

Village at Monument Nomination Committee Meeting 10/16/2019

Meeting held at 16838 Buffalo Valley Path. at 6:30pm

Attendees:

Joe Rubinstein

Tommie Plank

Laura Kronick

The committee discussed the current status of nominees and other details of the upcoming election.

- The election is scheduled for November 14th at the Village at Monument HOA annual meeting.
- Five terms are up for re-election. Two current board directors, whose terms are expiring, are running for positions on the board.
- At this time, there is no one else running for the remaining three positions.
- The board has decided that, if we have enough candidates, we would have two candidates run for two year terms and three candidates run for three year terms. This will ensure that going forward, no more than three board director positions are expired in any given year.
- The board decided in the prior board meeting that Carolyn Hodges will receive proxies. This is in order to maintain ballot secrecy and avoid any potential concerns of a conflict of interest if they were sent to a board member.

The committee decided that we should determine how to delineate which candidates are running for two or three year terms at a future committee meeting prior to the election. This will only be necessary if more candidates decide to run.

The committee went through the Village at Monument directory and identified 11 homeowners who should be contacted personally to ask them if they would consider running for the HOA board. The list was initiated by Joe and Carolyn Ihrig and updated in the meeting. The committee divided the list amongst the three committee members with the intent to phone those owners

When discussing with potential candidates the following can be discussed:

Requirements of candidates:

- Must be a VAM HOA homeowner
- Dues must be up to date
- Must be willing to:
 - Take an online HOA board training course
 - Become knowledgeable of VAM HOA governing docs
 - Attend monthly meetings as available.
 - Participate in committees or perform leg work for contractor investigations and other HOA business stuff.

- Estimated 10-20 hours/month
- Serve for a 2 or 3 year term.

Additionally, it is recommended to get to know them and discuss if they have any prior experience.

The sample proxy that is specific for the upcoming election was distributed and reviewed. Further comments and changes can be made up until it is distributed to the community.

We have a goal to finalize the candidates list and send out details of the upcoming election with proxies by October 24th 2019. We acknowledged that a few days later would be ok, but it must be sent out by October 31st. We will also send reminders as the election approaches. Joe Rubinstein will draft the initial Email that will be sent to the community for committee and board review.

The committee discussed at great length Article IX Paragraph 3 Designation of Voting Representative. This paragraph states that a home owned by more than one person (which is interpreted to include a husband and wife who are both on the title) must provide the HOA board a proxy appointing and authorizing one person or an alternate person to attend all annual and special meetings of members and thereat to cast whatever vote the Owner himself might cast if he were personally present. **More details on that discussion below.**

The committee agreed that final election procedure details could be discussed at a later committee meeting. We discussed some election procedure details:

- Ballots to be handed out at the meeting, one per household.
- For people who have received election proxies, from other homeowners, they will be given a ballot for each proxy in their possession.
- For households that are owned by more than one individual they will need to provide a proxy designating who will cast the vote for this election and future votes. Those proxies will be sent to the homes with multiple owners well in advance of the election. They can submit those prior to the election or at the meeting. Additionally we will have extras at the meeting that can be filled there.
- Proxies for multi owned households may be provided in advance or can be filled out at the meeting.
- Only members in good standing can vote. We will have to work out details on how to ensure that.
- Ballots will be secret.
- Ballot counting will be performed by two HOA members and one board director. Anyone running for election is excluded from counting. Tommie Plank has offered to count.

VAM HOA Bylaws: Article IX Paragraph 3

Designation of Voting Representative - Proxy. *If a Lot is owned by one person, his right to vote shall be established by his record title thereto. If title to a Lot is held by more than one person or by a firm, corporation, partnership, limited liability company, association or other legal entity, or any combination thereof, such Owners shall execute a proxy appointing and authorizing one person or an alternate person to attend all annual and special meetings of members and thereat to cast whatever vote the Owner himself might cast if he were personally present.*

The interpretation of this is that for homes where more than one person is the owner, including husband and wife, they need to sign a proxy stating who is the appointed person who can cast a vote in order for it to be considered. HOA president Phil Savage conferred with the HOA lawyer and he agreed with that interpretation.

Thoughts that we had in the meeting:

- This would be a 2nd proxy that we would need to distribute for this purpose, in addition to the one specific for this election. A generic one to cover the multi owned household. It would stand for all time, once submitted, for all future votes unless they rescind it.
- We will send that out within the week with clear description of the issue and clear directions.
- It should be sent only to the households where this applies. This would avoid confusion with the single owned households.
- The election specific proxy would be sufficient for this vote but not for future actions.
- It would be incumbent on the board to have an up to date list of who is on the title for all the homes for these elections.
- Additionally copies of those proxies or at least a listing for those multi-owner properties with proxies should be available during the election.
- We might consider reaching out to each household personally to make sure they know their rights and responsibilities for this election.
- We must have copies of this proxy at the board meeting.