

PARK WILSHIRE IMPROVEMENT ASSOCIATION

Minutes – 2003

<u>Code</u>	<u>Date</u>	<u>Form</u>	<u>Description</u>
A-03	3/08/03	Annual Membership	Adoption of Restated Bylaws of the Association, Election of Directors.
B-03	3/12/03	Board Meeting	Appointment of Officers, Transfer of Responsibilities to New Board.
C-03	3/19/03	Board Meeting	Appointment of Officers, Approval of Resolution of Tie in Votes for Board Seat, Approval of Minutes of 3/12 Board Meeting.
D-03	4/02/03	Board Meeting	Approval of Minutes of 3/8 Annual Membership Meeting, Approval of Minutes of 3/19 Board Meeting.
E-03	4/30/03	Board Meeting	Approval of Minutes of 4/2 Board Meeting, Decisions Concerning Ramp to Clubhouse and Swimming Pool Issues.
F-03	5/14/03	Board Meeting	Adoption of Amendments to Association Swimming Pool Rules, Regulations, and Policies, Approval of Minutes of 4/30 Board Meeting.
G-03	6/04/03	Board Meeting	Approval of Individual Swim Lesson Program, Approval of Fee Increase for Late Payment of Swim Dues, Approval of Purchase of Vending Machine; Approval of Minutes of 5/14 Board Meeting.
H-03	7/02/03	Board Meeting	Resignation of Michelle Paganini and Appointment of Shawnie Lauer to Board of Directors and as Co-director of Communications, Authorization to Pay Lifeguards for Cancelled Work, Approval of Minutes of 6/4 Board Meeting, Authorization to call Additional Lifeguards to Duty, Authorization to Increase Posted Pool Capacity.
I-03	8/13/03	Board Meeting	Approval of Minutes of 7/2 Board Meeting, Authorization to Undertake Restroom Facility Improvements.

J-03	9/03/03	Board Meeting	Approval of Minutes of 8/13 Board Meeting.
K-03	10/01/03	Board Meeting	Approval of Minutes of 9/3 Board Meeting.
L-03	12/03/03	Board Meeting	Authorization to Undertake Repair of Swimming Pool.

MINUTES OF
ANNUAL MEMBERSHIP MEETING OF
PARK WILSHIRE IMPROVEMENT ASSOCIATION

March 8, 2003

A meeting of the members of Park Wilshire Improvement Association, a California non-profit membership corporation, was held on the above date at Bagby Elementary School, 1840 Harris Avenue, San Jose, California, 95124, pursuant to notice duly given.

Presiding: Barry Mangan, PWIA President

Current Board members also present: Susie Fleming, Sally Van Der Wey, Pat Stowe, Brad McKay, and Celeste Hatakeyama.

Agenda:

- 2002 Season Review
- Status of Governing Documents
- Need for Re-stated By-laws
- Review of Draft Re-States By-laws
- Nominations for new Board
- Election of Board of Directors & Vote on Adoption of Re-stated By-laws

Meeting Minutes:

- A count of attendees and proxies was taken, and a quorum was present with a total household representation of 108 households, so the meeting proceeded.
- Barry thanked all current Board Members, and especially mentioned the extra effort that the members had made in careful revision of the by-laws. Brad noted that the revisions represent several hundred hours of work on the part of the Board members.
- **Question and Answer regarding by-law changes:**

Introduction: The Regulatory Agreement among the original PWIA governing documents required that as long as any FHA mortgages existed for any of the 292 homes, PWIA dues were mandatory and enforceable. As a result of a lawsuit in 2001, we learned that annual reserve dues are no longer enforceable, as there are no more existing FHA loans.

PWIA needs to provide for future repair and replacement of the pool. The proposed By-laws support the current mode of operation authorizing resident and non-resident swim members both to join in sufficient numbers to pay operation expenses by swim dues. Resident members maintaining

membership shall pay annual reserve dues to provide for future repairs and shall retain membership rights. More rational usage by both resident (Proprietary) and non-resident (Associate) members in sufficient numbers shall provide more unused swim dues at the end of each year to be added to reserves for repair and replacement of the pool.

Q – Barry noted that Mr. Nate Patterson, a very alert original resident on Hillpark, found and communicated a conflict on pages 4&8, paragraph 5, with conflicting provisions for calling a special meeting.

A- An amended copy had been made prior to the meeting and was passed out to all members at the meeting. Paragraph 8 was removed, resolving the conflict. A motion was made and seconded that the correction to the proposed Restatement of By-laws be approved. The motion was adopted by a show of hands.

Q – A member asked, “What happens if a proprietary member (one of the 292 property owners in Park Wilshire) withdraws (doesn’t pay dues according to the by-laws), can they ever be reinstated at a later date?”

A- No. If a member has been paying all along, they have a proprietary interest in the pool. Dues are used to repair the pool. Once the right is given up, it’s over for the rest of their ownership (subsequent owners of the property can join when they purchase the home). If members have an option to pay intermittently, the level of income needed to maintain the pool would be at risk, so we need to require payment all along. A steady and predictable income level needs to be provided by those who want to maintain the pool for future use, and have a vested interest in the pool property rights.

Q - It doesn’t seem right that the subsequent homebuyer will benefit when the previous owner did not pay in all along. Why can’t we require back dues to be paid before the right can be transferred to the new owner?

A- Under the by-laws, we can charge an initiation fee, although this has not been done to date. If a requirement is made, I believe it should be a uniform treatment.

Q - If a new owner chooses to pay annual dues, but not pay pool fees to join the pool at the beginning, can they join the pool at a later date?

A - Yes, if their annual dues are up-to-date.

Q - What about older members who want their grandchildren to use the pool just a couple times a year? Can’t they just buy a booklet of passes?

A - No, unfortunately this poses the same policy and financial problem as mentioned above in the first question. The Board discussed and struggled with this question quite a bit. It was the Board’s judgment that if people are not required to join and support the cost of the pool in exchange for the right to use it, then we will have more people paying for occasional use and there will not be enough

money to cover expenses and eventual replacement costs. The economics at this point don't support the use of per use fees.

Q - Even if you are a pool member and pay the current dues plus \$400, don't you have to pay the guest fee for them too, if they are not a resident in the house?

A - The Board tries to be reasonable in enforcement. It would be reasonable to add a grandchild to the household. The problem we want to control is the addition of multiple non-family members to households in which there are unrelated adults and children being added as household members. Daily use fees for guests are designed to discourage and compensate for wide scale use or abuse, not to prevent grandchildren. Also, 20 guest passes are provided with every membership each year.

Q - Can't we become a normal homeowners association? (We are a non-profit membership corporation.)

A - "The phrase "herding cats" comes to mind." I believe it would take a yes from all 292 owners in order to ratify and implement such a change and the likelihood of it happening is very small.

Q - I don't think the Board should have the power to enact assessments without a general election.

A- Under the Davis-Stirling Act, homeowners' associations cannot enact large assessments without approval. Since we are not a homeowners' association, we could conceivably do so. But since there would likely be the need for widespread discussion, the Board would likely take the issue to the members first. However, if there is a disagreement with a Board action, any two Board members or 25% of active members can call a special meeting to object. We cannot speak for all boards. The Board would probably not do something major without consent, except in an emergency situation. The Board is made up of homeowners and is looking to represent us as a group, not make unilateral decisions.

Q- What type of insurance is carried on the pool?

A - Liability, no earthquake for the structure.

Q- A question was asked about members owning property in living trusts. Does the term "beneficial owners" refer to the homeowners who created the revocable living trust?

A - Yes, the term "beneficial owners" refers to the owner-creators of the living trust. The provision is designed to distinguish real parties in interest from corporate ownership interests which might arise in the future.

