



LNNLRCD

April 8, 2014 Time: 7:00PM

I. Call to order - Marty called the meeting to order at 7:05PM.

Board Members Present – Marty Portner – V. President
 Tim Spelde – Member at Large

John Harris – Secretary
 Steve Larry – Member at Large

Board Members Absent – Glenn Baldwin - President

II. Pledge of Allegiance

III. Motion to Approve the Agenda – Steve motioned to approve the agenda and John seconded the motion. The board approved the motion unanimously. [04-14-01]

IV. Motion to Approve the 11/20/2013, 1/14/2014 Exec., 2/20/2014 & 3/11/2014 Minutes – Steve motioned to approve the 11/20/2013 minutes and Tim seconded the motion. The board approved the motion unanimously. [04-14-02] John motioned to approve the 1/14/14 executive session minutes and Tim seconded the motion. The board approved the motion unanimously. [04-14-03] Tim motioned to approve the 2/20/14 minutes and John seconded the motion. The board approved the motion with Marty, Tim and John for it and Steve abstaining from the motion. [04-14-04] Tim motioned to approve the 3/11/14 minutes and John seconded the motion. The board approved the motion with Marty, Tim and John for it and Steve abstaining from the motion. [04-14-05]

V. Motion to Approve the Treasurer's Reports – Tim motioned to approve the treasurer's report and John seconded the motion. The board approved the motion unanimously. [04-14-06] Dave Shaw asked about the \$2,000 that the RCD has budgeted for the building and Steve said that it is for cleaning and general maintenance. Dave said that there is a statement on the RCD's website that says that it costs about \$15,000 to maintain but it appears that the RCD only budget's \$2,000 to maintain it. Becky said that budget for the Lake Court Center is dispersed throughout the RCD's budget – you can find it under Grounds – Roof/Parking Lot - \$16,000, Insurance - \$482, LCC: Repairs and Updates-\$2,000, LCC: Supplies - \$1,000, Lawn & Grounds - \$2,000, Snow Removal-\$400, Utilities (Electric/Gas - \$6,000, Garbage - \$500, Water-\$700), etc. Dave said that he doesn't want to see the supplies and the utilities; he just wants to see the costs to maintain the building. Steve said that the cost to heat and cool the building and cleaning and basic supplies are all factored in to the maintenance of the building. Dave said that he would like to see a clearer outline of the LCC expenses in the RCD's budget and Marty said that they could make that improvement to the budget so it will be clearer. Dave said that in the RCD's letter to the community they talk about the \$15,000 annual cost to maintain the building and additional costs for the roads and parking lot that is separate from the building but in the budget, the only thing that the RCD has listed for maintaining the building is the \$2,000 for Repairs and Updates and \$1,500 for Supplies and so Dave is questioning how the RCD is budgeting their money. Marty said that when they initially met with the POA to negotiate a cost sharing program; Dave interrupted, stating that he doesn't want a background on the negotiations and Marty said then they are done talking about the budget. Dave said that he wants to understand how the RCD budgets their money. Marty said that that is what he was trying to tell him, he added that when they went into negotiations with the POA, they gave the POA a detailed spreadsheet of 5 years of cost information on maintaining the LCC and he can make that available to Dave so that he understands where the money is going. Steve said that they have the yearend financial reports on the website going back at least 5 years that detail every cent that they spend. Dave said that when he reads the budget, he doesn't see where all of the expenses related to the LCC are shown and he is concerned that the RCD is under budgeting for those expenses. Marty said that they are budgeting for the expenses appropriately and can give Dave any information that he needs at a later time; however, they have much business to attend to tonight and a limited time to discuss it so they must move on.

VI. Director Reports

A. Marty Portner – No Report

B. John Harris – No Report

C. Tim Spelde – IDNR Report – The DNR sent the results of the lake survey done last year – they collected 592 fish which consisted of:

Large Mouth Bass - Excellent large-mouth bass population

Blue gills - smaller (6-7 inches), which is common in lakes with shad, crappie, and sunfish as they are competing for the same food.

Walleye (10"-23") - the DNR said that ours is one of the best walleye lakes in this district.

Muskie – the DNR doesn't recommend them stocking muskie and the RCD hasn't been stocking many of those lately anyway as they are expensive to stock and tend to go over the dam.

Channel catfish – in good shape.

