

Proposed WHP By-Laws Amendment

Submitted by: Tammy Franklin

Submitted to the BOD: February 16, 2022; Submitted to WHP Homeowners: March 26, 2022

Proposed Amendment

ARTICLE VI, The Board of Directors, Section 12 (to be added after Section 11)

With the exception of litigation to collect debt owed to White Horse Park, Directors shall not enter into or join any litigation where White Horse Park is not specifically named as a defendant without:


- a Special Meeting of the Members of the Association being called as outlined in, and in accordance with, WHP By-Laws ARTICLE V, Sections 4, 5 and 6;
- a written petition regarding the specifics of the proposed entering into or joining any such litigation being provided to all property owners not less than thirty (30) days nor more than sixty (60) days before the date of the Special Meeting; and
- an affirmative majority vote of a quorum for a Special Meeting (a minimum of twenty (20%) percent of the total property owners (93 lots) of the Association), in favor of the litigation.


Any proposed litigation resulting from the terms of ARTICLE III, Section 7 of these WHP By-Laws would be subject to the terms of this ARTICLE VI, Section 12.


Reason why amendment is being proposed: I, Tammy Franklin, believe that no five people, nor any Board of Directors, should have the right to, or be able to, involve the entire WHP community in litigation where WHP is NOT specifically named a defendant, without the Homeowners of WHP having some say in whether or not they want to be involved in the litigation. Litigation is very expensive and could cost the Homeowners of WHP tens of thousands of dollars (at least, and probably more). The only exception would be litigation to collect debt owed to White Horse Park.


Required Signatures

  
Originator: Tammy Franklin

  
Member in Good Standing:

  
Member in Good Standing:

  
Member in Good Standing:

  
Member in Good Standing: