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## FW: Pool Maintenance Committee

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From: **Gwyn Staton** (gwynstaton1@msn.com)

Sent: Fri 11/09/12 4:03 PM

To: Dustin Frederick (dustin@local519.org); caroldchina5@yahoo.com (caroldchina5@yahoo.com); Ed Delahanty (whshed@live.com); Elsa Palmer (suzypalmer1@me.com)

Gwyn Staton  
7506 34th Ave NW  
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From: dan\_serv@hotmail.com

To: gwynstaton1@msn.com; bspettersen@earthlink.net; bbwilbur@broadstripe.net; rkarj78@gmail.com; pheffy@aol.com; danlisahall@comcast.net

CC: jean\_salls2000@yahoo.com

Subject: RE: Pool Maintenance Committee

Date: Fri, 9 Nov 2012 14:38:37 -0800

Gwyn,

Please do not confuse an explanation or discussion with the final motion. I raised a point of order, a motion that supercedes a main motion, to help the person attempting to propose the motion without her motion having to have been ruled out of order. By the way, the phone number I have for her does not appear to work, do you have her number so I could contact her? It's very important.

The freindly amendment was agreed to by the person who made the motion. Her agreement to change the main motion that she originally proposed made the friendly amendment essentially a restatement of the main motion by the person who had the floor, since there had not been any discussion on the main motion before I raised the point of order.

I pointed out that generally, those who had signed to serve on a committee had been appointed, but made it clear that the motion could not identify the members of the committee or give authority to anyone other than the president to appoint members and chairs to committees. I also pointed out that limitations as to how many members may serve on a committee, unless specified in the bylaws as for the , was a responsibililty the

bylaws assigned to the board of directors.

We must maintain a division of responsibilities and not have one "super committee" with one chair, who would be responsible for everything. I think that would be frowned upon by the majority of the membership in general and would not serve the best interests of the club or its members. The last board spent about six months and contacted a lot of professionals.

If that provision allowing everyone to be a member of any committee had been included as part of the motion, the motion would have been out of order, since it is in direct conflict with our bylaws. The purpose of the friendly motion was to keep the motion from conflicting with the bylaws and being ruled out of order.

Per our bylaws, the president is charged with the duty of appointing the chairs and members of all committees. It cannot be assigned to anyone else (except the vice president during the president's absence) unless we change our bylaws.

There can be no motion or vote at a membership meeting (or a board meeting for that matter) to change the bylaws, although a motion may be made to send a proposed bylaws amendment to the membership for consideration and a vote via a mail-in ballot.

The bylaws committee is a special committee that is supposed to be appointed as needed to review and propose amendments to our bylaws. Thus, all motions to change the bylaws should appropriately be directed to that committee by a subsidiary motion to that effect.

A special committee not named in the bylaws cannot be created if it covers the duties of an existing standing committee. Robert's Rules of Order, Newly Revised states, "A special committee may not be appointed to perform a task that falls within the assigned function of an existing standing committee." and thus prohibits the creation of a special committee that has any of the duties already assigned to a standing committee. That is another reason that the motion as written would have had to have been ruled out of order, because that too would have conflicted with our bylaws, which established the standing committees.

My purpose was to allow as much of the motion to survive as possible. In the end the motion constituted a directive to be given to the appropriate standing committees to work on this project to get our pool fixed, allow a non-member professional to be appointed by the president to be appointed to the committee, and nothing more. Everything else is still the same; all committees still serve without power, expenditures still have to be presented to the board for approval, and committees must report their findings and recommendations to the board of directors before any action may be taken.

To keep the board properly informed, it is also appropriate to submit reports to the board that include minority opinions held by committee members.

Thanks,

Dan'l "Not-the treasurer"  
Admiral's Cove Beach Club

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From: gwynstaton1@msn.com  
To: bspettersen@earthlink.net; bbwilbur@broadstripe.net; dan\_serv@hotmail.com; rkarj78@gmail.com; pheffy@aol.com; danlisahall@comcast.net  
CC: jean\_salls2000@yahoo.com  
Subject: RE: Pool Maintenance Committee

Date: Fri, 9 Nov 2012 11:33:38 -0800

Thought we could just meet after the meeting since Jean is out of town and not available to respond. The Board asked us to be on the committee and the approved motion per Dan's amendments was that all could be on the committees who signed up for committees, so that is the approved motion. For sake of clarity, we could just meet briefly after the Board meeting and allocate tasks if agreeable with all.

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To: gwynstaton1@msn.com; bbwilbur@broadstripe.net; dan\_serv@hotmail.com; rkarj78@gmail.com; pheffy@aol.com; danlisahall@comcast.net  
CC: jean\_salls2000@yahoo.com  
Subject: RE: Pool Maintenance Committee  
Date: Fri, 9 Nov 2012 10:26:41 -0800

Unless we hear from a Board member that we are officially on the Pool Committee, don't think we have the authorization to meet. If we are to meet the obligation of the resolution at the Annual Meeting, seems like Jean or whoever is the new President should advise us if we are officially on the committee so that we can meet on Saturday at noon.

I don't know who a couple of the e-mail address belong to: [pheffy@aol.com](mailto:pheffy@aol.com);

Am surprised to not see Suzy Palmer's name not on the earlier list. I'm guessing we don't know who has ultimately been appointed to the "Pool" committee. Am also wondering if there are actually two pool type committees: 1)for for pool remodel and 2) one for maintenance since our e-mail Subject said Pool Maintenance Committee.

Jean – can you please address this group and whoever is actually on the committee so that we can officially meet on Saturday? Thank you.