

2018 Proposed Changes to By-Laws

Overall Reasons for Changes:

- To allow for electronic notifications to those that receive email.
- To add the ability for the Board of Trustees to hold telephone or video meetings.
- To clarify a few points related to meetings and voting.

Current Language:

IV Meetings

An annual meeting of the members shall be held on the third Saturday of July in each year, at 2:00 o'clock P.M. at Heidelberg Beach, or at such other time during the month of July or August in each year as the Board of Trustees may determine. At such meeting, Trustees shall be elected, officers and committees shall report, and such other business shall be transacted as may be brought before the meeting.

Special meetings of the members may be called at the direction of the Board of Trustees, the President or the Vice President, or persons holding twenty-five percent or more of the voting power of the members.

A meeting of the Board of Trustees shall be held immediately following the annual meeting of the members, and at such other times as the Board may determine.

Written notice of all meetings of the members, including notice of the purpose of special meetings, shall be given to all members not less than seven nor more than thirty days before such meeting. Written notice of all meetings of the Board of Trustees, except the annual meeting, shall be given to all Trustees not less than two days before each meeting, unless waived.

Specific reasons for changes:

- To clarify that the deadlines for announcing meetings are specifically related to the logistics—the date, time, and place.
- The deadlines given have been updated to match the current corporate law (at least 10 days, but less than 60 days).
- To allow notification to be electronic for those that are on email.
- To allow Board meetings to have the option of a phone or video meeting if an in-person meeting is too hard to arrange.

Proposed Language:

IV Meetings

An annual meeting of the members shall be held on the third Saturday of July in each year, at 2:00 o'clock P.M. at Heidelberg Beach, or at such other time during the month of July or August in each year as the Board of Trustees may determine. At such meeting, Trustees shall be elected, officers and committees shall report, and such other business shall be transacted as may be brought before the meeting.

Special meetings of the members may be called at the direction of the Board of Trustees, the President or the Vice President, or persons holding twenty-five percent or more of the voting power of the members.

A meeting of the Board of Trustees shall be held immediately following the annual meeting of the members, and at such other times as the Board may determine.

Notice of the date, time, and place, of all meetings of the members, including notice of the purpose of special meetings, shall be given to all members not less than 10 or more than 60 days before such meeting. Notice of the date, time, and place, of all meetings of the Board of Trustees, except the annual meeting, shall be given to all Trustees not less than 2 days before each meeting, unless waived.

Notice of meetings (Annual or Board) may be given electronically to those who are on the Association's email list. Written notice to those members that need it, must be postmarked by the deadlines noted in the prior paragraph.

The Annual Meeting, or other special meetings of the full membership, must be held in person.

Board Meetings may be held in person, or by conference voice or video call.

Current Language:

V

Voting

At all meetings of the members, each sub lot represents one vote (fractional lots have corresponding fractional votes). The single vote (or fractional vote) for each sub lot should be cast by joint agreement of those who have the right to occupy that sub lot, either under lease or other contract.

A quorum shall consist of a majority of sub lots being represented. (There are currently 100 sub lots. A majority—quorum—would therefore be 51 sub lots being represented.)

Specific reasons for changes:

- To correct a prior error that indicated 100 voting lots (only 98 voting lots).
- To state explicitly that our custom of printing paper ballots ensures anonymity.
- To clarify that paper ballots distributed by lot is the only method of legitimate voting. A show of hands is not a legitimate method of voting. A show of hands can be used to generally survey those in attendance of the meeting, but no official action can result from a show of hands.

Proposed Language:

V

Voting

At all meetings of the members, each sub lot represents one vote (fractional lots have corresponding fractional votes). The single vote (or fractional vote) for each sub lot should be cast by joint agreement of those who have the right to occupy that sub lot, either under lease or other contract.

A quorum shall consist of a majority of sub lots being represented. (There are currently 98 sub lots. A majority—quorum—would therefore be 50 sub lots being represented.)

At all meetings of the members, to ensure anonymity and an accurate per lot vote, only printed ballots are allowed. Ballots can only be voted by the member or their proxy. If a motion is made during the meeting to take an official vote that was not planned for, a new meeting will be called so that new ballots can be printed for that vote.

Current Language:

IX

Amendments

These By-Laws may be amended or repealed at any annual meeting of the members as long as at least three weeks' notice has been given to all members indicating the changes proposed. Amendments to the By-Laws, Property Owners Rules and Regulations, and Building Rules and Regulations must pass by a two-thirds majority of the ballots cast in order to go into effect.

Specific reasons for changes:

- The wording of the existing rule needed clarification.
- To allow notification to be electronic for those that are on email.

Proposed Language:

IX

Changes to Association Documents

The By-Laws, General Rules and Regulations, and Building Rules and Regulations may be changed at any meeting of the members. The proposed changes to these Association documents must be communicated not less than 21 days ahead of the meeting. The proposed changes must pass by a two-thirds majority of the ballots cast to go into effect.

The communication of the proposed changes may be given electronically to those who are on the Association's email list. Written notice to those members that need it, must be postmarked by the deadline noted in the prior paragraph.