



Heather Gardens METROPOLITAN DISTRICT

HEATHER GARDENS METROPOLITAN DISTRICT BOARD ACTION

DATE: JUNE 20, 2024

MOTION NUMBER: 2024-6-20-5

MOTION: ADOPTION OF ELECTION PM-1

I move that the Heather Gardens Metropolitan District Board of Directors adopt Election PM-1 which was introduced on December 21, 2023, at which time we heard public comment. The Election PM-1 was modified after legal comments as well.

ECONOMIC COST TO THE DISTRICT: \$0
APPROPRIATED FROM:

Motion by: Daniel Taylor

Second by: Robin

Rationale: This procedure memorandum is necessary to prohibit electioneering activities from disrupting clubhouse classes, events, and other functions.

Debate: _____

Secondary Motion to : _____

Secondary Motion by: _____ Second by: _____

VOTE:

	Yes	No
Craig Baldwin	✓	
Rita Effler	✓	
Eloise Laubach		✓
Robin O'Meara	✓	
Daniel Taylor	✓	
Total	4	5

Yes	No

The secondary motion does/does not have a majority and passes/fails.

The main motion does/does not have a majority and passes/fails.

Robin O'Meara

Robin O'Meara, Secretary
HGMD Board of Directors

Daniel Taylor

Daniel J. Taylor, President
HGMD Board of Directors



Heather Gardens

METROPOLITAN DISTRICT

HEATHER GARDENS METROPOLITAN DISTRICT
ELECTION PROCEDURES
PROCEDURE MEMORANDUM 1

ADOPTED AND EFFECTIVE JUNE 20, 2024

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**ELECTION PROCEDURES
PROCEDURE MEMORANDUM 1**

Proposed on December 21, 2023

Adopted by HGMD Board on June 20, 2024

This Procedure Memorandum shall supersede all previous versions of the Procedure Memorandum and Functions and Policy Manuals for Election Procedures, as well as all previous resolutions, actions and informal practices and policies of the District or portions thereof which may be in conflict with the provisions hereof.

ARTICLE I - PURPOSE

The purpose of this Procedure Memorandum is to define a consistent, fair, and equal procedure for all electioneering on the Heather Gardens Metropolitan District (District) properties and ensure the dissemination of information to the public which is informative yet, balanced, consistent with the Bylaws, Rules and Regulations, and administrative or policy procedure memoranda.

ARTICLE II - ELECTIONEERING

Section 1. Electioneering Definition. Electioneering shall refer to the dissemination of information verbally or by written materials in support or against a candidate or group of candidates for any office whether a political subdivision of this state or local government or for office in Heather Gardens Association or Metropolitan District.

Section 2. Electioneering Location. Electioneering is allowed in the following manner:

- A.** In person, in front of the clubhouse or adjacent to the clubhouse parking lot, but not within 20 feet of the front clubhouse door, except on election day. On election day, no electioneering is allowed within 100 feet of the front clubhouse door. Such person may disseminate written material by hand, or
- B.** Inside the clubhouse, any person may place a flyer, within 45 days of an election date, not larger than 8.5" x 11", on the bulletin board designated for the posting of notices, or may request to set up one table on the east side of the clubhouse lobby to speak with people from behind the table or to hand out information, or

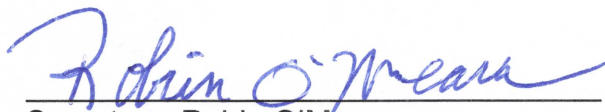
- C. Any candidate or elected state, federal, or local official may schedule an electioneering event in a room at the clubhouse consistent with the rules and fees contained in the Clubhouse PM-1.
- D. Campaign yard signs no larger than 18" x 24" may be placed on District property within 45 days of any District election, HGA election or local election for office or ballot measure specifically affecting Heather Gardens. All campaign signs must be removed within 48 hours after the election.

Section 3. Electioneering Material. Written material or verbal statements must not contain profanity, inflammatory information or false statements. If a violation of this rule is alleged, such allegation shall be made in writing to the HGMD board. If the allegation appears to be sufficient to be a violation of this rule, a presumption shall be created. The person or group disseminating the statement shall be afforded an opportunity to rebut the presumption, and submit evidence that the statement does not violate this rule. The HGMD board shall make a decision whether the statement shall be allowed or prohibited.

Adopted the 20th day of June, 2024, by the Board of Directors of the Heather Gardens Metropolitan District.


President, Daniel Taylor

ATTEST:


Secretary, Robin O'Meara