Q- Article 2, paragraph 3: the wording should be clarified to read "The total number of Proprietary Memberships shall not exceed 292.

A - A motion was made and seconded that the clarification to the proposed Restatement of By-laws be approved. The motion was adopted by a show of hands.

Q – The term “Associate Member” is discussed in the document before it is defined; it was suggested that the definition be made prior to any mention.

A - No motion was made, as it was suggested that as long as there was a definition somewhere in the document, it was acceptable.

Q – A suggestion was made that the reference to “officers” defined as “optional” on page 9 be clarified by adding a statement as to whether they do or do not exist.

A - Every officer brings a different skill set, so which officer performs which duties varies from Board to Board. It is not really necessary to be very specific; the intention is more to suggest possible positions and provide flexibility. A motion was made and seconded that the clarification to the proposed Restatement of By-laws be approved. The motion was defeated by a show of hands.

Q - A suggestion was made to change the wording of Article VII, Section 2c as follows: “to employ a manager for the property owned by the Corporation, **and to decide the terms, conditions, and compensation of that employment** as deemed just and adequate by the Board of Directors.”

A - A motion was made and seconded that the change to the proposed Restatement of By-laws be approved. The motion was adopted by a show of hands.

Q - The notion was raised that the previous motions were not valid as the proxies held by the Board had not been included in the count.

A -The Board members all voted to abstain from voting their proxies on the previous issues and subsequent amendments. Therefore the previous votes on amendments stood.

Q - It was suggested that the word “to” was omitted from page 8, Article 7, section 4, line 4 “...assessments **to** provide...”

A - A motion was made and seconded that the change to the proposed Restatement of By-laws be approved. The motion was adopted by a show of hands.

There were no further questions or comments. Barry thanked all the members who had so carefully looked over the documents.

A request was made for election monitors other than Board members.

A request was made for nominations to the Board of Directors. The following nominations were made:

Susie Fleming
Sally Van Der Wey

Barry Mangan (current Board President)
Al Williams
Chris Knox
Jerry Reed
Michelle Paganini
Bill Kaplan
Nick Tsolis

Each candidate said a few words of introduction. Seven members of the Board would be elected to serve a term of two years.

Elections were held for members of the Board, and to ratify the Restatement of By-laws as amended by the motions adopted above. The results were:

Sally Van Der Wey	106
Suzie Fleming	104
Barry Mangan	103
Bill Kaplan	103
Michelle Paganini	100
Al Williams	85
Nick Tsolis	44
Jerry Reed	44
Chris Knox	43

Vote for Proposed Restatement of By-laws	Votes for:	104
	Votes against:	1

Respectfully submitted,

Michelle Paganini
Secretary of the Meeting

MINUTES OF MEETING
OF THE BOARD OF DIRECTORS OF
PARK WILSHIRE IMPROVEMENET ASSOCIATION

March 12, 2003

A meeting of the Board of Directors of Park Wilshire Improvement Association, a California non-profit membership corporation (the "Association"), was held on the above date at the Association's office located at 2575 Park Wilshire Drive, San Jose, California, 95124, pursuant to notice duly given to all of the directors.

The following directors were present:

- Susie Fleming
- Bill Kaplan
- Barry Mangan
- Michelle Paganini
- Sally Van Der Wey
- Al Williams

The following directors were not present:

- Jerry Reed
- Nick Tsolis

> See section entitled "Resolution of Tie" below.

Also present was:

- Brad McKay
- Ruth Reed
- Pat Stowe

Mr. Mangan called the meeting to order. Following a brief discussion regarding the responsibilities of the various offices of the Association and individual preferences of the directors, Mr. Mangan asked Mr. Kaplan to serve as Secretary of the meeting and record the minutes.

