



# CLAREMONT YACHT CLUB INC.

## ANNUAL GENERAL MEETING

### MINUTES

#### BAYVIEW ROOM

7.30pm Thursday, 21<sup>st</sup> September 2017

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#### 1. REGISTRATION OF FINANCIAL VOTING MEMBERS

Members completed the attendance register prior to the opening of the meeting.

#### 2. MEETING OPENED

The Commodore welcomed Members and checked that sufficient Members were present, and advised that a quorum has been achieved and the meeting was opened at 7:40pm.

#### 3. ATTENDANCE

##### Chair

David Bovell

Commodore

##### Committee Members

Bill MacLeod

Vice Commodore

Rob Boykett

Rear Commodore Sail

Peter Wilkinson

Rear Commodore Power

Walter Reeves

Rear Commodore Dinghy

John Olsen

Treasurer

Peter Stanley

General Committee

Justin Congdon

General Committee

Darren Chatfield

General Committee

##### CYC Members

Clive Annear

Adrian Ballard

Alister Borg

Bruce Boykett

Peter Boykett

David Brown

Maxwell Brown

Alan Buckley

Andrew Byk

Patricia Caddick

Alexander Campbell

Mikael Capelle

Tim Coakley

Geoffrey Congdon

Hugh Cook

Peter Dear

Michael Della Posta

Anthony Deurloo

James Donnelly

Paul Dowding

Rhys Edwards

David Goodram

Robert Grieve

William Harding

Paul Hodgson

Ronald Hutchinson

Alexander Hughes

Mark Ireland

James Jamieson

Kevin Kidney

Cameron Mardardy

Gray Marshall

Matthew Mayne

Glenn Melton

Warren Merritt

David Millar

Charles Milner

Alexander Moyle

Paul Murphy

John O'Donnell

Dean O'Rourke

Aaron Papandroulakis

Robert Parker

Matthew Pearce

Arthur Poland

Kingsley Porter

Lorraine Richardson

Ed Ryan

George Samuel

Matt Saunders

Stephen Scott

Geoffrey Shute

Garrick Stanley

Peter Statham

John Steinhardt

Craig Stewart

Charles Strickland

Nicholas Strickland

John Vlahos

Robert Weight



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#### 4. APOLOGIES

Robert Ainsley	David Anderson	Richard Bartlett
Anthony Bovell	Jeremy Bovell	Nicholas Bovell
Peter Browne	Chris Cochrane	Kenneth Craig
Darrell Culley	Michael Culley	John Dorrington
Ross Dennis	Robert Depiazzi	Arthur Dixon
Donald Good	Andrew Greatex	Bryan Greatrex
Jonathan Gregson	Richard Hadley	Brendan Harris
Kimberley Heaton	Richard Hollows	Mark Houlahan
Colin Hughes	Adrian Jeanes	Anthony Johnson
Phillip Judge	Robert King	Jason Lambert
Renny Lee-Steere	Ian MacPherson	John Martin
Kevin McCarthy	James Mc Elhinney	Malcolm Mc Kercher Snr
Ian McLernon	Christopher Mews	George Muhling
Kevin Muhling	Robert Nunn	Geoffrey Osborne
Nigel Paul	Emanuel Petrelis	Richard Regan
Julie Ryan	Louis Sammut	Phillip Scott
Michael Spargo	Fraser Stewart	Harrison Stewart
Ronald Strickland	Peter Tate	Mark Thomas
Jim Thorogood	David Tuckey	Arnold Vervenne
Henning Volzke	Stephen Wall	James Wells
Peter Webb	James Weston	

#### 5. ACCEPTANCE OF MINUTES FROM THE ANNUAL HALF YEARLY GENERAL MEETING – 16 March 2017

The Minutes from the previous Annual Half Yearly General Meeting "AHYGM" were deemed incorrect and are to be rewritten as per tape recordings and resubmitted at the next Half Yearly General Meeting.

