



RESOLUTION REGARDING CLUB USAGE BEHAVIOR POLICY

The undersigned being all of the members of the Board of Directors of Somerset Owners Association (the "Association") hereby adopt the following resolutions pursuant to NRS Chapter 82 and the Association's governing documents:

WHEREAS, it has recently come to the attention of the Board of Directors of the Association that there are residents in the Association that have been convicted of different levels of criminal offenses, either misdemeanors or felonies, involving illegal sexual contact with minors (hereinafter referred to as "Offending Residents");

WHEREAS, the Board of Directors of the Association has been advised that there also may be residents at the Association who are presently being prosecuted for alleged violations of laws involving allegations of illegal or improper sexual contact with minors (the "Alleged Offending Residents");

WHEREAS, a number of members or residents of the Association who have minor children have complained to the Board of Directors regarding allowing access to the Town Center by the Offending Residents or the Alleged Offending Residents because minor children of residents at the Association regularly utilize the facilities at the Town Center, many times in programs overseen by the Association when the parents of the minors are not present;


WHEREAS, there are a substantial number of minor children regularly at the Town Center using facilities at the Association, the Board of Directors of the Association believes it is in the best interest of the Association to adopt a rule which precludes residents or owners who are Offending Residents or Alleged Offending Residents from utilizing the Town Center at any time after they have been convicted of a crime involving improper or illegal sexual contact with minors or where a case against them is pending involving the improper or illegal contact with minors;

NOW THEREFORE BE IT RESOLVED, that the Board of Directors of the Association hereby adopts a rule which allows the Association, after proper notice and hearing, to ban members or residents of the Association who are Offending Residents or Alleged Offending Residents from utilizing the Town Center, including all of the facilities therein, such as the weight room and the swimming pool form and after the date they have been convicted of a breach of the law involving improper or illegal sexual contact with minors or during the pendency of any prosecution of them from criminal acts involving the improper or illegal sexual contact with minors;

RESOLVED FURTHER, that the Board shall provide each of the alleged offenders a hearing, with notice as set forth in the governing documents before imposing any ban on such Offending Residents or Alleged Offending Residents; provided, however, that in the Board's sole discretion, the Board may expedite the notice and hearing process provided that if such hearing process is expedited and the Board bans a particular individual as a result of such hearing, such individual may request an appeal thereof to the Board provided that the ban shall remain in place during the pendency of the appeal;

RESOLVED FURTHER, that the officers of the Association shall be allowed to take any and all steps necessary to enforce the resolutions contained herein.

IN WITNESS WHEREOF, The Resolution Regarding Club Usage Behavior Policy was duly adopted by the action of the Board of Directors on February 26, 2014.

By: 
Board President

Attested By: 
Board Secretary