

#### **OPEN MEETING**

# MINUTES OF THE SPECIAL OPEN MEETING OF THE BOARD OF DIRECTORS OF THIRD LAGUNA HILL MUTUAL, A CALIFORNIA NON-PROFIT MUTUAL BENEFIT CORPORATION

Tuesday, June 29, 2021, at 9:30 a.m.
24351 El Toro Road, Laguna Woods, California
BOARD ROOM/VIRTUAL MEETING

The purpose of this meeting is tabulate the ballots for the Third Mutual Annual Election to vote for the restatement of the Third Bylaws and CC&Rs in accordance with Civil Code §5110

Third Members only may address the Board of Directors or the Inspector of Elections. The Board reserves the right to limit the total amount of time allotted for member comments. Members can join the Zoom Meeting by clicking on the link <a href="https://zoom.us/j/94899806730">https://zoom.us/j/94899806730</a> or call (949) 268-2020 or email meeting@vmsinc.org to request to speak

**Directors Present:** 

Steve Parsons, Annie McCary, Lynn Jarrett, John Frankel, Ralph Engdahl,

Robert Mutchnick, Craig Wayne, Reza Karimi, Donna Rane-Szostak,

Cush Bhada

**Directors Absent:** 

None

Staff Present:

Cheryl Silva, Grant Schultz and Joi Lipari

Others Present:

Catherine Burkhart, Andrew Burkhart of UniLect Election Services

GRF: Gan Mukhpadhyay United: Elsie Addington

### 1. Call Meeting to Order / Establish Quorum – President Parsons

President Parsons called the meeting to order at 9:30 a.m. and announced that a quorum was present.

### 2. State Purpose of Meeting – President Parsons

President Parsons stated the purpose of the meeting was to tabulate the ballots for the Third Mutual Special Election to vote to amend Article XI, Section 1 of the Third CC&R's related to insurance.

## 3. Acknowledgement of Inspector of Election – Catherine Burkhart, UniLect Election Services

President Parsons introduced Catherine Burkhart of UniLect Election Services.

Catherine Burkhart, Inspector of Election, explained the counting of the ballot process. There were 5,740 ballots mailed to members on May 28 and 40 ballots mailed to members that closed

escrow during the balloting period. The Inspector of Election received back 3,068 ballots, 52 unsigned ballots, 10 duplicate ballots, 30 with no identification (not placed in the yellow envelope) and 4 late ballots.

#### 4. Member Comments

There were no member comments.

# 5. Counting of the 2021 Special Election Ballots to amend Article XI, Section 1 of the Third Bylaws & CC&Rs (by mutual)

- The Inspector of Elections counting of the ballots commenced at 9:35 a.m.
- The Inspector of Elections finished inspection and opening of the ballots at 2:00 p.m.
- The Inspector of Elections corrected damaged ballots at 2:15 p.m.
- The Inspector of Elections ran a logic and accuracy test of the ballot counting system at 2:35 p.m.
- The Inspector of Elections finished processing the ballots through the ballot counting machine at 3:30 p.m.

Catherine Burkhart, Inspector of Election, answered additional questions from the board and members.

### 6. Announcement of Ballot Results - Catherine Burkhart, UniLect Election Service

Catherine Burkhart, Inspector of Elections announced the results of Third Mutual Sub-Mutuals 22-84 to amend Article XI, Section 1 of the Third CC&Rs, for insurance purposes, vote. Approval of 67% of the entire membership and 67% of the members of each Sub-Mutual was required to approve the amendment of Article XI, Section 1 of the Third CC&Rs. Fifty-three percent of the Third Mutual Membership voted. Forty-seven percent of eligible voters voted in favor of the amending Article XI, Section 1 of the Third CC&Rs. Six percent of eligible voters voted against amending Article XI, Section 1 of the Third CC&Rs. Forty-seven percent of the Third Membership did not vote. The overall vote was 88.04% voted "YES" and 11.96% voted "NO." There were 2,701 votes cast. Because a 67% vote was not obtained for each of the 59 Sub-Mutuals individually, the amendment vote did not pass. The individual voting results for each of the 59 Sub-Mutuals are as follows and the certified elections results are attached.

Sub-Mutual 22	Yes: 81.40%	No: 18.60%	43 ballots cast
Sub-Mutual 23	Yes: 82.00%	No: 18.00%	50 ballots cast
Sub-Mutual 24	Yes: 88.14%	No: 11.86%	59 ballots cast
Sub-Mutual 25	Yes: 81.25%	No: 18.75%	32 ballots cast
Sub-Mutual 26	Yes: 83.33%	No: 16.67%	42 ballots cast
Sub-Mutual 27	Yes: 86.54%	No: 13.46%	52 ballots cast
Sub-Mutual 28	Yes: 74.68%	No: 25.32%	79 ballots cast
Sub-Mutual 29	Yes: 78.16%	No: 21.84%	87 ballots cast
Sub-Mutual 30	Yes: 82.35%	No: 17.65%	69 ballots cast
Sub-Mutual 31	Yes: 88.00%	No: 12.00%	75 ballots cast
Sub-Mutual 32	Yes: 82.80%	No: 17.20%	93 ballots cast
Sub-Mutual 33	Yes: 89.58%	No: 10.42%	48 ballots cast
Sub-Mutual 34	Yes: 85.71%	No: 14.29%	43 ballots cast
Sub-Mutual 35	Yes: 88.37%	No: 11.63%	44 ballots cast