Steve Scott spoke to the minutes and his report which outlined two key areas of the minutes to be incorrect. Steve Scott also noted that the audio tape recordings from the prior AHYGM were unavailable and solely relied upon one person's minute recordings, whom he thought was an employee of CYC.

Section 9.2 – records discussion regarding a motion that Steve Scott had proposed discounts and the loyalty bonus. Steve Scott recalls no discussion. Section 9.2 also consisted of Steve Scott withdrawing the motion due to the undertakings that were given to him by the Commodore.

Section 9.1 – the minutes presents a bias view on of the debate on adoption of the Model Rules and omits Steve's Scott's statement regarding Clive Annear having a lack of understanding. The minutes of the meeting are to be reissued as the Club risks breaching Act 7.1.1 which imposes a \$5,000 fine.



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The Commodore expected that the minute taker was 'doing the job' and minutes are either to be accepted or not accepted with recommended changes to the minutes.

The Office will try to locate the audio recording of the AHYGM and revise the minutes accordingly to be distributed at the next AHYGM, or a Special Meeting may be called.

It was later advised that Matt Saunders took the minutes, and not a member of the office.

Steve Scott will provide his recommendations for changes to the minutes and the Committee will review for approval.

*Minutes from previous Annual Half Yearly General Meeting 16 March 2017 were not accepted.*

**MOTION DEFEATED.**

#### 6. COMMODORE'S REPORT

The Commodore spoke to his report and highlighted that the Club was doing well financially, there are more diners which creates lovely atmosphere at the bar.

John Olsen is retiring as Treasurer and thanked John for all his contribution as the Club's Treasurer for the last 4 years. The Commodore also announced that the Club is currently searching for a replacement.

The Commodore thanked all the members and committee members with young families for their contribution.

The Club will look to have the downstairs bar open within the next few weeks for Summer. Tables will be provided on the grass and encourages all members to dine this Summer.

The Commodore updated members on the Piles Claim. He advised that 3 clamps are now on with 15 in total to be fixed. Assessment report is currently being reviewed with the engineer and seems to be going along well.

The Commodore put forward a motion within his report for the funding of the new Club entrance. The new entrance will provide better use of the upstairs bar and will give all rooms a common entrance giving the Club a fresh look. The Commodore updated the members on the status of the project and advised that new entrance plans were approved and were in the process of applying for building approval.

The Commodore thanked all staff and welcomed the new General Manager, Phil Smith to the members.

There being no further comments the Commodores report was moved.

**MOVED:** Jeff Congdon

**SECONDED:** Paul Murphy

**MOTION CARRIED**



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Chaz Milner stated that the motion in the report was to “fund” new Club entrance however there was no motion to “proceed” with the planning and building of the new Club entrance.

There being no further comments the motion was voted by a show of hands.

**MOTION:** That Claremont Yacht re-draws \$300,000 from its jetty loan account to build a new Club entrance.

**108 votes FOR, including absentees**

**MOTION CARRIED.**

The Commodore elected Ann Caddick and Hugh Cook to act as scrutineers and manage any absentee votes if required during the meeting.

#### 7. TREASURER’S REPORT AND FINANCIAL REPORTS

The Treasurer spoke to his report and highlighted that the Club has similar financial results to the 2016 Financial Year. There have been improvements to the bar costings and functions this year.

Geoff Congdon queried what happened to fuel on stock at End of Financial Year. John Olsen advised that he did not have the figures available however noted that there is a variation on the stock figure and only Cost of Sale was required.

Peter Boykett commented on the excessive overhead on bar and functions which could be hoisted towards pens. The Commodore thanked Peter for the comment however office administrations costs are high and recruitment of more members would be required first.

There being no further comments the Commodore asked that the Financial Reports be moved.

**MOVED:** Chaz Milner

**SECONDED:** Peter Statham

**MOTION CARRIED**

The Auditors Report was read and the Commodore asked that the Auditors report be moved.

