

BYLAWS
OF
MERRIMAN PARK/UNIVERSITY MANOR
NEIGHBORHOOD ASSOCIATION

A Texas Non-Profit Corporation

PREAMBLE

These bylaws are subject to, and governed by, the Texas Non-Profit Corporation Act and the articles of incorporation of Merriman Park/University Manor Neighborhood Association (hereinafter known as the "Association"). In the event of a direct conflict between the provisions of these bylaws and the mandatory provisions of the Texas Non-Profit Corporation Act or the provisions of the articles of incorporation of the Association, such provisions of the Texas Non-Profit Corporation Act or the articles of incorporation of the Association, as the case may be, will be controlling.

ARTICLE I PURPOSE

- 1.1 *General.* The purposes for which the Association is organized are:
- (a) To operate exclusively for the promotion of and the betterment of the MP/UM neighborhood within the meaning of section 501(c)(4) of the Code, by engaging directly in support of such purposes or by making distributions to other organizations in support of such purposes; and
 - (b) To engage in any and all lawful activities incidental to the foregoing purposes, except as otherwise restricted herein.
- 1.2 *Powers.* The Association is a non-profit Corporation and shall have all the powers, duties, authorizations and responsibilities as provided in the Texas Non-Profit Corporation Act; provided, however, the Association shall neither have nor exercise any power, nor shall it engage directly or indirectly in any activity, that would invalidate its status as a Corporation that is exempt from federal income taxation as an organization described in section 501(c) (4) of the Code.
- 1.3 *Conduct of Association Affairs.*
- (a) The affairs of the Association shall at all times be conducted in a manner consistent with the requirements of the Code, as such requirements affect tax-exempt organizations.
 - (b) The Association shall not carry on, other than as an insubstantial part of its activities, activities that are not in furtherance of its purposes.

ARTICLE II OFFICES

2.1 *Principal Office.* The principal office of the Association in the State of Texas shall be located in the City of Dallas, County of Dallas, Texas.

2.2 *Other Offices.* The Association may have such other offices, either within or without the County of Dallas, State of Texas, as the board of directors may determine or as the affairs of the Association may require from time to time.

ARTICLE III MEMBERS

3.1 *General.* The Association shall have members. The membership of the Association shall consist of those individuals who may from time to time be admitted to membership in the manner and under the requirements specified herein.

3.2 *Powers and Duties.* The members shall perform such duties of members as may be provided by the Association's Articles of Incorporation and these bylaws. All other corporate power shall be exercised by or under the authority of the board of directors.

(Election and Duties of HOA Board of Directors vs. Officers

As with any non-profit corporation, the roles of members of the board of directors and officers of a community association are distinct. A clear understanding of this distinction is essential to proper community association governance.

The homeowners who form the membership of each community association elects members of the association's board of directors pursuant to the association's bylaws. This election commonly occurs at the association's annual meeting. Once elected, the board of directors serves as the governing body of the community association, and members of the board are the only parties entitled to vote on actions taken by the association as a corporation. For example, the board determines by majority vote how monies are spent, when to hire and fire employees and contractors, and how to handle a broad range of other responsibilities for the community.

Officers, on the other hand, are elected by vote of the members of the board. Typical officer positions are President, Vice-President, Treasurer and Secretary. Learn more about the duties of these HOA roles.)

3.3 *Qualifications for Membership.* Membership in the Association shall be open to all persons, without discrimination, who are interested in the goals and purposes of the Association, who are willing to subscribe to these bylaws, who own or rent a home or duplex within the area designated by the board of directors as "Merriman Park/University Manor" (hereinafter "Merriman Park/University Manor"), and who are otherwise qualified under the criteria established by the board of directors from time to time for membership.

3.4 Applications for Membership. All residents of MP/UM are

considered members of the Association. Each resident will be encouraged to pay annual dues. Payment of dues is not necessary to be a member.

3.5 *Interest of Members.* No member of the Association shall have any right, title, or interest in or to the whole or any part of the assets of the Association, and no member shall be entitled to either the whole or any part of such assets in the event of the termination of such member's membership in the Association for any reason whatsoever.

3.6 *Member in Good Standing.* All residents are considered Members in Good Standing. And entitled to full privileges of membership.

