

## Minutes of the Feather Sound Community Services District, Inc.

### Board of Directors Meeting

**Date:** September 23, 2021

**Location:** Zoom meeting

**Board Attendance:**, Anne Pollack, Adam Shelton, Kevin Chambers, and Marshall Deason; Mike Ludwig, Dimity Carlson

Public: Susanne Hebert

Not in Attendance: Rob Copenhaver

**Call to Order:** Adam Shelton called the meeting to order at 6:03 PM.

**Secretary's Report** – A motion was made and carried to approve the minutes from the August 19, 2021 (Marshall/Mike).

#### **Old Business:**

##### Entrance Sign

The Board discussed the contract for the landscaping. Susanne Hebert raised the concern that Exhibit A states that they are not liable for irrigation if there's no water. This is a concern because they need to be liable for plants if water doesn't work. All agreed that the agreement is poorly drafted with ambiguities, but landscaper may have drafted it himself.

The board agreed to amend the payment structure to have phases. Landscaper must notify us two days before he's done with a phase, provide us with 5 days to inspect, and then pay after 7 days. An insurance provision would need to be included, as well as a hold harmless and indemnity provision. Adam identified that the agreement should be called a services agreement. It is not a construction agreement. The Board agreed that we need to see a scope of services and ensure that landscaper is warranting plants, including irrigation

A motion was made and approved to accept the contract with the referenced changes.  
(Marshall/Dimity)

#### **New Business:**

The board gave thanks to Dimity Carlson, who announced that she would be retiring from the board at the end of this year which is the end of her term.

**Treasurers report**

Kevin provided the treasurer's report. The Cash balance was \$198,000. We have stopped payments to Bemac – the last one was in August. Payments were started to Tayzen \$5300 per month.

A motion was made and accepted to approve the Treasurer's report (Mike/Adam)

**Public Comment** – None

**Next meeting – October 21, 2021** at 6:00 pm by Zoom.

**Adjourn** – Meeting was adjourned at 7:00 pm.

Minutes respectfully submitted by Anne Pollack, Board Secretary