MEMBERS ARE REQUESTED TO GO THROUGH THIS AND GIVE COMMENTS, IF AND WITHIN 15 DAYS.

DRAFT MINUTES OF 11th ANNUAL GENERAL MEETING (AGBM) OF APARTMENT OWNERS' ASSOCIATION (AOA), KV-II HELD ON 07.07.2024

Rescheduled 11th Annual General Body Meeting of the Kendriya Vihar-II, Apartment Owners' Association (AOA) was convened on 07.07.2024 (Sunday) at 10.00 AM in the Ground Floor Hall of Community Centre -1, Kendriya Vihar-II, Sector 82, Noida. Total 176 members were present in the meeting.

Mrs. Krishna Tyagi, President, Board of Management (BOM) AOA KV-2 extended warm welcome to the members present in the meeting. The members were informed that 11th meeting of AGBM was originally held on 30.06.2024 but had to be rescheduled due to not having sufficient presence for meeting quorum. Today's meeting is rescheduled meeting, as per the notice sent earlier.

The President AOA also briefed the house that the few members of this society are approaching various authorities for setting aside decisions of AGBM and SGBM of this society. BOM is being forced to waste money, time and energy of the society on unnecessary court cases and responding to letters coming from different sources. The august house was also informed by the President that the last and present BOM have been doing the pending works of the previous BOM's e.g. preparation of accounts and their audit for F.Y. 2016-17, renewal of society registration etc.

Thereafter she invited Shri Ramesh Sharma, Secretary, Apartment Owners' Association to start the proceedings of this meeting.

Agenda items were taken up for discussions and summary record of discussions are as under:

Agenda Item No. 11.1 - To confirm minutes of the 10th AGBM held on 02.07.2023.

Secretary presented the minutes of 10th AGBM as per attached booklet before the members of AOA present during AGBM. Members appreciated the efforts of previous BOM in compiling the minutes and praised Dr. Lokesh Kumar Sinha, the then Secretary for his contribution and efforts in preparing these minutes. <u>Minutes were confirmed and approved unanimously by AGBM.</u>

Agenda item No. 11.2 - Action Taken Report (ATR) on minutes of 10th AGBM held on 02.07.2023.

Secretary presented the action taken report on minutes of 10th AGBM as per attached booklet, before the members of AOA present during AGBM. <u>AGBM unanimously approved the ATR.</u>

Agenda Item No. 11.3 - To consider and adopt audited accounts for the years 2016-17 & 2022-23 along with formal approval of audited account for FY. 2018-19.

AGBM unanimously approved the audited reports of 2016-17 & 2022-23.

(Marmy /2/2/24

2. The 10th AGBM gave conditional approval for audited accounts of F.Y. 2018-19 as special audit was being carried out for this period. After completion of special Audit the report was presented in SGBM held on 24th December 2023, in which the points pertaining to Audit of specified year was regularized by Majority.

AGBM Unanimously gave formal approval for the audited accounts of 2018-19.

Agenda Item No.11.4 - To consider unaudited report for 2023 -24.

Unaudited Expenditures for the period 2023-24 was presented and unanimously accepted by the AGBM.

Agenda Item No.11.5 -To consider & adopt Budget Estimates for the year 2024-25

Members deliberated the expenditure proposed for 2024-25 in detail and advised to include capital budget also as part of total budget proposal. The capital budget for proposed activity:

Budget Estimation of Proposed Activities

S.No.	Head	Budget in 2023-24 Up to May 2024	Expenditure up to May 2024	Budget for 2024-2025
		30,00,000 (for Phase V)		
2	Lift Replacement	(1) 10,70,00,000 Actual Contract as per SGBM decision. (11,50,00,800) (for replacement of 120 Lifts) (2) 1,04,40,000 (Civil work in Lifts after Dismantling and buy back)	(1) 1,51,19,774 paid so far work still continued (2) 8,70,000 paid so far work continue	1,84,40,800 (Access amount required over SGBM decision)
3	DG replacement and Up-Gradation of Old Generators.	40,00,000	37, 77,296/-Plus GST Completed (44,57,209)	
4	Road carpeting	1,25,00,000 (Actual Contract 1,36,00,090)	84,39,936/- (Final settlement not done)	
5	Installation of additional water harvesting system in the society			20,00,000
6	Wi-fi in each Machine Room and Camera's for 120 Lifts.			10,00,000
	Total	12,65,00,000	2,91,05,750	2,84,40,800