3.7 *Meetings of Members.*

(a) A regular annual meeting of the members shall be held each year on a date and at a place and time designated by resolution of the board of directors. At the annual meeting of the members, the members shall elect the officers and district representatives in accordance with the provisions of Section 5.2 below and transact such other business of the Association as may come before the members at the annual meeting.

(b) The board of directors may provide by resolution the time and place for the holding of additional regular meetings of the members.

(c) Special meetings of the members for any purpose or purposes may be called by or at the request of the president of the Association and shall be called by the president or secretary of the Association at the request in writing of two (2) of the members of the board of directors. A request for a special meeting shall state the purpose or purposes of the proposed meeting, and business transacted at any special meeting of members shall be limited to the purposes stated in the notice.

(d) Written notice stating the place, day and hour of any meeting of members and, in the case of a special meeting, the purpose or purposes for which the meeting is called, shall be delivered not less than ten (10) days nor more than fifty (50) days before the date of the meeting, either personally or by mail or electronically via email, to each member of the Association.

(e) The chairman for all meetings of members shall be the president or vice-president of the Association, except that, in the event such president or vice-president is unavailable, the president shall appoint an officer of the Association to act in that capacity. If all officers are unavailable, such president may appoint the most recent previous president or other member of the neighborhood.

Merriman Park/University Manor is an organization using parliamentary procedures and usually following a fixed order of business. Parliamentary procedure is a set of rules for conduct at meetings that allows everyone to be heard and to make decisions without confusion. All meetings, Association and Board meetings, should be conducted as follows – as specified by Robert’s Rules of Orders.

1. Call to order.
2. Roll call of members present.
3. Reading of minutes of last meeting.
4. Officer’s reports.
5. Committee reports.
6. Special orders --- Important business previously designated for consideration at this meeting.
7. Unfinished business.
8. New business.
9. Announcements.
10. Adjournment

3.8 *Quorum for Meetings.* The presence of 10 members shall constitute a quorum for the transaction of such functions of members as may be provided by law, the Association's Articles of Incorporation, or these bylaws at all meetings convened according to these bylaws. If a quorum shall not be present at any such meeting, any officer or alternate entitled to preside at, or to act as secretary of, such meeting, may adjourn such meeting from time to time, without notice other than by announcement at the meeting, until a quorum shall be present. At any duly reconvened meeting of a duly adjourned meeting at which a quorum shall be present any functions may be transacted which might have been transacted at the meeting as originally called.

3.9 *Voting.* Voting shall be done by voice, show of hands, or written ballot at all meetings, determined by the chairman of the meeting. Notwithstanding any provision herein to the contrary, only members present shall be entitled to vote. Electronic voting shall be accepted, when appropriate, as determined by the President. Each member shall be entitled to one (1) vote on each matter submitted to a vote of the members present at a meeting of the members or electronically. The vote of the majority of the votes entitled to be cast by the members present, represented by absentee or electronic means at a meeting at which a quorum is present with respect to the matter upon which such vote is being taken, shall be the act of the members meeting, unless the vote of a greater number is required by law, the Association's Articles of Incorporation, or these bylaws.

3.10 *Action by Written Consent.* Any action required or permitted to be taken at any meeting of the members of the Association may be taken without a meeting if a consent in writing, setting forth the action to be taken, shall be signed by all the members of the Association entitled to vote with respect to the subject matter thereof, and such consent shall have the same force and effect as a unanimous vote at a meeting.

3.11 *Verification.* The Association's membership book shall be prima facie evidence as to who are the members of the Association.

3.12 *Transfer or Lapse of Membership.* Membership in the Association shall not be transferrable or assignable. Upon the death, resignation, permanent incapacity or removal of any member, the membership of such member shall immediately lapse and terminate.

3.13 *Non-liability of Members.* The members of the Association shall not be personally liable for the debts, liabilities, or obligations of the Association.

3.14 *Initiation Fee.* There shall be no initiation fee for membership in the Association.

3.15 *Annual Dues.* The annual dues of the Association for members shall be determined by the board of directors and collected by the treasurer of the Association. The board of directors shall also determine the method of payment and period to be covered by the dues. Members joining the Association with less than twelve (12) calendar months of the fiscal year remaining shall not have their dues pro-rated.

ARTICLE IV BOARD OF DIRECTORS

4.1 *General Powers.* The affairs of the Corporation shall be managed by its board of directors. Such board may exercise all powers granted to the Corporation and do all lawful acts required by the affairs of the Corporation so long as the exercise of such powers and the doing of such acts are consistent with the Corporation's prescribed purposes. Members of the board of directors shall be subject to the following guidelines:

(a) No member of the board of directors shall speak publicly in the name of the Corporation on any matter not specifically approved by the members.

