

# 2022 Riverbay Board Election

## 2022 RIVERBAY CANDIDATES

1. Raymond Tirado
2. Lynette Wright
3. Blossom Johns
4. Mary Pearson \*
5. Ezekiel Springer, Jr.
6. Ivy Gaynor
7. Aisha Ahmed
8. Rod Saunders \*
9. Monique Coleman \*
10. Jacqueline Smith
11. Michelle Marbury \*

\*Denotes incumbents

## 2022 Board Election Schedule

Monday, April 18	Certification Date for Candidates
Monday, April 18	Virtual Candidates Meeting (8:00 p.m.)
Saturday, April 23	Publication of Certified Candidates' names in the <i>Co-op City Times</i>
Saturday, April 30	First Election Edition of <i>Co-op City Times</i>
Wednesday, April 27	First Forum (To be broadcast live)
Thursday, April 28	Mailing of Election Ballots to shareholders
Saturday, April 30	Second Election Forum – 3 p.m., Dreiser Auditorium (In-Person & Live broadcast)
Monday, May 2	Annual Meeting, Election Period & Voting Begin
Wednesday, May 4	Third Virtual Forum
Saturday, May 7	Second Election Edition of <i>Co-op City Times</i>
Saturday, May 14	Third Election Edition of <i>Co-op City Times</i>
Friday, May 20	Election Period Ends 9:00 p.m. (If No Quorum is reached, See Extended Voting Period below)
Wednesday, May 25	Election Committee Virtual Meeting/Review, Certify and Final count of ballots (WebEx 7:00 p.m.)
Thursday, May 26	Public Electronic Posting of Official Results 10 a.m.
Friday, May 27	Deadline to file electronic Challenges (5PM)
Wednesday, June 8	Swearing in of Newly Elected Board Members

Candidate statements appear on pages 21–27

**NOTE: THE VIEWS EXPRESSED WITHIN ARE SOLELY THOSE OF THE CANDIDATES AND NOT THOSE OF RIVERBAY CORPORATION.**

## BALLOTING

Voting will be conducted by mail-in or online ballot  
Monday, May 2 – Friday, May 20, 2022.

## BALLOT RETURN PROCEDURE

To ensure the integrity of the election, ALL mail-in ballots must be returned **DIRECTLY** to YesElections in the stamped, addressed envelope provided with your ballot. Under no circumstance should your election ballot be mailed back or delivered to Riverbay Corporation, or enclosed with your carrying charge payment.  
Mail-in ballots must be postmarked by May 20, 2022.  
Online votes may be cast beginning at 6 a.m. on Monday, May 2, 2022 – 9 p.m. on Friday, May 20, 2022. Please follow the directions included with your ballot to cast your vote online.

## Election Committee Notice – Ask the Candidates

The 2022 Riverbay Election Forums will be virtual. The Election Committee is accepting questions that will be read at the forums for the candidates to answer. Shareholders with questions for the candidates can email them to the Election Committee at least 24-48 hours prior to the forum. Please include your name and your best contact information. The email address is: [Riverbay2022Election@riverbay-corp.com](mailto:Riverbay2022Election@riverbay-corp.com). Question should be directed to one or more of the candi-

dates by name(s), or directed to all of the candidates.

The three virtual Candidates' Forums are scheduled to take place on: Wednesday, April 27, at 7:30 p.m.; Saturday, April 30, at 3:00 p.m.; and Wednesday, May 4, at 7:30 p.m. They are broadcast live on the Riverbay Crawler, ch. 12 (MATV) and ch. 591 (Optimum), and rebroadcast at a later date. Please keep checking the Crawler for the rebroadcasts.

## Extended Voting Period

(Only If Needed Due to Lack Of Quorum) Begins: Friday, May 20, at 9:01 P.M. Ends: Friday, June 3, at 11:59 P.M.

**Friday, May 20** - Continue election (as of 9:01 P.M.)

**Friday, June 3** - Election period ends at 11:59 P.M.

**Wednesday, June 8** - Election Committee Review & Certify Final Count of Ballots (Bartow, Rm. 31, 7:00 P.M.)

**Thursday, June 9** - Public Electronic Posting of Official Results

(10 A.M.)

