

Message from Second Coalition Against Mizner Development (April 21, 2012)

Neighbors;

The newly elected B.D.M.I.A. board, to their credit, agreed to form a committee of three board members and three non-board members (of which we were included) to review and reform the B.D.M.I.A. By-Laws election process. The purpose of reforming the By-laws is to open the election process creating the opportunity for competitive elections, and the dissolving of the nominating committee which has been deciding who can, and who cannot, have their names placed on the ballot.

Every home owner has the same financial vested interest in sitting on this community board, and should have the same right to have their names placed on the ballot without having to pass an interview from a nominating committee whose history has been to reappoint the incumbents. Additionally, the current By-laws limit the number of candidates to one, for each position up for election, so in fact there is no, and has never been a competitive election in B.D.M.I.A.'s forty year history until last year. The previous 2011 competitive election, where the incumbents were voted out, took place only because the community obtained 1,000 signatures (10% of the community) to add additional names to the ballot as provided for in the By-Laws. This bar is too high, unreasonable and is exclusionary.

The Current B.D.M.I.A. Election By-Laws

Ninety days prior to the election of Directors, the Board of Directors shall appoint a nominating committee comprised of seven (7) members, none of which shall be directors or candidates for the Board. The committee shall nominate one person for each director seat up for election. Additional nominations may be submitted to the nominating committee by petition of 10% of the unit owners at least 60 days prior to the date of the election.

The Committee Has Met and This is Their Proposed Election By-law Revision

Ninety days prior to the date of the election, any unit owner who is current with their B.D.M.I.A. fees, and is not a convicted felon, may have their name placed on the ballot with the condition that they submit endorsements by petition of no less than fifty (50) unit owners in Boca Del Mar. The number of candidates may not be limited. Candidates may submit a resume or position statement of 500 words or less which will be posted on the B.D.M.I.A. website at least 60 days prior to the election.

Two Important Votes Are Necessary To Make This Change

We commend the board for taking the step of appointing a committee who has now agreed on the above change and trust they will except the recommendation of the committee as is, and vote to approve this change at their next board meeting.

Additionally though, this change, if adopted by the full board at the next board meeting, must by law, then go to a members' meeting of the full Association for their vote and final approval. The next regularly scheduled members' meeting is the annual meeting in January, 2013. Therefore, the next election would still be under the old rules.

Therefore secondly, we also request the board hold a special meeting for the adoption of the proposed election by-law revision before then. Such a meeting is estimated to cost between \$6,000.00 and \$10,000.00 and is a good use of the B.D.M.I.A.'s budget to ensure that the next election will be under the new rules.

Please Attend The Next B.D.M.I.A. Monthly Meeting To Support This Important Change

We ask for your support of this rule change by attending the next B.D.M.I.A. board meeting when this topic is scheduled to be discussed and voted on, May 9th, 7 P.M. at the regular B.D.M.I.A. meeting at 6018 SW 18th Street Suite C-8.

Thank you.

Rosemary Nixon and Brian Coleman
Second Coalition Against Mizner Development