The total proposed budget for 2024-2025 was approved unanimously by AGBM after detailed deliberations.

| Sharmy | 2/3/24

2. The Secretary briefed the august house that day to day expenditure budget proposed by BoM, is having a deficit of 13% and hence increase in subscription is needed. He further proposed for 10 percent hike in maintenance fund for day to day expenses of Common area.

AGBM approved 10% hike w.e.f. 1st July 2024 in the day to day expenses for common area with Majority. Only 3 members opposed the hike.

Agenda Item No.11.6 - Appointment of Auditor for the F.Y. 2023-24.

AGBM approved the appointment of Auditor, Shri Shri Sandeep Gupta, CA, being the lowest quote out of 3 auditor for the financial year 2023-24 proposed by BOM.

Agenda Item No. 11.7 - Extension of term of Internal Audit Committee with enhancement in scope of work.

Secretary briefed the August House that following Enhancement in "scope of work" as per P-ACB topics has been approved in 9th BOM meeting on 12.06.2024 for the year 2023-24.

- Maintenance of various documents/registers/records.
- 2. Funds and their management.
- 3. Issue related to service providers in KV-II.
- 4. Miscellaneous.

AGBM unanimously approved the extension of term of IAC for six months w.e.f. 07.07.2024 with enhanced scope of work.

Agenda Item No. 11.8 - Formulation of strategy to enhance the Corpus Fund for future major repairs/replacement.

Members discussed the agenda item along with agenda item 11.14.2 in detail and decided to form a Committee to explore and suggest the strategy for enhancement of corpus fund to be called as "Common Expenses (Major Repair/Replacement/Works)". The committee will submit its report within 3 months to BOM for further approvals.

AGBM Unanimously constituted the following Committee:

- 1. Dr. L. K. Sinha
- 2. Shri Ratnakar Singh
- 3. Shri Surinder Kumar
- 4. Shri Neeraj Jaiswal
- 5. Shri H.N. Mishra
- 6. Shri Gautam Dev
- 7. Shri Dr. G.K. Choudhary
- 8. Shri Sudhir kumar
- 9. Shri J.B. Singh
- 10. Mrs. Kalpana Saxena
- 11. Secretary BOM

Convener

Chairman

Thorand Holon

Agenda item no. 11.14.5 (2) regarding number of vehicles to be allowed in one flat has also been referred to this committee.

Agenda Item No. 11.9 – Formation of Committee for review of P-ACB and Bye-Laws.

AGBM unanimously constitued the following committee. The committee will submit the report to BOM before next AGBM for approval.

1. Dr. L. K. Sinha

Chairman.

2. Dr. A.S. Mishra

Advisor

- 3. Shri Mritinjay Jha
- 4. Shri O. p. Goel
- 5. Shri Gautam Dev
- 6. Shri Neeraj Jaiswal 7. Shri Rakesh Kumar
- 8. Shri Mata Deen Sagar
- 9. BOM Secretary

Convener

The president Mrs. Krishna Tyagi offered her services to the committee as advisor on finance and accounts matters, which was unanimously approved by the AGBM.

Agenda Item No. 11.10 - Review of staff strength and recruitment policy. Hiring of suitable qualified person for accounts and stores.

(i) AGBM unanimously approved the existing staff strength of 34 persons with same terms and conditions and gave administrative approval for appointment of qualified accountant and store keeper as recommended by IAC.

(ii) AGBM Unanimously constituted the following committee to review the staff strength and recruitment policy.

