

**Sol y Lomas Homeowner Association
Special Meeting
February 2, 2023
Via ZOOM**

PARTICIPANTS

TRUSTEES: Lucia Deichmann, President; Dave Steinkraus, Vice-President; Jackie Dulle, Secretary; Holly Porter, Treasurer; Jens Deichmann

HOMEOWNERS: Jayne Cotten, Kirk Ellis, Anne Wrinkle, Christopher Worland, Marion Castle, Michelle Egnor, Susan Orth, Jacquelyn Helin and Robert Glick, Sharon and David Tolleson, Annie Campbell and Mark Baker, Bruce Throne, David Neville, Donna Peth and Robert Josephs, Kathy Schepps and Deborah Leliaert.

CALL TO ORDER

Lucia Deichmann, President, called the meeting to order at 6:10 p.m. HOA members were given extra time to get signed into the meeting on Zoom. Housekeeping items were discussed and a reminder of who should be attending the meeting was made. The agenda was reviewed.

PURPOSE OF THE MEETING

Lucia explained the purpose of this specially called meeting of the Sol y Lomas HOA was to vote on whether the HOA should be included with other individuals and organizations as a party to the forthcoming appeal before the Santa Fe District Court regarding the decision by the Governing Body of the City of Santa Fe to rezone 9.59 acres of vacant land located at 2200 Old Pecos Trail from the current R-1 zoning to R-3 zoning.

Lucia then introduced Bruce Throne, a retired lawyer who has been a homeowner within HOA for over 30 years and has worked tirelessly to defeat the requested rezoning for the proposed development. He gave a summary of what the appeal would involve and a step by step description of how a general appeal is carried out. He discussed the purpose of the appeal as it relates to Sol y Lomas. Bruce is not serving in any legal capacity for this case. Following the description of the appeal, the floor was opened for questions. There were 7-8 questions and comments. Following the q and a period, a motion was made.

MOTION

Lucia moved that the Sol y Lomas HOA be included with other individuals and organizations as a party to the forthcoming appeal before the Santa Fe District Court regarding the decision by the Governing Body of the City of Santa Fe to rezone 9.59 acres of vacant land located at 2200 Old Pecos Trail from the current R-1 zoning to R-3 zoning. This motion is made subject to a written engagement agreement having been executed between the HOA Board and the legal counsel representing the appellant(s) expressly providing that no HOA member or HOA Board member shall be responsible or liable for any attorney's fees or legal costs incurred to conduct this appeal.

Bob Josephs seconded the motion.

Lucia requested the participating HOA members cast their vote either in favor of or against the motion via Chat within the Zoom platform, giving both their name and address. Only one vote per lot is permitted. Previously, several people had emailed their votes to the HOA. Lucia will email a copy of the motion to those persons, who will then be required to confirm their vote. The final tally will be sent to the HOA membership as soon as possible.

Meeting adjourned at 7 p.m.

Subsequent to the meeting, the votes via Chat on Zoom were tabulated: 18 in favor and 0 against the motion.

Confirmation from homeowners who had previously emailed their votes was received from five homeowners: 4 in favor and 1 against the motion.

FINAL VOTE TALLY

22 IN FAVOR OF THE MOTION OF SUPPORTING THE APPEAL; 1 AGAINST THE MOTION OF SUPPORTING THE APPEAL

Submitted by Jackie Dulle, Secretary