

Hidden Valley Lake

Property Owners Association

Board of Directors Meeting

November 19, 2009

APPROVED

Board of Directors Present: Robert Starks, Donna Lask, Jeff Fuell and Bill Blantz

Board of Directors Absent: Karen Shell

Community Manager Present: Bruce Keller

President Robert Starks called the November 19, 2009 Board of Directors Meeting to order at 7:06 p.m. The meeting began with the Pledge of Allegiance.

President's Report: Robert Starks

Please turn off your cell phones.

It is with great sadness that we report the passing of Annette Berryman and also Roy Yelton. Both Annette and Roy are well known and respected in our community and will be missed by their many friends, neighbors and family.

Congratulations to the Hidden Valley Lake Parks and Recreation Committee for receiving the "2009 Clean and Beautiful Community Award". The award was for our Great American Cleanup 2009 and was accepted for HVL by Robin Harrison, Kathy Wirth and Robyn Stuhan. The HVL community also thanks you, the many volunteers who participated in our Great American Cleanup 2009 and made it a huge success. I am told that our campaign for next year is planned to be even larger and we need your help to make it a success.

At our next Board meeting in December we plan to have some light refreshments and snacks after the business meeting as a thank you to our many committee members and volunteers. We look forward to the opportunity to thank you for the great work that has made 2009 another bright year for HVL.

And in closing, please accept our very Best Wishes from your HVL Board and HVL Staff for the coming Thanksgiving Holiday.

Treasurer's Report: Donna Lask

Income for October exceeded budget by \$1,185 and total expenses for the month were under budget by \$9,437 giving us a net income that beat budget by \$10,622. The expenses for the General department exceeded budget because of the property tax accrual, however all other departments were at or below budget. Year to date our net income exceeds budget by \$45,202 which means we will have paid for the unbudgeted playground equipment out of current funds. Most capital expenditures have been made with the only significant project remaining as the Geo-technical report for Crystal Lake. We had a CD mature and obtained a new CD at 2.25%.

Secretary's Report: Jeff Fuell

Motion to approve the October 22, 2009 POA Board of Directors Meeting Minutes. Motion made by Bill Blantz and seconded by Donna Lask. Motion passed unanimously.

Community Manager's Report: Bruce Keller

Food Drive Challenge: Your HVL POA Staff has a holiday challenge for you. Help us help the North Dearborn Food Pantry restock for the holidays. Chris Brandt has been working hard on this project and has set up some bags for our committees to fill up. She was also kind enough to

make one for each of the board members. Anyone else wanting to join the challenge come see us at the office. If you just want to donate, there will be barrels set up at the Lobby of the Community Center. There are fliers available to let you know what they will accept. While we are on the subject of the Food Pantry, we have a request to stripe their parking lot. With the permission of the board, I would like to honor that request next week.

Motion to stripe the parking lot of the Food Pantry made by Jeff Fuell and seconded by Bill Blantz. Motion passed unanimously.

I am in receipt of an appreciation letter from American Breast Cancer Foundation. It says, Dear Angie and members of Hidden Valley Lake: On behalf of the American Breast Cancer Foundation, I would like to sincerely thank you for your generous gift of \$1,220! What a great fund raiser. The letter then goes on to explain what the money is spent on. Kudos to Angie Ruberg, and all the other volunteers that staged a zumba-thon for the event. Remember: Next months meeting is on the 17th of December and we will have finger foods and drinks for volunteer appreciation. Also remember that we are getting into snow removal season. Please keep your vehicles off the road if you see snow coming.

COMMITTEE REPORTS

Streets & Drainage Committee Report: John Getzendanner

We will be having our first meeting of the year in January or February and it will be announced. We will also have a road tour in April to determine which roads are in need of paving. I welcome anyone who wishes to attend the meeting. It will be a Tuesday in January or February depending on the weather.

Parks and Recreation Committee Report: George Lortz

The Parks and Recreation Committee understands that the HVL POA Board intends to survey the residents of HVL in January 2010 to determine the community support for a deer culling program should that recommendation be made by the Deer Study Voluntary Task Force.