**MOVED:** Chaz Milner

**SECONDED:** Glen Melton

**MOTION CARRIED**

#### 8. MOTIONS

##### 8.1 Replacement of Claremont Yacht Club’s Constitution to adopt the Model Rules.

The General Committee has been instructed to comply with the Associations Incorporation Regulations 2016. In order for the Club to do this, the Club may either adopt the Model Rules, Change or Rewrite the Constitution or do nothing.



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Bill MacLeod will be moving a motion to adopt the Model Rules and went through the motion and explanatory notes with the members.

**SECONDED: ROSS CAMPBELL**

There was a second motion put forward titled "Notice of Amendment to Motion" moved by Clive Annear, seconded by Paul Murphy. Which was not carried.

Chaz Milner advised that the motion to adopt the Model Rules is not a valid motion. The Commodore advised that the motion was a procedural motion which can be done in General Business by a simple vote of members.

Steve Scott asked to speak to this motion.

Steve Scott noted that Clive Annear stated within the motion that there was insufficient information and time for the members to make an informed decision. The members were provided with electronic access to the full text of the Model Rules and believes there was sufficient information to make an intelligent and informed decision. The motion would be effective 1 July 2018 which gives the General Committee sufficient time to develop the By Laws that will align the Model Rules. Drafts of the Bylaws are close to submission to the Committee and does not see any reason for them not to be presented at the next General Committee.

The motion doesn't contain recommendations, specifically the "WA INC" publications nor its Recommended Action List. Motion also states that the current version of Model Rules suggest some items would be unacceptable to Club Member due to proposed membership structure change, which is simply misleading and wrong.

Clive Annear and Paul Murphy responded.

Clive Annear is motivated, as a Life Member, to fight for Members rights. Clive was disappointed that the Committee only distributed the Model Rules text yesterday, Bill MacLeod interjected and advised this was incorrect, the text has been available for some time. Clive Annear reiterated that members need time and all options to make an informed decision. Asked that members be included in a General Meeting when changing the Rules as 18 months ago, the Club had general consensus on not to amend the Club's Constitution. Clive thanked the members for the opportunity.

Paul Murphy added that if a draft of the Bylaws was close to submission it should have been presented at this AGM for member review. Also advised that at a Club he is also a member of, they tweaked the Model Rules slightly which wasn't a difficult task to amend. The current Constitution has been around for many years which has worked for the Club and members. Paul thanked the members.

The Commodore urged the members to consider this seriously and required a 75% vote to carry the motion. There being no further comments the motion was voted by a show of hands.

**MOTION:** To replace the Constitution of the Claremont Yacht Club Inc. with the Model Rules set out in Schedule 2 of the Associations Incorporation Regulations 2016.

**54 votes FOR, including absentees**

**MOTION DEFEATED.**

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#### 8.2 Claremont Yacht Club to Re-Draw \$300,000 from Jetty Loan for New Club Entrance

The Commodore put forward a motion titled "That Claremont Yacht re-draw \$300,000 from its jetty loan account to build a new Club Entrance".

**SECONDED: PETER STANLEY**

Chaz Milner commented that the project is a major infrastructure and requires formal approval before proceeding with the planning and building of the new Club entrance.

Steve Scott supports the motion however agrees with Chaz Milner's comments and that the Committee should follow proper processes.

Ross Campbell advised the Committee that information and plans should have been sent to members 6 prior to the AGM instead of dumping on members on the night.

There being no further comments the motion was voted by a show of hands.

**MOTION:** That Claremont Yacht re-draws \$300,000 from its jetty loan account to build a new Club entrance.

**92 votes FOR, including absentees**

**MOTION CARRIED.**

The Commodore advised that the Committee is now going through the process of going through the plans and may hold a Special Meeting to show amended proposals.

#### 9. ELECTION OF OFFICE BEARERS FOR SEASON 2017/2018

The Commodore announced the Office Bearers for Season 2017/2018.

