

DAVIS MOUNTAINS PROPERTY OWNERS ASSOCIATION, INC
BOARD OF DIRECTORS MONTHLY MEETING MINUTES
JANUARY 11, 2014

President Jeff Fisher called the meeting to order at 2:05 PM. A quorum was established and posting of the Agenda was verified. Board member not present was Phyllis Arp. Board members present were President Jeff Fisher, V.P. Steve Barr, Treasurer Joe Rowe, Jeff Smith, Terry Segura, Toby Barker, Sandra Holzheuser, Rick Draheim and Marti Fellers.

President Fisher led the Pledge of Allegiance and Pastor Lloyd Low gave the Invocation.

President Fisher reminded everyone of decorum and to stay on point.

Marti Fellers read the minutes of the December 14, 2013 Board of Directors monthly meeting. Sandra Holzheuser requests that a question she asked and the answer be included in the minutes. Steve Barr makes the motion to accept the minutes as presented with the additional information included. Motion carried.

Joe Rowe gave the Treasurer's Report. Joe Rowe makes the motion to approve the report and pay the bills. Sandra Holzheuser opposes. Motion carried.

Joe Rowe gave the report on Past Due Assessments. No action required.

Appointment of a Resolution Committee. President Fisher requests the Board approve his appointment of Joe Rowe as Chair, Rick Draheim and Marti Fellers as members of the Resolution Committee. Steve Barr moves for approval of the Resolution Committee as named. Terry Segura opposed. Motion carried.

Steve Barr presented the Road Committee Report. Sandra Holzheuser requested that the "speed bump" at the Country Store and the one at the phone repair box have a sign prior to getting to them or smooth them out. Steve stated that that would not be a problem. No other action required.

Review of salaries paid to Road Committee members. Michele Boulter requested this item and presented her concerns about proper paperwork being completed. Steve Barr replied to her questions and assured her that all personnel that got on a piece of equipment filled out the proper paperwork prior to doing so. Sandra Holzheuser questions the Job Description of the Road Committee Chair. Joe Rowe presented the document(s) to her for her satisfaction. Sandra presents to Steve that his answers were not the answers to the questions that Michele asked. Michele clarified that there is no record of the Board approving his working on the roads, approving a rate of pay, etc. President Fisher presented his point of view on this issue. He stated that he has no recollection of the Board voting on any of these issues and that anyone that gets on a piece of equipment will be employees of the DMPOA, Inc. Michele requests that the Board make a resolution that anyone that works on the roads will receive a check and that there should be a stated rate of pay per hour. Sandra brings up that there are no rules governing verification of employment requirements. Sandra asks

that Hiring Practices be on the February 2014 Agenda. No other action was required at this time.

Review of probationary status of Road Maintenance Operator. President Fisher requests the Board go into Executive Session, Steve Barr so moves. Board is in Executive Session.

Board reconvenes from Executive Session. Joe Rowe makes the motion that we run an ad in the local paper, being Marfa, Alpine and Fort Davis, for a Road Maintenance Operator, and if Mr. Mike Fryer so desires he can remain as a temporary employee. Sandra Holzheuser, Toby Barker, and Terry Segura opposed. Motion carried.

DMR VFD Fire Chief Fellers gave the DMR VFD Report. Chief Fellers requests additional placement of two (2) water storage units on DMPOA, Inc. right-of-way. Rick Draheim makes the motion to authorized this placement. Motion carried. Hard copy on record in Office. No other action required.

Update on Proposed Settlement Agreement - Cause #2389. Joe Rowe gave the update on this issue. Will bring the approved replat to Commissioners Court in February for their approval with approval of the Board. Steve Barr makes the motion to authorize our Legal Representative to present this item to Commissioners Court on Monday, February 10, 2014. Motion carried unanimously.

Review of Complaint(s) against Ron and Tracy Davis concerning commercial mining operation. President Fisher presents this issue to the Board. Much discussion. Sandra Holzheuser makes the motion that these allegations be completely dismissed. In favor-4 opposed-4 President votes present. Motion failed.

Steve Barr has evidence that he would like to present to the Board in Executive Session. President Fisher adjourns the Board to Executive Session.

Meeting reconvenes. Joe Rowe makes the motion that the Board write a letter to Ron and Tracy Davis asking them to cease and desist from their commercial mining operation at Block 1 Lot 19, Block 1 Lot 18, and the DMPOA Right of Way adjacent to said lots. Sandra Holzheuser and Toby Barker opposed. Motion carried.

Update on Community Center improvements. Sue Smith presents her requests to the Board. She has four (4) issues. 1) Move the refrigerator put back in the Community Center. 2) Put the door knob back on the door that now only has a dead bolt. 3) Community Bulletin Board be put back where it was. 4) Put back a large table for UPS and FedEx pick up. Joe Rowe makes the motion that Sue Smith be allowed to get the refrigerator and install it back in the Community Center. Motion carried. All other issues are tabled until the February meeting.

OPEN COMMENTS:

Marilyn Olsen makes comments about the mining issue. Questions if taking any materials

from the common property is cause for a complaint and a cease and desist letter to all other property owners.

Sandra Holzheuser makes the motion to adjourn. Seconded by Marti Fellers. Motion carried.

Meeting adjourned 6:24 PM

Respectfully submitted,

February 8, 2014

Marti Fellers
Acting Secretary
DMPOA, Inc.