If a survey of this nature is implemented, the P&R Committee moves “That the wording of the survey is as follows:

The HVL POA has commissioned a task force of volunteers that has been studying for more than a year the deer-related issues in the community. The task force has also consulted with experts from several State Department of Natural Resources (DNRs) and other surrounding communities.

The Task Force expects to submit final recommendations to the HVL POA Board in the first quarter of 2010. One possible recommendation would be a deer herd culling by qualified, licensed hunters in designated hunting areas. The recommendation would also include assurances for the safety of all HVL residents.

If the Task Force does recommend a culling program of this nature, please indicate whether you would support culling of the herd as a deer population management option.

Yes, I would support a deer culling program _____

No, I would not support a deer culling program _____”

Motion to discuss made by Donna Lask and seconded by Jeff Fuell.

Donna Lask proposed the following deer cull survey with very slight changes in wording:

A deer task force has been studying our deer population and the effects on the herd, on the HVL ecosystem, and potential safety issues. After consulting with experts it has become apparent that at certain levels the only remedy to the over population is to cull the herd. Any cull in Hidden Valley Lake will be conducted during the regular Indiana deer hunting season. The hunt will be carefully regulated and the HVL POA will determine which dates hunting will be permitted to ensure the safety of all residents. A set time will also be determined for the same reason. The hunters will have been tested to make sure that they qualify to hunt in Hidden Valley. They will carry permits and be assigned an area to hunt. The hunting will be done in assigned areas with hunting permitted only in areas greater than 10 acres in size and approved by the HVL POA. No areas will be used that will put residents in any danger. All hunters will be required to report the number of deer that they have culled. This will tell us how many have been removed. All deer will be field dressed and removed from Hidden Valley Lake immediately. If hunters so desire, the meat will be donated to feed the needy.

The Task Force expects to submit a final recommendation in the first quarter of 2010. Please indicate below if you would support culling the herd if it is deemed necessary to protect the health and safety of HVL residents and property.

THANKS FOR YOUR PARTICIPATION!

FOR A CULL IN HIDDEN VALLEY LAKE _____

AGAINST A CULL IN HIDDEN VALLEY LAKE_____

Pat Hawkins suggested changing some of the wording. Scott Mitchell said to send it back to Deer Task Force Committee since half of the members are missing. Bob Starks said we wanted to get this in the January bill to avoid additional costs. Bill Blantz asked George Lortz if a special meeting could be held. Julie Hewetson, Deer Task Force Chairperson, stated the DNR people said HVL has 5 times the amount of deer that we can handle. Pat Hawkins will work on the wording changes and it will be sent via email to the Board for approval.

Judicial Panel Report: Emmy Myers

Jerry Tarantino is appealing his fines for Architectural violations. Bob Starks stated they had a prior meeting with Jerry Tarantino and nothing has changed. There was no reduction.

Request a motion placing Brian S. Goldstein on the Judicial Panel. Motion made by Jeff Fuell and seconded by Bill Blantz. Motion passed unanimously.

Architectural Committee Report: Bill Minnery

The following Performance Bond Returns were read by Bill Minnery.

Lot 2061	Jason Hoffman	1388 Brabamhurst Dr.	\$500.00
Lot 2144	Michael Lane	1641 Sandamont Dr.	\$2,000.00

Motion to approve the Performance Bond Returns by Jeff Fuell and seconded by Bill Blantz. Motion passed unanimously.

Civic Club Committee Report: Robin Harrison

No report.

Lakes Committee Report: Dave Patterson

Fish and Game questioned lowering of the lake for four months and how many applications for docks are received. Dave stated that dock and seawall maintenance are not covered under applications, so no way to know. As such, we cannot change the date the sluice gate is opened.

Lake statistics will resume in spring. Interim fish study will take place next fall with regularly scheduled study in 2012.

We need to set a width limit for boats that can be trailered on public highways without special permits. Also need to be aware of boat widths applying for boat slips so that we don't put two of the wider boats together in one pair of slips.

Request a motion to increase dock rentals. Motion to discuss by Jeff Fuell and seconded by Donna Lask.

Dave Ryberg Lot 1342 asked the rationale of the rate increase. Why not do it incrementally over the next 3 or 4 years. Why talk of fencing the beach and not docks that have thousands of dollars worth of equipment in value? Jim Ulrick Lot 1304 thinks that the added costs should be prorated for the entire community. A lengthy discussion continued between Dave Patterson, Dave Ryberg, Bill Roth, Luann Roberts and Jim Ulrick.

