

**Kingstream Community Council  
Minutes of the April 18, 2013 Annual Meeting**

<b>Attendance</b>	
<b>Board Members</b>	<b>Present</b>
Tim Fouche, President	Yes
Frank Shaffer, Vice President	Yes
Jim Talbert, Secretary	Yes
Morna Ikeda, Treasurer	Yes
Tyrone Yee, Activities Committee	Yes
Jeff Albanus, ARC Committee	Yes
Jared Spigner, Communication and Landscape Committees	Yes
Tony DeMattia, Pool Committee	Yes
Mark Jensen, Welcoming Committee	Yes
Lisa Cornaire, Management	Yes

**A. Call to Order**

The meeting was called to order by President Tim Fouche at 7:08 p.m.

**B. Establish Quorum**

Tim reported that 38 proxy votes were submitted prior to the meeting and that the number of homeowners present was sufficient to establish a quorum.

**C. Roll Call**

The Secretary read the list of homeowners who were present and they identified themselves.

**D. Officers Reports**

The President gave a presentation highlighting some of the achievements of the past year and comments on goals for the next year. He spoke on:

1. Cost saving measures instituted by the Board which have enabled an increase in the balance of the Reserve Fund,
2. Improvements to our banking and financial procedures,
3. Efforts to improve traffic control at Eddyspark Drive and Kingsvale Circle,
4. New computerized pool access management system, which may later be expanded for use at the tennis courts, and possibly include wireless internet access for pool guests
5. Move to restructure the assessment of homeowner's dues
6. An initiative to install barbecue grills at the pool

The Treasurer provided a review on the Reserve Fund and the state of the community's finances.

7. All accounts have been overhauled and updated,
8. Authorized signatures on record with the banks have been updated to include only four current Board members, with two being required to spend funds,
9. All certificates of deposit have been consolidated into two banks,
10. The Reserve Fund balance has improved from 83% to 93% in the past year,
11. The Board is continuing work to develop an Investment Policy Statement (IPS) to better guide us on financial issues.

### **E. Report from our Legal Counsel on Pool-Related Issues**

The President introduced the community's legal counsel, Mr. Juan R. Cardenas of Rees Broome, PC. Mr. Cardenas briefed on the legal opinion he has provided the Board on the potential impact of the Americans with Disabilities Act (ADA) on the pool. A copy of Mr. Cardenas' letter of explanation to the Board was provided for all homeowners present.

### **F. Questions with Legal Counsel on Pool-Related Issues**

Mr. Cardenas engaged in a discussion with several homeowners. The subject of permitting non-residents to join the Swim Team was raised. Mr. Cardenas reiterated his legal opinion, which the Board has adopted, that to avoid the risk of exposing the community to the large expense of complying with the Americans with Disabilities Act (ADA), we should prohibit non-residents from Swim Team membership. Mr. Cardenas acknowledged that while it is not perfectly clear that admitting non-residents to the team would make the community subject to the ADA requirements, the Board did not wish to take any risk on the issue, and this was the only sure way to avoid the risk.

### **G. Homeowners' Open Forum**

Homeowners addressed the Board regarding the following issues:

1. Architectural Review Committee (ARC) guidelines and enforcement.
2. Tennis court benches. The Board is currently getting prices on benches. A homeowner suggested we ask local organizations such as Cub Scouts or Boy Scouts to donate benches and the Board agreed to pursue this idea.
3. Improvements to tot lot playgrounds and equipment.
4. Needed repairs to the swimming pool slide. The Board has ordered parts for repair.
5. The initiative to restructure the assessment of homeowner's dues. This was explained in more detail. The vote is currently pending and all homeowners were sent ballots and are requested to vote if they have not already done so.
6. Problems at the basketball court on Kingstream Circle near Meadowstream Court including a broken fence, use by non-residents, traffic volume, graffiti, and alleged illegal drug dealing.
7. Parking tickets issued to guests of homeowners. The Board will investigate the possibility of getting more visitor passes.

### **H. Appointment of Inspectors of Election**

Four homeowners volunteered to serve as Inspectors of Election. They included Chris Hines, Sandy Rother, Joan Talbert, and Cindy Wei.

### **I. Nominees for Member of the Board of Directors**

There were six homeowners nominated and running for three open positions. This included Jeff Albanus, Randy Blystone, Tim Fouche, Alan Jeffries, Erin Latimer and Frank Shaffer. There were no other nominees from the floor. The six candidates briefly introduced themselves and stated their qualifications, goals, and/or reasons for running.

**J. Election**

Ballots and proxy votes were cast. The Inspectors of Election took the cast votes into a private area and counted them. The results were as follows:

- Jeff Albanus            94 votes
- Randy Blystone        25 votes
- Tim Fouche             99 votes
- Alan Jeffries           39 votes
- Erin Latimer            58 votes
- Frank Shaffer          89 votes

The three candidates with the highest votes were elected; Jeff Albanus, Tim Fouche, and Frank Shaffer.

**K. Adjourn**

The next meeting will be the regular monthly meeting on May 16, 2013, held at the Herndon United Methodist Church on Bennett Street across from the Herndon High School. All homeowners are welcome to attend. There were no other issues. A motion was made, seconded and approved to adjourn the meeting at 9:08 p.m.

Submitted by Jim Talbert, Secretary