Crappie – 66 8"-10" collected.

Small mouth bass - 5 16" collected

Carp – there has been a reduction in carp – in past years they have collected 68 and 87 carp, respectively, and in this past year they only collected 26.

Hybrid striped bass – stocked a few years ago – they are doing well.

Per the IDNR's previous recommendations, the RCD sunk brush piles to use as structure – they are delineated on a GPS map so that they can find them when they need to dredge in the future. The DNR stated that the RCD has done an excellent job of maintaining a quality sports fishery of the lake and that they should continue the stocking program as they have done in the past.

Carp Removal – Tim spoke with the commercial fisherman and has scheduled to have him fish for carp in the fall as the spring is usually their busier time. Tim also contacted Matt "Catfish" Jones about coming out to fish for shad in the next week or so – the last time he removed about 10,000 shad from the lake. Tim did not see many game fish killed off this winter. Tim spoke with Joe Rush and they are going to target the third week of May for the first carp removal – last year they removed about 1,000 pounds. They removed a tree that had fallen at the dam area and they took a layer of boards off of the dam in a proactive approach to counteract the spring rains to lessen property damage to docks and they will be putting them back up at the end of April. Nachusa burned their property that borders the RCD property across the creek. Marty said that he spoke with Bill Kleiman and they are going to need to renew the agreement with Nachusa – Marty will direct Becky to do that.

Lake Depth Survey – When Tom Clarey gets back, he and Tim will take depth readings at Schings Park and other areas and get those readings to an engineer so that they can formulate a dredging plan for 2015.

Campground Trail – They may look into continuing the campground trail that Michael Stocksdales headed up a couple years ago. There are two trails, one on either side of the creek that they could potentially connect.

Flagg Rd Silt Basin Clean Out, Rip-Rap – Tim will have the contractor dredge the Flagg Rd. Silt Basin again this year and if some inexpensive rock or concrete becomes available, he'd like to finish rip-rapping that stream.

RCD Property Maintenance – Tim passed out a list to the board of items on RCD properties that need to be addressed – potholes on the dam road need to be filled, wood from the tree that was at the dam needs to be stacked, the North Beach and the boat rack area at the dam needs to be cleaned up, and the signage needs to be maintained. Marty suggested that they could take felled trees that are on RCD properties and take them to the campground where they can split them with the log splitter that he has and leave the logs to season there so that the campers can have firewood.

- D. Steve Larry – Upper Babbling Brook Phase I** – They are in the final stages of phase I of the Upper Babbling Brook Stabilization and will be done in about a week or so; it has been delayed due to rain and the roads getting posted. They will be opening the Phase II bids tonight with that to be completed by August of this year. Tim asked how the shoreline work that they already did is holding up under the recent rain and Steve said that there was no damage to the areas that they have done so far, even the ones that haven't been rippapped yet. They are going to need to put in about 60 feet of more riprap rock on the headland part of the meander but can take it from the lower end so there won't be an increase in the cost of the project so they are still on budget.

VII. New Business

- A. Open / Record Upper Babbling Brook Phase II Contractor Bids** – Marty opened the sealed bids and read them aloud (see attachment 1).
- B. Motion to Pass Resolution 01-2014, Prep. Of Tentative FY2014-2015 Budget and Appropriation Ordinance (see attachment 2)**– Steve motioned to pass resolution # 01-2014, directing the treasurer to prepare the tentative FY2014-2015 budget and appropriation and John seconded the motion. The board approved the motion unanimously by roll-call vote. [04-14-07]
- C. ULLPOA/RCD Cost Sharing Program** – Steve said that the RCD board asked him to take over the discussion of the ULLPOA/RCD cost sharing program on behalf of the RCD when he got back March 18. Since that time, he has made sure to communicate on the topic as much as he could (which was at least

every other day) with Mike Robinson, President of the POA. He gave Mike all of the information that he had on it. Steve read aloud an e-mail that he sent to Mike Robinson:

"I think that the POA struggles with its role in the community. Their's should be to look out for the community as a whole in terms of how it meets the needs of all of the property owners, preserving and improving the culture of the community while maintaining its integrity as a place to live and enjoy. Our POA dues should be used for that purpose, it's not all just about roads and the appearance of parks, etc. it's about also promoting the common interest and unity. While not the main purpose, this improves the overall value of the community to other and to folks who are looking for a beautiful and welcoming place to live. We, the RCD are partner to that in that we have responsibility of the lake and watershed. This adds to promoting the common interest and desirability of the community. Finally, the LLUD plays a similar role, which is to provide for the infrastructure of the community for the same outcome. All three organizations have a specific but interconnected role. The POA just needs to see that and understand that the LCC is directly connected to why they exist since it does act as a center for all community activities in that they, the POA board have a responsibility to support it for that common good. It's not the RCD Center; it's the Lake Court Community Center."

