amended and Restated Covenants & Restrictions to comply with the Common Interest Community Association Act (CICAA) as recommended by ACL legal counsel.

Plan on a Page: High Performing Operations and Management – Long Range Goals and Measures – Update and align all governing documents by June, 2018.