

**Bay Point Property Owners
Association Inc.
Feb. 23, 2019 Special Meeting Minutes
held at Calhoun County Public Library (Library Meeting Room) 200 Mahan,
Port Lavaca, Texas 77979**

- 1. Call to Order:** President Frank called the meeting to order. Meeting Opened at 10:02 AM by President Frank Anzaldua. Board members were in attendance: Frank Anzaldua - President, Mikko Jaaskelainen - Vice-President, Mokkarala Prakash – Secretary, Joel De La Garza– Director of Board Members in attendance Verified by Board Secretary: Ellie Anzaldua, Laura De la Garza, Hashmat Khan, Kimberly Riley, John Ferguson, Leather McCall, Neil McCall, Sheryl Ayers, Mrs. Jaaskelainen
- 2. Establish Quorum:** There were thirteen members present and fourteen proxies designating Frank Anzaldua to vote on their behalf. Three other proxies were for quorum only. Requirement for the meeting is 9 members/proxies. The proxies sent in by members of the association qualify as per By-Law Section 3.02. Voting Rights, Section 4.02. Special Meetings, Section 4.06 Voting on issues at Meeting, and Section 4.05. Proxies. Members wanted disclosure of the information on the proxies to them. I as president will not disclose members personal information due to the personal information used for voting. The members insinuated the proxies were not valid and possible falsified however members at the meeting were not concerned with the proxy used by them being verified. The information on the proxies is sensitive in nature and used for voting. The Board of Directors Secretary verified the proxies at the meeting. The secretary announced that there was a quorum which made the meeting a formal meeting. Verified by the Board of Directors Secretary Mokkarala.
- 3. Proof of Notice of Meeting:** As per State Law 209.0051, Members shall be giving notice of date, hour, place and **general** subject of a regular or Special Meeting. By-Law Section 4.03 Notice of Meeting of Members shall be delivered by United States mail at the current address on record with Bay Point to every member in good standing at least five (5) but not more than twenty (20) days prior to the meeting. Notice will be deemed given on the date of postmark. Again, the Board of Directors Secretary verified the postmark date on the envelope which was postmarked February 15, 2019.

3 cont. Proof of Notice of Meeting: The total amount of notification to the members of Bay Point was eight (8) days which under the By-Laws and State Law 209.0051 falls under the time allocated for notification. Anzaldua explained the notice of meeting was sent to all members by mail. Anzaldua provided the three documents (hard copy) to the secretary –Meeting notice, proxy statement, and agenda which qualifies Notice of Meeting as per State Law 209.0051 and By-Laws Section 4.03, Notice of Members. It was brought up to provide all material discussed in meetings to members in mailouts prior to the meetings. The materials discussed in meetings is provided at the meeting which are available prior to the board meetings. In this case was two one-page documents. As per State Law 209.0051, Members shall be giving notice of date, hour, place and general subject of a regular or Special Meeting. This portion of the State Law has been met. It also would not be cost worthy to provide this information due to the cost of sending out mail to 90 plus members (Ink, Paper, Printer, Electricity paid for by Anzaldua and not any other member or board director present at the meeting).

Notes: A suggestion to add other board members on the proxy statement was made and it was agreed that all Board of Directors will be added on the proxy statement going forward. This task has been completed and will be sent out on the next board meeting.

4. **Review and approval of Minutes:** Meeting minutes dated Dec. 15, 2018 were reviewed by Anzaldua. Motion to approve was made by Jaaskelainen and Prakash seconded them. Minutes approved unanimously.
5. **Upgrade QuickBooks:** (this item was missed. Will be discussed in the next meeting)
6. **Resolution Clarifying Trailers in the Bay Point Subdivision:** Several members discussed the resolution that was motioned by Jaaskelainen to table the Trailer Resolution and was second. There were 9 yea's and (15 nay's proxies and Anzaldua vote). The motion did not pass. Prakash made the motion to accept the trailer Resolution and was second by Anzaldua. There were (16 yeas proxies and Mokkarala/Anzaldua vote) and 9 nays the motion carried. A suggestion was made to add additional wording to clarify the issue of parking trailers on improved lots. Anzaldua suggested changes will be brought up in the August 2019 Membership Meeting. It was mentioned again the board of directors had discussed and decided in several previous meeting that trailers will not be permitted to stay longer than 15 days per year on unimproved lots. No action was necessary from the board of director on this item because no one was requesting additional time extension.

7. Resolution Appointment of a Covenant Committee (only Board members can vote) - Prakash made the motion and Jaaskelainen seconded it. The resolution has passed (3 yeas Mokkarala/Anzaldua/ Jaaskelainen - (1 did not vote Delagarza).
8. Review of Color Scheme of Earth Tone Colors: The approved color scheme is available in Wikipedia. It will soon be posted on Bay Point website. The president of the Architectural Control Committee has been assigned the task to add the link/website on the Application for Construction and provide the changed application to the president of the board for uploading onto Bay Point website.
9. Selection/Nomination of Interim President: Anzaldua has retracted his resignation. Therefore, this agenda item was not discussed. Reference email date, Dec. 18, 2018, Subject President of Bay Point Property Owners' Association, from Anzaldua. Email dated Dec. 20, 2018, from Anzaldua, sent to Delagarza due Delagarza having a different email address. Reference email dated Dec. 2018 Reference President of Bay Point Property Owners' Association from Jaaskelainen. Reference email dated January 16, 2019, from Anzaldua, Subject President of the Board of Directors,
- 10. Adjournment:** Meeting was adjourned at 11:49 AM.

Notes: A suggestion to add other board members on the proxy statement was made and it was agreed that all Board of Directors will be added on the proxy statement going forward. This task has been completed and will be sent out on the next board meeting.