**Friday, June 10** - Deadline to file Electronic Challenges to Election (5 P.M.)

**Wednesday, June 15** - Swearing in of Elected Board Members (Bartow Center, Rm. 31, 7:00 P.M.)

## Raymond Tirado

Greetings to all.

I am Raymond Tirado, a long time shareholder of our great community.

I have had the pleasure of serving as a Riverbay Corporation Board Director from 2010 until 2013.

In that span of time, I had served on many committees and organizations both on the Board and in our community. Also, the ideas I brought to the Board of Directors during my term were voted in, and continue to this day to bring forth revenue and benefit to our shareholders and corporation.

As we return to normalcy after years of enduring a global pandemic that took away so many of our loved ones and isolated us from each other, I have, as I'm sure you do, a higher level of appreciation for our home, neighbors and our community.

Today I am asking for your support to be elected back to the Board and to be your voice on the Riverbay Corporation's Board of Directors.

When elected, I will be open, accessible, and have an out of the box mindset to find solutions to the ever emerging challenges that



Raymond Tirado

present themselves and ensuring that we do not give away our most precious resources that is our land and property.

When elected, I will focus on safety, security and maintaining the affordability of living and retiring in Co-op City.

As a New York City Transit Worker with 34 years of service in the department of Security, I can assure you that I have been tested, prepared and ready to commit my time and experience to safeguard our quality of life here.

Thank you.

## Tried, Tested, True

Greetings all,

During the term I served as a Board director from 2010 to 2013, I believe I proved my worth as your voice on the Board of Directors and brought benefit to our community and corporation.

Some of my accomplishments were as follows:

- I alleviated the holiday parking situation by introducing a resolution to reduce the garage parking fee for all our families and friends who are visiting to a more than reasonable fee on all major holidays.

- I brought recurring revenue to our pocket by introducing a resolution to place Municipal Credit Union ATM machines at all Co op City community centers and our Administration building, allowing all our MCU members close access to their funds at no fee and creating a revenue steam.

- I suggested to Management to place television screens in our laundry rooms and the idea was put in place.

- I served as financial secretary and served on many Riverbay committees.

I also served as a volunteer member for the Community Education Council in our District.

Please make the smart choice and vote for **Raymond Tirado**,

**May 2 - May 20, 2022**



Raymond Tirado

## Lynette Wright

My life in Co-op City started in 1987 at three years old. In my 34 years living here, I've seen how the community has changed, from the quality of services we receive to the relationship that we as shareholders have with the Board and Management. We need Board directors who have proactive, innovative thinking and make decisions with consideration of *every* shareholder in mind. This includes the seniors in need of services, our children who need safe places to learn and play, the differently-abled who need accessible infrastructure and communication, and the working class who bear the cost of maintenance increases. For that reason, Co-op City, I am running for the Riverbay Board of Directors.

So what are the priorities?:

- Increased communication and transparency between the Board, Management, and shareholders
- Long term, self-sustaining investment projects that improve shareholders' quality of life
- Increased Public Safety and 45th Precinct presence to keep our community safe

During the March 2022 general meeting, Noel Ellison proudly stated, "We need people who don't just step up to the mic, but step up to the



Lynette Wright

plate." Professionally, I've worked with various stakeholders on projects that encourage sustainable results, represent consensus of community members and officials, and are on budget. Locally, I've used these skills to represent our community during my time as the proposal co-writer and editor on the Fight Against MTA Cuts Ad-Hoc Committee, member of the Legislative Committee and I.T. Committee, and co-lead for the Co-op City Community Fridge.

