

Objection to Board Meeting

Stephen Short

85682 Hampstead Ln
Eugene, OR 97405

▶ **Board of Directors**
Staffordshire Homeowners Association (SHOA)
Staffordshire Water System (SWS)

Dear fellow SHOA/SWS board members:

This letter constitutes my formal objection to the transaction of any business at this meeting because the meeting scheduled for October 19, 2023 is not lawfully called.

I, Stephen Short, co-owner of 85682 Hampstead Ln, Eugene OR 97405, declare that I am a voting member in good standing and also a duly-elected director of both corporations: Staffordshire Homeowners Association and Staffordshire Water System.

In order to fulfill my duties as a board member, I hereby inform the Board of Directors of Staffordshire Homeowners Association and Staffordshire Water System, I will attend the meeting scheduled for October 19, 2023 for the express purpose of objecting to the transaction of any business and for this purpose, only.

I have no objection to information being exchanged. In fact, I encourage open and transparent information exchange at this meeting, but I unequivocally object to the transaction of any business at this meeting. In other words, in the interests of informing the membership of past, current and possible future events, we can still conduct this meeting so long as no business is transacted.

My reasons for objecting are as follows:

1. It seems that the board, in general, still insists that Don Begines is a board member. He is not; Don resigned on August 1, 2023, effective August 2, 2023. His resignation was read before a group of about 60 Staffordshire community members on August 1, 2023. Don has written that he hand-delivered a note to Eric (or was it Bill since there is no actual evidence of this ever happening) at 6:24 AM August 2, 2023. Since August 2 begins immediately after midnight of August 1, this means that Don was OVER 6 HOURS in backtracking his resignation. It matters not what the Board does or does not do; the resignation is irrevocable.

I hope Don continues to help the park and that he applies to be on the board, once again, when the board appoints new members.

Oregon Nonprofit Corporation Law states:

65.381 Resignation and removal of officers. (1) An officer may resign at any time by delivering notice to the corporation. A resignation is effective when the notice is effective under ORS 65.034 unless the notice specifies a later effective date. If a resignation specifies a later effective date and the corporation accepts the later effective date, the corporation's board of directors or any other person authorized under the articles of incorporation or bylaws may fill the pending vacancy before the effective date if the board or any other person provides that the successor does not take office until the effective date.

(2) A board of directors or any other person authorized under the articles of incorporation or bylaws to elect or appoint an officer may remove any officer the board or any other person is entitled to elect or appoint, at any time with or without cause.

(3) Once delivered, a notice of resignation is irrevocable unless revocation is permitted by the board of directors. [1989 c.1010 §96; 1991 c.231 §8; 2019 c.174 §71]

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If anyone believes revocation was permitted by our Board of Directors, please cite where such permission was granted. I was a board member as of August 2, 2023, and I know of no such permission being granted by us.

2. Membership in SHOA and SWS of William Hand (and Iona Waller) is in serious doubt considering that 34622 Devonshire Drive was not legally included in either Phase 1 or Phase 2 of the development of Staffordshire. There were no further development phases after the first two phases. According to Staffordshire development plat maps and other supporting documents provided to William and the board, there are only 98 lots legally platted in the Staffordshire development; 34622 Devonshire Drive is NOT one of these 98 legally platted Staffordshire Homeowners Association lots. Only by owning one of the 98 lots in Staffordshire Homeowners Association, can an owner be included as a member of SHOA and of SWS. As far as I can tell, Bill and Iona own just one property in the vicinity of Staffordshire's 98 officially platted lots, 34622 Devonshire Drive, which is not a SHOA lot. Therefore, unfortunately, Bill and Iona are not actually members of either SHOA or SWS. Strange/sad/(unbelievable?), but true. (Good News: If we were to create a Phase 3 of the development of Staffordshire Homeowners Association and include 34622 Devonshire Drive, this strange "problem" would be solved, for the FUTURE. But even this "fix" won't change the fact that Bill and Iona are currently not members of either SHOA or SWS.) Paying dues does not make a member a member; only ownership of one of the 98 Staffordshire Homeowners Association lots give an owner status as a member. Please refer to Staffordshire CC&Rs adopted June 22, 1999, Article II "Membership and Voting". and SHOA Bylaws REV. 4/20/89, certified by Lorraine Heckert, President, 8/22/2001, Article V, Section 5.1 in particular: "Directors must be members of the Association".

Due to the above very distinct possibility that our current SHOA/SWS president is not qualified to be a member of SHOA/SWS, he most certainly cannot act as a board of directors member or board president (chairman).

On a personal note: I am impressed with William Hand's ability to lead and I truly wish Bill could continue as our president.

(But I have sworn to follow the governing documents of SHOA and SWS, including State statutes (which we are continuing to violate and I have entered previous requests for SHOA and SWS to follow the law, for example two letters written by my attorney, Brian Cox, on my behalf, dated so I cannot agree that the Staffordshire Homeowners Association can hold any lawful meeting if such a meeting is presided over by a non-member of SHOA/SWS.)

I have two conditions that, if met, we can conduct business at the October 19 meeting:

1. Don Begines is acknowledged to NOT be a board member of either SHOA or SWS, because of his August 2, 2023 resignation.
2. William Hand is acknowledged as NOT a member of either SHOA or SWS, until it is shown in the official plats for Staffordshire Homeowners Association that the property owned by him, (34622 Devonshire Drive) is officially platted as such.

If these two conditions are met and proven beyond a shadow of doubt before the meeting, I will consider withdrawing this objection.

In the meantime, we can still then carry-on official business with the remaining four SHOA/SWS board members, namely Larry Cotton, Eric Jacobsen, Randy Reilly and me.

Respectfully,



Stephen Short

Board Member of SHOA and SWS
85682 Hampstead Ln
Eugene OR 97405
10/18/2023