

Minutes of Board of Directors Meeting
February 8, 2016
RCM Management Offices
3056 University Parkway
Sarasota, FL 34243

Call to order: HOA meeting of the Bern Creek was held in Sarasota Florida on Feb 8, 2016. The meeting convened at 6:00 pm.

Approval of minutes: Motion made by Karen Jones, and seconded by Mike Hutchinson to approve the minutes of the January 5, 2016 meetings. Motion carried.

Officers Report:

Manager's Report: Alex Turner provided a current list of delinquent owners. Past Due notices will go out in a week.

President's Report: Jim Festa stated that the board is faced with the conflict in the documents regarding the election of the Officers of the Board. Disagreement continues on the approach to solve this conflict. It best serves the Association to move on with the election of Officers as done in the most recent history of the Association. This will allow the board to perform its duties in 2016 to solve the language conflict in the documents.

Treasurer's Report: Karen Jones summarized the financial status of the Association for the period ending January 31, 2016. Financial Statement provided to all Board Members. Operating Account \$49032.26, Reserve Account \$7012.80, Delinquencies \$7821.00, Loan Balance \$22461.70

Vice President Report: Rich reported on Board Conduct. Rich suggested the board know the difference between a person and an issue. If there is an issue between board members, they need to discuss individually not over email. Discussion of having the board sign a code of conduct form. Discussion of proper use of email.

OLD BUSINESS:

Election of Officers

Motion: Moved by Caroline Resnick to rescind motion from January 5, 2016 to have the membership vote for officers. Second by Jim Festa. Motion carried 4-3. Festa, Resnick, Nastan and Jones voted for. Helmich, Hutchinson, Decker dissenting.

Motion: Moved by Caroline Resnick to nominate Jim Festa as president, Rich Nastan as vice-president, Karen Jones as treasurer, and Caroline Resnick as secretary. Second by Karen Jones.

Motion carried 4-3. Festa, Resnick, Nastan and Jones voted for. Helmich, Hutchinson, Decker dissenting.

NEW BUSINESS:

Bank signatures & interface to Sabal Palm Bank

Motion: Moved by Jim Festa second by Caroline Resnick to keep Jim Festa, Karen Jones, and Rich Nastan as signatures and interface to Sabal Palm Bank, with Mike Hutchinson to continue viewing account.

Motion carried. Festa, Resnick, Nastan, Jones, Helmich, Hutchinson and Decker voting yes.

New business: Approve board members for attorney contact

Motion: Moved by Jim Festa second by Karen Jones (?) to add Caroline Resnick as additional contact and Jim Festa as continuing contact. Discussion: Mike asks to be add as a contact. The attorney wants an officer as a

contact. After discussion the motion is changed to "Add Caroline Resnick to the contact list and that all correspondence and discussion with the attorney will be shared with the other Board members by correspondence." Motion carried. Festa, Resnick, Nastan, Jones, Helmich, Hutchinson and Decker voting yes.

New business: *Use of Reserve funds to pay off loan.*

Motion: Moved by Mike Hutchinson to move \$3,827 into road reserve then apply to loan. Second by John Helmich. Motion carried. Festa, Resnick, Nastan, Jones, Helmich, Hutchinson and Decker voting yes.

Discussion: Florida Statutes to be researched as to what constitutes a quorum to vote on the use of the reserve funds. Manager will investigate. Membership meeting date confirmed for March 10 at 6:30 at Bethel Church.

New business: *Approval of landscape contract*

Motion: Moved by John Helmich to approve contract. Second by Karen Jones. Motion carried. Festa, Resnick, Nastan, Jones, Helmich, Hutchinson and Decker voting yes.

Discussion: In the event a mowing is not desired, Bern Creek to receive \$1,500 credit. Jim to request mowing schedule and keep communications with Edwardo.

New business: *Approval of tree removal proposal*

Karen Jones and Caroline Resnick to tag trees to be removed by Mike Hutchinson at entrance median and procure quotes for stump removal. Helmich, Resnick and Jones to remove sign, remove deteriorated backing, and repaint sign to try to get another few years out of signage. Resnick and Jones to get quotes for new entrance sign with different designs and mountings.

New business: *Document Rewrite*

Motion: Moved by Jim Festa to dissolve current document committee. Second by Caroline Resnick.

Motion carried 5-2. Festa, Resnick, Nastan, Jones, and Decker voting yes. Helmich and Hutchinson dissenting

Motion: Moved by Jim Festa to appoint Rich Nastan as Chair of document committee.

Rich Nastan declined.

Motion: Moved by Jim Festa to appoint Kaki Decker as Chair of document committee with members to be selected at her discretion. Second by Caroline Resnick. Motion carried. Festa, Resnick, Nastan, Jones, Helmich, Hutchinson and Decker voting yes.

Discussion: Jim stated all committee meetings must be posted and noticed 48 hours before meeting

Front Entrance Sign: Discussion on how to improve the front entrance sign to extend the life.

Other things to come before the Board: John Helmich requested that the board re-establish enforcement of violations of the Covenants. Discussion was held on outstanding violations including "portable buildings, roaming dogs, tree and fence line maintenance. Manager will provide list of violations to board after the February drive through. Rich Nastan will post Animal Control info on website.

New business: Meeting schedule

March 10 @ 6:30 Members Meeting followed by Board Meeting

April through October 4th Tuesday @ 6:30 Board Meetings

Nov. 15 @ 6:30 Board Meeting

Dec. 6 @ 6:30 Annual Meeting

Adjournment: Upon Motion by Karen Jones the meeting was adjourned at 8:07 PM.

Secretary

Date of approval _____