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*Milburn Fields Special Neighborhood Meeting*

*August 22, 2023*

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The Milburn Fields HOA board called a special meeting of the neighborhood based on a petition for a recall vote of Alexander Payne for discrimination against Bethany King. The petition was presented to the Board based on criteria in Milburn Fields bylaws: The board is required to call a special meeting if petitioned by 25% of the neighborhood. Ms. King gathered 68 individual home-site signatures from residents, which is 25.1% of our neighborhood. Through the process of verification, several signatures were found not to be homeowners, invalidating the petition. Following further consideration by the Board and a demand from Ms. King to follow Kansas Statute, the meeting was called based on the requirement in K.S.A. law., which is 10%. The meeting was scheduled for Tuesday evening, August 22, 2023, at 6:30 pm. We reserved a room at the Antioch branch of the Johnson County Public Library.

Prior to this meeting, ballots were mailed to the entire neighborhood, with a “yes” or “no” vote for the vote recall: “Do you vote for Alex Payne to remain on the HOA Board?”. The purpose of this meeting was to discuss with the entire neighborhood the complaints and lawsuits that were filed against the Board, and specifically against Alex. We feel transparency is very important. The neighborhood needed the opportunity to hear both sides of the dispute, and ask questions or add their comments. The Board provided all supporting documentation towards refuting Ms. King’s claims to the association.

The meeting was called to order at 6:35, with opening remarks from Terra Herzog, Vice President of the board.

- Bethany King was then given 5 minutes to present her arguments.
- Alex Payne was given 5 minutes to present his arguments.
- The floor was opened for anyone in attendance to speak for 5 minutes. Sarah Hendrix was the timekeeper for the speakers. We heard comments for both sides of the dispute.
- At 7:30 the audience was told that they must complete their ballots and put them in the ballot box. Voting closed at 7:40.

We had a total of 68 verified legal homeowners and 20 guests in attendance at the meeting. (Per Milburn Fields Bylaws, each household is allowed one vote, so if 2 or more homeowners attended, they are considered a single home-site.) The ballots that were completed and dropped off during our meeting were put into a sealed box. These ballots and those mailed to HOA attorney Rod Hoffman and brought to the meeting via Mr. Hoffman, were turned over to third parties, who had no association to the HOA Board or Ms. King, for tabulation. Third Parties verified homeowners through the exterior of the envelope, opened and separated the ballot from the envelope to retain anonymity of the vote, counted, and tallied the votes. All documentation and materials from the meeting may be requested for inspection through Rod Hoffman’s office. His standard fee will apply. The final tally of ballots was 115 “Yes” to keep Alex on the board and 24 “No”. Therefore, Alex will continue his position as president.

Meeting ended at 8:00 pm as the library closes at that time.

Respectfully submitted, Jan Schwert - Secretary