Steve said that if you take to heart that it is the community's center – the center of the community's activities (for example the Easter Egg Hunt to be held this month), the issue is that it belongs to the community. In talking to people like Jerry Sellers, Frank Durkin, and Dave Shaw, if you go back to the mid 1980's, when the quick-claim deed was issued to the RCD, Steve believes that there were some wise folks in the community back then that got together and said, as a government body, you, the RCD would not be taxed on property or sales taxes related to this building and that they could put up a pretty nice community center that they wouldn't have to pay those extra taxes on the building that they would have to pay if it was owned by the POA. If he'd have been there at that time, he would have done the same thing because, even looking at it conservatively, over 28 years, if property taxes on the building were \$4,000, that is a savings of \$112,000 extra money that the POA would have had to pay on behalf of the community toward the center. Steve understands that the center was built from funds supplied by both POAs at the time. Back then, the founding fathers said we have to take responsibility to build this but we'll save money by not paying sales or ongoing property taxes on it. So the RCD accepted the building on a quick-claim deed as a part of this deal. If he was there on behalf of the RCD, he probably would have done the same thing. Over the years, taking care of the building got lost in the RCD network and they started solely budgeting to take care of it as you would your house so that it wouldn't fall apart. If you take a conservative figure of \$6,000-8,000 a year to maintain the building over the past 28 years, you come to the figure of at least \$168,000-\$224,000 that the RCD taxpayers have spent to maintain this building. When the River Conservancy District was founded, their mission was to take care of the lake and watershed that surrounds it. It did not include building and caring for a community center. In 2005, the RCD board began to realize (perhaps to change – to focus more on the lake - Steve said he can't speak for them as he wasn't a member at the time). Records indicate that there was a discussion and a struggle going on how they collect additional revenue to take care of the building and put the money that is charged to the taxpayers to use for the proper purpose and to negate some of the costs of the building. At that time they found the statute (that said that they have to charge fees to cover the cost of maintaining the building). Even if the statute wasn't there, the current board would still be having the same discussion. When this board sat down and started thinking about their next budgeting year coming up and understanding the difficulties they had like the big leak that Shawn Parish repaired on the roof last year over the men's room, they realized that there was going to be some big expenses coming up to care for the building. The board researched if it would be appropriate to ask the POA to help pay for the cost of maintaining the building. Becky recalled that in 2005 the board had discussed this very thing – there is a statute in place that the board at the time obtained a legal opinion from their attorney, Phil Nye. Steve called the states attorney in Ogle County to get his opinion on the statute and they stated that they leave the legal opinions up to the individual government bodies out there, such as the RCD, to their own legal attorneys as they don't have an opinion on it. Steve told the state's attorney that the only opinion that they have on it was from Phil Nye and he said "Oh, Phil Nye, he's a well-respected attorney in Ogle County, whatever Phil Nye said you can take that to the bank". Back in 2005, the struggle that the RCD board had at the time when they attempted to do what the RCD board is going to do today, for whatever set of reasons, they decided not to charge the POA – they did raise the rates of the private rentals, but they found that the hourly rates of private parties that they instituted were so high that private rentals decreased to the point that they didn't make much more over the previous year so they dropped it down. Steve said that he is not saying that the RCD board back then didn't make a decision based on what they knew then and how they wanted to operate – not (saying it's) right or wrong – that is for them to decide – but this board would not pretend to ignore state statute, just like the POA puts out their rules and regulations and as a community member we have to abide by them. Steve said that since