I have the will and the skill, but to have your voice heard again, we need your vote of confidence and participation. I am asking for your support to elect our team, consisting of **Blossom Johns, Jacqueline Smith, incumbent Rod Saunders**, and I, to the Riverbay Board of Directors. We are *Stronger Together!*

**VOTE May 2nd – May 20th**  
**Riverbay Board of Directors**

*Proactive Approach  
over Reactive Response*



**RE-ELECT**  
**Rod Saunders**



**ELECT**  
**Blossom Johns**



**ELECT**  
**Jacqueline Smith**

***We are Stronger Together!***

**We are committed to:**

- ✓ Continuing the fight for Co-op City Bus Routes
- ✓ Consistent dialogue with elected officials
- ✓ Prioritizing *essential* infrastructure and climate control laws



**ELECT Lynette Wright**



Address  
Convactor  
Flooding



Improve the  
Call Center  
System



Assess &  
Improve  
Repairs



Support  
CCPD  
Community  
Policing



Increase  
Board  
Transparency



Improve  
Laundry Room  
Maintenance



## Blossom Johns

When you're not satisfied with a service, what do you do? That's right, you try another service. My name is Blossom Johns and I'm humbly asking you for an opportunity to join the Riverbay Board of Directors. For 15 years, I've worked as a public servant and am a proud resident of Co-op City since June 1999. I've served as Secretary and Youth Group Leader of my building association for seven years, co-chair of the MTA Ad-hoc Committee, and currently a member of the Legislative Committee where we continue advocating for better bus services.

While serving with the building association, the sense of community was revealed by the warm welcome of my fellow cooperators, who I consider my extended family. Those were some of my best years. As co-Chair of the MTA Ad-Hoc Committee in 2019, I worked alongside shareholders, elected officials, and Board members and saw what we can accomplish by working together. We created a proposal offering solutions tailored to our needs, enhancing our bus routes. Co-op City requires leadership with a vision towards the future.

Our current solution of makeshift infrastructural repairs is a major financial burden that occurs too



Blossom Johns

often. The issues of climate change, energy consumption, and inflation require that we change course with corrective action to prepare to manage the future. I propose using innovative actions including budget transparency, increasing community revenue, and encouraging shareholder involvement.

Low voter turnout shows that shareholders have lost faith in their beloved community. I understand your frustrations and want to find solutions, by putting your needs first. My team, incumbent **Rod Saunders**, and candidates **Lynette Wright** and **Jacqueline Smith** bring different strengths, and share a common desire to improve the quality of life in Co-op City. Collective effort among the Board, Management, and cooperators makes us Stronger Together.

**VOTE** May 2nd – May 20th  
**Riverbay Board of Directors**

**RE-ELECT**  
**Rod Saunders**

**ELECT**  
**Jacqueline Smith**

**ELECT**  
**Lynette Wright**

*Proactive Approach  
over Reactive Response*

**We are Stronger Together!**

**We are committed to:**

- ✓ Continuing the fight for Co-op City Bus Routes
- ✓ Consistent dialogue with elected officials
- ✓ Prioritizing essential infrastructure and climate control laws

**ELECT Blossom Johns**

Address Convactor Flooding

Improve the Call Center System

Assess & Improve Repairs

Support CCPD Community Policing

Increase Board Transparency

Improve Laundry Room Maintenance



## Mary Pearson

Dear Neighbors,

You're reading these candidates' statements? Then the *Co-op City Times* is no stranger to you. You already know more-than-a-little about many Co-op City issues and you probably know something about me: 27-year resident; professional musician; political activist; wiseacre; fist-shaker; good trouble maker – often seen with a poster and a purple balloon; a semi-professional complainer who always tries to keep things light.

We all have our individual circumstances; our own personal money issues, health problems, family dramas. Still, we do our darnedest to keep ourselves engaged. Good for us. But boy it ain't easy trying to keep a handle on the goings on in this humongous thing we call home.

Once a year, we're called on to elect or re-elect five candidates (give or take) to serve on our 15-member Board of Directors. We need to choose five new or old voices to not only speak on our behalf but to *work* on our behalf. I'm not naming names (at least not yet), but there are some very hard-working resident volunteers on this current Board. Maybe they're not



Mary Pearson

all as obsessive as I am (it's politely called "passionate") but we could do (and have done) much worse.

We all have our homework to do this year. Why? Because this year there's at least one wide open slot on the roster to fill with a fresh face. That's a big deal.

