



## Questions and Answers About the Upcoming Bylaw Update

Q- Why is the date of this meeting in the middle of spring break?

A- Complete oversight on our part. We will postpone it to March 22, and add it to the agenda of our regular meeting. We initially wanted it to have its own meeting - to give plenty of time to answer all questions, but hopefully this Q & A will help

Q- Why are we adding bylaw 7.6 and why do we need it?

A- Our current bylaws state *“4.4 Any officer elected or appointed by the Board of Trustees may be removed at any time by the affirmative vote of a majority of the Board of Trustees, but such removal shall be without prejudice to the contract rights, if any, of the person so removed.”*

Our lawyer advised us that this language was outdated and only provided the ability to remove officer position titles. The revision is *“The Members may remove any trustee with or without cause by a majority vote at a meeting of the Members called for such purpose. A director may be removed by the Board of Trustees with or without cause by a majority vote of the remaining trustees.”* The two are quite similar but adopting the current Property Code language is recommended in the event it may become necessary to protect the HOA.

Q- But the new version says with or without cause. That seems not right. Can you explain?

A- This was from our attorney’s advice – that if someone had some medical or family private matter, that it didn’t need to be discussed throughout the neighborhood. This is to protect both an individual and the HOA.

Q – Why are we deleting Article 2 Section 6 and why do we need to do it?

A- We do not intend to suppress or remove any voting tool or rights from any CLF resident member. This is a simple case where our bylaw language is outdated. Our lawyer advised a housekeeping measure of removing the 2.6 language as voting is now governed under Texas Property Code 209.00592. Clear Lake Forest will follow current TX law governing all elections.