



MINUTES
REGULAR SESSION MEETING
OF
THE BOARD OF DIRECTORS
CANYON LAKE PROPERTY OWNERS ASSOCIATION
TUESDAY, NOVEMBER 2, 2010 – 7:00PM
CLPOA TOWNE CENTER BOARD ROOM

President Newsom called the meeting to order at 7:00 PM. Directors present were Chenette, Gordon, Johnston and Newsom. Director Salazar was attending the meeting via telephone. Quorum was met. Also present were General Manager David Rudat, Assistant General Manager Jovan Grogan, Interim Controller Reid Griffin, Operations Manager Paul Johnson and Compliance Manager, Kathryn Rich. Also present was Corporate Counsel Pete Racobs.

Pledge of Allegiance was led by Director Chenette.

The Board held an Executive Session Board meeting on November 2, 2010 at 1:30 PM at which litigation, member discipline, third party contract formation and personnel matters were discussed. The Board instructed legal counsel on certain litigation and assessment related matters, and received and considered legal advice on litigation and potential litigation issues. The Board determined a member appeal seeking a fine reduction for a failure to landscape violation. The Board also acted on 8 assessment delinquency payment plan proposals and / or assessment delinquency compromise proposals. The Board gave the General Managers the authority to determine whether to approve early termination of member's annual golf agreement.

SPECIAL PRESENTATION AND CEREMONIALS – Mark Norton, with LESJWA presented a power point presentation regarding the lake.

APPROVAL OF MINUTES

A. Regular Session – October 5, 2010

MSC (Chenette / Johnston) Moved that the Board of Directors approve the minutes as submitted. Motion carried unanimously.

OFFICERS REPORTS

- A. PRESIDENT REPORT – Chuck Newsom
- B. VICE PRESIDENT REPORT – David Johnston
- C. TREASURER REPORT – Michelle Gordon
- D. SECRETARY REPORT – Paul Chenette

E. DIRECTOR – Steve Salazar

ELECTED OFFICIALS COMMUNICATION

Nancy Horton – Mayor of Canyon Lake – Veteran’s Day Celebration

ORAL COMMUNICATIONS FROM THE MEMBERS –

Larry Neigel – 14973-018 – Mr. Neigel’s New committee (non-sanctioned)

C.L.E.A.N.

Shirley Beuttas – 3863-001 – Fine Arts Guild sponsored event – Doo Waah Riders on 11-13-10.

STAFF REPORTS:

GENERAL MANAGER – DAVID RUDAT

ASSISTANT GENERAL MANAGER – JOVAN GROGAN

Action to be considered – Approval / Rejection – Committee Appointment – Technology Committee. MSC (Johnston / Chenette) moved that the Board of Directors appoint member Thomson “Tad” Barclay to the Technology Committee effective immediately. Motion carried unanimously.

Action to be considered – Approval / Rejection – Committee Appointment – Legal RFP Review Committee. MSC (Chenette / Gordon) moved that the Board of Directors appoint member Melvin Jensen to the Legal Proposal Review Committee effective immediately. Motion carried unanimously.

Action to be considered – Approval / Rejection – Committee Appointments– Finance Committee. MSC (Chenette / Gordon) moved that the Board of Directors appoint members Jack Wamsley and Richard Pisapia to the Finance Committee effective immediately. Motion carried unanimously.

Action to be considered – Approval / Rejection – Upgrades of Corporate Servers – Technology Committee Chair Richard Moline presented information. MSC (Johnston / Salazar) moved that the Board of Directors authorize the General Manager to purchase new Active Directory, SQL, Exchange and Terminal Servers, related licenses and other components, in an amount not to exceed \$32,707. The funding shall be split between the Repair and Replacement Reserve and the Community Facilities Fund, with \$27,707 drawn from the Repair and Replacement Reserve and \$5,000 drawn from the Community Facilities Fund. Motion carried unanimously.

Larry Neigel – 14973-018 – Questioned why there was not an RFP

Action to be considered – Approval / Rejection – Replacement of new Point of Sale System – Micros. **Technology Committee Chair Richard Moline presented information. MSC (Johnston / Salazar) moved that the Board of Directors authorize the General Manager to enter into a contract with Micros Systems for the purchase of a new Point of Sale System and related components, in an amount not to exceed \$62,763. The funding shall be split between the Repair and Replacement Reserve and the Community Facilities Fund, with \$35,000 drawn from the Repair and Replacement Reserve, and \$27,763 drawn from the Community Facilities Fund. Motion carried unanimously.**

