

Board of Directors Meeting  
Westwind Condominium Association  
8 June 2009

President Robert Wainger called the meeting to order at 7:00 CDT.

Present:

Robert Wainger  
Joseph Laurie  
Ron Peterson  
Jim Zetler

Special Guests:

Mike Rapucci, Esq.  
Helaine Smith, Esq.  
Steve MacDonald  
Jeff Jacobs

Absent: Chris Jones

The purpose of the meeting was to discuss the CCIOA and its impact on the governance of the association. The Board ratified Bob's action in hiring Michael Rapucci as counsel.

The Board received a full report from counsel as to what portions of CCIOA are arguably self executing and what portions are not. If a portion of CCIOA was self-executing, neither Board approval nor member approval was necessary. The statute was not a model of clarity.

At the conclusion of Counsel's presentation the board debated whether it should simply ask the members for approval of a change from 85% to 67% or file a declaratory action in the State District Court for Eagle County to determine what portions of CCIOA were self executing. The Board voted to file a declaratory judgment action in the State District Court for Eagle County.

Vail Management advised the Board that the Westwind was operating satisfactory and that there were no operational or financial issues.

Jim moved and Ron second to adjourn the meeting *sine die* and the motion was unanimously agreed to. .