

FORRESTAL VILLAGE COMMUNITY SERVICES ASSOCIATION, INC.

POLICY RESOLUTION NO. 58

CODE OF CONDUCT FOR THE MEMBERS OF THE ASSOCIATION AT OPEN MEETING SESSIONS

WHEREAS, Article III, Section 3 of the Declaration of Covenants and Restrictions of Forrestal Village Community Services Association, Inc. (the "Association") assigns to the Board of Directors "all powers for conduct of the affairs of the Association which are enabled by law or the Founding Documents, which are not specifically reserved to Members, or the Covenants Committee by said Documents"; and

WHEREAS, the Declaration of Covenants and Restrictions of the Association's intent is "...to provide for the preservation and enhancement of the community, contributing to the personal and general health, safety and welfare of residents," and create positive sense of diversity, equity, inclusion, and community pride; and

WHEREAS, in an effort to assure Members' unwavering commitment to uphold the highest standards of the Association and its Governing Documents, the Board deems it in the best interest of the Association to adopt the following code of conduct ("Code of Conduct") of all Members of the Association during all Open Board Meetings and open Member meetings ("Open Meetings"); and

WHEREAS, this Resolution was duly adopted at a special meeting of the Board, at which a quorum was present, which meeting was duly noticed in accordance with the By-Laws and N.J.A.C. 5:20-1.2.

NOW, THEREFORE BE IT RESOLVED, that the following Code of Conduct be and is hereby adopted:

I. PURPOSE

1. **Purpose.** The purpose of this Resolution is to ensure that Members of the Association comply with acceptable conduct during Open Meeting Sessions.

II. CODE OF CONDUCT

1. **Open Meeting Sessions.** Unless otherwise directed by the Chair, the agenda of all Open Meetings shall include an "**Open Meeting Session**" for Members to address the Board. During the Open Meeting Sessions, Members shall be recognized to speak by the Chair, the President or another Board Member chosen by the Board prior to the Meeting. The Chair may limit Members to one (1) opportunity for comment during the Open Meeting Session. The Chair may limit the time for each Member's comments, which time limitation must be uniform for all Members. The time limit for each Member to speak will be two (2) minutes, plus the time to ask one (1) follow-up question. At the expiration of a Member's time, the Member may petition the Board for further time which may be granted by a majority vote of the Board in their sole

discretion. Member comments must be Association-related and may not pertain to personal situations or matters which may otherwise be addressed directly with the Board or its Managing Agent. Additionally, Members may submit follow-up questions to the Board after the Open Meeting Session has been adjourned and the Board will make their best efforts to respond within seven (7) days. No Member shall be permitted to violate the provisions of Article II, Section 2 below. Any Member speaking without being recognized by the Chair or in violation of this Article II will be asked once to refrain from speaking, or be placed on mute and prohibited from using any form of chat communications if Open Meeting is conducted in a virtual manner, and then asked to leave, or removed from the virtual Open Meeting, if continued. The Chair may adjourn any meeting in which members are disrupting the conduct of the Open Meeting.

2. **Meeting Decorum.** Language at Open Meeting Sessions will be kept professional. Personal attacks against owners, residents, officers, Directors, or committee members are not consistent with the best interest of the community and are not permitted. The following are not permitted or tolerated during any Open Meeting Sessions:

- a. Rhetoric, which is harassing, discriminatory, unlawful, hateful, threatening, defamatory or accusatory.
- b. Postings, recordings, and/or information which are false, misleading, harassing, discriminatory, unlawful, hateful, threatening, defamatory or accusatory.
- c. Unapproved solicitations.
- d. Intimidation, in any form, and/or any means to control or instill fear in another.

Any person found in violation of this provision will be asked to leave the Open Meeting Session, if continued. The Chair may adjourn any meeting in which members are disrupting the conduct of the Meeting. Directors shall treat Members and residents of the Association even-handedly without favoritism.

III. **MISCELLANEOUS**

1. **Incorporation of Recitals.** The Recitals set forth above are incorporated herein by reference.

2. **Definitions.** All capitalized words in this Resolution, other than proper names and any terms defined in this Resolution, shall have the meaning set forth in the Governing Documents.

3. **Conflict of Law.** Any provision contained in any previously adopted rule, regulation or resolution of the Association, which conflicts with any provisions set forth herein, shall be deemed void and the provisions contained herein shall govern.

4. **Severability.** Should any provision of this Resolution be determined to be legally invalid, the remaining provisions hereof shall remain in full force and effect.

5. **Recording.** The Managing Agent and the Association's Counsel are hereby directed to cause this Resolution to be recorded in the Office of the Middlesex County Clerk.

6. **Effective Date.** This Resolution shall become effective upon adoption.

Signatures on following page

Resolution Type: Policy Resolution

Regarding: Policy Resolution No. 58: Code of Conduct of the Members of the Association at Open Meeting Sessions


This Resolution is adopted as of the 23rd day of May 2023, by the Board of Directors of Forrestal Village Community Services Association, Inc.

ATTEST:

FORRESTAL VILLAGE COMMUNITY SERVICES ASSOCIATION, INC.



Joseph Principe, Secretary



Natalie C. Costa, President

STATE OF NEW JERSEY :

COUNTY OF Mid Sussex SS

I certify that on 12/22/23, personally came before me **Joseph Principe** and that this person acknowledged under oath, to my satisfaction, that:

- (a) this person is the Secretary of the Board of Directors of the Forrestal Village Community Services Association, Inc. (the "Corporation");
- (b) this person is attesting witness to the signing of this document by **Natalie C. Costa** the proper corporate officer who is the President of the Corporation;
- (c) this document was signed and delivered by the corporation as its voluntary act duly authorized by the proper resolution of its Board of Directors;
- (d) this person knows the proper seal of the Corporation which was affixed to this document; and
- (e) this person signed this proof to attest the truth to these facts.



Notary Public

RECORD & RETURN TO:

Steven G. Mlenak, Esq.
Greenbaum, Rowe, Smith & Davis, LLP
75 Livingston Avenue, Suite 301
Roseland, New Jersey 07068

ANITHA AMALRAJ
Notary Public Of New Jersey
ID # 2439666
My Commission Expires 10/16/2028