

# Oshara Mutual Domestic Wastewater Association

## Resolution to Amend Bylaws

**Whereas** the Oshara Mutual Domestic Wastewater Association (OMDWA) is a nonprofit governmental entity created under the New Mexico Sanitary Projects Act (NMSA) 1978; and

**Whereas** the OMDWA has been granted a Certificate of Association by the New Mexico Secretary of State which has verified that the OMDWA Articles of Incorporation were duly received and found to conform to law; and

**Whereas** the OMDWA Board of Directors is granted in ARTICLE VII of the Articles of Association the right to exercise all of the rights and powers and perform all of the duties and responsibilities set out in the Certificate of Association, in the Bylaws and in the Sanitary Projects Act; and

**Whereas** the Bylaws of the OMDWA in ARTICLE X AMENDMENT OF THE BYLAWS state that bylaws may be ... amended by a resolution adopted by the vote of the majority of the Members voting at any annual meeting of the Members or at any special meeting of the Members called for that purpose; and

**Whereas** the following Amendments to the Oshara Mutual Domestic Wastewater Association Bylaws have been approved by the majority of Members attending the 2019 Annual Membership Meeting at which a quorum was present and having been announced with meeting notice and agenda as required by the 2019 Open Meetings Act Resolution;

**Now, Therefore, Be It Resolved** by the Association that the following Amendments to the OMDWA Bylaws are approved and shall be filed with the Santa Fe County Clerk and shall be filed of record in the Office of the New Mexico Secretary of State in accordance with NMSA 1978.

# AMENDMENTS TO THE OMDWA BYLAWS

**ARTICLE IV, Section 4. Quorum. Change the quorum requirement of 20% of membership present to 10% of membership present.**

The first sentence of this section reading “Twenty percent (20%) of the total number of residential members and commercial members of the Association will constitute a quorum for the transaction of business at any regular or special meeting of the members.” shall be changed to state “Ten percent (10%) of the total number...”.

**ARTICLE IV, Section 3. Notice of Meetings. Change “the notice ...shall be posted on the web site” to “the notice...may be posted on the web site”.**

The last sentence of this section reading “If the Association maintains a web site, then the notice of meeting and the agenda *shall* be posted on the web site” shall be changed to state “...then the notice of meeting and the agenda *may* be posted on the web site”.

**Article IX, Section 1. Form of Membership Certificate. Eliminate the requirement for the Secretary/Treasurer to attest the President’s signature on Membership Certificates, and to allow for handwritten or facsimile signature of the President on such certificates.**

The second sentence of this section reading “The certificate of membership shall be signed by the President, *whose signature shall be attested by the Secretary/Treasurer*” shall be changed to eliminate the attestation and read “The certificate of membership shall include the handwritten or approved facsimile signature of the President.”

Robert C. Detwiler, President

*Robert C Detwiler*

date

*1/21/2020*

George Brown, Vice President

*George Brown*

date

*1/15/20*

Peter Murphy, Treasurer/Secretary

*Peter Murphy*

date

*1/15/20*

Larry Glaister, Board Member

*Larry Glaister*

date

*1/15/20*

Ed Greco, Board Member

*Ed Greco*

date

*1-15-20*

ACKNOWLEDGMENTS

STATE OF NEW MEXICO)

)SS.

COUNTY OF SANTA FE )

The foregoing Amendments to Bylaws were acknowledged before me this

21 day of January, 2020 by Robert C. Detwiler, President of

Oshara Mutual Domestic Wastewater Association.

My Commission Expires: April 27, 2023

COUNTY OF SANTA FE )  
STATE OF NEW MEXICO ) ss

RESOLUTION  
PAGES: 3

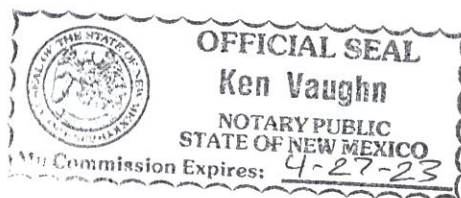
I Hereby Certify That This Instrument Was Filed for  
Record On The 21ST Day Of January, 2020 at 08:30:57 AM  
And Was Duly Recorded as Instrument # **1907063**  
Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office  
Geraldine Salazar

Deputy Veronica Duran County Clerk, Santa Fe, NM



*Ken Vaughn*  
Notary Public



SFC CLERK RECORDED 010911/2020