

**Terry Lake Recreation Association
P.O. Box 215
Fort Collins, CO 80522**

Board of Directors Meeting – July 29, 2009

Approved – Minutes - Approved

In Attendance:

<u>Yes</u>	Mary Nowak, President	Terry Cove
<u>Yes</u>	Jack Lundt, Vice-President	West Side
<u>Yes</u>	Joe Bent, Sec/Treas./Bus Mgr.	Terry Point
<u>No</u>	Kraig Ecton	Terry Shores
<u>Yes</u>	LeeAnn Bayer	East Side
<u>Yes</u>	Dan Meyer	Terry Shores
<u>Yes</u>	John Marwitz	Terry Point
<u>No</u>	Tex Anderson, Alternate	Terry Point
<u>No</u>	Todd Boyt, Alternate	Terry Shores
<u>No</u>	Derek Harvey, Alternate	Terry Shores
<u>No</u>	Randy Wassell, Alternate	East Side
<u>No</u>	Mike Wilkinson, Alternate	Terry Cove
<u>Yes</u>	Tony Seahorn	Terry Cove

1. [Mary] Call to Order: 7:30 PM

2. [Mary] Quorum Count: Voting board members present: 6

3. [Joe] Reading and approval of the minutes from May 28, 2009, Board of Directors meeting.

Motion: John moved that the minutes be accepted as presented.
Second: Dan
Vote: Unanimous to accept.
Action Item: N/A

4. [Mary] Relocation of Cottonwood Trees

Mary reported that a Terry Cove resident would like to relocate several existing small cottonwood trees.

Motion: Mary motioned that the board express no objection provided that the trees be moved by hand and that no heavy machinery or equipment be used.
Second: Joe
Vote: Unanimous to accept.
Action Item: Mary will notify the concerned resident.

5. [Jack] Boat with 90hp Merc Motor.

Jack reported that the boat belong to a family named Pitts who live on the property at 2533 Terry Lake Road owned by Martha Gaines. It was noted that the Rules and Regulations explicitly prohibited motors in excess of 10hp on the lake. The board noted that exceptions could not be made without setting unmanageable precedents.

Motion: John made a motion that a letter be sent to Martha Gaines under Mary's signature indicating that either the boat or the motor will have to be removed from the lake since 10hp is the limit for any motor on the lake.
Second: Jack
Vote: Unanimous to accept.
Action Item: Joe will draft a letter for Mary' signature.

6. [Joe] Financial Report - Informational

Joe reported that there were no substantive changes since the last meeting. There was one inactive renewal, two transfers and one upgrade from inactive to active. He also noted that there are two transfers pending.

Motion: N/A

Second: N/A

Vote: N/A

Action Item: Joe will send an email with the current membership count.

7. [Joe & LeeAnn] Definition of Membership

There was a discussion about lake usage and what constitutes a membership. If a house is rented, can both the owner and the tenant use the lake? If an owner rents out a room or a portion of the house and both owner and tenant live on the property can both use the lake? If the owner and in-laws live on the property in the same or separate buildings, are both eligible to use the lake under one membership? No conclusions were reached and decisions were made. There were several actions items for follow-up.

Motion: N/A

Second: N/A

Vote: N/A

Action Item: 1. Joe will prepare a draft of language defining a membership (By-Laws Article VI, Section 1) for discussion at the next meeting. 2. Dan will research on the double-lot situation near him. 3. LeeAnn will look into the Fox property near her house.

8. [Kraig & Joe] Board decisions Outside of Regular/In-Person Meetings

Joe recommended that the By-Laws be modified to explicitly recognize that the Board of Directors may address business items outside of a regularly scheduled meeting. The wording agreed upon is:

The Board of Directors may address a normal business item outside of a regular meeting as long as the following guidelines are met:

1. Notice is transmitted in writing or by email to each member of the board stating the issue to be resolved, the proposed resolution and the date/time by which a director must respond.
2. Each director should respond by the stated deadline in writing or my email, voting for or against the resolution, or abstaining.
3. Results of the resolution will be sent to all directors either in writing or by email and will be posted in the minutes of the next meeting of the Board of Directors.
4. Should a majority of voting members oppose handling the issue outside of a regular meeting, they should so indicated either in writing or by email. In such a situation, either a special meeting will called or the issue will be presented at the next regular meeting of the Board of Directors.

