

**LMOA BOARD OF DIRECTORS
Special Open Session Minutes**

DATE: Tuesday, January 12, 2010

PLACE: Terrace Board Room, LMOA

DIRECTORS: **Present:**
Leighton Cumming, President Don Fickes, Secretary
Mike Harrison, Treasurer Ray Gott
Scott Meiss Benita Ellen

Absent:
John Platt, Vice President

STAFF: **Present:**
Linda Adams
Peggy Alexander

1. CALLED TO ORDER

The meeting of the Lake Monticello Owner's Association was called to order in Special Open Session by Pres. Cumming at 6:32 PM on January 12, 2010.

MOTION by Director Meiss seconded by Director Gott “*that the Board of Directors go into Executive Session to discuss legal, contractual, and personnel issues.*”

Motion carried 6-0-0

2. RECONVENE IN OPEN SESSION

The meeting reconvened at 7:18 PM.

3. EXECUTIVE SESSION REPORT

Secy. Fickes reported that the Board of Directors met in Executive Session at 6:33 PM to discuss legal and contractual matters. The Executive Session adjourned at 7:16 PM. No action was taken during the Executive Session.

4. **LEGAL MATTERS**

MOTION by Treas. Harrison seconded by Director Gott “that the Board of Directors approve the settlement agreement terms and execute LMOA obligations defined in the agreement of January 8, 2010 to include issuance of a check for \$25,000 to Peter J. Caramanis attorney for Donald Schiff, and a second check for \$1,875 to Juridical Solutions, PLC as LMOA’s share of the agreement and mediation services. Further, this motion authorizes Frank Buck as general counsel, in his discretion, and with the authority of the Board to review and approve the further document of release.”

Motion carried 6-0-0

5. **CONTRACTUAL MATTERS**

MOTION by Director Gott seconded by Director Meiss “that the Board of Directors authorize the President and General Manager to execute a Lease Agreement with M&D Hartling Corporation operating as The Dogwood Too, LLC for operation of the golf course Eagles Nest restaurant with the terms and conditions as stated in the Agreement. The Agreement will be in effect from March 1, 2010 through February 28, 2013 with two additional 36-month renewal options available to the Lessee.”

Motion carried 6-0-0

6. **ADJOURNMENT**

Pres. Cumming adjourned the meeting at 7:22 PM.

by: _____
Don Fickes, Secretary