

# Resolution of the Board of Directors of the Sonoran Desert Willow Estates Homeowners Association (Association)

August 22, 2006

## **PURPOSE:**

Comply with Article 9, Section 9.1 of the Declaration of Covenants, Conditions, Restrictions and Easements for (Sonoran) Desert Willow Estates

Whereas Article 9, Section 9.1 states:

Composition of Committee

The Architectural Control Committee (ACC) shall consist of three (3) or more persons appointed by the Board of Directors of the Association; provided, however, that until all Lots have been conveyed to the first Owner thereof other than the Declarant or Developer, Declarant shall appoint the Architectural Control Committee without a vote of the members, and during said period, no election of the Members of said committee shall be had unless Developer has in writing relinquished its right of exclusive appointment. A majority of the Committee may designate a represent to act for it.

## **BE IT RESOLVED**

that all conditions eliminating Declarant or Developer control under this Section have been met. The Board is free to appoint an Architectural Control Committee as provided for in the first phrase of the first sentence of Section 9.1.

Whereas, the Board hereby establishes an ACC of three (3) members, composed of Members of the Association, appointed by the Board with each ACC member being confirmed by a vote of a simple majority of the Board Members voting. The term of each ACC member shall be for one year, running from March 1<sup>st</sup>, to the last day of the following February, with the initial term of first time members starting October 1, 2006 and expiring on the last day of February 2007. Candidates for ACC membership shall present their names to the Board for consideration no later than the fifteenth of January each year, with the exception of the initial ACC which shall be appointed by the Board at the September 2006 Board meeting. Candidates for the initial ACC membership must provided their names to the Board by September 10, 2006.

Whereas, any member of the ACC can be removed by a super majority vote (66.6%) of the Board at any time for any reason.

Whereas, the Board can replace any removed ACC member or member departing the ACC due to resignation by selecting a candidate with a majority of members voting to confirm the appointment.

Moved by: Ken Motis Seconded by: George Collaco

Vote: 4 in favor; 0 opposed; 0 abstained

Adopted on 8/24/06 by the Sonoran Desert Willow estates Homeowners Association, Board of Directors.