

**CIRCLE E ASSOCIATION
MINUTES OF THE
ANNUAL MEETING OF THE MEMBERS**

**HELD
JANUARY 10, 2006**

CALL TO ORDER:

The meeting was called to order by Director Polk at 6:54 p.m.

ROLL CALL:

Introductions of members and guests were made. Those members present are indicated on the sign-in sheet.

Directors Present: Michael Polk, David Oshiro and Lisa Pioli

Director Absent: None

Also present: Rebecca Shell of VierraMoore, Inc.

It was determined that a quorum was present with a total of 24 lots represented by people and/or proxies.

PROOF OF NOTICE:

An Affidavit executed by Ms. Shell attesting to the mailing of the Notice of the Annual Meeting of the Members and a copy of the Notice were presented for filing in the Association's Minute Book.

REPORTS OF BOARD AND OFFICERS:

None

APPROVAL OF MINUTES:

On a motion made by Director Polk, seconded by Director Pioli, and unanimously carried, the minutes of the Annual Members Meeting held September 14, 2004 were approved as presented.

ELECTION OF DIRECTORS:

- A) APPOINTMENT OF INSPECTOR OF ELECTION:** President Polk appointed Ms. Shell as the Inspector of the election.
- B) EXPLANATION OF VOTING PROCEDURES:** Ms. Shell explained the voting procedures.
- C) OPEN NOMINATIONS FOR THE THREE (3) DIRECTOR POSITIONS:** Ms. Shell opened nominations from the floor. She explained that Michael Polk, David Oshiro and Lisa Pioli had previously been placed into nomination and their names already added to the ballot. There were no nominations made from the floor.
- D) CLOSE NOMINATIONS:** On a motion made, seconded, and unanimously carried the nominations were closed.
- E) RESULTS OF ELECTION:** On a motion made by Angelika Radermacher, seconded by Sergio Castillo, Jr. and unanimously carried the homeowners present voted the nominees in by acclamation. Michael Polk, David Oshiro and Lisa Pioli were elected to the Board of Directors to serve a term of one-year.

UNFINISHED BUSINESS:

None

NEW BUSINESS:

- A) **EXCESS INCOME RESOLUTION:** Ms. Shell presented to the members the excess income resolution for approval. The IRS Revenue Ruling 70-604 requires the Association to adopt this resolution insuring any excess income over membership expenses be applied against the subsequent tax year member assessments. A motion was made by Director Polk, seconded by Director Pioli and unanimously approved, the members resolved to adopt the resolution, a copy of which is attached to these minutes.

WHEREAS, Circle E Association is a California corporation duly organized and existing under the laws of the State of California; and WHEREAS the members desire that the corporation shall act in full accordance with the rulings and regulations of the Internal Revenue Service; NOW, THEREFORE, the members hereby adopt the following resolution by and on behalf of Circle E Association;

RESOLVED, that any excess of membership income over membership expenses as defined in IRS Reg. 1.277-1 for the year ended 2006 shall be applied against the subsequent tax year member assessments as provided by IRS Revenue Ruling 70-604.

- B) **OPEN FORUM:** Homeowner Sergio Castillo, Jr. volunteered to design the Associations website.

Homeowner Angelika Radermacher volunteered to organize a membership awareness event for a Saturday in June 2006.

ADJOURNMENT:

There being no further business and no objections, the meeting was adjourned at 7:24 p.m.