Big Country Acres Minutes - Annual Meeting Ballot Counting 10/7/14

ATTENDANCE: The following residents were present: Dana Mosher, JoAnn Buchheit, Henry Miller, Tracey Huff & Erik Wilkening, Ruth Intlekofer. Thank you to JoAnn for taking minutes.

Prior to the meeting, the trustees had been informed that one resident had given their ballot to Ruth Intlekofer, which is not allowed as per the CCR and the correct submission procedure is clearly stated on the ballot.

Concerned that the resident would miss out on voting, since the ballot had not since arrived by any of the proper methods and Ruth was not there yet, JoAnn called the person at 6:55 to see if there was a plan to submit the ballot. The person replied that it had been left on Ruth's porch but that then Ruth had told him "we are not voting". By that time, Ruth could be seen on her way over, so the caller was asked to hold on.

As of 6:55 p.m., the trustees had received 21 ballots from Barton, Brown, Buchheit, Buchheit Jr., Christiansen, Craft, Gilley, Helsel, Hoffman, Huff, Littlecreek, Lord, Miller, Mosher, Olson, Ottinger, Pearia, Rattini, Roe, Smith and Stern. 22 were needed for a quorum.

Ruth arrived and immediately asked if there was a quorum. Dana replied "No, but you should have [Name]'s ballot." Ruth said she had left it at home and "it was incomplete anyway", proving to those present that she had disregarded the CCR and accepted a ballot that she was not authorized to receive and then withheld it.

JoAnn put the person on speaker phone and Dana asked if they wanted to vote. JoAnn stressed that if the person did vote, it would make a quorum. When the person hesitated, Dana asked, "What do you want to do?" Ruth said authoritatively, "[Name], we're not voting." and then the resident replied tentatively "I don't want to make a decision to vote at this time."

Dana shouted at Ruth, "The destruction of this neighborhood is on your head!" and flung all the ballots into the air in frustration. Heated arguing ensued and obscenities were uttered by some out of exasperation.

Ruth asked for the trustees to call a Special Meeting to discuss road issues and debt collection. Shocked, Dana responded hotly that we had already done that. Ruth argued that she had requested special meetings about the road in the past but had not been acknowledged and that she had been informed that the Trustees would decide. Dana told Ruth she was crazy to think that because we had held multiple road meetings to give information and allow for voting; furthermore when Ruth made a motion to force a meeting with a county representative about the NID program, Ruth had not even attended. Ruth continued to argue and Dana added that she had documentation of all Ruth's requests and her answers to them.

Ruth left and the others who remained tallied the ballots. If one more ballot had been received, there would have been an overwhelming majority of <u>total</u> lot owners approving all motions except #1.

POST MEETING UPDATES:

- Within 30 minutes, Ruth sent Dana a written request to call a Special Meeting to vote on the same special assessments that were just on the ballot, plus a motion to allow trustees to execute a sheriff sale of property to collect debts.
- The Trustees deny Ruth's request for another Special Meeting because they feel it would be a waste of time:
 - 1) Since September 2013, she has made at least 6 motions/suggestions (not including those that were not seconded) and then did not a submit a ballot to make a decision on them.
 - 2) The last time she requested a Special Meeting, she did not attend the meeting nor vote on the matter.
 - 3) Debt collection was just addressed at the annual meeting and the CCR VIII-E already allows trustees to take "any legal action... including... foreclosure and public sale".
- The Trustees are considering a number of options regarding how to proceed and will keep you posted.
- Bob Ottinger has been appointed to the Lake Committee.

Respectfully submitted, Robin Barton, Secretary