- Purpose of Meeting. Mr. Mangan stated that the general purpose of the meeting is to arrange for the transfer of responsibilities to the newly elected Board of Directors and to elect officers, pursuant to Article VI of the Association's Restatement of By-laws adopted at the Annual Membership Meeting on March 8, 2003.
- Election of Officers. A lengthy discussion was held concerning the responsibilities of the various offices of the Association and anticipated Association work and events over the upcoming year. Upon a motion duly made and seconded, the Board of Directors unanimously appointed or reappointed the following individuals to the officer positions of the Association set forth below:

<u>Name</u>	<u>Position</u>
Barry Mangan	President
Susie Fleming	Treasurer
Bill Kaplan	Secretary
Michelle Paganini	Director of Communications
Sally Van Der Wey	Vice President of Membership
Al Williams	Director of Lifeguard Administration

- Other Offices & Responsibilities. A discussion was held concerning how the responsibilities of the Director of Pool Operations could be met and possible arrangements to share these and other responsibilities among the officers.
- Transfer of Responsibilities. Outgoing members of the Board of Directors, Mr. McKay and Ms. Stowe, reviewed issues related to the transfer of various responsibilities to the newly elected directors. A discussion was held concerning current and anticipated needs of the Association and pool facility, including events, billing, security, safety, keys, and access.
- Billing & Communications to Members. A discussion was held concerning upcoming fee statements and related communications to be provided members of the Association. The Board of Directors determined, provisionally and subject to further review, that separate communication and billing packages should be provided to each of three segments of the members of the Association. Ms. Fleming and Ms. Paganini undertook to prepare initial drafts of the packages related to billing, use of the pool facility, and the Association's adoption of the Restatement of By-laws at the Annual Membership Meeting on March 8, 2003. Mr. Mangan undertook to prepare an initial draft of the communication related to delinquent fees and the potential loss of Proprietary Membership status.
- Resolution of Tie. A brief discussion was held concerning the resolution of a tie between Mr. Reed and Mr. Tsois in votes received for Board of Directors seats at the Annual Membership Meeting. Action was tabled pending discussions with Messrs. Reed and Tsois about their individual concerns and preferences.
- Next Meeting. The Board of Directors agreed that it would meet again on Wednesday, March 19, 2002 at 7:00 pm at the Association's principal office, and that the same would be communicated to Mr. Reed and Mr. Tsois.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Bill Kaplan
Secretary



Barry Mangan
Chairman of the Meeting

MINUTES OF MEETING
OF THE BOARD OF DIRECTORS OF
PARK WILSHIRE IMPROVEMENT ASSOCIATION

March 19, 2003

A meeting of the Board of Directors of Park Wilshire Improvement Association, a California non-profit membership corporation (the "Association"), was held on the above date at the Association's office located at 2575 Park Wilshire Drive, San Jose, California, 95124, pursuant to notice duly given to all of the directors.

The following directors were present:

- Susie Fleming
- Bill Kaplan
- Barry Mangan
- Jerry Reed
- Nick Tsois
- Sally Van Der Wey
- Al Williams

The following director was not present: Michelle Paganini

Mr. Mangan called the meeting to order. Mr. Kaplan recorded the minutes.

- Election of Officers. A brief discussion was held concerning the responsibilities of the Director of Pool Operations, the potential creation of a website to facilitate business of the Association and communication with members, other communications issues and needs, responding to member questions, and the possibility of sharing the office of Director of Communications. Upon a motion duly made and seconded, the Board of Directors unanimously appointed or reappointed the following individuals to the officer positions of the Association set forth below:

<u>Name</u>	<u>Position</u>
Barry Mangan	President
Susie Fleming	Treasurer
Bill Kaplan	Secretary
Michelle Paganini	Co-director of Communications
Jerry Reed	Director of Pool Operations
Nick Tsois	Co-director of Communications
Sally Van Der Wey	Vice President of Membership
Al Williams	Director of Lifeguard Administration

- Mailings to Members. A lengthy discussion was held concerning the contents and preparation of the various packages of material to be mailed to the Proprietary Members in good standing, Proprietary Members not in good standing, and swim members from last season. Arrangements were made regarding the final content and meeting of certain officers to assemble packages on March 30, 2003.

