

Stagecoach Crossings Special Members Meeting – May 15, 2024

Purpose of Special Members Meeting: To hold a vote, in-person or via proxy, for the dissolution of Stagecoach Crossings Homeowners Association together with its covenants and bylaws, and the settlement of the pending lawsuit against the above named HOA.

Present: Linda Fellows, Greg Vander Vorst, Steve Wilkins. HOA attorney Drew Skjoldal. Gaylen and Lois Bendewald, Susan Bowen, Mike Foos, Greg Peterson, John Ziolkowski, Sheryl Vander Vorst, and Gary Fellows.

Via Proxy: Dick Adamson, Keith Bily, Jim Fuhrmann, Brian Howley, Becky Howe, Joe Kolb, Deanne LaVelle, Mark Potter, Mike Purdy, Tim Rietveld, Cleve Trimble, Adam Waresiak. Some of these members also attended via Zoom.

The meeting was called to order by President Linda Fellows. Voting was completed in person or per proxy from those listed above.

Proxies also received from 10 members released from HOA by judges ruling November 30, 2023 as their paperwork had not been recorded with Custer County Register of Deeds.

HOA attorney, Drew Skjoldal introduced himself to members and gathered ballots. He explained his role in legal action necessary to dissolve the HOA. The litigation will have be settled. He will be working with the other attorneys involved in the lawsuit. He discussed the reason for this meeting as listed above. He reviewed the need to follow bylaws explicitly which did not allow for mailed and Zoom voting and meetings must be at a physical location in South Dakota.

John Ziolkowski, Gaylen Bendewald and Brian Hawley gave statements concerning the vote. Three members were absent chosing not to vote. Votes were tabulated by attorney.

Results of voting of the 24 properties remaining in HOA: 21 in favor, none opposed and 3 members abstaining. The measure passed to vacate both the covenants and bylaws with the dissolution of the Stagecoach Crossings Homeowners Association, Inc. and the settlement of the pending lawsuit against the above named HOA. Drew stated all ten of those ruled out of the HOA also voted to approve the dissolution of the HOA. This was required as their ruling had not been filed.

Questions were answered by board members and Drew Skjoldal concerning the process of dissolution of the HOA and involvement by members. Drew will handle all legal matters involved in the sale of common areas and dissolution of the HOA. He will assist the other attorneys in settling the litigation.

A letter of notification of the pending HOA dissolution will be sent to all members as required by the HOA covenants with at least 30 days for the action voted on to become effective. The HOA website will remain active until the HOA dissolution is finalized. There will be another meeting allowing member input in lieu of the annual members meeting.

The meeting was adjourned at 6:15pm.

Respectively submitted.

Linda Fellows