

## Bob Wilbur

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**From:** "Suzy Palmer" <suzy Palmer1@me.com>  
**Date:** Friday, August 16, 2013 10:09 AM  
**To:** "Carol Del" <caroldchina5@yahoo.com>  
**Cc:** "Bob Wilbur" <bbwilbur@broadstripe.net>; "Dustin Frederick" <dustin@local519.org>;  
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 <bspetersen@earthlink.net>; "Tim Dahl" <tdahl@shorelinefire.com>; "Gwyn Staton"  
 <gwynstaton1@msn.com>  
**Subject:** Re: Next steps

Carol is very correct. This was also a problem with the functioning of some of the current individual directors while serving on the previous board. They are not inclusive with the entire board as they are a majority of 4. So it is important to include this.

Suzy

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On Aug 16, 2013, at 08:30 AM, Carol Del <caroldchina5@yahoo.com> wrote:

Item 1(d) should say "excluded full Board participation or community...."

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**From:** Bob Wilbur <bbwilbur@broadstripe.net>  
**To:** Dustin Frederick <dustin@local519.org>; The.kerrs@comcast.net; patriciajeanduff@gmail.com;  
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**Cc:** Gwyn Staton <gwynstaton1@msn.com>; Elsa Palmer <suzy Palmer1@me.com>  
**Sent:** Thursday, August 15, 2013 4:00 PM  
**Subject:** Re: Next steps

The Board has sent out its assessment notice. Dustin and I believe we need to send out a flyer to all ACBC members on Monday. I am suggesting the following. Feel free to make suggestions and I will try to accommodate the most salient as best I can. Feel free to forward as you see fit. I will post it this evening on NextDoor.

You have just received an invalid “assessment” bill from the ACBC Board. Many community members are not going to pay and you may want to consider delaying any payment until all of the following are resolved:

- 1) The ballot the Board wants to believe gives them the authority to remove the pool fails to do so for four reasons: (a) under the Articles of Incorporation a vote to remove the pool requires a 2/3 majority (the actual spread was only 4 percentage points), (b) the ballot did not give members an option to vote “no” on either assessment choice (only a “yes” vote was possible), (c) the balloting process did preclude the possibility of significant fraudulent voting, and (d) ballot development excluded committee participation that was mandated by Motion unanimously approved by the member plurality attending last October’s annual meeting.
- 2) The Board is fully aware of the above. Instead of rushing out their problem-riddled assessment notice, the Board should have prepared a new ballot consistent with the members’ direction at last October’s meeting and with our Governing Documents. Their rush to get your money does not show good judgment, is difficult to defend, and is highly likely to become a costly legal liability for ACBC that, in the end, will cost each of us far more than \$450.
- 3) Instead of paying this bogus bill, you may want to ask the Board to do a revote—the right way this time.