- Resolution of Tie. A discussion was held concerning the resolution of a tie between Mr. Reed and Mr. Tsohis in votes received for Board of Directors seats at the Annual Membership Meeting. Upon a motion duly made and seconded, the Board of Directors adopted the following resolutions:

WHEREAS, the Association's Restatement of By-laws presently in effect provide that the Board of Directors will consist of seven directors;

WHEREAS, Mr. Reed and Mr. Tsohis received an equal number of votes for their election to the Board of Directors, creating a tie for seventh place; and

WHEREAS, the Board of Directors wishes to enable Mr. Reed and Mr. Tsohis to share a single seat on the Board of Directors, subject to appropriate restrictions;

RESOLVED, that Mr. Reed and Mr. Tsohis shall each be a member of the Board of Directors of the Association, each sharing a single seat and single vote.

RESOLVED FURTHER, that each shall be entitled to all of the rights and subject to all of the obligations and restrictions as the other members of the Board of Directors, except as expressly provided in these resolutions.

RESOLVED FURTHER, that in the event either or both of Mr. Reed and Mr. Tsohis attend a meeting of the Board of Directors at which a vote is taken, then:

- a. If either is present, but not the other, then the member present shall be entitled to a single vote.
- b. If both are present, then both shall be collectively entitled to a single vote, provided both agree upon how the vote should be cast; failing an agreement on how the vote should cast, neither shall be entitled to vote.

RESOLVED FURTHER, that any action taken by the unanimous written consent of the Board of Directors without a meeting will be valid only if signed by both Mr. Reed and Mr. Tsohis (in addition to all other directors).

RESOLVED FURTHER, that attendance of any Board of Directors meeting by Mr. Reed and/or Mr. Tsohis shall count as attendance by a single director for the purpose of the quorum requirement.

- Approval of Minutes. Upon a motion duly made and seconded, the minutes of the meeting of the Board of Directors occurring on March 12, 2003 were unanimously approved.
- Next Meeting. The Board of Directors agreed that it would meet again on April 2, 2003 at 7:00 pm at the Association's principal office, and that the same would be communicated to Ms. Paganini.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Barry Mangan
Chairman of the Meeting



Bill Kaplan
Secretary

MINUTES OF MEETING
OF THE BOARD OF DIRECTORS OF
PARK WILSHIRE IMPROVEMENT ASSOCIATION

April 2, 2003

A meeting of the Board of Directors of Park Wilshire Improvement Association, a California non-profit membership corporation (the "Association"), was held on the above date at the Association's office located at 2575 Park Wilshire Drive, San Jose, California, 95124, pursuant to notice duly given to all of the directors.

The following directors were present:

Susie Fleming
Bill Kaplan
Barry Mangan
Michelle Paganini
Jerry Reed
Nick Tsois
Sally Van Der Wey
Al Williams

Mr. Mangan called the meeting to order. Mr. Kaplan recorded the minutes.

- Approval of Board Minutes. Upon a motion duly made and seconded, the minutes of the meeting of the Board of Directors occurring on March 19, 2003 were unanimously approved.
- Children's Wading Pool. Mr. Mangan reported on the status of the children's wading pool. A discussion was held concerning decisions related to the solar heating system, including installation, repair, and cost.
- Associate Members. Ms. Van Der Way led a discussion on soliciting Associate Members through advertising. It was agreed that advertising, if any, should be deferred until May.
- Opening of Pool & Related Matters. A discussion was held concerning the time for opening the pool, including cost, public relations, and weather factors. It was agreed to gauge the opening of the pool based upon weather conditions. A further discussion was held concerning items the Board of Directors wished to address prior to the opening of the pool, including planting of beds, seeding and irrigation of the barren area, cleaning of the furniture, removal of the diving pedestal, and covering of the fill pipe. A brief discussion was held concerning clothing and equipment for the lifeguards.
- Finances. Ms. Fleming presented an income statement, balance sheet, and related metrics regarding the current financial condition of the Association. A discussion followed.
- Furniture. Mr. Mangan led a discussion concerning the replacement of various pool furniture and umbrellas, and how and where to purchase the items. Following suggestions, it was agreed the furniture would be purchased from Costco, provided the prices were within a reasonable range.

