

## Proposed revisions to the Constitution

The Articles of Incorporation (Constitution) of the Asociación de Vecinos de la Choya were written by our previous accounting and document services provider using boiler plate paragraphs from similar associations. Once it was translated into English we found areas that needed to be changed to conform to the true nature of our community. As a result, we are asking you to approve the following amendments:

### **Article 12, g. subscript:**

**Original wording:** In the event that any of the Associates are late in paying two or more monthly maintenance fees for common areas and services, the Assembly may determine the temporary or definitive suspension of the services and enjoyment of the common areas. If the delay continues for six months or more, the Assembly may determine that judicial action be taken against the delinquent Associate.

**Proposed revision:** In the event that any of the Associates are three months late in paying annual maintenance fees for common areas and services, the Assembly may determine the temporary or definitive suspension of the services and enjoyment of the common areas. If the delay continues for six months or more, the Assembly may determine that judicial action be taken against the delinquent Associate.

### **Article 19:**

**Original wording:** Ordinary General Assemblies will be held at least once every six months, for which at least fifty-one percent of the members will be required.

**Proposed revision:** Ordinary General Assemblies will be held at least once every year, for which at least fifty-one percent of the members will be required.

### **Article 21:**

**Original wording:** The Ordinary and Extraordinary General Assemblies will be considered legally convened when the majority of the members are present. When this requirement is not met, a second call must be made within the same date and one hour apart from the signal in the first call.

**Proposed revision:** The Ordinary and Extraordinary General Assemblies will be considered legally convened when 51% of the members are present. When this requirement is not met, a second call must be made within the same date and one hour apart from the signal in the first call.

### **Article 26:**

**Original wording:** Associates may not be represented at the General Assemblies by another of the associates, but they may be represented by persons outside the association with the presentation of a power of attorney signed before two witnesses.

**Proposed revision:** Associates may be represented at the General Assemblies by another associate, with the presentation of a power of attorney (proxy) signed before two witnesses.

### **Article 31:**

**Original wording:** At the Ordinary General Assembly, the BOARD OF DIRECTORS will be elected, which will be made up of: President, Secretary and Treasurer; or the General Director, if applicable. In any of the above cases, the functions will be for one year, and they may continue in

the exercise of their positions as long as they are not taken over by those who should replace them. Each member of the BOARD OF DIRECTORS or the GENERAL DIRECTOR, if applicable, may be re-elected for one more year.

**Proposed revision:** At the Ordinary General Assembly, the BOARD OF DIRECTORS will be elected, which will be made up of: President, Vice-President, Secretary and Treasurer. The terms will be staggered for the first election with the President serving three years, the Treasurer and Vice-President serving two years and the Secretary one year. Subsequent terms will be for three year. In addition, three members-at-large can be elected to the Board. Each member of the BOARD OF DIRECTORS or the GENERAL DIRECTOR, if applicable, may be re-elected for one more three-year term and may run again after a one-year absence.