1. Shri CBS Maurya

Chairman

- 2. Shri Neeraj Jaiswal
- 3. Shri R. C. Mangla
- 4. Shri A.D. Thomas
- 5. Shri Ratnakar Singh
- 6. Mrs. Kalpna Saxena
- 7. BOM Secretary

Convener

Agenda Item No. 11.11 - Marking of assets and physical stock verification annually.

The work has to be carried out by qualified Storekeeper. AGBM had already given administrative approval for appointment of qualified storekeeper in agenda item number 11.10. Due to urgency, the august members pressed upon and stated that the work must start immediately after appointment of Store Keeper.

Mharmy 3/3/24

Agenda Item No. 11.12 - Presentation of status of Infrastructure Fund and its utilization.

The secretary presented the status of Infrastructure Fund:

Lifts:

The BOM has placed order for replacement of 120 lifts with L2 as per the directions of SGBM and agreement is signed with ECE. The work has been started and is in progress. Few lifts hasve been taken over and few are running on trial basis.

Total Cost for replacement Rs. 11,50,00,800/- including GST Expenditure of Civil work Rs. 1,82,40,000/-Byback

(2)78,00,000/-(3)

Total Cost {1+(2-3)} Rs. 12,54,40,800/-

Generators:

The for New generator Rs. 23,70,000/- Plus 18% GST Installation charges Rs. 2,04,040/- Plus 18% GST

Expenditure for carrying out Work for connecting IGL Commercial Meters to Generators

Rs. 1,22,980/- Plus 18% GST

Up gradation of Old Generators with dual fuel kit:

Rs.10,80,276/- Plus 18%GST

Total Expenditure for above work is:

Rs.37, 77,296/- Plus 18% GST

The IGL Commercial Meters (2) installation Security Deposit (refundable/adjustable) Rs. 3,45,637/-

Infrastructure Expenditure

Total Expenditure Incurred/ to be incurred:

- Generator-New/up gradation (Rs. 44,57,209/- Including GST paid)
- Road Carpeting Rs. 1, 36, 00,090/- including GST (Rs 84,39,936/- paid)
- Replacement of Lifts. Rs. 11,50,00,800/- including GST (Rs. 1,51,19,774 paid)
- Civil work-Dismantling after reimbursement Rs. 1,04,40,000/- including GST (Rs. 8,70,000 paid)
- Firefighting system Rs. 52,51,944/-(Expected) including GST (Rs. 2,18,831 Paid)
- Total Expenditure: Rs.14, 87, 50,043/- Including GST (Rs. 2,91,05,750/- paid)

Expected Collection: Rs 13,65,60,000/-

- Rs.30,000*2276 =Rs. 6,82,80, 000/-(Owners) i.
- Rs.30,000*2276 =Rs. 6,82,80, 000/-(Corpus Fund)

Balance: 14,87,50,043-13,65,60,000= Rs.(-) 1,21,90,043/-

This difference is due to replacement of 24 lifts (8 Passenger) as per SGBM directives instead of up gradation proposed in AGBM.

The difference amount and shortfall amount of collection from AOA members is proposed to be taken from Corpus Fund. (Permission is requested from AGBM;

& Thermand Istal

AGBM unanimously approved the difference amount as well as shortfall amount of collection from AOA members to be taken from Corpus Fund.

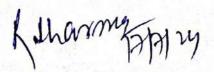
Agenda Item No. 11.13 - Installation of additional water harvesting system in the society.

The secretary briefed the August House that there are 7 (seven) existing harvesting systems which needs complete overhauling/revival. He further stated that Additionally 2 (two) more harvesting systems are required.

AGBM unanimously approved the above work for which the amount has already been approved in the Budget estimates in agenda item no. 11.05.

Agenda Item No. 11.14 - Agenda moved by members, AOA.

