

Bob Wilbur

From: "Bob Wilbur" <bbwilbur@broadstripe.net>
Date: Friday, September 13, 2013 8:51 AM
To: "Al Stensland" <agstensland847@gmail.com>; "Alex Greco" <alex@torrvac.com>; "Bob and Joan Pickerill" <thepicks2@cablespeed.com>; "Bruce Devereaux" <bjdever@comcast.net>; "Carol Del" <caroldchina5@yahoo.com>; "Chris Hendrickson" <Hendrickcj@gmail.com>; "Corey" <cvan593@gmail.com>; "Daniel and Laura Kutz" <relaxonwhidbey@gmail.com>; "Darla Allen" <dartallen@coupeville.net>; "David & Linda Dennis" <davidandlindadennis@hotmail.com>; "Doug Smith" <smidouglas@gmail.com>; "Doug Smith" <smidouglas@gmail.com>; "Dustin Frederick" <dustin@local519.org>; "Elinor Guinn" <elinorg@comcast.net>; "Elizabeth Dahl" <Elisabeth@calicocattoys.com>; "Fred Salmon" <pheffy@aol.com>; "Gwyn Staton" <gwynstaton1@msn.com>; "Janet Orso-Allen" <jorsoallen50@comcast.net>; "John Klasell" <jabcklasell@juno.com>; "Jon Cooper" <islandmaniac@msn.com>; "Kurt and Jackie Blankenship" <kblankenship@bluewilliams.com>; "Larry Rosenthal" <Cove_man@comcast.net>; "Lee Hart" <lee@hart.net>; "Lindsay Blackner" <lindsayb@frontier.com>; "Lydia Bartholomew" <lbart58@hotmail.com>; "Margaret Davis" <dmargret@broadstripe.net>; "Margaret McCrath Stiles" <midgemcs@gmail.com>; "Mark Harmon" <markcharmon@msn.com>; "Michael & Anne Marie Griffin" <annemb@microsoft.com>; "Michael & Anne Marie Griffin" <annemb@microsoft.com>; "Mike Brice" <mike@briceconsulting.com>; "Nate Palmer" <NatePalmer36@gmail.com>; "Patricia Bernacki" <patriciajeanduff@gmail.com>; "Patricia Bernacki" <patriciajeanduff@gmail.com>; "Ray Richard" <Cove_man@comcast.net>; "Reed Greenwood" <ReidCGreenwood@aol.com>; "Richard Kerr" <The.kerrs@comcast.net>; "Rick Kajalaren" <rkarj78@gmail.com>; "Robin Bridge" <rjbridge@gmail.com>; "Sandi Hull" <sandihull@comcast.net>; "Sean and Mary Riggins" <smriggins@earthlink.net>; "Sid Iverson" <iversid@cablespeed.com>; "Susie Petersen (preferred)" <bspetersen@earthlink.net>; "Tim Dahl" <tdahl@shorelinefire.com>
Attach: Summons & Complaint filed 09.11.13.pdf; TRO, Motion & Declarations filed 09.11.13.pdf
Subject: Pool Update: Sept 12

Hello All,

Attached are copies of the documents filed with the court on the 11th, and copies have been served on the Board members (maybe one or two to go).

I am repeating below what I emailed to you about a week ago, so you have it all on this single email; I have added language (#4) that Margaret Stiles reminded me of in the original motion re an impartial facilitator.

1. We want the Board to agree that removal of the pool without replacing it with an athletic facility of similar value and worth would be a de facto change in the AOI-stated purpose (recreation and athletics) and as such would clearly require a 2/3 majority vote.
2. We want the Board and the two pool committees to decide whether a mail ballot or a meeting ballot with a quorum with or without proxy voting is consistent with the governing documents.
3. If a mailed ballot is used, it must be consistent with Roberts Rules and be either a signed ballot or a signed envelope within which a second unmarked envelope containing the actual ballot is placed and sealed.
4. The assessment ballot wording must be developed cooperatively by the Board and the two pool committees, and as needed an impartial facilitator, which was required by the member-approved motion of October 2013 and the ballot must include a financing plan for those wanting to pay the assessment over time (that is, how much one would

pay over how many years).

5. The June 2013 ballot on the decommissioning did not comport with the ACBC membership direction of October 2102, did not preclude invalid voting, did not provide a “no” option, and lacked concurrence on whether a simple or 2/3 majority was required for passage. Therefore, the ballot was invalid and those who have not paid the assessment to decommission the pool are to remain members in good standing with full voting rights and rights to run for the Board this October, and those elections must follow the bylaws explicitly.

Hoping for quick resolution, and your voice is so critical,

Bob Wilbur

360-678-4850

509-548-5745 or cell 509-293-3287

From: [Dustin Frederick](#)

Sent: Friday, September 13, 2013 6:42 AM

To: [Bob Wilbur](#) ; [Carol Del](#)

Subject: FW: TRO

Bob and/or Carol----could you please send this to our greater list.

Dustin

From: Linda Williams [mailto:Linda@skinnerlaw.net]

Sent: Wednesday, September 11, 2013 5:21 PM

To: Dustin Frederick; Bob Wilbur

Cc: Chris Skinner

Subject: RE: TRO

Mr. Frederick and Mr. Wilbur,

Attached are copies of the documents filed with the court today. As I mentioned in an earlier email. We are arranging for service of these documents on the defendants. Please let me know if you have any questions. Thank you.

Linda Williams

Paralegal to Christon C. Skinner

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