

# The Peregrine Master Association

6015 Lehman Drive, Suite 205 Colorado Springs, CO 80918  
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## GENERAL MEMBERSHIP DIRECTED VOTE / PROXY

I (We) hereby certify that I (we) own, via recorded Deed, the following described property:

\_\_\_\_\_  
(PEREGRINE ADDRESS)

**OPTION 1: VOTE ON THIS FORM AND RETURN IT TO Z&R.**

I (We) vote as indicated below for the following individual to serve on the Association's Board of Directors  
**Vote for one (1):**

**Jack Greenfield**     **Michelle McArthur**     **Edmund Naughton**

I (We) vote below for the consideration of the 2020 Annual Minutes:

Approve                       Disapprove

I (We) vote below for the 2022 Fiscal Year Budget:

Approve                       Disapprove

I (we) vote as indicated below for consideration of David Fulton, the Association's Treasurer, term amendment to serve 3 years ending November 2023, as originally elected in 2020. (Please see the reverse side of this form for more information).

Approve                       Disapprove

**OPTION 2: ASSIGN SOMEONE TO VOTE ON YOUR BEHALF.**

I (We) hereby appoint (Name of Your Proxy), \_\_\_\_\_  
as my (our) official Proxy to exercise my (our) vote on any and all items that may come before the Membership at the meeting held on November 17, 2021. (Blank proxies will be assigned to the Board).

**All Directed Votes/Proxies must be returned by Tuesday, November 16.**

**Via U.S. Mail:** 6015 Lehman Drive, Suite 205, Colorado Springs, CO 80918

**Via Fax:** (719) 594-0473

**Via E-mail:** [Derek@ZandRMgmt.com](mailto:Derek@ZandRMgmt.com)

\_\_\_\_\_  
(PRINTED OWNER NAME)

\_\_\_\_\_  
(PRINTED OWNER NAME)

\_\_\_\_\_  
(OWNER SIGNATURE)                      (DATE)

\_\_\_\_\_  
(OWNER SIGNATURE)                      (DATE)

David Fulton's, term amendment to serve 3 years ending November 2023, as originally elected in 2020.

David Fulton was elected to serve a three year term on the Association's Board at our last Annual Meeting in November 2020. He was appointed Treasurer and Officer of the Association, where he brings a wealth of experience and has excelled in managing the financial interests of the Association.

Administratively, David was assigned to a Director's seat that had been vacated when a prior Director, Kim Sannes, resigned as she was moving out of Peregrine. This seat had just a one year term left open, which during 2020 was not seen as a problem, it was assumed David would serve his 3 year term.

In preparation for the Annual Meeting and elections of Directors, our advisors made the Board aware of a limitation in the Colorado NonProfit Act (CNPA) rule that was not overridden in the Association's By Laws or Resolutions. It states that a Director taking a vacated seat should only serve for the remainder of the vacated term, one year in this instance, and then stand for re-election.

The Board's opinion was this could have a significant impact on the Association's operations in 2022 & 2023 and was grossly unfair when David's expectation was a 3 year term. The Board voted to explore HOA specific legal options that would override the vacated seat limitation of the CNPA.

The result was a Resolution built by the Association's law firm that expands and documents Peregrine rules establishing Board Terms that provide an equitable solution enabling David Fulton to serve the remainder of his 3 year term as elected by the membership.