

**OFFICIAL BALLOT**  
**INDIAN LAKE PROPERTY OWNERS' ASSOCIATION, INC.**  
**PROPOSED CHANGES/ADDITIONS TO THE *BY-LAWS***

In accordance with ARTICLE XVII of the By-Laws, a Two Thirds (2/3) majority by returned ballot is required to enact any changes to the By-Laws.

Any approved Changes and/or Additions will be effective January 1, 2023.

**BALLOTS MUST BE RETURNED BY U.S. MAIL ONLY**

Ballots are to be in Post Office Box by Wednesday, November 16, 2022 addressed to:  
Inspector of Elections                      PO Box 620                      Cuba, MO 65453

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**BALLOT ITEM NUMBER ONE**

**YES**

**NO**

**ARTICLE II. MEMBERS, SECTION 1. CLASSES OF MEMBERS**

**Proposed New By-Law-Add Paragraph 2:**

Effective January 1, 2023, an initiation fee shall be assessed to all new members of the Association. This one-time fee shall be equal to one- times the annual dues in place at the time the new member acquires property. A new member shall be defined as a person or persons acquiring property, improved our unimproved, within Indian Hills who is not already a member by virtue of property ownership. This initiation fee shall not be transferable, applies only to property owners, and is not to be assessed to tenant memberships. This initiation fee must be paid in full to the Indian Lake Property Owner's Association around the time of real estate closing. This fee is in addition to the first-year dues and assessments. The rights of membership will not be afforded the prospective member(s) until this initiation fee is paid. In the event that a member in good standing, (at the time of the sale), sells their property, said individual (s) is no longer a member of the Indian Lake Property Owner's Association effective immediately upon closing of the property. If this individual then purchases property in Indian Hills and closes on said property within 60 days of the closing date of their previous property the initiation fee will be waived.

**Reason for add:**

To bring additional funds into Indian Hills Association.

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**BALLOT ITEM NUMBER TWO**

YES

NO

**ARTICLE V. BOARD OF DIRECTORS, SECTION 15.**

**Proposed New By-Law-Add Paragraph 2: INDEMNIFICATION**

To the extent permitted by law, Indian Lake Property Owners Association (ILPOA) shall indemnify, defend, and hold harmless each persons who shall serve as its director, officer, or committee member (“Indemnitee”) from and against all claims, demands, actions, proceedings, suits, losses, liabilities, damages, judgments, settlements, costs and expenses (including reasonable attorneys’ fees) arising out of or relating to actual or alleged acts or omissions committed while serving in his/her capacity as director, officer, or committee member of ILPOA provided, an Indemnitee acted in good faith and in a manner the Indemnitee reasonably believed to be in or not opposed to the best interest of ILPOA and the Indemnitee did not engage in recklessness, willful misconduct, or criminal acts. An Indemnitee shall promptly notify ILPOA of any indemnified matter, allowing ILPOA to defend and settle on behalf of the Indemnitee. Failure to provide prompt notification will not relieve ILPOA of its obligation unless prejudice results from delay.

**Reason for add:**

Board Members should not be facing the potential of being sued or bear the economic expense of having to defend themselves for actions/decisions as a board.

**BALLOT ITEM NUMBER THREE**

YES

NO

**ARTICLE XV. COMMON GROUND**

**Current By-Law States:**

No common ground shall be sold or leased without the issue being presented and discussed during at least two (2) special meetings of Members in good standing.

**Proposed Change (Add):**

No common ground shall be sold or leased without the issue being presented and discussed during at least two (2) special meetings or Members in good standing. **The sales or lease proposal must then be submitted to the membership by ballot and shall require approval or a two-thirds (2/3) majority of members voting to move forward for finalization.**

**One (1) ballot set (Board Of Directors, Rules & Regulations & By-Laws per return stamped envelope or the vote will be null and void.**

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