I'll be studying these candidates' statements and watching all of the three candidates' forums intently. I'll need to watch the repeats but you can watch them broadcast live on our beautifully upgraded crawler – our closed circuit TV – on channel 12 or 591. But today you can catch the show live virtually at 3 p.m. Hurry! And bring questions. Any questions? 718-219-2211, mpjazz@optonline.net

**Why you should vote to re-elect**

**MARY PEARSON**

**Since elected to the Board, she's:**

- Helped try to keep the MTA working for us all
- Fought the Monopole
- Complained until Einstein Loop's BxM7 bus stop relocation was completed
- Advocated for a sensible, *big picture* plan for The RAMP, the Metro North Station, and more.
- Argued for a simple, budget-smart Section 5 Waterside Walkway
- Kept the community informed and amused with hundreds of Director's Viewpoints
- Bought and gave away 1000 mask frames – adult and kid size – so we could all breathe a little easier

*And that's not even the half of it*

**What will Mary Pearson continue to do for us?**  
She'll work to get us what we need, what we deserve, what we've been promised

**Why should you vote to re-elect Mary Pearson?**  
Because she's not finished crusading for us ... yet.



Ezekiel Springer, Jr.

Do you like living in Co-op City? I do. My name is Ezekiel Springer Jr. I love my apartment's views, the cleanliness of the buildings, riding the bike paths, walking Section 5's Greenway, and the sense of community with my neighbors. To preserve this, I'm running in the 2022 Riverbay Board elections.

I've called Section 5 home since 2005. One of my sisters moved here in 1994, my father in 1999, and I have a nephew on the Co-op City Public Safety force. Safe to say Co-op City runs in my blood.

For the last four years, I've served as secretary for the Building 32 Association. By submitting articles to the CCTimes, I've informed co-operators about events, meetings, and raffles; scheduled guest speakers ranging from Board members, Public Safety, and politicians like Congressman Jamaal Bowman; and taken part in holiday lobby decoration, Fun Day, and association fee collection. Through it all, I've learned hundreds of like-minded residents want to be heard and have someone act on their concerns. With your vote, I can serve as a strong voice for Co-op City residents.

One of my top priority: Keeping



Ezekiel Springer, Jr.

Co-op City affordable. What a great place to raise a family and live comfortably as a retiree. You shouldn't worry about that next pension or SSI check, if we stand against privatization. Affordability allows seniors to live independently and residents to save money, build college funds and helps create generational wealth.

I've joined forces with the Coalition To Save Affordable Housing (www.CTSAH.net). Running alongside me are Coalition members Michelle Marbury, Monique Coleman, Aisha Ahmed and Ivy Gaynor. Tired of sitting on the sidelines, hoping for the best? Then vote for us. Together, we can halt the death knell of privatization from forcing out our community.

RE-ELECT - Michelle Marbury and Monique Coleman  
ELECT - Ezekiel Springer, Ivy Gaynor and Aisha Hernandez Ahmed

Continue the Advances and Stay on Course

We Pledge to:

- Keep Co-op City safe and Affordable
- Provide alternative to cable service monopoly
- Stop escalating insurance premiums
- Get fair share of NYC and NYS services
- Resolve parking problems in Section 5

We applaud Board accomplishments . . .

- Refinancing capital projects
- Continue best deal in town
- E-Z Pass Garage Access
- Install State-of-the-Art elevators
- Millions in power plant savings
- Upgrade State-of-the-Art ADA Doors

Spirit of Co-op City  
Advocate • Support • Unite

Re-Elect



Michelle Marbury



Monique Coleman

Elect



Ezekiel Springer



Ivy Gaynor



Aisha Hernandez Ahmed

Espiritu de Co-op City

Ivy Gaynor

Strive to achieve high standard service. Co-op City needs to improve the quality of life by raising its standard of service. First of all, the time that it takes to respond to non-emergency maintenance issues can be improved. The wait time to repair some situations can take up to several months or even a year, as was the situation with the replacement of my kitchen sink. It took almost one year to have my whole countertop replaced, as a result of the ply wood being saturated with water, which was buckling down. I had to place a support beam to keep water from dripping into the cabinets below. The reason it took so long to correct the situation was there were not enough Maintenance staff available and the fact that they were working on emergencies.

