

Brookfield Heights HOA Board Meetings
via Zoom
August 30, 2022 & September 6, 2022
6:30-7:10 pm & 6:30-6:55 pm

SPECIAL ORDER OF BUSINESS: Vote to retain Eads, Murray & Pugh Law Firm

A Zoom meeting was arranged with due notice to all Board members by Cecil Shoemaker, secretary, with the sole purpose of putting a vote to the Board to retain the law firm of Eads, Murray & Pugh.

After some issues of connecting with the Board members, the meeting was called to order at 6:49 p.m. by Vice President Lamyra Davila.

Board members present: Lamyra Davila, Cecil Shoemaker, Sharon Byrd, JoEllen Horton, and Angie Curtis

Board members absent: Leo Melle, Matt Curtis, and Leslie Reed

It was noted that Leslie Reed, assistant treasurer, had resigned from the Board due to personal issues.

President Leo Melle did not attend the first Zoom meeting with strong objection and in protest to the meeting unless for the purpose of research. According to the Brookfield Heights Home Owners Association's Bylaws, Article VIII, Section 8, Item B, "The Vice President shall act in the place and stead of the President in the event the President's absence, inability or refusal to act, and shall exercise such other duties as may be required by the Board." Therefore, the meeting was called to order by Vice President Lamyra Davila, and a majority of the Board was present.

The motion to retain and engage the law firm of Eads, Murray & Pugh as soon as possible was put to the Board by Cecil Shoemaker, secretary. The motion was seconded by Sharon Byrd, treasurer. Discussion ensued.

Lamyra reiterated that this firm is very capable of handling our legal business since this firm specializes in HOA issues. She stated that after a previous Zoom meeting with Andrew, a representative from Eads, Murray & Pugh in which many Board members had participated, many of our questions had been answered.

Our chief concern was the point of contact. JoEllen was concerned that this point of contact should be with a trusted Board member who would relay any communications to or from the law firm. Lamyra stated that any Board member can contact Eads Murray & Pugh. Angie was most concerned about transparency when communicating with the law firm.

After Cecil reminded the Board members attending the Zoom meeting of the imminent timing out of our session before a vote could be taken, Sharon began to share a story of another legal issue of the Board. Unfortunately, the Zoom meeting timed out at 7:05 p.m., and the meeting was truncated. After failing to reinstate the meeting, it was decided to continue the order of business in another Zoom meeting within a week.

The subsequent Zoom meeting was set by Lamyra Davila for Tuesday, September 6, 2022 at 6:30 p.m. The meeting was again called to order at 6:42 p.m. after expected Board members were present.

Board members present: Leo Melle, Lamyra Davila, Cecil Shoemaker, Sharon Byrd, Matt Curtis, Angie Curtis
Board members absent: JoEllen Horton

Upon the call to order, Cecil Shoemaker called for a vote on the previous motion to engage and retain the law firm of Eads Murray & Taylor.

Roll Call of Votes to Engage and Retain the law firm of Eads Murray & Taylor.

Cecil Shoemaker – YES
Matt Curtis – YES
Angie Curtis – YES
Sharon Byrd – YES
Lamyra Davila – YES
Leo Melle – NO with strong protest

The motion passed with 5 votes in favor and 1 vote against.

Since the motion was on the floor, the vote was taken. Since Leo was not present for the previous meeting, the Board denied hearing any information from him concerning another Lafayette attorney, Alexander Burns, after the Board had previously rejected our former attorney Kevin Riley. The Board felt that these issues had been given their due time for discussion in previous Board meetings.

Leo brought up that he believed only one member per household could vote; however, both Angie and Matt are duly elected Board members and have a right to separate votes.

With the sole purpose of the Special Order of Business accomplished, the meeting was adjourned at 6:55 p.m.

Respectfully submitted,
Cecil Shoemaker, secretary
Brookfield Heights HomeOwners Association