S. No.	Moved by	Agenda	Decision of AGBM
11.14.1	Shri Amod Kumar Sinha A-29 Pkt-5	1. Common Maintenance Charges (CMC) It has been observed that there is anomaly in Common Maintenance Charges (CMC) being collected/levied individually from each DU in our Society The CMC being collected in our Society on lump-sum basis, whereas other Group Housing Societies of NOIDA/UP, the CMC are being collected uniformly on the basis of the size of the DUs/Flats at the Specified Rate i.e. Per Sq.ft. per month formulae on Super Area/ Carpet Area, etc.	AGBM did not discuss this agenda as the concerned AOM member was not present.
		2 Infrastructure Fund it is pertinent to mention that, at the time of taking possession from CGEWHO an amount 1.5% of the Cost of the Flat was collected from each beneficiary (DU/Flat) and the same was kept as Corpus Fund Accordingly, amount on account of Infrastructure Fund must also be collected from each DUs/Flats, applying the same logic on the basis of specific areas of each dwelling units, as prevailing in other societies in NOIDA (UP), and not at the Flat Rate of Rs 30.000/-, which is being charged uniformly for all type of DUs	



		In line with 'Angel Mercury Apartment, Ahinsa Khand-2. Indirapuram, amount on account of Contingency Fund, may be collected as Per Sqft. Per Month on size of the DU(Flat) along with Monthly Maintenance Charges (i.e., Common Maintenance Charges) to meet any eventuality in future. This would create an additional fund (i.e., Contingency Fund) like Corpus Fund and this may lessen the burden of beneficiaries to pay the lump-sum amount on account of Infrastructure Fund etc. within a stipulated time. This may also be taken as Agenda Point, with regard to Infrastructure Fund, for the 11th AGBM of AOA Kendriya Vihar-II, Sector-82, and NOIDA.	
11.14.2	Gautam Kumar Deb. B-67 Pkt-2	 Proposal for amendment of some of the provisions of Bye-Laws. Setting –up of minimum corpus and revision of subscription. Temple Complex may only be used for Worship Rituals, Bhandara's etc. No other activities like indoor games, amusements, meetings of any kind other than matters relating to the affairs of the Temple should be allowed inside the Temple Complex. Proposal for amendment of some of the provisions of Bye-Laws 	
		a) The SGBM is a special provision for the BOM and well as the members can be used by both for special or extraordinary intervention. To specify the minimum number of members required to convene and SGBM by the members in case the BOM fail to function as per bye-laws.	a), b, c) and d) will be taken care by the Committee reviewing the P-ACB and Bye-Laws.
		 b) To define anti-AOA activities and to include the same at chapter.1 (17) and chapter IV (28) of bye laws. For example, following activities will be considered as anti-AOA activities. I. Any encroachment of common areas by any individual or group or organization shall amount to violation and will be considered punishable act as per Indian Penal Code. II. Any alteration or installation of 	

Charme Myy

permanent, semi-permanent or temporary structure in the common areas of kendriya vihar —II premises.

III. Any change in original approved plan including common utility structures like water tank ,electrical installations, entry gates, firefighting systems ,water supply and sewer systems, boundary wall, lifts etc.

Any violation of the provisions of the bye-laws and /Uttar Pradesh apartment (promotion of construction, ownership, and

maintenance) Act, 2010.

IV. Causing loss to the common properties of kendriya vihar and indulging into provocation (oral speeches /social media/internet and other media) against the executive members of BOM and members in general having adverse impact on the welfare of members and residents.

V. Misleading members and residents /external organizations / statutory bodies / Government organizations with incorrect information about the resolutions or decisions made by the AGM / SGBM /BOM having harmful impact on welfare of members and

residents.

- c) Since the member there one a large Numbers of Pensioner and senior citizens in the society and the number is ever increasing; it is proposed to include "Psensioner sr. citizen welfare" as an additional objectives of AOA for incorporating in the a bye-laws and setting –up of an additional department in the BOM for the purpose (eg. For pension disputes, family pension on death of principal pensioner, medical exigencies, facilitating nursing services etc.)
- d) There is also need to review the penal provisions for non-payment of subscription and other such funds as decided by the GBM/SGBM/BOM for the welfare of the society.