Another issue that is of importance is that our convectors need upgrading or overhauling. There are just too many floors being replaced due to convectors that leak. It is very important to examine the life span of these convectors or have a periodic



Ivy Gaynor

inspection of their performance to ensure that they are operating efficiently.

Lastly, I would like to mention the need to inspect and replace the pipes that have caused leaks in the walls of so many cooperators' units. Many cooperators have experienced leaks behind the walls of their units causing damage to floors, walls and personal property.

As a member of the Spirit of Co-op City, I will work to improve the quality of life for all of our residents while maintain the affordability and safety.

RE-ELECT - Michelle Marbury and Monique Coleman  
ELECT - Ezekiel Springer, Ivy Gaynor and Aisha Hernandez Ahmed

Continue the Advances and Stay on Course

We Pledge to:

- Keep Co-op City safe and Affordable
- Provide alternative to cable service monopoly
- Stop escalating insurance premiums
- Get fair share of NYC and NYS services
- Resolve parking problems in Section 5

We applaud Board accomplishments . . .

- Refinancing capital projects
- Continue best deal in town
- E-Z Pass Garage Access
- Install State-of-the-Art elevators
- Millions in power plant savings
- Upgrade State-of-the-Art ADA Doors

Spirit of Co-op City  
Advocate • Support • Unite

Re-Elect



Michelle Marbury



Monique Coleman

Elect



Ezekiel Springer



Ivy Gaynor



Aisha Hernandez Ahmed

Espiritu de Co-op City



## Aisha Hernandez Ahmed

I was born in Puerto Rico and raised in the Bronx. My professional background is in Business Administration. Although I am a shareholder since 2016, I have been working in Co-op City in various capacities for many more years. I am a former Chief-of-Staff for Council District 12, a community advocate and organizer. I coordinated the National campaign for former President Barack H. Obama's City and State campaigns. My professional contacts will be useful to make a difference as a Board member and to enhance the quality of life and services for cooperators in Co-op City.

As a business owner, I experienced good and bad times. The pandemic has affected many families, youth, and seniors. As the cost of living is rising, increasing free food distribution may be necessary. Some seniors and families will have difficulties making ends meet. Mental health needs are on the rise. Urgent care centers are beyond capacity. We must call on our elected officials and government agencies to connect with our cooperators to address their needs.

While Riverbay Corporation is taxed \$13 Million annually by the



Aisha Hernandez Ahmed

city and billed \$18 Million for sewage and water, we save the city millions by collecting our garbage at a central garbage facility and spending \$13 Million for the public safety saving the city millions again. We deserve city funding to upgrade a community youth center to provide enrichment, music and culinary programs for our 8,000 young people. As a Board member, I will campaign to obtain our fair share of City, State, and Federal services.

Co-op City is the best deal in town! Elect the team that will protect and speak up for shareholders!

Vote for Spirit of Co-op City.

Voten por Spirit of Co-op City: **Ezekiel Springer Jr, Monique Coleman, Ivy Gaynor, Michelle Marbury**, and myself, **Aisha Hernandez Ahmed**.

RE-ELECT - Michelle Marbury and Monique Coleman

ELECT - Ezekiel Springer, Ivy Gaynor and Aisha Hernandez Ahmed

### Continue the Advances and Stay on Course

#### We Pledge to:

- Keep Co-op City safe and Affordable
- Provide alternative to cable service monopoly
- Stop escalating insurance premiums
- Get fair share of NYC and NYS services
- Resolve parking problems in Section 5

#### We applaud Board accomplishments . . .

- Refinancing capital projects
- Continue best deal in town
- E-Z Pass Garage Access
- Install State-of-the-Art elevators
- Millions in power plant savings
- Upgrade State-of-the-Art ADA Doors

## Spirit of Co-op City Advocate • Support • Unite

Re-Elect



Michelle Marbury



Monique Coleman

Elect



Ezekiel Springer



Ivy Gaynor



Aisha Hernandez Ahmed

*Espiritu de Co-op City*

## Rod Saunders

I've had the pleasure of representing the shareholders of Co-op City since June of 2015. I have made campaign promises that I fully committed to because of their importance to our cooperators.