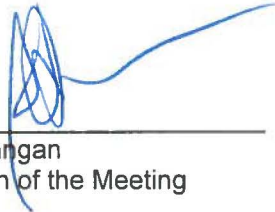
- County Inspection. Ms. Fleming reported that the Association was notified by the County of Santa Clara that, following an inspection, the County determined that the pool requires certain improvements and changes, including the replacement of a missing warning sign and equipment. It was agreed the items on the inspection list will be corrected, and Mr. Reed undertook to insure the work is done. The County is expected to make a follow-up inspection in June.
- Approval of Minutes of Annual Membership Meeting. Upon a motion duly made and seconded, the minutes of the Annual Membership Meeting of the Association occurring on March 8, 2003 were unanimously approved.
- Newsletter. Ms. Paganini led a discussion concerning the content of the upcoming newsletter, end of school pool party, pool hours, approval of the newsletter draft, lifeguard issues, swim lessons, sorting and labeling of newsletter copies, and timing of drafts and final approval.
- Ramp. A discussion was held concerning the necessity of upgrading the ramp into the clubhouse and potential designs and/or replacement of the ramp. It was agreed that additional information on the subject will be sought and obtained, at which time a further discussion of the issue will be pursued.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Bill Kaplan
Secretary



Barry Mangan
Chairman of the Meeting

MINUTES OF MEETING
OF THE BOARD OF DIRECTORS OF
PARK WILSHIRE IMPROVEMENT ASSOCIATION

April 30, 2003

A meeting of the Board of Directors of Park Wilshire Improvement Association, a California non-profit membership corporation (the "Association"), was held on the above date at the Association's office located at 2575 Park Wilshire Drive, San Jose, California, 95124, pursuant to notice duly given to all of the directors.

The following directors were present:

- Susie Fleming
- Bill Kaplan
- Barry Mangan
- Jerry Reed
- Nick Tsois
- Sally Van Der Wey
- Al Williams

The following director was not present: Michelle Paganini

Also present was: Lorna Mackintosh, Association Member

Mr. Mangan called the meeting to order. Mr. Kaplan recorded the minutes.

- Member Proposals: Ms. Mackintosh presented to the Board of Directors the document attached to these minutes as Exhibit A concerning the following proposals. The proposals and related issues are more specifically described in Exhibit A.

1. The increase in the fee charged for guest passes.
2. The needs and restrictions imposed upon yellow card holders.
3. Supervision of children using the wading pool and related age restrictions.

A discussion followed. The Board of Directors agreed to consider the proposals at its next meeting due, among other reasons, to the extensive agenda at the present meeting.

- Tree Planting. Ms. Mackintosh discussed the tree planting program described in the most recent newsletter. A brief discussion followed concerning use of the Association's name in connection with the program. It was agreed that while the name should not be used, reference to the area and neighborhood as "Park Wilshire" will not be considered a use of the Association name for this purpose. Ms. Mackintosh left the meeting.
- Approval of Board Minutes. Upon a motion duly made and seconded, the minutes of the meeting of the Board of Directors occurring on April 2, 2003 were unanimously approved.
- Ramp. A discussion was held concerning the information provided by Mr. Williams since the last meeting on the issue of upgrading the ramp into the clubhouse and potential designs and/or replacement of the ramp. Mr. Williams also provided additional information concerning the legal requirements regarding access to the clubhouse. It was decided that it is not necessary at this time to replace the ramp.
- Swimming Pool. A lengthy discussion was held concerning a variety of issues related to the pool and premises including the present pool service, actions to be taken to activate the pool and equipment, safety, operation of pool equipment, card keys, activation of card keys, repair and maintenance of the lawn and barren area, shielding of the fence near the chemical storage area, overflow tanks, use of guest passes, the warning to be printed on guest passes, the condition and potential repair of the solar structure post near the wading pool, and the proposed use of the pool by daycare children in the charge of Associate Member Margaret Lyon. It was agreed that the following actions will be undertaken.