2) Setting-up minimum corpus and revision of subscription:

a) With the time, the various systems like water supply lines, sewer pipelines, water tanks boundary wall, Apartment walls etc. would require higher maintenance charges and there may be sudden break down requiring higher budget. Besides, there may also be instances of epidemics or natural calamity causing damage. Thus, there would be requirement to maintain a certain amount of corpus fund to undertake major replacements and repair.

It is proposed to maintain a corpus e.g. Rs. 5

AGBM has constituted a committee at Agenda point no.11.08



crores to handle situations. This needs discussion.

- b) Since out of total infra (lift-road-fire system) budget of about RS 15.00 Cr ;about Rs 7.5 Cr (50%) is to be born out of corpus fund ,there will be an insignificant balance as corpus fund of around Rs1-2 Cr only .This added with a possible increase in repair and maintenance will put enormous pressure on expenditure. We need to set up a 'subscription committee 'to calculate and recommend the monthly subscription realistically within a stipulated time period.
- 3) It is proposed to consider taking up of solarenergy project at KV-II ,especially at community center, and roofs of apartments for energy and light posts to save electricity/charges funds from government schemes may be explored.

AGBM directed BOM to explore <u>option</u>

4) It is propped to take up following development activities

I. Expansion of CGHS facilities by arranging an expert doctor twice/thrice in a week and also to add a minor surgical for first aid, injections, vaccinations etc. in dispensary. Also arrange free treatment of all senior citizens, pregnant women handicapped person residing at KV-II at the CGHS dispensary.

As action is already being taken by BOM, AGBM directed the BOM to expedite the matter.

- II. To prune tree leaves & branches objecting light from lamp-posts along the road/to stop growth of bats/to restrict fall of tree branches during storms etc. with necessary permission of concerned authority.
- III. Arrange installation of lift at foot over bridge and its regular cleaning in consortium with adjoining society, FORNWA & NOIDA authority IV. Arrange install lifts at CC-I & II to facilitate ever increasing numbers of senior citizens and handicapped persons. Also, expand suitably utilizing its roof at 1st floor (adjoining to library) for a meaningful purpose like expansions of CGHS / Pensioner or Sr. citizen welfare cell / BOM Office etc.

V. Installations of metric entry system at the cashless gates and transaction suppliers/vendors/service providers of KV-II by BOM.

Setting up of E-procurement and reverse auction system for purchase of good's &

Warme 13/3/14

		services and sale of scraps/junks/services etc. to bring transparency.	
11.14.3	Shri A D Thomas B-150 Pkt-6	 A Committee is to be constituted to study the damage which will be caused to the towers in the event of an earthquake. An owner shall not make any structural modifications or alternations in his/her unit or installations located therein, without notifying the association in writing and obtaining the requisite permission of the prescribed sanctioning authority. No owner shall undertake any work that affects the external façade of the building from any angle i.e. covering of balconies and terraces change of colour etc. An effective drive to recover the pending dues of maintenance charges from the defaulters should be carried out immediately. Provision should be made in the My Gate so that it automatically blocks the requests of defaulters, which will compel the tenants/owners to pay the monthly dues. Late payment charges for monthly subscription should be % basis not on fixed basis The owners are encroaching on the green belt in front and adjacent of the flat. Action is to be taken to remove all such unauthorized encroachment in the green belt area. Without waiting for outside help to carpet the road we should use our corpus fund to make the roads immediately. 	Only the point regarding recovery of dues was pressed by AOA member. Secretary informed the house that required action is already being taken by BOM. AGBM directed the BOM to implement the suggestion given by AOA members.
11.14.4	Naresh kumar Bansal C-172 pkt-1	AOA has engaged persons from various trade eg. Electrician, Plumber etc. However, there is no one from carpentry trade. One/two Carpenters may also be added in maintenance staff pool.	AGBM Unanimously decided to refer the Matter to the Committee constituted at Agenda Item
11.14.5	B L Singh C-25 , Pkt-7	Due to court stay order, temple committee's time got wasted without performing any duties. Hence, after stay is over, committee should get a period of at least 5 years or any other period to bring a makeover to the temple at its best interest. An approval for the temple from Noida Authority asap	no. 11.10 1. AGBM unanimously decided that one year term of the 10 Member committee of unified temple Management will start from the date of full fledge takeover