March 18th he has been working with Mike and the POA board to give them all of the information that they would need and gave them 3 cost sharing options that he developed for them to review before their executive meeting that they had on Saturday. Some may say that the RCD wants the POA to pay for everything but that is not so, rather, it is a cost sharing, not a rental, program because this is a community center that is used primarily by the community. The only usage that the RCD gets out of it is meeting once a month and utilizing the library as an office, otherwise, it has no real purpose for the RCD. When Steve gave the POA the 3 options to look over, he also made himself available by phone during their meeting time and welcomed them to call him if they had any questions of him but they didn't contact him. Afterward, Mike Robinson told him that he couldn't talk to Steve about what the POA board said about the cost-sharing proposals in their executive session. Steve felt that it was a key issue to the community and Mike also stated that it was as key an issue as unification was to him and Steve said that he would never tell anything outside of what he spoke to Mike about. Mike can verify that they had this conversation and Steve believes that he feels that way about it and Steve hopes that the other POA board members feel that same way that he and Mike feel about it.

Proposal One: 50/50 cost sharing program with a \$6,000 cap option on it. That one involved the POA and RCD sharing the cost of maintenance the building, split 50/50, which would cover ALL community organizations and events that use the facility, i.e., Easter Egg Dash, Clean Up Day, Senior Focus, POA meetings. There would be a \$6,000 cap on expenses related to the day to day operation of the building, with all other capital improvements on the building such as a new roof, improving the parking lot, etc. would be shared equally between the RCD and the POA.

Proposal Two: POA charged an hourly usage rate option of \$25 an hour for all community organizations utilizing the LCC including, but not limited to, Senior Focus, The Card Club, Bunco, Art Group, and all POA meetings and events. Capital improvements would be split 50/50 between the RCD and the POA.

Proposal Three: Lease option – the POA would lease the building from the RCD for 10 years for \$1 a year, paying for all of the day to day expenses and equally cost sharing the capital improvement costs with the RCD. The only feedback that Steve has heard from the POA is that they asked Steve to let them know what the RCD decides to do at the meeting tonight. Each of the other proposals would be available to the RCD in 1 year if they wanted to switch.

VIII. Guest Comments – Carol Brown asked how the RCD expects to pay for this since they don't have it in their budget. Steve said that he is not a member of the POA board so he can't answer how they should come up with the money, whether they should move the budgeted money around or raise dues.

Don Finn – Don said that if he had to vote on an item he would vote for #1. Each of the proposals discussing splitting the capital improvement costs in half to share and Don asked if there was any discussion as to what the capital improvement cost would be, would the POA have a say in what improvements were authorized and would that even be legal. Steve said that the RCD would discuss what capital improvements would be necessary before the POA's budget was set up.

Charlie Moore – Charlie said that he agrees with Don that he would choose option 1 but just from talking to people in the neighborhood about this idea and they don't want anything to do with it and they can't believe that the RCD is trying to do it. Charlie agrees with them and said that if the RCD can't run their own business, how they expect the POA to run it or help them out.

Mike Huber – Mike asked if the statement that Steve had made about the POA having a meeting about the LCC Cost Sharing but that Mike Robinson not able to divulge what was said at the meeting was referring to an executive session and one of the POA members said yes. Also, any expenditure over \$500 must be approved at an open board meeting. So he felt that it was unfair for Steve to state that he hadn't heard anything from them. Mike also asked if the legal opinion that Phil Nye gave stated that the RCD has to collect money to cover all costs and Steve said no.

Dave Stewart – Dave said that the RCD hasn't taken care of the LCC like they should and now they are asking the POA for help.

Sue Hill – Security been trying to get people to get their decals on their stickers in time for the summer season.

Barb Wiese – When a few of the POA and RCD members got together to discuss what it costs to maintain the building, the POA took the RCD's word that it costs \$15,000 to maintain this building. Last week she had asked the RCD for a copy of their latest 5 years of financial reports and what she saw on it was disturbing to her. They collected almost \$1,000,000 in tax money over the past 5 years and a few things stood out: they used to have a parking lot line item and then that was taken off and she feels that they should have a line item for all of their expected expenses. They had budgeted a lot of money for professional expenses but didn't spend it, and the money budgeted for fish was more than what was shown budgeted for the center (which was \$3,750). Now they want capital expenses from them.

Barb said she doesn't know the best way to get the money for it – they have property owners and even homeowners that don't use the building rather 60 houses out of the 350 houses here that use it so she thinks that a referendum would be a better way to get the money.