Action to be considered – Approval / Rejection – Purchase of software (part of POS system) for Country Club & Lodge – ChefTec. **Technology Committee Chair Richard Moline presented information. MSC (Chenette / Johnston) moved that the Board of Directors authorize the General Manager to enter into a contract with Culinary Software Solutions for the purchase of their ChefTec software and related components, in an amount not to exceed \$12,294. The funds for which will be drawn from the Community Facilities Fund. Motion carried unanimously.**

Jack Wamsley – 3831-040 – Questioned the Companies stability

Action to be considered – Approval / Rejection – Purchase of upgrade software for current phone system. **Technology Committee Chair Richard Moline presented information. MSC (Johnston / Chenette) moved that the Board of Directors authorize the General Manager to purchase new servers, software and related components for the current Cisco phone system, in an amount not to exceed \$45,166. The funding shall be drawn from the Repair and Replacement Reserve. Motion carried unanimously.**

Action to be considered – Approval / Rejection – RFP – Inspector of Election – May 2011 **MSC (Salazar / Johnston) moved that the Board of Directors authorize the General Manager to develop and distribute an RFP and make a recommendation for the selection of an Inspector of Election for the 2011 election, and future years, if possible. Motion carried unanimously.**

Larry Neigel – 14973-018 – Questioned the timing of this being done.

Action to be considered – Approval / Rejection – RFP – Mandatory Reserve Study. **MSC (Salazar / Gordon) moved that the Board of Directors authorize the General Manager to develop and distribute an RFP for an experienced vendor to complete the mandatory Reserve Study to comply with Civil Code 1365.5(e). Motion carried unanimously.**

Action to be considered – Approval / Rejection – Authorization to renew / purchase Worker's Compensation Insurance. **MSC (Chenette / Gordon) moved that the Board of Directors authorize the General Manager the discretion and authority to acquire and bind the CLPOA for Worker's Compensation Insurance Coverage for the calendar year 2011. Motion carried unanimously.**

Action to be considered – Approval / Rejection – Technology Committee Request – Site visit to VMS Headquarters. **MSC (Johnston / Chenette) moved that the Board of Directors authorize the General Manager to expend funds for mileage reimbursement, lodging, and other business travel expenses to facilitate a one-day visit by the Technology Committee and 2 POA staff members to the Team Soft Solutions headquarters in Las Vegas, Nevada in a an amount not to exceed \$1,500. The funds for which will be drawn from the Community Facilities Fund. Motion carried unanimously.**

Action to be considered – Approval / Rejection – Amnesty Policy Revisions. **MSC (Johnston / Chenette) moved that the Board of Directors approve the publication of the Amnesty Fine Program as proposed and amended by the Board for a second 30 day reading, and then a second approval vote of the Board at the next scheduled open Board meeting. 3 yes, 2 no, with Directors Salazar and Gordon voting no. Motion carried.**

Bob Kline – 3716-317 – General Questions
Jack Wamsley – 3831-040 – General Questions

Action to be considered – Approval / Rejection – Change to January Board Meeting Date **MSC (Johnston / Gordon) moved that the Board of Directors change the date of the regular Board Meeting for January 2011 to January 11, 2011.**

Action to be considered – Approval / Rejection – Club Car Contract – Future Replacement of Carts. **MSC (Chenette / Johnston) moved that the Board of Directors authorize the General Manager to facilitate a transaction with Club Car and Mr. Dave Lindeman, and facilitate the replacement of some of the existing POA carts with used carts or use the credit at Club Car to purchase new carts for POA operations. The funding shall be drawn from the Repair and Replacement Reserve in an amount not to exceed \$40,000. Motion carried unanimously.**

Larry Neigel – 14973-018 – Questioned what the POA will purchase.

Action to be considered – 30 Day Reading – Rule Change – Section XVI – C – Hours of Operation – Golf Professional to set hours with General Manager approval. **Consensus of the Board to advertise this change in the Friday Flyer for a 30 day reading and review in January 2011 Board meeting.**

HUMAN RESOURCES MANAGER – BONNIE JENSEN

Board Action Item - There were none.

OPERATION'S MANAGER – PAUL D. JOHNSON, CMCA, AMS

Action to be considered - Approval / Rejection – 2011 Men's & Women's Club Golf Tournament Calendar. MSC (Johnston / Gordon) moved that the Board of Directors approve the Tournament Schedule for the Men's & Women's Golf Clubs. Motion carried unanimously.

INTERIM -CHIEF FINANCIAL OFFICER – Reid Griffin

Action to be considered – Approval / Rejection – Liens for the Month MSC (Gordon) Moved that the Board of Directors authorize Corporate Counsel, and/or the appropriate personnel to record the liens against the attached Assessor Parcel Numbers in accordance with Civil Code 1367.1 in order to secure the debt owed to the Association. 4 in favor; Director Johnston abstained, having left the meeting during discussion of this item. Motion carried.

