

**RESOLUTION AUTHORIZING ELECTRONIC VOTING AND ELECTRONIC VOTING  
PROCEDURES FOR ASSOCIATION MEETINGS AND ELECTIONS FOR  
FIREWHEEL FARMS NO. 2 HOME OWNERS ASSOCIATION, Inc.**

WHEREAS, Section 209.00592 Texas Property Code Statutes provides that an association may conduct elections and other unit owner votes through an Internet-based online voting system if certain requirements are met; and

WHEREAS, the Board of Directors (the "Board") of **Firewheel Farms No2. HOA, Inc** (the "Association") met in compliance with applicable law and determined that it would be in the best interests of the members of the Association (the "Members") to enable the use of electronic voting in Association matters to, among other things, reduce or eliminate costs for paper ballots, improve convenience to members for voting, reduce risk of errors, improve voter participation and meet quorum requirements;

NOW, THEREFORE, it is resolved as follows:

1. The Association hereby adopts the use of an online voting system (the "System") as authorized by, and in compliance with, applicable law as amended from time to time and this resolution.
2. The System may be used for any matter that requires a vote of the Members, but the Board may determine that utilizing electronic voting is not in the best interests of the Association as to any particular meeting or election so there shall be no obligation for the Association to utilize electronic voting for any particular meeting or election.
3. In order to implement electronic voting, the Association may contract with an outside vendor or other party (the "Vendor") that provides electronic voting services.
4. Once the Association enables the System, Members will receive notice of the opportunity and ability to vote electronically along with instructions the Association reasonably believes to be sufficient to enable Members to participate in electronic voting
5. It is anticipated that Electronic voting will be closed 24 hours in advance of the meeting at which a vote is held; however, the Board may determine an alternative date to close voting as necessary or as required by applicable law.
6. An entire electronic ballot may not be counted, even if properly delivered, if the Member attends any meeting to vote in person so that any vote cast by such Member in person supersedes any vote submitted electronically by such Member with respect to the entire slate of proposals reflected in such ballot;
7. An electronic ballot may be counted as a Member present and voting for the purpose of establishing a quorum only for the items/proposals appearing on the ballot;
8. An electronic ballot may not be counted on the final vote of a slate of proposals if a motion to amend any one or more of the proposals is accepted and passed prior to the final vote and the language of the proposal is different than the language on the electronic ballot; provided however, that a nomination taken from the floor of the meeting in an election of the members of the Board, is not considered an amendment, as specified above, to any one or more of the proposals on the slate;

9. By using the System , the Member waives any claim or challenge to such voting as a result of an error caused, directly or indirectly, by the System, including, without limitation, the failure of the System to properly register a Member's vote.

10. The Board reserves the right to terminate or amend the actions taken and contemplated by this resolution, at any time, in accordance with applicable law.

I hereby certify that on the 21st day of November , 2019, at an electronic meeting where a quorum was present, duly called for the purpose, the Board of Directors of **Firewheel Farms No. 2 HOA, Inc.** adopted the above RESOLUTION. An affidavit executed by the person providing the notice shall be filed with the official records of the Association. Out of 3 total members of the Board of Directors, the vote was 3 in favor and 0 opposed.

By: Charles Lundin  
Secretary

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