

MONTPELIER SQUARE GARDEN COMMITTEE

MINUTES OF COMMITTEE MEETING

Date : 24TH January 2011

Held at: 39 Montpelier Square at 6.30 pm

Members in attendance:

Mrs Jane Bradbury

Mrs Avril Cox

Mr Nicholas Davis-Thornhill

Mr Christopher Didizian

Mr David Eckhardt

Mr Ali Malek

Lady Marshall

Mr Yoshi Nishio

Mr Daniel Quirici

Apologies for non attendance received from:

Mr Simon Davenport

1. IT WAS UNANIMOUSLY RESOLVED THAT :

Mr Daniel Quirici be appointed Meeting Chairman

2. The Minutes of the Committee Meeting of the 22nd November 2010 were formally proposed and seconded for approval

IT WAS UNIMOUSLY RESOLVED THAT:

The Minutes be adopted and affixed in the Committee's Minutes Book

3. Lady Marshall presented the meeting with a report on the state of the Garden and the progress on the appointment of the new garden contractor.

IT WAS RESOLVED THAT:

- v. Signs be erected to deter the chaining of bicycles to the Garden Square railings
- vi. The existing notices be replaced by new notices which should conform in wording and format with those being replaced
- vii. The Chairman would write to Ian Guyer advising that the Garden Contract had been awarded to Robert Player.
- viii. After having received acceptable quotations the Committee will proceed with the installation of additional lighting in the Garden

4. The financial position of the Square was briefly reviewed. It was reported that the Draft Accounts for the year to 31st December 2010 show a Bank account balance of £33,949

IT WAS UNANIMOUSLY RESOLVED THAT:

- iii. Quotations be obtained for a professional certification of the annual Accounts

- iv. The Committee will extend to Neil Carthy our appreciation for the hard work and effort in organising our book-keeping and accounts

5. Draft proposals for new Byelaws and Rules of Procedure were placed before the Committee by Mr Ali Malek.

BYELAWS:

Draft Byelaws were presented to the Committee.

IT WAS UNANIMOUSLY RESOLVED THAT:

- viii. Paragraph 1 will now read '*Montpelier Square Garden is private and for the exclusive use of residents of Montpelier Square and whose households pay the precept.*'
- ix. New Paragraph 2 will now read 'Residents are required to respect the right of other users of the Garden to enjoy the Garden'.
- x. Paragraph 3 [old para 2] will now be extended to read '*and for any damage done to the garden*'
- xi. Paragraph 6 [old para 5] will be amended to alter the penultimate word from '*deems*' to '*considers*'.
- xii. Paragraph 10 [old para 9] second sentence will be amended to read '*small items of rubbish*'
- xiii. Old Paragraph 12 is now deleted.
- xiv. Mr Malek will include the above amendments in the Byelaws after which they will be shown to the Residents at the next Annual Residents Meeting and then submitted for Court approval.

RULES OF PROCEDURE

Draft Rules of Procedure were presented to the Committee

IT WAS RESOLVED THAT:

- III. With the exception of the rules relating to the appointment of the Committee the 'Rules of Procedure' would be placed before the newly appointed Committee for their approval
- IV. The Rules for appointment of the Committee would be adopted subject to the following amendments.

ELECTION OF THE COMMITTEE.

- vii. Each year the Committee shall circulate a nomination form for election to the committee to all houses at least 1 month prior to the Annual Residents' Meeting.
- viii. Any resident may nominate themselves for election to the committee by writing to the Chairman of the Committee at least two weeks before the proposed Annual Residents Meeting. No household may have more than one committee member.
- ix. When no more than 9 but no fewer than 3 have been received, all nominees shall automatically be deemed elected to the Committee.
- x. When more than 9 nominations are received the election of the nominees to the committee is to take place by written poll. Each household shall be entitled to vote for a maximum of 9 nominees.

- xi. Where fewer than three nominees are received further nominations shall be invited until at least 3 nominations have been received.**
- xii. The written poll in [iv] shall be conducted as follows:-**
 - f. Each household is entitled to vote up to 9 nominees by completing the voting paper provided by the Committee. The paper shall be circulated at least 10 days before the Annual Residents Meeting.**
 - g. The voting papers will be counted at the Annual Residents Meeting and can be delivered in advance of the meeting to the Chairman of the committee or at the Annual Residents' Meeting.**
 - h. The result of the poll shall be announced at the conclusion of the Annual Resident's Meeting.**
 - i. In the case of equality of votes [leading to more than 9 nominees being appointed] the Committee shall be entitled to a casting vote in addition to any other vote the Committee members may have.**
 - j. Any other requirements for the poll shall be decided by the committee.**

NOTICES

IT WAS UNANIMOUSLY RESOLVED THAT :

Election forms for Committee Appointment and Notice of the Residents Annual Meeting be circulated to Residents as soon as possible

INSURANCES

IT WAS RESOLVED THAT:

- iii. Mr Yoshi Nishio and Mr Daniel Quirici would complete and return the annual insurance declaration to our Brokers -Steveni Kessler Insurance Services Ltd.**
- iv. Third Party Liability insurance indemnity be increased from £5m to £10m at an increase of premium of £250**

6. IT WAS RESOLVED THAT:

The next meeting of the Committee will be on 7th March 2011 at 39 Montpelier Square

7. IT WAS RESOLVED THAT:

The Annual residents meeting be convened on the 21st March 2011 at a venue to be agreed.

- 8. Mrs Jane Bradbury and Mr David Eckhardt read out to the meeting the Resolutions which had been passed and these were unanimously agreed**

After thanking Jane for her hospitality the meeting was concluded at 8.15 pm