	APN NUMBER		APN NUMBER
1	355-413-002	33	355-055-002
2	355-212-027	34	355-055-001
3	355-222-028	35	355-091-010
4	355-263-029	36	355-401-008
5	355-272-015	37	355-391-023
6	353-162-010	38	355-392-006
7	353-171-006	39	351-181-003
8	353-111-002	40	351-131-019
9	353-132-033	41	351-161-010
10	353-231-070	42	351-171-038
11	354-083-008	43	351-152-009
12	354-091-001	44	351-133-011
13	353-181-010	45	354-220-015
14	353-182-006	46	354-220-012

15	353-222-011	47	354-212-002
16	353-203-001	48	353-060-022
17	354-161-002	49	353-060-014
18	355-141-003	50	353-022-022
19	353-103-004	51	353-021-002
20	355-142-025	52	353-021-005
21	355-144-007	53	353-075-010
22	355-144-001	54	353-151-002
23	355-132-017	55	353-082-026
24	354-062-024	56	353-074-008
25	355-103-037	57	353-245-007
26	355-044-003	58	353-270-023
27	355-102-015	59	355-281-010
28	355-036-005	60	354-112-003
29	354-131-007	61	355-300-022
30	354-073-014	62	355-301-003
31	354-163-005	63	355-113-010
32	354-152-007		

Lien Foreclosure Actions Authorized by Unanimous Board Vote in earlier executive session on November 2, 2010.

355-403-006-4
353-182-010
353-152-010
355-201-001-5
355-222-040-5
355-231-014-0
355-392-010-4
355-283-004-2
351-144-018-7
355-184-006

HOSPITALITY AND ACTIVITIES – JOVAN GROGAN, ACTING MANAGER – **No report.**

COMPLIANCE MANAGER – KATHRYN RICH

Action to be considered – Approval / Rejection – Quagga Mussel Extension / Renewal of Contract. **MSC (Chenette / Salazar) moved that the Board of Directors authorize the General Manager to enter into an agreement with Allied Barton in an amount not to exceed \$40,000 for continued Quagga Mussel Inspections during the period of November 2010 through April 2011. Further moved that the funding shall be drawn from the Repair and Replacement Reserve. Motion carried unanimously.**

Larry Neigel – 14973-018 – Objection to the POA paying for this service instead of EVMWD.

Meeting Recessed at 9:25 PM

Director Gordon left the meeting due to illness and was absent during ACC Appeals.

Meeting reconvened at 9:33 PM

ACC BOARD APPEALS –

Member Peter Stanyon – 3720-019 – 22623 Cascade - Removal of trees in the Community Setback.

Member requested a postponement to the January 2011 Board Meeting.

Member Shaker Fakhoury – 3868-069 – 30369 Longhorn Dr -Denial of an oversized patio cover in the rear yard of the property.

Planning and Compliance Manager, Kathryn Rich Reported. ACC Chairperson Ernie Mason also reported. Member Fakhoury was present and addressed the Board. MSC (Salazar / Johnston) moved that the Board of Directors reject member Fakhoury's request for the oversized, metal roofed patio cover in the rear yard of the property. Motion carried unanimously.

Member Robert Skolburg – 3868-221 – 22322 Whirlaway - Appealing ACC condition of approval that the dock ramp be "more permanent".

Planning and Compliance Manager, Kathryn Rich Reported. ACC Chairperson Ernie Mason also reported. Member Skolburg was present and addressed the Board. MSC (Johnston / Chenette) moved that the Board of Directors approve member

Skolburg's request to allow the dock to remain attached to the land as it currently is now, based on the understanding that Member Skolburg is responsible for keeping the dock safely attached to the shore Motion carried unanimously.

Member England – 3846-130 – 30345 Skippers Way –Bamboo fencing to screen their pool equipment and propane tank.

Planning and Compliance Manager, Kathryn Rich Reported. ACC Chairperson Ernie Mason also reported. Member England was present and addressed the Board. MSC (Chenette / Johnston) moved that the Board of Directors approve member England's bamboo fencing to screen their pool equipment and propane tank. Motion carried unanimously.

Member Cortes – 3868-021 – 21963 Strawberry Ln – Dock with an eight foot header in a cove.

Planning and Compliance Manager, Kathryn Rich Reported. ACC Chairperson Ernie Mason also reported. Member Cortes was present and addressed the Board. MSC (Chenette / Johnston) moved that the Board of Directors approve member Cortes's request for an eight foot header on his dock, as currently drawn in the member's plans, with 90 days for member to restore dock to "new" condition. Motion carried unanimously.

CLOSING COMMENTS – There were none.

ADJOURNMENT – 10:32 PM

Respectfully Submitted,

Paul Chenette, Secretary