

RESOLUTION NO. 2017-11

**TWIN RIVERS HOMEOWNERS ASSOCIATION
AS TRUSTEE FOR THE TWIN RIVERS COMMUNITY TRUST**

BACKGROUND CHECKS

WHEREAS, the Twin Rivers Homeowners Association, as Trustee for the Twin Rivers Community Trust, (the "Association") is delegated and has the duty and authority, pursuant to the Twin Rivers Indenture, Declaration of Restrictions and Reservation of Easements and By-laws, to operate and manage the common areas within the Twin Rivers development, and enforce the governing documents; and

WHEREAS, the By-laws of the Association direct the manner in which the Association is operated and authorizes the Board of Directors various powers and duties under Article VII in Sections 1 and 2; and

WHEREAS, in order to properly vet incoming Board members, it has been determined that all persons who are presently on the Board, or running for the Board, shall consent to a background check. If, in the opinion of the attorney, there is a concern regarding any Board member, or prospective Board member's background check, it shall only be brought to the attention of the Executive Committee for discussion, and shall remain confidential; and

WHEREAS, this background check is being promulgated by the Board of Directors of the Association, as it would be in the best interests and for the common good to ensure that there is nothing in a Board member's, or prospective Board member's, background which would negatively impact their ability to perform their duties; and

WHEREAS, Board members are privileged to review confidential information and to act as a fiduciary to the members of the "Association", and the beneficiaries of the Association.

NOW, THEREFORE, BE IT RESOLVED, that the Twin Rivers Homeowners Association, as Trustee for the Twin Rivers Community Trust, hereby directs that any incoming or existing Board member shall consent to a background check, in accordance with this Resolution.

BE IT FURTHER RESOLVED that the printing of this Resolution in its entirety in the community newsletter publication, *Twin Rivers Today*, or its successors or assigns, shall be deemed to be proper notice to all residents of the Twin Rivers development, and the said Resolutions shall remain on record on the books of the Twin Rivers Community Trust.

Duly approved by the Board of Directors
at their meeting of September 14, 2017.

Attest:

Marc Platizky, Secretary