

JELLYSTONE PARK CONDOMINIUM ASSOCIATION, INC.
3000 S. Clarcona Road # 201
Apopka, Florida 32703

NOTICE OF SPECIAL UNIT OWNERS MEETING

NOTICE IS HEREBY GIVEN THAT a SPECIAL UNIT OWNER MEETING of the Jellystone Park Condominium Association, Inc., will be held at the following date, time and place:

DATE: March 17, 1994

TIME: 7:00 P.M.

PLACE: Recreational Hall
Jellystone Park Condominium Association
3000 S. Clarcona Road
Apopka, Florida 32703

PURPOSE; Is to recall one (1) member of the board for the Condominium Association.

Juanita Drum a member of the board sought to be recalled at the meeting.

Bill Morrison shall determine whether a quorum is present, call the meeting to order, preside, and proceed as provided in 61B-0027 (3)(b).

The remaining of the Unit Owners Board of Directors, less the developer, may appoint a replacement.

Unit Owners, less the developer, will be the only ones entitled to vote at the meeting to determine whether Juanita Drum is recalled.

SIGN IN: Sign in at the Recreational Hall starting at 4:00 P.M., March 17, 1994.


WILLIAM MORRISON
PRESIDENT

SPECIAL MEETING
THURSDAY, MARCH 17, 1994
7:00 P.M.

FOR ALL UNIT OWNERS

SIGN IN AT THE RECREATIONAL HALL STARTING AT 4:00 P.M.

PURPOSE to recall one member of the Board of Directors
of the Condominium Association

JELLYSTONE PARK CONDOMINIUM ASSOCIATION

3000 South Clarcona Road, Suite 201 • Apopka, FL 32703
Phone: (407) 889-5491 • FAX: (407) 886-4625

AFFIDAVIT OF NOTICE

STATE OF FLORIDA
COUNTY OF ORANGE

I, the undersigned as President for Jellystone Park Condominium Association, Inc., do hereby swear and affirm that copies of the annexed Notice of Special Meeting of Unit Owners were delivered by me to the United States Post Office in Apopka, Florida and were mailed to each unit owner at their respective post office addresses, as set forth in the official records of the Association, on March 2, 1994.

William Morrison

William Morrison, President
Jellystone Park Condominium Association, Inc.

The foregoing instrument was acknowledged before me this 2nd day of March, 1994, by William Morrison, who is personally known ~~to~~ me and who did not take an oath.

Carmen Cyr Shultz
Notary Public, State of Florida
My Commission expires:



CARMEN CYR SHULTZ
MY COMMISSION # CC 182740 EXPIRES
May 28, 1998
BONDED THRU TROY FAIR INSURANCE, INC.

Name & Address list in Box of 3-12-94 Special Recall Meeting

CONDUCTING THE RECALL MEETING

1. DETERMINE IF A QUORUM EXIST: Proxies and Unit Owners Present.
2. PRESIDING OFFICER: William Morrison as the recall meeting notice states.
3. A REPRESENTATIVE TO RECEIVE PLEADINGS: Copies of a petition for recall arbitration; motions. This is in the event the board disputes the recall.
4. DESIGNATE A PERSON TO RECORD THE MINUTES: *Bob Spenser*
5. RECALL MEETING MINUTES: (See Attached) *and Carson Schultz*
6. ELECTING REPLACEMENT BOARD MEMBERS: (If less than majority).
 - a. The existing Association Board Members (less the developer board members) may appoint a replacement in accordance with Section 718.301, Florida Statutes, and Rules 61B-23.003 and 61B-23.0026 or;
 - b. The existing Association Board Members may call and conduct an election which meets requirements of section 718.112(2)(d), Florida Statutes, and rule 61B-23.0021, Florida Administrative Code, to fill a vacancy.
7. BOARD ACTION CONCERNING A RECALL AT A MEETING; Filling Vacancies:
 - a. The Board will properly notice the board meeting at which it will determine whether any **dispute** exists regarding the recall.

DISPUTED OR UNDISPUTED RECALL:

UNDISPUTED RECALL: If the remaining board members for the Association (less the developer appointed or elected board members) agrees with the recall.

DISPUTED RECALL: If for any reason the board (less the developer board members) disputes the recall. Then 61B-50 Florida Administrator Code will apply (Arbitration procedures with the State).

8. A properly noticed board meeting to determine if the recall is disputed or undisputed will be on April 14, 1994, 6:30 P.M. in the Recreational Hall. Prior to the regular board meeting at 7:00 P.M. on the 14th April 94.

