



# Woodbridge Village Association Revised Election Rules and Bylaw Amendment

Adopted December 2, 2009

The revised Election Rules and Bylaw Amendment listed below were adopted by the Woodbridge Village Association Board of Directors on December 2, 2009. Please contact the Association at 949/786-1800 if you have any questions regarding these amendments.

## Election Rules

**Inspectors of Election**, Section 13. thereof, is hereby amended, to read as follows:

13. The Inspector(s) shall determine and announce the results of the election and shall report the results of the election promptly to the Board of Directors. If the Inspectors of election are unable to determine who was elected as a Director between two (2) candidates because of a tie in the number of votes cast for that position, a coin flip shall determine the elected Director. The Chairperson of the Election Committee shall promptly flip a coin at the Meeting, with the candidate listed first on the ballot, if present, calling either heads or tails before the coin is flipped. If the coin turns face up as called, the person calling shall be declared as the elected candidate. If the coin turns face up opposite as called, the other candidate shall be declared the elected candidate. If the candidate listed first is not present at the Meeting, the other Candidate shall call the heads or tails, and if that Candidate is not present, the Chairman of the Meeting shall make the call. The results shall be recorded in the Minutes of the Regular Session Board Meeting.

**Ballots and Tabulation**, Sections 11. and 12. thereof, are hereby amended, and Section 13. thereof, is hereby added, to read as follows:

11. After the counting of the ballots and the certification of the election results by the Inspector(s) of Election, the ballots shall remain in the custody of the Inspectors of Election for a period of nine (9) months, and thereafter the custody shall be transferred to the Association.

12. If the number of candidates is equal to or fewer than the number of open positions and tabulation is not necessary to determine those candidates who are elected as Directors, then a Member in attendance may make a motion to elect the nominated candidates as presented without a tabulation of the ballots. Upon the Members present agreeing to that motion, the nominated candidates shall thereafter be deemed elected. The ballots will be nevertheless preserved as provided for in Section 11, above.

13. If the motion and waiver of a tabulation described above occurs in an election year where there are three (3) Directors to be elected, with the candidate receiving the third greatest number of votes designated as the "At

Large" Director, as specified in the Bylaws, with the others elected as a North Director and as a South Director, the determination of who will be the "At Large" Director and who will be the North or the South Director, as the case may be, shall be determined by a coin flip utilizing the same procedures as in the case of a tie as detailed in Section 13. **Inspectors of Election**, above, with the candidate listed first on the ballot making the call. If the coin turns up as called, the person calling shall be declared as the elected North or South Lake Director, as the case may be, and the other candidate shall be declared the At Large" Director. If the coin turns up opposite as called, the other candidate shall be declared the North or South Lake Director, with the calling candidate declared the "At Large" Director.

**Bylaws, Article V. Directors, Section 4. Election and Term of Office**

The following sentence is hereby added at the end of the second paragraph of **Article V. Section 4.** of the Woodbridge Village Association Bylaws:

In the case of a tie between two candidates, the elected Director deemed to have received the applicable greatest number of votes shall be determined as provided for in the Election Rules of the Association, from time to time. Further, in the case of an election year where there are three (3) Directors to be elected, and there is no tabulation of the ballots, as provided in the Election Rules, the "At Large" Director shall be determined as provided in those Rules.