Mary Anne Bortman – Regarding the letter that the RCD sent out she wondered if it was part of a plan and Marty said that when the RCD had discussed this a few months ago it was decided that Glenn would present a proposal to the POA for them to vote on and it was assumed that it could have been resolved with a few meetings such as what took place between the POA and RCD but it didn't happen as quickly as they had expected. Mary Anne said that the RCD thought about their own budget timeframe but didn't consider the POA's budget when they formulated the plan. She said that it doesn't make any sense that they would be inconsiderate to the POA and only give them 3 or 4 months to come up with paying this and Steve said that the RCD first presented the idea of a cost sharing plan back in the summer of last year and that he trusts that each POA board member does the best that they can to manage the areas that they are in charge of. If those communications weren't passed on to the entire board the RCD can't control that. When Steve took over the negotiations on behalf of the RCD, he was led to believe that he would be a part of the meeting that the POA had and so he waited for them to call him if they had any questions but they did not do so.

- IX. Barb Wiese** – Barb said that when she had talked to Glenn on the bus about the fee that the RCD would charge the POA, she had assumed that it would be a one-time deal to help the RCD out, not an annual fee of \$6,000-10,000. Steve said that he didn't think that their communications were that great initially, that is why he started the dialogue between he and Mike Robinson to take back to the POA board. Steve also addressed Barb earlier comment about the budget for the LCC only being \$3,750 that there are other budgeted expenditures related to the building throughout the budget such as the electricity and gas to run the building, which all need to be taken into consideration as costs associated with managing the building.
- X. John Mulholland** – 89% of the property owners surveyed said that they would not be in favor of the POA giving the RCD money for usage of the building and the POA has to listen to what the property owners say.
- XI. Maureen Bronkema** – Maureen asked if they would keep the library and whether they would be charged for usage and Steve said under the 50/50 proposal, there would not be an individual charge for any community usage; under the hourly rate, they would only charge usage for the library when it is open at a different time from the RCD office hours. Steve said that they wouldn't be charged for Wednesday's usage since Becky maintains hours on Wednesday under the hourly rate, only Saturday's usage.
- XII. Jerry Sellers** – Jerry said that he wants to get the record straight because his name has been used more than once in these meetings by Steve Larry and he was the Vice President in 2005 and they were aware that the cost of the building could be defrayed somehow and he found out the charges of other lake communities: If they charge everybody, this is the hourly charge that they would have to have to defray to cover the costs. They are not going to charge two-fold for the use of the building blood drives, library, or senior focus. The charges on the pro-forma statement were implemented for one year, and the number of rentals went down. The revenues went up but it was decided that the revenues did not go up enough to offset the turmoil that the raised rates caused the community. Never was it a consideration to charge the fishing club, library or other social clubs an hourly rate whatsoever and he doesn't want the 2005 board to be any longer to be pointed at as some sort of template for what this board is doing. The 2005 board didn't feel any great hurt about not conforming to the law – they went to the state's attorney at the time and asked what would happen and he asked if they were defraying some of the costs and they said that the pop machine was defraying some of the costs – (don't worry about it.)
- XIII. Dave Shaw** – Dave said that as a property owner and taxpayer he supports maintaining to keep this building open. It has value more than just for the usage of it; it increases the property values of the community. The RCD talked about the responsibility under the law to their mission statement to take care of the lake and watershed – in Dave's opinion that is the fun part of what they do. Also, under the state statute that they are formed under they have the requirement of maintaining the building, campground, beaches, boat slips, etc. that the statute says that have to be taken care of (the not so fun part of the job). Dave recognizes that to take care of the lake takes a lot and he applauds them for it and would ask them to keep doing it but the other part is part of their mission. What is the exact question that was asked of Phil Nye when he gave the opinion and Steve said that Dave would have to ask the board members in 2005 that question. Dave asked the board at a previous meeting if the charges for private rentals were defraying the costs of maintaining the building and Dave said that the board told him yes so he feels that they are in compliance now and that the money that they get meets those requirements. Anything over that are just them wanting more money. Dave asked if that was their statement and Steve said that that is not accurate. Dave asked how and Steve said that what they are defraying with the charges to private entities that are in place are the costs associated with those specific private entities' usages; however, it does not defray the cost for all the other 230 times that the building is open. Dave asked if there was a new legal opinion that the current board had besides the one that they got from Nye in 2005 and