The Commodore thanked Peter Wilkinson for 6 years as Rear Commodore Power and will continue to represent General Committee. Peter Wilkinson thanked the Commodore and welcomed the respected member taking over his position.

The results being:

<b>Rear Commodore Power</b>	Paul Hodgson	
<b>General Committee</b>	Mike Della Posta	(2 year election)
<b>General Committee</b>	Bill Harding	(continuing)
<b>General Committee</b>	Peter Stanley	(continuing)
<b>Rear Commodore Sail</b>	Rob Boykett	
<b>Rear Commodore Dinghy</b>	Walter Reeves	
<b>Vice Commodore</b>	Bill MacLeod	

**MOVED:** Peter Wilkinson

**SECONDED:** Bill MacLeod

**MOTION CARRIED**



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Patron, Hugh Cook, thanked the Commodore for all his efforts over the last 4 years, there has been a great enhancement to the Club.

#### 10. ELECTION OF PATRON, VICE PATON AND AUDITOR

Patron	Hugh Cook
Vice Patron	Mal McKercher
Vice Patron	Ross Campbell
Vice Patron	Clive Annear
Auditor	Chaz Milner

**MOVED:** David Bovell

**SECONDED:** Bill MacLeod

**MOTION CARRIED**

#### 11. GENERAL BUSINESS

##### 11.1 Constitution – Chaz Milner

Chaz Milner advised that he is willing to assist the Club, free of charge, with making the Constitution compliant without making drastic changes.

##### 11.2 Bird Issue – Peter Statham

Peter Statham asked what the Committee was doing with the issues of birds on the jetty. The Commodore advised that the Committee is taking on this issue seriously and working on finding methods. Flashing deflectors have made a difference.

##### 11.3 Motion from Debate over Model Rules – Clive Annear

Clive Annear moved a motion regarding the debate over Model Rules whereby the General Committee are empowered to remove/add members from the Constitution. Provide a paper describing options, "pros and cons" and explanations to members so they can make an informed decision. **SECONDED: PAUL MURPHY**

The Commodore advised this could be done at General Committee. The Committee would rather be proactive and make informed decisions at times in need without having apply for member approval.

Chaz Milner spoke against the motion advising that the Club requires expert advice to become compliant, changes can be made after that.



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Alex Salvaris commented that in order to make required changes there is a list. A broader scope is needed.

There being no more comments the members voted by a show of hands.

**MAJORITY OPPOSED**

**MOTION DEFEATED.**

#### **11.4 Electronic Lock for Change Room – Matt Pearce**

Matt Pearce advised that he is working on an electronic lock for the change room doors.

#### **11.5 Upcoming Events – Rob Boykett**

Sailing and Dinghy Tri-Sailing Event is scheduled for Sunday, 1st of October, 10am-2pm. Welcomes volunteers.

The Club's Open Day is scheduled for Saturday, 14<sup>th</sup> of October with a fire gun and invite VIP's.

The Club is encouraged to participate in both events.

#### **11.6 Club Atmosphere – Andrew Ballard**

Andrew Ballard encouraged the Committee to provide more Sunday activities, especially for families. Revise the wine list, play music, provide tables outside for summer and lift the overall vibe in the venue. Suggested a playground for families with young children.

The Commodore advised that the back area was just paved and there are many avenues to be discussed such as retaining for hill and costings. The Commodore also advised that the downstairs bar will be open for shortly for summer.

#### **11.7 Bar Operation – Aaron Papandroulakis**

Aaron Papandroulakis agreed with having the Deepdene bar open for summer and The Commodore anticipates the bar to be open within 4 weeks.

#### **11.8 Closing Comments – Geoff Congdon**

Geoff Condon congratulated The Commodore for the AGM and his contribution to the Club over the years.

#### **12. MEETING CLOSED**

There being no further business the meeting was declared closed at 9:22pm





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Signed as a correct record of the meeting.

\_\_\_\_\_  
David Bovell  
Commodore

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Dated