



## FAIRWAYS ASSOCIATION

### BOARD OF DIRECTORS – CANDIDATE NOMINATION FORM

**Deadline for Submittal – Friday, February 5, 2021 at 5:00 P.M.**

There will be two available positions on the PGA WEST Fairways Association Board of Directors if the vote to recall the two currently seated Directors who are elected by the Class A Members (homeowners) is successful.

All members of the Association interested in having their names placed on the ballot to be elected to the Board at the March 16, 2021 Special Membership Meeting and Board election must complete and submit this form by mail or email no later than **5:00 P.M. on Friday, February 5, 2021**. All qualifying members who submit a Candidate Nomination Form by this deadline will have their names placed on the ballot and will have their candidate statements mailed to all members along with the ballot unless they notify the Association that they do not wish to have their candidate statements published by checking the appropriate box on this form. Please note that if you submit your Candidate Nomination Form by January 13, 2021, your name will be listed on a notice sent out the membership by the Association which will be provided at least 30 days before the date the ballots are sent out on February 12, 2021.

Candidate Nomination Forms submitted after the deadline will be rejected. Candidate Nomination Forms will not be edited or redacted by the Association and may be published to the membership.

All members of the Association are entitled to run for the Board subject to the following conditions:

1) Only persons who are members of the Association may be a nominee for election. If title to a Lot or Unit is held by a legal entity that is not a natural person, the governing authority of that legal entity shall have the power to appoint a natural person to be a member for purposes of being a nominee for election to the Board.

2) No member may be a nominee if the member, if elected, would be serving on the Board at the same time as another member who holds a joint ownership interest in the same Lot or Unit and the other member is either properly nominated for the current election or an incumbent director.

3) A member who is more than ninety (90) days delinquent in the payment of regular and special assessments (not including nonpayment of fines, fines renamed as assessments, collection charges, late charges, or costs levied by a third party) is not qualified to be a nominee. A member shall not be disqualified for failure to be current in payment of regular and special assessments if either of the following circumstances is true:

- a. The member has paid the regular or special assessment under protest pursuant to Civil Code section 5658.
- b. The member has entered into a payment plan pursuant to Civil Code section 5665.

Prior to disqualifying any member from being a nominee, the Association will offer the member an opportunity to engage in internal dispute resolution pursuant to Civil Code section 5900 et seq.

Nominations from the floor will not be accepted and write-in votes on the ballot shall not be allowed. (Bylaws, Article 4, Section 4.2.)

If the vote to recall the two currently seated Directors is successful, the two (2) candidates who receive the greatest number of votes will be elected to the Board. The two new successor Directors elected with the greatest number of votes will serve for the unexpired term of the Director he or she replaces, per the Association's Bylaws, Article 4, Section 4.10.3. Therefore, the two new Directors will serve a one (1) year term until March 2022.

**CANDIDATE STATEMENT**

Name: \_\_\_\_\_

Association Property Address: \_\_\_\_\_

Candidate Statement: Please provide information on your "personal background," such as education, business and HOA experience, etc. as well as why you would like to serve on the Board.

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**By submitting this form, I attest that I meet the qualifications to run and serve on the Board of Directors.**

**By checking this box, I am requesting that my Candidate Statement not be published to the membership.**

**REMINDER: THIS FORM MUST BE RECEIVED BY 5:00 P.M. ON FEBRUARY 5, 2021**

**MAIL TO:** PGA WEST Fairways,  
c/o The Management Trust  
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**EMAIL TO:** Ken.Kuperstein@managementtrust.com