Motion to increase dock rentals made by Jeff Fuell and seconded by Donna Lask. Motion passed unanimously.

Request a motion to change boat registration fees. Motion fails.

Request a motion placing Jill King on the Lakes Committee. Motion made by Bill Blantz and seconded by Jeff Fuell. Motion passed unanimously.

Bruce Keller requested and was given permission to develop and send out an RFP for developing a dredging plan for the main lake and the small lakes. The RFP would just be for the development of a plan and would not involve much expenditure of funds. Bruce has obtained a copy of Sediment Removal Plan for Lake Waubee of Kosciusko County, Indiana with the help of Steve Wirth.

Bid opening for Crystal Lake Geotechnical study. The four sealed bids were opened and read by John Reiniger chair for the Finance Committee and are as follows:

ATC Associates, Inc.	\$8,929
Thelen Associates	\$9,444
Alt & Witzig Engineering, Inc.	\$9,450
H. C. Nutting	\$13,900

Bruce will bring the bids to the Lakes Committee.

Kathy Wirth Lot 474 asked what this is about. Bruce said they drill holes in the dam to determine what it is made of and if able to hold back a lake. This is not an inspection but required because of repairs. Bill Blantz said that the State is looking at all lakes and damns. Bruce said we are considered a Blue Ribbon community because we are conscientious about our lakes and damns.

Finance Committee Report: John Reiniger

Motion to set fees and assessments for 2010 at the 2009 rates. Motion made by Jeff Fuell and seconded by Bill Blantz. Motion passed unanimously.

Motion to approve the October 2009 Financial Reports. Motion made by Bill Blantz and seconded by Jeff Fuell. Motion passed unanimously.

Motion to approve the 2010 operating budget. Motion made by Donna Lask and seconded by Jeff Fuell. Motion passed unanimously.

Safety, Security & Elections Committee Report: Larry Rohling

No report.

Political Action/Future Planning Committee Report: Scott Mitchell

No report.

Old Business: None

New Business: Donna Lask

Possible no feed rule.

Motion to discuss by Donna Lask and seconded by Jeff Fuell.

It has been determined that an increasing population of deer within HVL poses a threat to public safety by increasing deer-vehicle collisions, deer attacks on residents, pedestrians and visitors, and the transmission of diseases to humans from deer, poses a threat to native plant and animal life by excessive foraging which disturbs natural ecological balances; and poses a threat to the quality of life by deer-related damage. Also our State DNR officials recommend a NO FEED RULE and enforcement be established.

1. FEEDING PROHIBITED

[A] No person shall knowingly, purposely or intentionally feed deer, cause deer to be fed or provide food to deer in HVL on any property, public or private. This prohibition includes, but is not limited to, disbursement of food on the ground, at a feeding station, in a feeding device, or in a container of any form, providing a salt or mineral lick/block, or any other means which serves to provide feed to any deer in HVL.

[B] A person shall be deemed to have knowingly, purposely or intentionally fed deer, caused deer to be fed, or provided food to deer if the person places, or allows to be placed, wheat, pelleted livestock food, corn in any form, fruit, vegetables, hay or alfalfa, human food scraps, any form of wildlife feed, birdseed or livestock feed, or any other edible matter that deer will consume on the ground or within the reach of deer. This prohibition shall not include live vegetation such as ornamental landscaping, flowers, trees, vines, vegetable gardens, edible matter located either in an enclosed building or stored in a securely sealed package, or

unmodified commercially purchased bird feeder or their equivalent when placed out of the reach of deer.

2. REMOVAL OF FEED

Any person, upon written notification by HVL personnel violating this rule shall immediately and permanently remove feed and feeding devices utilized to feed deer, and discontinue the activity for which the notification was given.

PENALTY

Fines to be determined by HVL POA BOARD and Judicial Committee.

After brief discussion motion for first reading made by Donna Lask and seconded by Jeff Fuell.

Motion to adjourn by Donna Lask and seconded by Bill Blantz. Motion passed unanimously.

Adjournment: 8:21

Minutes Prepared by Gloria Weber