Recall of Juanita Drum, March 17, 1994.

VOTING (Counter) COMMITTEE:

Jim Nuss - Chairman voting committee. (Developer Supporter)
Kenneth Butler - Vote Counter Member. (Developer Supporter)
Manfred Galdes - Vote Counter Member. (Developer Supporter)
Joseph Felix - Vote Counter Member. (Association Supporter)
Florence Saunders- " " " . (Association Supporter)

Results of the Vote Committee are:

358 Ballots and Proxies signed in.
-7 Ballot or Proxy not completed correctly.
351 valid Ballots and Proxies counted.

332 voted to Recall Juanita.
19 voted **not to** Recall Juanita.
351 Total Ballots and Proxies voted.

Break down of Proxies and Ballots. Should Juanita be Recalled?

218 Proxies vote Yes.	3 Proxies vote no.
<u>114</u> Ballots vote yes.	<u>16</u> Ballots vote no.
332 Total Votes Yes.	19 Total Votes no.

Total number of Unit Owners is: 556

Total valid votes counted is:	351
Number votes for Quorum is;	<u>279</u>
No. votes over quorum is:	72


Bill Morrison, President
Condominium Association

March 17, 1994

SPECIAL MEETING

UNIT OWNERS

A quorum was established of 351 members, needing only 279 out of a total of 557 assigned unit owners.

Sign-in sheets, ballots and proxies were given to Mr. Jim Nuss, Chairman of the Committee, which was designated to count proxies and ballots.

The presiding officer was Mr. Bill Morrison. Bill appointed Carmen c. Shultz to record the minutes of the meeting. Mr. Bob Swanson, at 3000 Clarcona Road #335, Apopka, FL 32703, was appointed as the unit owners representative who will receive any pleadings.

Mr. Morrison advised that when there are less than a majority of Board Members of the Condominium Association, less the developer, being recalled, the remaining four members may select that member or choose to hold an election. A meeting must be called to determine if there is any dispute concerning this recall. If undisputed the Board may make their appointment at this meeting. If disputed for any reason by the Board Members of the Association, less the developer, then we have to go to the State for arbitration under the State Statue 61B-50.

A proper notice of the Board Meeting to determine if the recall is disputed or undisputed will be posted for Thursday, April 14, 1994 at 6:30 P.M. in the Rec Hall just prior to the regularly scheduled Board of Directors Meeting.


The meeting went into recess for counting of the ballots and proxies.

Mr. Morrison reconvened the meeting at 7:20 P.M. The presiding officer announced the results of the recall.

The total number of votes cast was 358. 7-proxies improperly received, 332-yes votes to remove Juanita Drum from the Board, and 19-no votes for a total of 358 votes.

Mr. Morrison spoke to the Unit Owners of their united effort to achieve a common goal.

The meeting was adjourned at 7:25 P.M.


William Morrison
Presiding Officer

of incorporation and bylaws of the condominium association in effect, and any amendments to each which are in effect.

(2) Noticing a Recall Meeting.

(a) Signature List. Prior to noticing a unit owner meeting to recall one or more members of the board, a list shall be circulated for the purpose of obtaining signatures of not less than 10 percent of the voting interests. The signature list shall:

1. State that the purpose for obtaining signatures is to call a unit owner meeting to recall one or more members of the board;
2. State that replacement board members shall be elected at the meeting if a majority or more of the existing board members are successfully recalled at the meeting; and,
3. Contain lines for the voting interest to fill in his unit number, signature and date of signature.

(b) Recall Meeting Notice. The recall meeting notice shall:

1. State that the purpose of the unit owner meeting is to recall one or more members of the board and, if a majority or more of the board is subject to recall, the notice shall also state that an election to replace recalled board members will be conducted at the meeting;

2. List by name each board member sought to be recalled at the meeting, even if every board member is sought to be recalled;

3. Specify a person, other than a board member subject to recall at the meeting, who shall determine whether a quorum is present, call the meeting to order, preside, and proceed as provided in paragraph (3)(b) of this rule;

4. List at least as many eligible persons who are willing to be candidates for replacement board members as there are board members sought to be recalled, in those cases where a majority or more of the board is sought to be recalled. Candidates for replacement board members shall not be listed when a minority of the board is sought to be recalled, as the remaining members of the board may appoint replacements. In addition, the notice must state that nominations for replacement board members may be taken from the floor at the meeting;

5. Have attached to it a copy of the signature list referred to in paragraph (2)(a) above;

6. Be mailed or delivered to all unit owners at least 10 days prior to the meeting, if the association is incorporated, unless a different time for notice of the meeting is provided in the condominium documents. If the association is unincorporated, notice shall be mailed or delivered according to the time requirements stated in the condominium documents for sending unit owner meeting notices; and,

7. Be delivered to the board at least 10 days prior to the recall meeting, unless the condominium documents provide a different notice requirement. The notice shall become an official record of the association upon actual receipt by the board.