Marty said that there was no other legal opinion sought after other than when Steve spoke with the State's Attorney's Office who stated that you could trust Phil Nye's legal interpretation of the statute. Dave looked back at 6 years worth of budgeted building expenses and would like to see the annual budget and treasurer's report more clearly reflect the expenses that are associated with it. Marty said that they can fix the reporting process to make it easier to see those costs; moreover, they can currently give him any information that he asks for, down to the penny on the expenses associated with the building. Marty added that the POA can validate what they are saying and has that information as well. Barb said that she can give Dave a copy of the cost analysis that the RCD gave the POA. Dave said that he would hope that the RCD would give the POA an extension until the end of the year to start paying the fee so that they can budget for it in their fiscal year, not the RCD's fiscal year. Dave asked if the RCD gets money from the POA to offset the cost of the building would they lower the amount of tax money that they would ask for and Steve said no because, without borrowing any money, they have used the money that they have collected from taxes to do over 1 million in improvements to the lake and watershed that improves the viability of the lake which in turn improves the property values of the community. A few years ago, they had \$40,000 budgeted to improve the parking lot of this center but the board decided against continuing with the project because they had dredging, shoreline stabilization, and other improvements to do and putting in that parking lot would not help the lake one iota – they changed their thought process, realizing that they can't continue to spend taxpayer money on that when they have \$120,000 to spend on fixing things upstream to help the lake out by improving water clarity, which will in turn allow plant life to grow and the fish to thrive. Various informal conversations continued between the audience and board for about five minutes.

XIV. Motion to Adjourn to executive session – Steve motioned to adjourn to executive session at 9:11PM and John seconded the motion. The board approved the motion unanimously. [04-14-08]

XV. Marty reconvened the meeting at 9:47PM

XVI. Steve motioned to accept Martin and Company's bid for \$221,907.24 for phase 2 of the Upper Babbling Brook Project, upon his provision that they have covered all of their requirements in their bid and that he may notify them and the other bidders once that is done and John seconded the motion. The board approved the motion unanimously by roll-call vote. [04-14-09]

XVII. Glenn Baldwin reported in to the meeting by speaker phone to vote by proxy.

Steve motioned to approve the ULLPOA/RCD 50/50 cost sharing program as outlined in attachment 3; with the exception to the capital improvement policy in that the RCD will bear all of the expense of the capital improvement of the impending roof repair, effective January 1, 2015 to facilitate the POA's budget cycle. John seconded the motion. The board approved the motion unanimously with Marty, Steve, John, Tim voting in person and Glenn voting by proxy. [04-14-10] Glenn concluded his phone conversation with the board.

XVIII. Motion to adjourn: Steve motioned to adjourn the meeting at 10:03PM and John seconded the motion. The board approved the motion unanimously by roll-call vote. [04-14-11]

April 8, 2014 Motion List

1. Steve motioned to approve the agenda and John seconded the motion. The board approved the motion unanimously by roll-call vote. [04-14-01]

2. Steve motioned to approve the 11/20/2013 minutes and Tim seconded the motion. The board approved the motion unanimously. [04-14-02]

3. John motioned to approve the 1/14/14 executive session minutes and Tim seconded the motion. The board approved the motion unanimously. [04-14-03]

4. Tim motioned to approve the 2/20/14 minutes and John seconded the motion. The board approved the motion with Marty, Tim and John for it and Steve abstaining from the motion. [04-14-04]

5. Tim motioned to approve the 3/11/14 minutes and John seconded the motion. The board approved the motion with Marty, Tim and John for it and Steve abstaining from the motion. [04-14-05]

6. Tim motioned to approve the treasurer's report and John seconded the motion. The board approved the motion unanimously. [04-14-06]

7. Steve motioned to pass resolution # 01-2014, directing the treasurer to prepare the tentative FY2014-2015 budget and appropriation and John seconded the motion. The board approved the motion unanimously by roll-call vote. [04-14-07]
8. Steve motioned to adjourn to executive session at 9:11PM and John seconded the motion. The board approved the motion unanimously. [04-14-08]
9. Steve motioned to accept Martin and Company's bid for \$221,907.24 for phase 2 of the Upper Babbling Brook Project, upon his provision that they have covered all of their requirements in their bid and that he may notify them and the other bidders once that is done and John seconded the motion. The board approved the motion unanimously by roll-call vote. [04-14-09]
10. Steve motioned to approve the ULLPOA/RCD 50/50 cost sharing program as outlined in attachment 1 effective January 1, 2015 and seconded the motion. The board approved the motion unanimously. [04-14-10]
11. Motion to adjourn: Steve motioned to adjourn the meeting at 10:03PM and John seconded the motion. The board approved the motion unanimously by roll-call vote. [04-14-11]

ATTACHMENT 1

2014 Upper Babbling Brook Stabilization Phase II Bids					
	Fischer Excavating	Martin & Company	Nordman Excavating	O'Brien Civil Works	Winterland Land Improvement
TOTAL BASE BID	\$347,622.58	\$221,907.24	\$505,525.80	\$293,601.40	\$320,633.01
ALTERNATE #1					
EMERGENT/SUBMERGENT WETLAND	\$3,986.52	\$3419.40	\$6,255.00	\$5,004.00	\$1,876.50
BID TOTAL	\$347,622.58	\$221,907.24	\$505,525.80	\$293,601.40	\$320,633.01
W/ ALTERNATE	\$351,609.10	\$225,326.64	\$511,780.80	\$298,605.40	\$322,509.51

ATTACHMENT 2

**RESOLUTION OF THE BOARD OF DIRECTORS OF
THE LOST NATION-NEW LANDING River CONSERVANCY DISTRICT OF ILLINOIS
Resolution 01-2014
Preparation of Tentative FY2014-2015 Budget and Appropriation Ordinance**

WHEREAS, on April 08, 2014, The Lost Nation - New Landing RCD Board Motions to direct Rebecca Breckenfelder, treasurer, to prepare a tentative fiscal year 2014-2015 budget and appropriation ordinance period from May 1, 2014 through April 30, 2015 for presentation at the May 13th, 2014 meeting.

DATED this 8th day of April, 2014.

/s/: Marty Portner
Marty Portner, Vice President

/s/: John Harris
John Harris, Secretary

/s/: Tim Spelde
Tim Spelde, Member at Large

/s/: Steve Larry
Steve Larry, Member at Large

ATTACHMENT 3

RCD Lake Court Community Center

Community Usage Cost Sharing Program Beginning F' 2015

As Applied to the Lost Lake Property Owners Association

Based on IL statute 70ILCS2105/11c, the Lost Nation New Landing River Conservancy District of IL is required by law to charge for the non-governmental use of LCC an amount “which at least defray all fixed, maintenance, and operating expenses” which are incurred during such use. As a result, the RCD has failed in its requirement over its history to properly adhere to this statute and should not request any organization it has not properly charged to “make up” payments that should have been charged prior to the date of implementation noted below. Going forward, it is now imperative upon the RCD to create and implement the following Community Usage Cost Sharing Program.

Each fiscal year, as part of the budgeting process, the RCD Board of Directors will assess the previous year actual vs. budgeted expenses for the maintenance, upkeep, and operating costs of the LCC as well as consider capital improvements outside the normal operating expenses of the building in order to determine rates to be applied for usage in the upcoming fiscal year. These specifically include but are not limited to:

- Utilities (garbage, gas and electric, water and sewer)
- Repairs and Capital Improvements (Lake Court Center)
- Snow Removal
- Parking Lot and Grounds Maintenance and Improvements (excluding docks and shoreline)

Those entities within the community regularly utilizing the LCC on a monthly basis, presently include the RCD and the Lost Lake POA (and all organizations associated or promoted by it for the sole purpose of enjoyment and/or business of the community at large).

The monthly cost sharing to be charged to each entity will be based on the following percentages (which are currently based on number of meetings/usages of each entity) times the total of actual expenditures within budgeted building expense line items noted above:

RCD: 50% (includes annual office and meeting usage)

POA: 50% (includes all community usage such as POA monthly and annual meetings, POA committee meetings, Senior Focus, Library, clubs and organizations, and all community events and activities). For budgeted expenditures, a \$6000 cap will be applied to the share the POA will be required to pay on an annual basis.

For one-time capital improvements, each entity will share in those expenses based on the same percentages. Such expenses will be charged as a one-time “assessment”.

The above program will become effective on January 1, 2015. Monthly cost sharing amounts are due by the 15th of each month, payable by check to the LNNLRCD.

