

**RESOLUTION TO SET FORTH POLICIES AND PROCEDURES
FOR THE PURPOSE OF SUBMITTING PROPOSED
COVENANTS AND RESTRICTIONS FOR MEMBERSHIP APPROVAL
AND TO AUTHORIZE ELECTRONIC BALLOTING**

**White Birch Lakes Recreational Association
Farwell, Michigan**

At a regular meeting of the Board of Directors of the White Birch Lakes Recreational Association, held on the 11th day of May, 2024, at 10:00 a.m. Eastern Time,

PRESENT:

ABSENT:

The following preamble and resolution were offered by Director _____ and supported by Director _____:

WHEREAS, the C&R Committee and Board of Directors have been working on a proposed update to the White Birch Lakes Recreational Association's Covenants and Restrictions, and

WHEREAS, the Board of Directors desires to set forth the policies and procedures by which the Association will present the proposed update for a vote of the membership, and

WHEREAS, the Board of Directors has sought the advice of the Association attorney regarding the process for conducting an election on the proposed update;

NOW, THEREFORE, BE IT RESOLVED that the following policies and procedures be adopted for the membership vote on the 2024 proposed update to the White Birch Lakes Recreational Association Covenants and Restrictions ("2024 Proposed C&Rs").

ELIGIBILITY TO VOTE

A voting member is defined in the 2002 Amended Declaration of Restrictions, White Birch Lakes Recreational Association ("2002 C&Rs"), in Article I, Section A.1 as "every person who acquires title (legal or equitable) to any residential lot in the Development shall be a member of the Association, except that only one (1) of any number of co-owners of a lot shall be entitled to a vote".

Article 1, Section C.1 of the 2002 C&Rs states that "each adult person having a legal or equitable ownership in a lot shall be a member of the association and shall be required to pay only one such annual charge for each lot owned, subject to contiguous lot status".

Based on the advice of the Association Attorney, a voting member is hereby determined to be eligible to cast one vote for each lot upon which an annual assessment is paid.

In order to participate, the voting member must not be under suspension of privileges of membership as defined in the 2002 C&Rs, Article I, Section E and the White Birch Lakes Recreational Association By-Laws Article III, Section 7. The deadline to be in compliance is August 5, 2024, and a proposed ineligibility list will be available at the Association Office on that date. The Board of Directors will certify the ineligibility list at its August 10, 2024 Board of Directors meeting. If a member believes that they are on this list in error, they may appeal to the Board of Directors in person or in writing at the August 10, 2024 meeting.

VOTING PERIOD

Voting will commence on Monday August 12th and end on Friday August 30th. No later than fifteen (15) days prior to the start of the voting period, members will be mailed information on voting procedures and means by which to access the 2024 Proposed C&Rs. The 2024 Proposed C&Rs will, at a minimum, be posted on the Association's website and Facebook page, be available in paper form at the Association Office, and sent electronically to those who are participating in the Association's email list.

VOTING METHODS

The Board of Directors is authorized to contract with an outside consultant to manage the voting on the 2024 Proposed C&Rs. If contracted, the consultant must be able to offer the following:

- Hybrid elections whereby the member may choose to vote either by paper or electronic means.
- Member tracking that prevents over-counting while maintaining the confidentiality of the member's vote.
- Ballot tabulation that includes both electronic and paper ballots.
- Paper ballots may either be processed by the Association Election Committee in the same manner as for the annual election of the Board of Directors and internally entered into the consultant's system for tabulation, or directly by the consultant.

If the Board of Directors chooses to not contract with an outside consultant, then the process will be managed by the Association Election Committee in the same manner as for the annual election of the Board of Directors.

The voting method will be finalized by the Board of Directors at the June 8, 2024 meeting and presented to the membership at the July Annual Meeting.

RESULTS

In order to become effective, the 2024 Proposed C&Rs must receive an affirmative vote from a simple majority of the total members of the association in good standing that are eligible to vote as set forth above. A simple majority is defined and 50% plus 1.

Results will be released to the membership no later than September 13, 2024 via the Association website, Facebook page, and email communication.

Ayes: _____

Nays: _____