Sub-Mutual 36	Yes: 89.13%	No: 10.87%	46 ballots cast
Sub-Mutual 37	Yes: 94.12%	No: 5.88%	51 ballots cast
Sub-Mutual 38	Yes: 86.36%	No: 13.64%	66 ballots cast
Sub-Mutual 39	Yes: 91.53%	No: 8.47%	59 ballots cast
Sub-Mutual 40	Yes: 94.74%	No: 5.26%	38 ballots cast
Sub-Mutual 41	Yes: 94.74%	No: 5.26%	39 ballots cast
Sub-Mutual 42	Yes: 84.44%	No: 15.56%	45 ballots cast
Sub-Mutual 43	Yes: 81.25%	No: 18.75%	48 ballots cast
Sub-Mutual 44	Yes: 92.11%	No: 7.89%	38 ballots cast
Sub-Mutual 45	Yes: 75.51%	No: 24.49%	49 ballots cast
Sub-Mutual 46	Yes: 86.84%	No: 13.16%	38 ballots cast
Sub-Mutual 47	Yes: 95.35%	No: 4.65%	44 ballots cast
Sub-Mutual 48	Yes: 91.53%	No: 8.47%	59 ballots cast
Sub-Mutual 49	Yes: 93.55%	No: 6.45%	62 ballots cast
Sub-Mutual 51	Yes: 93.42%	No: 6.58%	76 ballots cast
Sub-Mutual 52	Yes: 92.86%	No: 7.14%	70 ballots cast
Sub-Mutual 53	Yes: 87.04%	No: 12.96%	55 ballots cast
Sub-Mutual 54	Yes: 82.50%	No: 17.50%	40 ballots cast
Sub-Mutual 55	Yes: 81.08%	No: 18.92%	37 ballots cast
Sub-Mutual 56	Yes: 91.84%	No: 8.16%	49 ballots cast
Sub-Mutual 57	Yes: 92.31%	No: 7.69%	65 ballots cast
Sub-Mutual 58	Yes: 92.31%	No: 7.69%	65 ballots cast
Sub-Mutual 59	Yes: 84.48%	No: 15.52%	59 ballots cast
Sub-Mutual 60	Yes: 92.11%	No: 7.89%	117 ballots cast
Sub-Mutual 61	Yes: 95.35%	No: 4.65%	86 ballots cast
Sub-Mutual 62	Yes: 89.55%	No: 10.45%	67 ballots cast
Sub-Mutual 63	Yes: 88.37%	No: 11.63%	43 ballots cast
Sub-Mutual 64	Yes: 90.91%	No: 9.09%	33 ballots cast
Sub-Mutual 65	Yes: 92.11%	No: 7.89%	
Sub-Mutual 66	Yes: 85.71%	No: 14.29%	38 ballots cast
Sub-Mutual 68	Yes: 74.29%	No: 25.71%	35 ballots cast
Sub-Mutual 69	Yes: 96.88%		35 ballots cast
		No: 3.13%	32 ballots cast
Sub-Mutual 70 Sub-Mutual 71		No: 4.88%	41 ballots cast
		No: 8.11%	37 ballots cast
Sub-Mutual 72		No: 5.66%	53 ballots cast
Sub-Mutual 73		No: 6.56%	61 ballots cast
Sub-Mutual 74		No: 11.90%	42 ballots cast
Sub-Mutual 75	Yes: 90.63%	No: 9.38%	32 ballots cast
Sub-Mutual 77	Yes: 91.94%	No: 8.06%	62 ballots cast
Sub-Mutual 78		No: 11.36%	44 ballots cast
Sub-Mutual 80		No: 15.15%	33 ballots cast
Sub-Mutual 81		No: 9.76%	41 ballots cast
Sub-Mutual 82		No: 10.34%	58 ballots cast
Sub-Mutual 83		No: 15.79%	38 ballots cast
Sub-Mutual 84		No: 19.44%	36 ballots cast
ine election res	suits were certifi	ed and notarized.	

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### 7. Adjournment

Steve Parsons thanked the volunteers and the residents that voted. The meeting was adjourned at 4:04 p.m.

Lynn Jarrett, Secretary of the Board Third Mutual Laguna Hills

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<u>533</u> +6718413373388335578113865685555555555555555555555555555555	* the Third Mutual Ame Art XI, Sec 1 of the Thi Mut CC Yes   No
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CALIFORNIA JURAT
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.  State of California  County of  Subscribed and sworn to (or affirmed) before me on this  June  , 20 21 , by Catherine Bunkhart
proved to me on the basis of satisfactory evidence to be the person(s)
who appeared before me.
JOI LIPARI COMM. #2296846 Notary Public · California Orange County My Comm. Expires July 13, 2023 Signature  Signature
Optional Information
Ithough the information in this section is not required by law, it could prevent fraudulent removal and reattachment of this jurat to an unauthorized documend may prove useful to persons relying on the attached document.
Description of Attached Document Additional Information
his certificate is attached to a document titled/for the purpose of  Method of Affiant Identification
Third Laguna Hills Mutual  Proved to me on the basis of satisfactory evidence:  Oform(s) of identification Ocredible witness(es)
Third Laguna Hills Mutual  Amend Article XI, Section 1 of the  Notarial event is detailed in notary journal on:  Page # Entry #
Third Mutual CCFRs Tracts 22-84
Notary contact:  Other
ontaining 62 pages, and dated 6-29-21 . Affiant(s) Thumbprint(s) Describe: