

November 16, 2018

Proposed Rules Changes
for Consideration by the DRRA Membership
at the 2018 Annual Meeting

The Problem

Unfortunately, in recent years, in a few instances a pool member has used aggressive, abusive, profane or threatening language towards pool staff or other members, or argued with or disobeyed clear and appropriate staff instructions. This is always intolerable, but is especially so where the pool staff member subject to this abuse is no older than a high school student and is a long-time member of the pool.

The Bylaws permit suspension of the pool privileges of any member or guest on account of their own violations of pool rules and regulations.¹ However, the Bylaws currently contain no provision permitting suspension of the pool privileges of adult members for violations of pool rules and regulations committed by their guests or their associate members. In addition, the Bylaws do not include in the definition of misconduct the use of aggressive, abusive, profane or threatening language towards staff or other members, or arguing with or disobeying instructions from pool staff.

¹ Currently a pool user who violates the pool's rules and regulations or disobeys staff instructions can be evicted by the manager and suspended for up to six days (a total of seven days), Rules and Regulations I-A (3) and (4); and can be suspended for longer periods by the Board of Directors for longer periods if they violate the pool's rules and regulations. Bylaws, Art. VI, sec. 3(b)(ii) and sec. 3(c).

Recommended Bylaws Changes

The Board recommends that the Bylaws be strengthened in two ways. First, the Board recommends that adult pool members be subject to suspension of pool use privileges if their guest or another member of their family violates the pool's rules or engages in misconduct as specified in the Bylaws. Second, the Board recommends that the use of aggressive, abuse, profane or threatening language towards staff and other members and disobedience to staff instructions be included in the definition of misconduct which may lead to suspension of pool use.

Proposed Bylaws Amendment

The Board recommends that Bylaws, Art. VI, sec. 3(b)(ii), be amended by adding the language shown below **in bold**:

“(ii) Violation of Rules. Use of the facilities may be suspended for a voting member, a voting member’s spouse, an associate member, and guests of a member **(i) who does not comply with the rules and regulations of the association; (ii) who argues with or does not obey instructions of pool staff; or (iii) who uses aggressive, abusive, profane or threatening language towards staff, members, or guests.**” Pool use privileges of a voting member and/or his or her spouse may be suspended under Bylaws, Art. VI, sec. 3(c) based on the conduct of an associate member or guest of that voting member or his or her spouse.”.²

To ensure consistency, if this amendment is adopted the Board will amend the Rules and Regulations to conform to these changes.

²If adopted, these changes in the Bylaws will automatically apply to adult Full Summer and August members. Bylaws Art. VI, sec. 2(e).