

**Proxy Form for Ballot Vote
at 11/2/17 BV/S HOA Annual Meeting**

Instructions:

1. Print the proxy.
2. Mark your ballot, sign and include your address for verification purposes and your email if you want a confirmation of receipt.
3. Mail or Deliver to **11300 Pickfair Dr.** OR scan completed ballot and email to **mail.bvshoa@gmail.com**

I, the undersigned, hereby acknowledge that I am a current member in good standing in the Balcones Village/Spicewood HOA and designate the HOA Board to vote for me as marked on the ballot below.

ONE VOTE PER HOUSEHOLD

The HOA Board of Directors is asking your input on paid traffic patrols and your approval of bylaw updates to allow the members and the board to use current computer-based technology for regular communication and voting. **The proposed wording of each change in the bylaws is on the pages following the ballot.**

1. Are you in favor of the BVS HOA continuing to use membership dues to hire off-duty Travis County Constables to help mitigate speeding in BV/S?
Yes _____ No _____
2. Update bylaws Articles II and III to allow absentee voting by members.
Approve _____ Disapprove _____
3. Update bylaws Article IV to allow use of emails for Board of Directors meeting notices.
Approve _____ Disapprove _____
4. Add section to bylaws Article IV to allow Board of Directors to hold meeting by conference call.
Approve _____ Disapprove _____
5. Add section to bylaws Article IV to allow Board of Directors to vote by email.
Approve _____ Disapprove _____
6. Delete Article IX Corporate Seal section and renumber the subsequent sections.
Approve _____ Disapprove _____
7. Update Article X to allow electronically transferred ballots for bylaw amendments.
Approve _____ Disapprove _____

Signature: _____ Date: _____

Name (Please Print): _____

Address: _____

Email: _____

Deadline for Proxy Submission: November 2, 2017 8 PM

Ballot Details

Constable Patrols: BVS HOA has paid for periodic, random Constable Patrols for the past year to help mitigate speeding in BV/S. Generally, for the past 9 months, constables have worked two-hour shifts in the morning or late afternoon twice a week on various streets. Total expenditure for 9 months was \$3640 for 56 hours of patrol. During that time 204 moving violations were given as well as 43 non-moving violations and 18 verbal warnings.

Are you in favor of the BVS HOA continuing to use membership dues to hire off-duty Travis County Constables to help mitigate speeding in BV/S?

Proposed wording of bylaws updates follows. The added text is **highlighted**. Click here for the current [BV/S HOA Bylaws](#)

Proposed Bylaw Update - Articles II and III - Members

Change bylaws to allow **absentee voting by members**.

ARTICLE II. MEMBERS

Section Three. Voting Rights. Each member shall be entitled to one vote, in person or by proxy **or absentee ballot**, on each matter submitted to a vote of the membership.

ARTICLE III. MEETINGS OF MEMBERS

Section Six. Quorum. The presence of 10% of the members, in person or by proxy **or absentee ballot** at any meeting shall constitute a quorum at such meeting.

Section Seven. Proxies **and Absentee Ballots**. At all meetings of members each member may vote in person or by proxy **or absentee ballot**. All proxies **and absentee ballots** shall be in writing **or electronically presented** on the form prescribed by the Association and filed with the Secretary or election official. Every proxy **or absentee ballot** shall be revocable and shall specify the meeting or action to which it applies. General proxies **or absentee ballots** shall not be permitted.

Proposed Bylaw Updates - Article IV Board of Directors

Update bylaws to allow the Board of Directors to use emails for meeting notices and voting and to hold meetings by conference call.

Replace the first three sentences of section five with:

ARTICLE IV. BOARD OF DIRECTORS

Section Five. Notice. **Printed or emailed notice of any special meeting of the Board of Directors shall be delivered to each director not less than five nor more than 30 days before the date of the meeting. The notice shall state the place, day, and time of the meeting, who called the meeting, and the purpose or purposes for which the meeting is called.**

Add Section Nine.

ARTICLE IV. BOARD OF DIRECTORS

Section Nine. Electronic Meetings. **The Board of Directors and any subcommittee of the Board of Directors may hold a meeting by telephone conference call procedures in which all persons participating in the meeting can hear each other. The notice of a meeting by telephone conference must state the fact that the meeting will be held by telephone as well as all other matters required to be included in the notice. Participation of one or more persons by conference call constitutes presence at the meeting.**

Add Section Ten

ARTICLE IV BOARD OF DIRECTORS

Section Ten. Electronic Voting. Any decision required or permitted to be made at a meeting of the Board of Directors or any subcommittee of the Corporation may be made by electronic mail provided that no member of the Board objects to the procedure before the date on which votes are due. Notice of an electronic mail vote shall be given by the President or sub-committee chair no less than five days before the vote is due and shall contain the motion on which the vote is requested. The motion will be deemed approved if a majority of the Board of Directors votes in favor. Electronic mail votes must be submitted from the email address maintained by the President for that Director. The result of the electronic vote shall be recorded with the minutes of meetings of the Board of Directors.

Proposed Bylaw update - ARTICLE IX. MISCELLANEOUS

Delete Corporate Seal section and renumber subsequent sections of Article IX.

Delete the following section:

ARTICLE IX. MISCELLANEOUS

Section Three. Corporate Seal. The Board of Directors shall provide a Corporate Seal which shall be in the form of a circle and shall have inscribed thereon the name of the corporation and the words "Corporate Seal."

Proposed Bylaw update - ARTICLE X. AMENDMENTS

Change ARTICLE X to allow on-line ballots for bylaw updates.

ARTICLE X. AMENDMENTS

Section One. Power of Members to Amend By-Laws. The bylaws of this corporation may be amended, repealed or added to; or new bylaws may be adopted by the vote of a majority of the members entitled to vote at a meeting duly called for the purpose or by a mail **or electronically transferred** vote according to the articles or bylaws.