(b) No member of the board of directors may vote, as a representative of the Corporation, in a city or community group meeting, without a meeting of the members being held to discuss the matter and authorize such action.

(c) Any member of the board of directors who files for public office shall tender his resignation from the board of directors of the Corporation immediately.

4.2 *Number and Qualifications.* The number of directors which shall constitute the board of directors shall be not less than three (3). The first board of directors shall consist of the number of directors named in the Articles of Incorporation. A director must be a member in good standing of the Corporation. The board of directors shall consist of: (a) the president, vice-president, secretary, and treasurer of the Corporation, (b) the district representative of each district designated by resolution of the board of directors, and (c) the immediate past president of the Corporation. The board of directors may from time to time increase or decrease the number of representatives for each district by resolution of the board of directors. The board of directors may add an assistant treasurer(s), assistant secretaries, additional directors and create such standing committees as may be desirable to carry out the responsibilities of the Corporation.

4.3 *Tenure.* Each director shall hold office during such time, and such time only, as he or she (i) occupies the office of president, vice-president, secretary, or

treasurer, (ii) serves as a district representative, or (iii) is the immediate past president of the Corporation. A director may serve for more than one (1) term.

4.4 *Regular Meetings.* The board of directors may provide by resolution the time and place, either within or without the State of Texas, for the holding of the annual meeting of the board and any additional regular meetings of the board without other notice than such resolution. Regular meetings of the board are open to the members of the Corporation.

4.5 *Special Meetings.* Special meetings of the board of directors may be called by or at the written request of the president or any two (2) directors. The person or persons authorized to call special meetings of the board may fix any place, either within or without the State of Texas, as the place for holding any special meeting of the board called by them. Special meetings of the board are open to the members of the Corporation.

4.6 *Notice.*

(a) *Method and Timing.* Notice of any special meeting of the board of directors shall be given at least six (6) hours prior to the meeting by telephone in the manner provided below or by written notice, given personally, by facsimile transmission, or by mail.

(b) *Telephone.* Notice to directors may also be given by telephone and shall be deemed given at the time the telephone message shall reach and be communicated to a responsible individual at the phone number listed for a director's residence or place of business.

(c) *Waiver.* Any director may waive notice of any meeting by a writing signed by the director, whether signed before or after the holding of such meeting, and such written waiver, when signed, shall be deemed the equivalent of the giving of such notice. The attendance of a director at any meeting shall constitute a waiver of notice of such meeting, except where a director attends a meeting for the express purpose of objecting to the transaction of any business thereat because such meeting is not lawfully called or convened.

(d) *Business To Be Transacted.* The business to be transacted at any regular or special meeting need not be specified in the notice or waiver of notice of such meeting, unless specifically required by law.

4.7 *Quorum.* A majority of the total number of members of the board of directors shall constitute a quorum for the transaction of business at any meeting of the board; but if less than a majority of the directors are present at said meeting, a majority of the directors present may adjourn the meeting from time to time without further notice. Directors present by proxy shall not be counted in determining whether a quorum is present at any meeting of the board. A director shall be considered present at any meeting of the board if during the meeting he or she is in radio or telephone communication with the other directors participating in the meeting.

4.8 *Manner of Acting.* The act of a majority of the directors present at a meeting at which a quorum is present shall be the act of the board of directors, unless the act of a greater number is required by statute, by the Articles of Incorporation, or by these bylaws.

4.9 *Compensation.* Directors as such shall not receive any stated salaries for their services, but by resolution of the board of directors any director may be reimbursed for reasonable expenses incurred on behalf of the Corporation. Nothing herein contained shall be construed to preclude any director from serving the Corporation in any other capacity and receiving compensation therefor.

4.10 *Procedure: Minutes.* At meetings of the board of directors, business shall be transacted in such order as the board of directors may determine from time to time. The board of directors shall appoint at each meeting a person to act as secretary of the meeting. The secretary of the meeting shall prepare minutes of the meeting which shall be delivered to the secretary of the Corporation to be placed in the minute books of the Corporation.

4.11 *Action by Written Consent.* Any action required by law to be taken at a meeting of directors, or any action which may be taken at a meeting of directors, may be taken without a meeting if a consent in writing setting forth the action so taken shall be signed by all of the directors. Such consent shall be placed in the minute book of the Corporation, and shall have the same force and effect as a unanimous vote of the directors taken at an actual meeting. Further, any action required by law to be taken at a meeting of directors, or any action which may be taken at a meeting of directors, may be taken without a meeting if a consent in writing setting forth the action so taken shall be signed by a sufficient number of directors as would be necessary to take that action at a meeting at which all of the directors were present and voted and if the requirements of Article 1396-9.10(C) of the Texas Non-Profit Corporation Act are satisfied. Such consent shall be placed in the minute book of the Corporation, and shall have the same force and effect as a vote of the directors taken at an actual meeting.

4.12 *Validation of Actions by Consent.* All actions taken at a meeting of the board of directors which is not regularly called or noticed shall be valid as if taken at a meeting regularly called and noticed if all directors consent in one of the following manners: either by a writing on the records of a meeting of the board of directors filed with the secretary, or by presence at such meeting and oral consent entered in the minutes of such meeting, or by taking part in the deliberations undertaken at such meeting without objection. At such meeting any business may be transacted which is not excepted from the written consent or which is not objected to at such meeting for want of notice. If any meeting of the board of directors is irregular for want of notice, the proceedings of such meeting may be ratified, approved and rendered valid, and the irregularity or defect therein waived, by a writing signed by all directors, provided a quorum was present at such meeting.

4.13 *Proxies.* Except as otherwise prohibited herein, a director may vote by proxy at any meeting of the board of directors if the proxy is executed in writing by that director. Each such proxy shall be revocable unless expressly provided therein to be irrevocable or otherwise made irrevocable by law.

ARTICLE V OFFICERS AND DISTRICT REPRESENTATIVES

5.1 *Officers.* The officers of the Association shall be chosen by the members of

the Association and shall consist of a president, one (1) or more vice-presidents (the number thereof to be determined by the board of directors), a secretary, a treasurer, and such other officers as may be elected in accordance with the provisions of this article. The members may elect or appoint such other officers, including one (1) or more assistant secretaries, and one (1) or more assistant treasurers, for such terms as they shall deem desirable, such officers to have the authority and perform the duties prescribed, from time to time, by the members. Any two (2) or more offices may be held by the same person, except the offices of president and secretary.

5.2 Nomination and Election. A nominating committee composed of five (5) members of the Association shall be appointed by the President in time for the committee to have nominated at least one (1) member for each office in the Association before the March meeting. Nominations of the Nominating Committee shall be announced at the March meeting; however, nothing in these By-Laws shall prohibit additional nominations from the floor during the May election meeting. Elections shall be held at the May meeting. Voting shall be by a show of hands. If there is more than one nominee for any position, those nominees shall be requested to leave the room during the voting.

The newly elected Officers and Directors shall be installed after the May meeting has adjourned.

5.3 Removal. Any officer or district representative elected or appointed by the members may be removed by the members whenever in their judgment the best interests of the Association would be served thereby. Election or appointment of an officer or district representative shall not of itself create any contract rights in such individual unless otherwise provided in the Articles of Incorporation or these bylaws.

5.4 Vacancies. A vacancy occurring in any office or district due to death, resignation, removal, disqualification, or other cause, may be filled by the members for the unexpired portion of the term of office left vacant. An officer or district representative elected to fill a vacancy shall be elected for the unexpired term of his or her predecessor in office.

5.5 Resignation. Each officer and district representative shall have the right to resign at any time upon written notice thereof to the president or secretary of the Association. Unless otherwise specified in the notice, the resignation shall take effect upon receipt thereof, and the acceptance of such resignation shall not be necessary to make it effective.

5.6 President. The president shall place into operation such business policies as shall be decided upon by the board of directors and communicated to the president by the chairman of the board or otherwise. The president shall be the principal executive officer of the Association and shall, in general, supervise and control all the business and affairs of the Association. The president may, at the option of the chairman of the board, preside at all meetings of the board of directors. The president may sign, with the secretary or any other proper officer of the Association authorized by the board of directors, any deeds, mortgages, bonds, contracts, or other instruments that the board of directors has authorized, generally or specifically, to be executed, except in cases where the signing and execution thereof shall be expressly delegated by the board of directors, by these bylaws, or by statute, to some other officer or agent of the Association; and, in general, the president shall perform all duties incident to the office of president and such other duties as may be prescribed by the board of directors from time to time.