Action Items:

- Mr. Reed - Will arrange for the pool service presently contracted by the Association, Genie Pool and Spa Service, to meet with officers at the pool and review the operation of the equipment and safety procedures.
- Ms. Fleming - Will examine the feasibility of making and placing a sign at the pool gate indicating the key cards have been activated.
- Mr. Reed - Will obtain bids and/or cost estimates for the replacement of top soil in the lawn area and the seeding or laying of sod and installation of an irrigation system in the barren area.
- Mr. Reed - Will obtain information about the overflow tanks, including the possible need for service, cleaning, and covering, and will obtain any related bids and/or cost estimates.
- Ms. Van Der Way - Will order 200 books of 20 guest passes each for an approximate total of \$240.
- Ms. Fleming - Will contact Ms. Lyon and explain to her that the Association will not permit the use of the pool by her daycare charges.

- Swim Lessons. A brief discussion was held concerning swim lessons. It was decided that swimming pool members will continue to receive priority for swim lessons.
- Newsletter. Mr. Tsolis reviewed the work related to the preparation and publication of the most recent newsletter, limitations on his ability to continue to invest this amount of time in the newsletter, and the consistency of this with the original arrangement concerning his responsibilities as Co-director of Communications. A discussion followed concerning this and the feasibility of accepting advertisements in future newsletters.

- Drink Dispensing Machines. A discussion was held concerning the feasibility of installing vending machines to dispense drinks at the pool.

There being no further business, the meeting was adjourned.

Respectfully submitted,


Bill Kaplan
Secretary


Barry Mangan
Chairman of the Meeting

Proposals for PWIA
Lorna Mackintosh April 30, 2003
Changes/Additions in bold

Guest Fee: Raised to \$5.00. This is *extremely* high.

1. How can families continue to enjoy the pool when it will cost an average of \$15.00 to bring another adult with her 2 children? Isn't this why we pay \$400.00 for membership?

2. Many neighbors do not even use passes; I believe they will now be up for sale.

Bring it back down to \$1.00

Access to Facility:

"b. Yellow: Limited access for members 7 through 17."

1. Seven year olds, and all **new** Yellow cardholder members, are required to pass a swim test in order to have the privilege to be left for up to 2 hours without an adult swim club member preset.

2. Yellow card members can stay longer than 2 hours when the adult family member calls, or stops in, to check on their child.

3. After 2+ hours the responsible adult will be called by the lifeguard.

1. No child under 10 should be asked to leave the pool because 'their 2 hours are up'
 2. I would like the above statement included as guideline or lifeguard rule. (Not necessarily printed in our rules unless desired.)
-

4. Wading Pool is reserved for children **5 (five)** years or younger.

Change from "under 7 yrs." They are getting too big for this pool.

"(Unless older child is assisting in the care of a younger child.)" ← **Remove this line.**

1. I believe an **adult member** must be the **only one** to watch any child in baby pool.

2. By allowing an older sibling to "assist" we are allowing a parent to *not* watch their own children.

3. Siblings are not responsible (enough) for safety reasons.

The 'older child' can assist a younger sibling in the **big pool, during lifeguard hours**, if this is what parent's desire. Lets keep the baby pool for *just* the little ones.

The "older child" could also use the excuse to keep swimming (in baby pool) during their 15 minutes each hour, and they *need* to be out!