

**RESOLUTION
OF THE
BATTLEMENT MESA SERVICE ASSOCIATION
ADOPTING POLICIES AND PROCEDURES
REGARDING BALLOTS AND VOTING PROCEDURES**

- SUBJECT:** Adoption of a policy and procedure regarding ballots and voting procedures within the Battlement Mesa P.U.D.
- PURPOSE:** To adopt a policy and procedure to be followed regarding ballots and voting procedures within the Battlement Mesa P.U.D..
- AUTHORITY:** The Declaration, Bylaws and Articles of the Association and Colorado law.
- EFFECTIVE DATE:** January 1, 2006
- RESOLUTION:** The Association hereby adopts the following policy and procedure regarding ballots and voting procedures:

The Board of Directors of the Battlement Mesa Service Association, through the authority granted it in Paragraphs 4.12 and 4.13 of the Amended and Restated Bylaws, wishes to establish uniform procedures of voting upon issues which may come before the Members. The Board feels such uniform procedures will assure fair and confidential votes without regard to the issues or candidates involved.

Therefore it is hereby resolved that:

(1) Ballot language shall be clear and precise. No ballot question shall require a "yes" vote in order to vote against an issue or a "no" vote to vote in favor of an issue. All candidates for Delegate or other office shall be listed in alphabetical order when the ballot is preprinted. Candidates added to preprinted ballots shall be added in the order in which they are nominated.

(2) All ballots, whether mailed or used during a meeting, shall be so construed that during the counting process the identity of the person or persons voting cannot be determined in any manner whatsoever.

a. Those handed out at a meeting for use during the meeting shall bear no identifying marks which might be used to determine the person voting.

Adopted December 20, 2005

- b. Ballots which are mailed shall be printed on paper perforated in such a manner that the portion which contains the name and address of the member can be removed after validation of the ballot.
- (3) All ballots shall be counted by at least two neutral counters appointed by the Board of Directors or the Delegate of the Delegate District.
- a. Mailed ballots shall be mailed to the Battlement Mesa Service Association's Post Office box in the Battlement Mesa Post Office designated specifically for that purpose.
 - b. Mailed ballots shall be mailed with a stamped return envelope clearly marked "RETURN BALLOT". The returned ballot envelopes shall be kept sealed until the counting committee convenes to open, validate and count the ballots.
 - 1. Upon receipt of each envelope the name and address shall be validated against a master list of eligible voters.
 - c. The counters shall submit to the Board of Directors or the Delegate of the District a counting sheet showing the exact count, as represented by marks, for or against an issue or for each individual candidate. Each counter shall sign the counting sheet signifying his/her agreement with the count.
 - d. After being counted the ballots shall be placed in a sealed container and kept for 90 days. If, after 90 days, a written notice disputing the results of the election has not been received the ballots shall be destroyed. If a written notice disputing the results of the election is received during the 90 day period the Board of Directors shall act as arbitrators as required in Paragraph 3.3 of the Amended and Restated Bylaws.
- (4) Once an issue has been voted on by a Delegate District that issue may not be brought before the members of that District for a vote again until 90 days have elapsed since the due date of the last ballot or the date of the membership meeting at which a vote was taken.

PRESIDENT'S

CERTIFICATION: The undersigned, being the President of the Battlement Mesa Service Association, a Colorado nonprofit corporation, certifies that the foregoing Resolution was adopted by the Board of Directors of the Association, at a duly called and held meeting of the Board of Directors on December 20, 2005 and in witness thereof, the undersigned has subscribed his/her name.

**BATLEMENT MESA SERVICE
ASSOCIATION,**
a Colorado nonprofit corporation

By: Charles Hall
_____, President

Adopted December 20, 2005