

Oceans West One Condominium Association, Inc.

Electronic Voting Resolution

POLICY RESOLUTION NUMBER 25-03

Relating to electronic voting and participation in Association meetings and elections.

WHEREAS, Section 718.128, Florida Statutes provides that an Association may conduct elections and other unit owner votes through an internet-based online voting system if a unit owner consents, in writing, to online voting and if various requirements are met; and

WHEREAS, the Board of Directors of Oceans West One Condominium Association, Inc. has determined it to be in the best interest of the Association to enable the use of electronic voting in Association matters and to create the requisite authority require by the above-referenced statute; and

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Association may permit Unit Owners who desire to do so the ability to utilize electronic voting in conformance with the above-referenced statute, as amended from time to time, as well as any applicable administrative rules of the Florida Department of Business and Professional Regulation, as may now exist, be hereafter adopted, or as the same may be amended from time to time.
2. Notice to Unit Owners of the opportunity to vote through an online voting system shall be provided as required by law.
3. The Association hereby adopts the following form(s) which are incorporated into this Resolution by reference:
 - Attached as Exhibit "A" is the "Electronic Voting Consent Form", which Designated Voters may sign and file with the Association, or which may be affirmed by the Unit Owner, in order for a Unit to be entitled to vote by electronic means. Such consents may be revoked by the Designated Voter for the unit at any time by submitting their desire to do so in writing to the office of the Association.

Unless prohibited by law, an email notification from a Designated Voter for a Unit to the Association may be used in lieu of a signed consent from or revocation, in which case the terms of the attached consent form is incorporated by reference and shall be deemed affirmed by the unit owner when consent is given or revoked by email.

4. In order to implement electronic voting, the Association may contract with an outside vendor or other party that provides electronic voting services. The Board shall use reasonable judgment to ensure that such vendors' services comply with the requirements of law.
5. The Association or its agent shall notify Unit Owners in meeting notice materials, as provided by law, of the ability to vote electronically, including but not limited to the

provider's email address or website in a manner the Association reasonably believes to be sufficient to enable Unit Owners to participate in electronic voting.

6. Unit Owners who consent to vote by electronic means may still vote in person, if they choose, by paper means (use of proxies and ballots), or may send proxies to the Association by facsimile transmission or electronic mail, to the extent that the Association otherwise receives and accepts proxies through such media. In the event of multiple votes cast by a Unit as to the same matter, the vote cast first in the election of Directors shall prevail, while the last vote cast will prevail with respect to non-election issues.
7. By signing or affirming the consent form attached as Exhibit "A" hereto and otherwise choosing to vote electronically as enabled by this Resolution, each Unit Owner recognizes that the Association cannot control the practices of third parties regarding internet communications and use of the Owner's email address. As such, and as a condition of the Association's agreement to permit electronic voting, each Unit Owner who consents to electronic voting releases and waives any claim against the Association pertaining to such voting, including but not limited to the transmission or placement of "viruses", "malware", "spyware", "cookies" and the like. Each Unit Owner who consents to electronic voting also consents to the Association's publication of their email address, as well as other information (including necessary personal identifying information, such as a mobile phone number) to electronic voting service providers or other third parties to the extent and as may be reasonably necessary to enable the use of electronic voting processes. Such information shall not be considered an official record and shall not be available for Unit Owners inspection unless required by law.
8. By signing or affirming the consent form attached as Exhibit "A" hereto, each Unit Owner further recognizes that internet/electronic communications may be subject to failure, interruptions, or other problems due to a variety of reasons, including but not limited to Unit Owner operator error, provider system or server failures, "spam" blockers, power outages, and the like. As such, and as a condition of the Association's agreement to permit electronic voting, each Unit Owner who consents to electronic voting releases and waives any claim or challenge to such voting, including but not limited to situations where a Unit Owner vote was not received or counted by the Association due to no fault of the Board of Directors or management.

This Resolution was adopted by the Board of Directors on the 24th day of September, 2025 and is effective upon adoption. The meeting at which this Resolution was adopted was preceded by notice provided to each Unit Owner fourteen (14) days in advance of said meeting either by USPS, hand-delivery, or electronic mail (in cases where Unit Owners have consented to receive official Association notices by electronic mail), and by posting said notice conspicuously on the Condominium property fourteen (14) days in advance of said meeting. An affidavit attesting to such notice is kept amongst the official records of the Association. The vote of each Director is reflected in the minutes of the meeting at which this Resolution was adopted.

OCEANS WEST ONE CONDOMINIUM, INC.

BY: Kris A. Balch

KRIS A. BALCH, President

Date: 9/24/25