5.7 *Vice-President.* In the absence of the president or in the event of the president's inability or refusal to act, the vice-president, or in the event there be more than one (1) vice-president, vice-presidents in the order of their election, shall perform the duties of the president, and when so acting, shall have all the powers of and be subject to all the restrictions on the president. Any vice-president shall perform such other duties as from time to time may be assigned to him or her by the president or by the board of directors.

5.8 *Treasurer.* If required by the board of directors, the treasurer shall give a bond for the faithful discharge of his or her duties in such sum and with such surety or sureties as the board of directors shall determine. The treasurer shall have charge and custody of and be responsible for all funds and securities of the Association; receive and give receipts for moneys due and payable to the Association from any source whatsoever, and deposit all such moneys in the name of the Association in such banks, trust companies, or other depositories as shall be selected by the board of directors; and, in general, perform all the duties incident to the office of treasurer and such other duties as from time to time may be assigned to him or her by the president or by the board of directors. In addition to fulfilling the foregoing duties, the treasurer shall render to the president and the board of directors, at the regular meeting of the board, or when the board so requires, an account of all his or her transactions as treasurer and of the financial condition of the Association.

5.9 *Secretary.* The secretary shall keep the minutes of the meetings of the board of directors in one (1) or more books provided for that purpose; see that all notices are duly given in accordance with the provisions of these bylaws or as required by law; be custodian of the corporate records and of the seal, if any, of the Association; and in general perform all duties incident to the office of secretary and such other duties as from time to time may be assigned to him or her by the president or by the board of directors.

5.10 *Assistant Treasurers and Assistant Secretaries.* If required by the board of directors, the assistant treasurers, if any, shall give bonds for the faithful discharge of their duties in such sums and with such sureties as the board of directors shall determine. The assistant treasurers and assistant secretaries, if any, in general, shall perform such duties as shall be assigned to them by the treasurer or the secretary or by the president or the board of directors.

5.11 *District Representatives.* The district representative for each district shall represent his or her district, promote the policies of the Association, and conduct such other activities as prescribed by resolution of the members or the board of directors.

5.12 *Compensation of Officers and District Representatives.* Officers and district representatives as such shall not receive any stated salaries for their services, but by resolution of the board of directors any officer or district representative may be reimbursed for reasonable expenses incurred on behalf of the Association. Nothing herein contained shall be construed to preclude any officer or district representative from serving the Association in any other capacity and receiving compensation therefor.

ARTICLE VI COMMITTEES

6.1 *Committees of Directors.* The board of directors by resolution adopted

by a majority of the directors in office, may designate one (1) or more committees, which committees, to the extent provided in said resolution, shall have and exercise the authority of the board of directors in the management of the Association. Each such committee shall consist of two (2) or more persons, a majority of whom are directors. The designation of such committees and the delegation thereto of authority shall not operate to relieve the board of directors, or any individual director, of any responsibility imposed on it, him or her by law.

6.2 *Advisory Boards or Committees.* Advisory boards or committees not having and exercising the authority, responsibility, or duties of the board of directors in the management of the Association may be designated by the directors. Except as otherwise provided in such resolution members of each such advisory board or committee need not be directors of the Association. The president of the Association shall appoint the members thereof. Any member thereof may be removed by the president whenever in the president's judgment the best interests of the Association shall be served by such removal.

6.3 *Term of Office.* Each member of a committee of directors or advisory board or committee shall continue as such until the next annual meeting of the directors of the Association and until his or her successor is appointed, unless the board or committee is sooner terminated, or unless such member is removed from such board or committee or unless such member shall cease to qualify as a member thereof.

6.4 *Chairman.* Unless otherwise designated by these bylaws, one (1) or more members of each directors' committee or advisory board or committee shall be appointed chairman, or co-chairman, by the person or persons authorized to appoint the members thereof.

6.5 *Vacancies.* Vacancies in the membership of any committee of directors or advisory board or committee may be filled by appointments made in the same manner as provided in the case of the original appointments.

6.6 *Quorum: Manner of Acting.* Unless otherwise provided in the resolution of the board of directors designating a committee of directors or advisory board or committee, a majority of the whole board or committee shall constitute a quorum, and the act of the majority of the members present at a meeting at which a quorum is present shall be the act of the board or committee.

6.7 *Rules.* Each committee of directors or advisory board or committee may adopt rules for its own government not inconsistent with these bylaws or with rules adopted by the board of directors.

ARTICLE VII CONTRACTS, CHECKS, DEPOSITS AND FUNDS

7.1 *Contracts.* The only director authorized to enter into any contract or

execute and deliver any instrument in the name of and on behalf of the Association shall be the Treasurer, signed by the president and countersigned by the treasurer of the Association. Any check in an amount over \$1,500 will require the signature of the treasurer and one other board member or member approved by the board.

7.2 *Checks, Drafts or Orders for Payment.* All checks, drafts, or orders for the payment of money, notes or other evidences of indebtedness issued in the name of the Association shall be signed by the Treasurer.

7.3 *Deposits.* All funds of the Association shall be deposited from time to time to the credit of the Association in such banks, trust companies, or other depositories as the board of directors may select.

7.4 *Acceptance of Gifts.* The board of directors may accept on behalf of the Association any cash contribution, gift, bequest, or devise for the general purposes, or for any special purpose, of the Association. Prior to acceptance of a non-cash contribution, gift, bequest, or devise the board of directors shall determine, by resolution thereof, that the acceptance of such non-cash contribution, gift, bequest, or devise by the Association would be consistent with and further the purposes of the Association.

7.5 *Employees/Contractors.* The Board of Directors, shall hire any employees/contractors that may be needed, and shall fix the terms of employment and compensation.

7.6 *Exempt Activities.* Notwithstanding any other provision of these bylaws, no director, officer, employee or representative of the Association shall take any action or carry on any activity by or on behalf of the Association which is not permitted to be taken or carried on by an organization exempt from federal income taxation under sections 501 (a) and 501(c) (4) of the Code, and its regulations, as they now exist or as they may hereafter be amended.

ARTICLE VIII. MISCELLANEOUS

8.1 *Books and Records.* The Association shall keep correct and complete books and records of account and shall also keep minutes of the proceedings of its board of directors and committees having any authority of the board of directors.

8.2 *Fiscal Year.* The Fiscal Year of the Association shall be January 1 through December 31.

8.3 *Financial Records.* The financial records of the Association shall be open to all members. A complete financial report shall be made a part of the written report of the treasurer at the annual meeting of the members.

8.4 *Corporate Seal.* The seal, if any, of the Association shall be in such form as may be approved from time to time by the board of directors. If the board of directors approves a seal, the affixation of such seal shall not be required to create a valid and binding obligation against the Association.

8.5 *Notice.* Written notice given pursuant to the provisions of these bylaws shall be deemed to be delivered (i) if mailed, when deposited in the United States mail in a sealed envelope to the address as shown by the records of the Association, with postage thereon prepaid, (ii) if given by telegram, when the telegram is delivered to the telegraph company for transmission, (iii) if given by hand delivery, when handed to the individual entitled to receive the notice or an authorized agent of that person, and (iv) if given by facsimile transmission, when sent to the number listed in the Association's records.

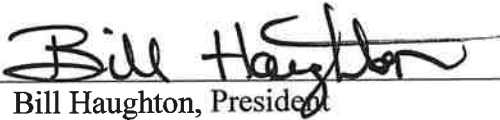
ARTICLE IX
AMENDMENTS

9.1 *Power to Amend Bylaws.* The bylaws of the Corporation may be amended, repealed, or added to, or new bylaws may be adopted, by the board of directors.

I, the undersigned, being the Secretary of Dallas Merriman Park/University Manor Neighborhood Association do hereby certify that the foregoing are the bylaws of said non-profit corporation, as adopted by the board of directors of the Corporation effective July 10, 2016.



Dottie Giesler, Secretary

By:  _____

Bill Haughton, President

RESOLUTION OF DALLAS MERRIMAN PARK/UNIVERSITY MANOR
NEIGHBORHOOD ASSOCIATION

dba Merriman Park/University Manor
Neighborhood Association Effective
July 10, 2016

WHEREAS, the Merriman Park/University Manor Crime Watch Program is an authorized program of the Merriman Park/University Manor Neighborhood Association (MPUM)

WHEREAS, the MPUM Board desires to provide guidance to the off-duty Dallas Police Officers that are employed to patrol the neighborhood, including about the issue of racial profiling while employed by MPUM

NOW, THEREFORE BE IT SO RESOLVED:

In order to avoid confusion and to ensure that the off-duty DPD officers understand our expectations as a neighborhood, the Board of Directors adopts the following policy guidance:

"Merriman Park/University Manor is a diverse, racially integrated neighborhood that prides itself on being accepting of others. Merriman Park/University Manor Neighborhood Association wants law-abiding persons of all ages, sexes, ethnicity and economic circumstances to feel welcome to visit friends and family in the neighborhood, conduct legitimate business or to travel through Merriman Park/University Manor without fear of being stopped based solely upon their appearance or that of their vehicle.