(3) Recall Meeting; Electing Replacements.

(a) Date for Recall Meeting. If the association is incorporated, a recall meeting shall be held not less

than 10 days nor more than 60 days from the date when the notice of the recall meeting is mailed or delivered, unless otherwise provided in the condominium documents. If the association is unincorporated, the meeting shall be held within the times required by the condominium documents.

(b) Conducting the Recall Meeting. After determining that a quorum exists (proxies may be used to establish a quorum) and the meeting is called to order, the voting interests shall proceed, as follows:

1. Unless the recall meeting notice specifies a presiding officer, a presiding officer, who shall not be a board member subject to recall at that meeting, shall be elected.

2. A representative to receive pleadings (e.g., copies of a petition for recall arbitration; motions), notices, or other papers on behalf of the recalling unit owners in the event the board disputes the recall, shall be elected or designated by the presiding officer.

3. A person to record the minutes of the recall meeting, who shall not be a board member subject to recall at that meeting, shall be elected or designated by the presiding officer.

4. The requirements of this subsection do not prohibit the voting interests from electing one person to perform one or more of these functions.

(c) Recall Meeting Minutes. The minutes of the recall meeting shall:

1. Record the date and time the recall meeting was called to order and adjourned;

2. Record the name or names of the person or persons chosen as the presiding officer, the recorder of the official minutes and the unit owner representative's name and address;

3. Record the vote count taken on each member of the board sought to be recalled;

4. State whether the recall was effective as to each member sought to be recalled;

5. Record the vote count taken on each candidate to replace the board members subject to recall and, if applicable, the specific seat each replacement board member was elected to, in those cases where a majority or more of the existing board was subject to recall; and,

6. Be delivered to the board and, upon such delivery to the board, become an official record of the association.

(d) Separate Recall Vote. The voting interests shall vote to recall each board member separately, unless otherwise provided in the declaration or bylaws.

(e) Electing Replacement Board Members. When the voting interests have recalled one or more board members at a unit owner meeting, the following provisions apply regarding the filling of vacancies on the board:

1. If less than a majority of the existing board is recalled at the meeting, no election of replacement board members shall be conducted at the unit owner meeting as the existing board may, in its discretion, fill these vacancies, subject to the provisions of section 718.301, Florida Statutes, and rules 61B-23.003 and 61B-23.0026, Florida

RECALL
SPECIAL meeting
MAR. 17, 1994

Recorder Duties

Mrs, Charles E Plant
P.O. Box 556
Clarcona Fl. 32710

3/23/94

FILE COPY

Condo Association
3000 S Clarcona Rd.
Apopka Florida 32710

Att: President of Condo Assn.

Dear Mr. Morrison,

On March 17th I met with Dottie Botsacos lot # 659, on the 500 Block. She asked me if I were going to attend the Special meeting that evening. I informed her I would be there from 4P.M. to 7P.M. checking in the Home Owners and would then stay for the meeting. She told me thAT Jim Botsacos had been collecting proxies but that they would not be going to the meeting. I told her that was their business and their choice. We had further discussion and it ended in an argument and I walked away. That afternoon as we checked people in we were careful to read the proxies and make sure they were filled in correctly. The Manager, Carmen, had instructed us carefully how to do so and also said if there were any doubts to bring them to her to verify. To the best of my knowledge Mr. Botsacos did not come in or turn in any proxies. I had heard that Mr. Reeves at Lot # 578 had given Mr. Botsacos his proxies. but on the sheet there was a blank space next to Mr. Reeves lots. I do not know how many or whose proxies he had picked up only that Dottie said he had picked up proxies. My question is if a Home owner gives another Home owner their proxy isn't those proxies supposed to be turned in?

I read the arbitration letter posted on the Condo Board and in one place the signers are questioning the verifying of the proxies at the sign in. There were 5 of us checking people in and we followed our instructions to the letter. The Manager was there making sure everything was done correctly. I resent the accusation that we did not verify the proxies and have spoken to some of the ladies that also verified proxies and they feel the same and as far as bix not doing things legal what about proxies that were not turned in and withheld so that we might not have a quorum. I would appreciate your checking into this for me.

Respectfully yours

June Plant

June Plant

Home Owner Lot 551