

Bayside Acres Homeowner's Association

Board Meeting – February 16, 2021

The Board convened virtually using ZOOM software at 5:06 PM. Present were: David Tattersall, Ogden Hamilton, Laurie Favaro, Alan Schaevitz, Julia Glenister, Bob Lenz, Abbie Urban, and Stuart Brown. Absent: Joe Tyszkiewicz

- Issue – Name of Association:

- Alan reported that he had learned from Kevin Hagerty, President of the Glenwood Homeowners Association, that one of their home owners had objected to the Association taking a position on a matter, and had threatened to sue the Association on the basis that the Association is not representative of all home owners. Glenwood is analyzing its response including whether to file as a 501c.3 organization or stop calling themselves a homeowners association.
- We could need voting approval of members in order to state a position.
- In Loch Lomond, where all home owners must be members of the association, an issue was raised a couple of years ago which forced their board to resign.
- Ogden noted that we do not take positions, but David reminded him that we have taken positions in the past (e.g., on the Loch Lomond Marina development) and Alan pointed out we had planned on taking a position vis-a-vis Marin County Telecom Policy changes.
- Bob reminded us that Gerstle Park has a “Neighborhood Association.” Alan said we could change our name to the Bayside Acres Neighborhood Association.
- Abbie said that in California real estate “homeowners” has a specific legal meaning.
- Stu suggested simply dropping the word “homeowners” from our name.
- Alan said perhaps we should represent everyone living in Bayside Acres, not just parcel owners. Should this include renters? Abbie prefers one vote per parcel. Otherwise there might be disproportionate representation for a house with many residents. Alan said we could keep 1 vote per parcel and allow the parcel owner to delegate voting power to a renter. Laurie agreed. Bob suggested one vote per legal unit, and that we allow both owner and renter to be members.
- David said we should find out how Gerstle Park handles it. Bob said that their template would be useful. The consensus was we should talk to Gerstle Park.
- Alan said that the Point San Pedro Road Coalition is considering hosting a meeting at which a legal expert on this matter might present information and answer questions.
- David noted that if the name is changed, it would need to be changed on our bank account as well. He proposed “residents’ association as an option.

- Alan moved that barring unforeseen problems we change our name to “Bayside Acres Neighborhood Association.” This was seconded by Ogden and passed by a 7-1 vote. Alan said this proposed change in our Bylaws could be added to the March ballot for board positions. It was agreed to do this.

- Firewise Proposals: Ogden reviewed proposals to the County and City of San Rafael, with specific reference to cutting eucalyptus on private property on Bayview Drive. He suggested we contact the affected property owners to get their OK to cut the trees if the proposal is granted, and send the proposal to them. Abbie noted that last year the County took jurisdiction over any trees within about 15 feet of the road.

The meeting was adjourned at 6:14 pm.

Respectfully submitted,



Stuart Brown, Secretary