Merriman Park/University Manor Neighborhood Association is intolerant of criminals and criminal activity. Residents are encouraged to call 911 immediately to report any crime or any individual or vehicle behaving suspiciously. Either the Merriman Park/University Manor Crime Watch Patrol Officers or regular Dallas Police Department officers will respond and take the appropriate action."

This resolution was adopted effective July 10, 2016, by a majority vote of the directors in office via email initiated February 10, 2016 and concluded March 15, 2016 and EXECUTED July 10, 2016.

DALLAS MERRIMAN PARK/UNIVERSITY MANOR
NEIGHBORHOOD ASSOCIATION

By: 
Bill Haughton, President

RESOLUTION OF DALLAS MERRIMAN PARK/UNIVERSITY MANOR
NEIGHBORHOOD ASSOCIATION

dba Merriman Park/University Manor
Neighborhood Association Effective
July 10, 2016

Voting Electronically. Texas Property Code Sec. 209.00592. VOTING; QUORUM.

A quorum shall consist of a simple majority of all ballots cast.

The voting rights of an owner may be cast or given:

- (1) in person at a meeting of the property owners' association;
 - (2) by absentee ballot in accordance with this section;
 - (3) by electronic ballot in accordance with this section; or
 - (4) by any method of representative or delegated voting provided by a dedicatory instrument.
- (b) An absentee or electronic ballot:

- (1) may be counted as an owner present and voting for the purpose of establishing a quorum only for items appearing on the ballot;
- (2) may not be counted, even if properly delivered, if the owner attends any meeting to vote in person, so that any vote cast at a meeting by a property owner supersedes any vote submitted by absentee or electronic ballot previously submitted for that proposal; and
- (3) may not be counted on the final vote of a proposal if the motion was amended at the meeting to be different from the exact language on the absentee or electronic ballot.

A solicitation for votes by absentee ballot must include:

- (1) an absentee ballot that contains each proposed action and provides an opportunity to vote for or against each proposed action;
- (2) instructions for delivery of the completed absentee ballot, including the delivery location; and
- (3) the following language: "By casting your vote via absentee ballot you will forgo the opportunity to consider and vote on any action from the floor on these proposals, if a meeting is held. This means that if there are amendments to these proposals your votes will not be counted on the final vote on these measures. If you desire to retain this ability, please attend any meeting in person. You may submit an absentee ballot and later choose to attend any meeting in person, in which case any in-person vote will prevail."

(d) For the purposes of this section, "electronic ballot" means a ballot given by:

(A) e-mail;

(B) facsimile; or

(C) posting on an Internet website;

(2) for which the identity of the property owner submitting the ballot can be confirmed; and

(3) for which the property owner may receive a receipt of the electronic transmission and receipt of the owner's ballot.

If an electronic ballot is posted on an Internet website, a notice of the posting shall be sent to each owner that contains instructions on obtaining access to the posting on the website.

Sec. 209.00594. TABULATION OF AND ACCESS TO BALLOTS.

Notwithstanding any other provision of this chapter or any other law, a person who is a candidate in a property owners' association election or who is otherwise the subject of an association vote, or a person related to that person within the third degree by consanguinity or affinity, as determined under Chapter 573, Government Code, may not tabulate or otherwise be given access to the ballots cast in that election or vote except as provided by this section.

A person other than a person described by Subsection (a) may tabulate votes in an association election or vote but may not disclose to any other person how an individual voted.

Notwithstanding any other provision of this chapter or any other law, a person other than a person who tabulates votes under Subsection (b), including a person described by Subsection (a), may be given access to the ballots cast in the election or vote only as part of a recount process authorized by law.

DALLAS MERRIMAN PARK/UNIVERSITY MANOR
NEIGHBORHOOD ASSOCIATION

By: _____


Bill Haughton, President