			management after the pronouncement of Court case.
		2. Number of vehicles to be allowed in one flat.	2. AGBM referred this point to Corpus Fund committee constituted at 11.08
		3.Water meter provision for each flat and penalty water wastage.	3 <u>. AGBM</u> <u>directed To</u> <u>take this matter</u> <u>in BOM</u>
11.14.6	दिनेश कुमार त्यागी अध्यक्ष) एकीकृत मंदिर (परिसर	विषयः एकीकृत मंदिर परिसर के लिए चुनी गई मंदिर सिमिति के कार्यकाल के विस्तार हेतु आपको अवगत कराना है कि आपके दिशा निर्देशन में दिनाँक 08-10-2023 को एकीकृत मंदिर परिसर " केंद्रीय विहार-2 सैक्टर-12 नोएडा के लिए 10 सदस्यों की एक मंदिर सिमिति का चुनाव कराया गया था। इस मंदिर से सम्बंधित वाद माननीय न्यायालय में लिम्बत होने के कारण चुने हुए 10 सदस्य इस मंदिर से सम्बंधित अधिकांश कार्यों का संचालन सुचारू रूप से नहीं कर पाये हैं। कर पा रहे हैं। इस मंदिर प्रकरण में सभी तथों को ध्यान में रखते हुए मंदिर सिमिति के कार्यकाल को समुचित समय के लिए विस्तार की नितान्त आवश्यकता है जिससे कि चुनी हुई सिमिति इस मंदिर में उचित रखरखाव व्यापस्था को बनाए रखने में अपना सहयोग प्रदान कर सके। अतः आपसे करबद्ध अनुरोधा है कि इस चुनी हुई मंदिर सिमिति के कार्यकाल को समुचित समय के लिए विस्तार की अनुमति प्रदान करने की कृपा करें।	
11.14.7	Surinder kumar B 161 pocket 6	AOA Members shall contest only one Election either of Mandir committee or BOM	AGBM unanimously approved the Proposal

Agenda Item No. 11.15 - To consider any other business that maybe brought forward during AGBM with permission of the Chair.

S. No.	Point	Decision of AGBM
11.15	Action against the AOA members going against the decisions of AGBM and SGBM in the court.	Based on opening remarks of the President, one of the members took permission from Chair to propose a resolution wherein the acts of members involved in such activities should be condemned.
		Further the house pressed upon to mention the names of signatories of letters dated 01 st and 30 ^t April 2024.
		The AGBM unanimously condemn their action and decided to pass "निंदा प्रस्ताव" by mentioning their names.
1		Names of Signatories in petition to Dy
		Registrar in aforementioned letters: 1 Shri S D Choudhary. B-243 Pkt-1
		1. 0.0. 0.0. 0.0.
11.5		2. Shri O.P. Parmar, B-269 Pkt-2 3. Shri Manoj Kumar, C-224 Pkt-7
		4. Shri Subodh Kumar, B-45 Pkt-4
	V.	5. Shri Manas Chattopadhya, B-98 Pkt-4
		6. Shri S.K. Mandal , B-171 Pkt-1
		6. Shri S.K. Mandal, B-171 Pkt-1 7. Shri A.R. Das, C1-8 Pkt-7
		8. Shri S.P. Dutta, B-236 Pkt-1
		9. Shri Kashi Nath Ram C-41 Pkt-6
		And other signatories to the letter dated 30 th April 2024.

AGBM of the Association ended with vote of thanks by the members.

(Ramesh Sharma) Secretary

Copy to:

- 1. All Notice Boards in KV-II AOA.
- 2. Website: noidakv2.org/ noidakv2.com/My Gate App.