Motion: Dan moved that the By-Laws be revised to include this change.

Second: Jack

Vote: Unanimously approved.

Action Item: At the next meeting, Joe will present a revised version of the By-Laws incorporating this change.

9. [LeeAnn] Weed Spraying

LeeAnn reported that Jeff applied three kinds of spray to kill weeds (tamarisk, yellow leafy spurge, and thistle) with great success. Jeff will spray later in the season as appropriate. She present two bills totaling \$183.49 for reimbursement.

Motion: N/A

Second: N/A

Vote: N/A

Action Item: Joe will prepare a reimbursement check for \$183.49.

10. [LeeAnn] Sign Damage

Jeff repaired and repainted the sign on 297. Expenses to be reimbursed were \$100.00.

Motion: N/A

Second: N/A

Vote: N/A

Action Item: Joe will prepare a reimbursement check for \$100.00.

11. [Joe] Unauthorized Use of the Lake

Joe reported that one of the members reported unauthorized use of the lake by people launching canoes/boats from the mobile home park on Douglas road as well as near the firehouse. Board members also mentioned other incidents. Short of hiring or appointing someone to monitor the lake, the board believed that the best course of action at this time was to ask members to help monitor the situation and politely approach people on or around the lake that may not be authorized to use it and ask if they are members and, if not, mention that lake use is for members only.

Motion: N/A

Second: N/A

Vote: N/A

Action Item: In item in an early fall newsletter will address this issue.

12. [Joe] Erosion Control

Joe noted that erosion control is an issue that should be addressed and may become an issue in the lease renegotiation. He mentioned two aspects we may want to research:

(1) Who is legal liable for damage as a result of erosion. Is it the ditch company as the owner of the lake? Is TLRA, since we lease the surface rights to the lake?

(2) What type of erosion control should be done? Bare bones or something more aesthetically pleasing? Should there be a master plan for erosion control so that there is (hopefully) a permanent solution rather than a patch-work approach?

Motion: N/A

Second: N/A

Vote: N/A

Action Item: Discussion of this item was deferred to the next meeting because of time constraints. Joe asked the board members try to think of any TLRA members that might be able to help use with the two items.

13. [Mary] Meeting Frequency

Not specifically discussed.

Motion:

Second:

Vote:

Action Item:

14. [Kraig & Joe] Timeline for Lease Negotiations

Deferred to next meeting.

Motion:

Second:

Vote:

Action Item:

15. [Tony] Dam Barrier - Discussion

Tony presented information about dam barriers that have been used on other lakes to prevent the loss of fish and the prevent “undesirable” debris from going downstream. He indicated that in other areas that they have been used successfully and wanted the board to consider one as a possibility for Terry Lake at some time in the future. At the meeting he did not have cost or savings figures from other lakes.

Some of the questions that were discussed including: (1) Would something like this be appropriate as a part of lease negotiations if could be should to be a positive benefit to the ditch company as well as to TLRA? (2) Cost? (3) The fact that it would have to be a win-win situation for both TLRA and the ditch company, (4) From TLRA’s perspective, would our potential cost on an annualized basis be greater than the cost of replacing the stocked fish that went downstream?

Motion: N/A

Second: N/A

Vote: N/A

Action Item: A request was made of Tony to try and get “comparables” with respect to costs, savings, etc. where dam barriers have been installed and provide the board with the information at a future meeting.

16. [John] TLRA Financial Commitment to Stewardship program.

Deferred to next meeting.

Motion:

Second:

Vote:

Action Item:

17. Set next Board meeting date: Wednesday, August 19, at 7:00 PM at the Fire House.

Motion: N/A

Second: N/A

Vote: N/A

Action Item:

18. Motion to adjourn at 7:45 PM

Motion: Mary

Second: Joe

Vote: Unanimous

Action Item: