

DCLI Board Meeting - November 29, 2014 held at Boulder Creek Pizzeria

Board Members Present: Victor Smith, Joy Mundy, Ed Abner, Tom Bird, Gary Fitch, Greg Haagenson, Ann Schwarzmman (all present).

Also present: John Miller, Gordon Stewart , Janet Laidlaw.

1. Completing member-in-good standing: Gary to pay in full by end of year. Ed made cash payment of \$100. Greg made cash payment of \$150 for himself and Ann.
2. Collect Proxies from Greg for inclusion in secretary's files: Richard Argyle, William Prouty, Andres Marin, and Daniel Tees . Given to secretary for filing.
3. Call to order: 11:17 am
4. Minutes from General Meeting (Joy on behalf of Manuela). Not all board members received the minutes beforehand. Minutes quickly scanned by Ann and Gary at the meeting; Greg declined the offer. Victor made motion to accept minutes with minor corrections (spelling of Greg and Ann's last names incorrect). Joy seconded motion. Motion passed.
5. Road Manager's Report (Greg)
 - Greg brought up to date on this morning's work along paved part of Deer Creek past Rons Road , including tractor work and ditching (restrained due to rain).
 - Jack's Road and Hartman Road have champions for road work needed for specific road. Greg is working to set up the same type of system with other roads in system.
 - For all tractor work, Greg will be with operator at all times. Steve (unknown last name) is working on it. Greg to email out to board vitals for Steve.
 - Culverts - some blocked, couple crushed; downspouts need to be addressed.
 - No idea where we stand on pavement bid; the company won't give out info. Too wet to work on now anyway.
 - Jacks Road needs work . As a side note: Due to work done by Johnny Jackson; he may be willing to donate rock. Greg to contact Jackson either way. Jackson also requested a tree in the road be cut by the road association; board declined.
 - Joy made motion to accept road manager's report. Ed seconded. Motion passed.
6. Secretary's Report (Ann)
 - No previous board meeting minutes provided.
 - Ann to go through paperwork provided by Manuela, then meet with her with any questions.
 - Board meeting minutes will continue to get posted to website.
 - Joy made motion to accept secretary's report. Ed seconded. Motion passed.
7. Treasurer's Report (Joy)

- No new report since the one given at November's general meeting.
- Joy is working on treasurer procedure documentation along with screen shots. Mac is interested in the position, so
- Ann received one P.O. Box key from Joy; Tom has the other one. Procedure: Ann gets checks, logs them, then deposit them.
- Manuela and Amit have signature authority - both need to be removed and Ann added. After the meeting, Joy and Ann will meet Manuela at Liberty Bank to do the necessary paperwork.
- Victor moved to accept treasurer's report. Greg seconded. Motion passed.

8. Changing (or not) the Lien Policy

- Gordon described how his part of the road is maintained by the owners; they pay Deer Creek fees, but they are solely responsible for the work done on their road system. When there is an issue on their road, they collect monies as needed with a fair pay-in agreement.
- Greg acknowledged that the above example is a different approach to road maintenance; even though the whole road system cannot be run this way, we can work with owners of each section to help them maintain their portion of the overall road system. He proposed an amnesty program to clear the slate (which included removing all liens, but not necessarily the monies owed). Dues would be "reset" and if not paid after one year, take to small claims court. Greg advocated a "lock-arm volunteer army" philosophy.
- Board discussion for several minutes. How do you explain this unfair plan to the rest of the paying membership? At some point in the past, we offered amnesty; what's to prevent some landowners to wait for amnesty each go-round. Comment that perhaps some land owners have not paid because they have such objection to how the road association is doing its work and would like to see changes first before they pay owed monies. Ann offered to look into liened properties to get an idea of how/what each lien entails - a couple of examples of liened properties for next meeting; evaluation needs to be on a one-by-one basis, both how much is owed, for what, and how it will be paid. Noted that board has tried to avoid placing liens. Not all the board was not comfortable with acting without membership's input and/or knowledge of an eventual proposal for the next general meeting this spring, and we can always call a special meeting if necessary. Board agreed that there would be no new liens put on any property between now and next board meeting, unless property is in escrow. Ongoing discussion for next meeting.

9. Changing (or not) the lien release policy: Deferred till next meeting.

10. Publishing board meeting times and locations to the entire membership.

- Board agreed to monthly board meetings, although due to the holidays, the board agreed the **next board meeting** would be **Saturday Jan 10th, 2015 at 11a.m. at BC Pizzeria.**

11. Grants (CalFire, RCD) (Tom)

- RCD (Resource Conservation District): haven't heard anything regarding two grant requests submitted - one to fix drainage on Rons Road at Deer Creek and the second to fix slide just south of third bridge on Deer Creek.
- Two grants submitted to the state for fire safety programs in the form of creating fire breaks on our road system.
 - First proposal is for a grant amount of \$386,000. This is in partnership with South Skyline Fire-Safe Council (who has done all fire breaks down through Las Cumbres and Kings Creek truck trail), Las Cumbres, and Bear Creek Canyon Road Association. (Fire breaks already done on Kings Creek and south on Sky View to Parnello's property). Grant work would continue on Sky View to south end, Las Cumbres and Skyline on the north end, and Beer Creek Canyon on the southeast side (including Rons Road). We should find out if the proposal has been accepted by end of January; formal plan then needs to be submitted and accepted. Once grant is finalized, each group is responsible for the work in their system. We do not need to provide any money for this work - it's part of the grant. We need volunteers to go to class on how to manage convict crews, if we use them (they are cheap labor , but need oversight). Ed and Greg offered. Target date to do work: sometime starting in Summer 2015. Training class duration is one day; date TBD. We would need more volunteers. Tom to work with Ed and Greg on details of work.
 - Second proposal for \$65,000 to position ten 5,000 gallon water tanks throughout the area: 4 to Skyline/Las Cumbres, 4 on Deer Creek side, and 2 on Bear Creek Canyon side, spread out according to suggestions of Rich Samson and Andy Hubbs (including Deer Creek Heights and halfway up Hartman Creek). Note: Ed offered use of the steel tank on Deer Creek located on his property.

12. Current Status of JMA.

- Victor's comments: Only way he can think of to reconcile the JMAs is to hire a lawyer to figure it out exactly what we have in the JMAs. He cited a couple of examples, but the upshot was that the JMA has been altered numerous times in the ten years that Victor has owned land here and he thinks it would be useful to get a legal opinion
- Tom commented that a lawyer did review it, but there have been some amendments since then, not all of which has been run by an attorney.
- Motion made to approve no more than \$2500 to hire Austin Comstock's firm to go through our documentation and make recommendations. Motion made by Ann and seconded by Joy. Motion passed. Note: Victor to get archives from Arden Pierce. Ann to contact lawyer after getting contact information. After the motion passed, Tom stated he was uncomfortable with using Comstock's office. The board agreed that if we could, we would use another law firm. Ann to get name of lawyer from John Miller.

13. President issue: Victor's proposal: he was willing to help out even though he can't be president (just leave empty) and, when required, to have breaking vote, even though he's not the president. Joy made motion to accept this proposal. Greg seconded. Motion passed.
14. Motion made by Joy to adjourn meeting and seconded by Victor. Meeting adjourned at 12:40p.m.

November 29, 2014
Boulder Creek Pizza
11AM

1. Completing member-in-good standing status for Greg, Ann, Gary, and Ed. (5 Minutes)
2. Collect Proxies from Greg for inclusion in Secretary's files. (10 minutes)
3. Call to order (Victor).
4. Minutes from General Meeting (Joy on behalf of Ann). (10 Minutes)
5. Road Manager's Report (Greg). (10 Minutes)
6. Secretary's Report (Ann). (10 Minutes)
7. Treasurer's Report (Joy). (5 Minutes)
 - + Discussion: Mac as Assistant Treasurer.
8. Changing (or not) the lien policy (Discussion). (10 Minutes)
 - Agree on next steps.
9. Changing (or not) the lien release policy (Discussion). (10 Minutes)
 - Suggestion: 1 signature to release when all payments and fees are paid, 4 signatures to release otherwise.
10. Publishing board meeting times and locations to the entire membership (Discussion). (5 Minutes)
 - I've had a few people tell me they want the opportunity to be present at board meetings.
 - Suggestion: Establish a regular meeting cadence, time, and location.
11. Grants (CalFire, RCD) (Discussion). (10 Minutes)
 - Should we pursue?
 - How much money needs to be set aside?
 - Timing?
12. Current Status of JMA (Discussion). (10 Minutes)
 - There seem to be differences of opinion as to what is actually in the JMA.
 - Do we need an independent legal opinion as to the current state of the JMA?
13. President: Appoint somebody or leave empty? (Discussion) (10 Minutes)
 - JMA is pretty clear and given the situation it seems prudent to do everything "by the book".
14. Call to adjourn.