In 2018, I committed to work for:

- Zero Equity for Seniors Downsizing (their apartments); and
- The Restoration of the Bx26, Bx28 & Wall St. Express Bus service.

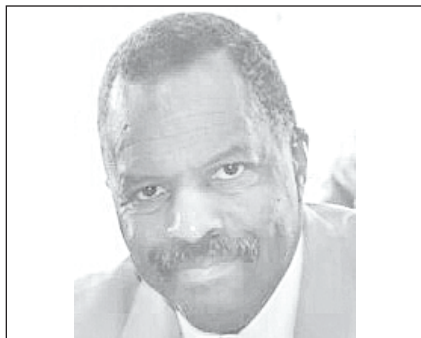
Though successful with both, it gave me great pleasure to be able to be part of a dedicated group of cooperators who worked hard to bring about a victory for Co-op City's commuters.

In my efforts to return to the Board this year, I will be campaigning with three ladies – all of whom were members of the MTA Ad-Hoc Committee, whose leadership, and dedication to task, were crucial to ensuring the success of the committee's goals. Getting the bus routes that our commuters wanted!

• We are campaigning under the banner of Stronger Together. Our team will focus on the concerns that we have continually heard from fellow shareholders:

• We will commit to instituting a more "Proactive Approach over a Reactive Response"

• We pledge to work harder towards solving the call center/maintenance



Rod Saunders

scheduling issues, initiate a proactive approach to prevent convector flooding, and to ensure that our washing machines are working properly, or replaced for new ones.

• We want to Engage the Community monthly and become more transparent with Riverbay Corp. decisions.

• We pledge to initiate Cooperator Rights Forums, as well as form a committee specifically designed to address Co-op City's Cable/Internet Service, past the year 2024.

To fulfill these commitments, the Stronger Together team will need your support, and your vote! WE ARE ASKING YOU FOR YOU TO VOTE FOR THE "STRONGER TOGETHER TEAM," MAY 2nd thru MAY 20th, 2022. Re-elect **Rod Saunders**; Elect **Blossom Johns, Lynette Wright**, and **Jacqueline Smith**.

VOTE May 2nd – May 20th  
Riverbay Board of Directors

Proactive Approach  
over Reactive Response



ELECT  
Jacqueline Smith



ELECT  
Blossom Johns



ELECT  
Lynette Wright

### We are Stronger Together!

#### We are committed to:

- ✓ Continuing the fight for Co-op City Bus Routes
- ✓ Consistent dialogue with elected officials
- ✓ Prioritizing essential infrastructure and climate control laws

RE-ELECT Rod Saunders



Address  
Convector  
Flooding



Improve the  
Call Center  
System



Assess &  
Improve  
Repairs



Support  
CCPD  
Community  
Policing



Increase  
Board  
Transparency



Improve  
Laundry Room  
Maintenance



## Monique Coleman

Greetings, fellow shareholders, my name is Monique Coleman. I have lived in Co-op City for more than 30 years, and am running for the Riverbay Board of Directors. I ran for the Board in 2021 and placed sixth. When Cheryl Jenkins resigned in October, I was seated as a full Board member, and I've had the honor of serving on the Board for six months. My term expires on May 31, 2022.

When I accepted the challenge, I knew that there was much to be done. During my tenure, I've learned where to focus my energy and how I can make a difference. My priorities have been crystallized and are: Affordability, Accountability and Autonomy.

After attending my first three Board meetings, I noticed a concerning pattern – I was asked to vote on eight expiring insurance policies without being given supporting materials and little to no advance notice to read, process or pose questions to subject matter experts hired to represent our community. To solve this dilemma, our Board President suggested forming an Insurance Committee and I was named chairperson.

Insurance premiums are a critical focus area for our community. For one policy, our premiums have in-



Monique Coleman

creased from \$1.5 million in 2019 to ~\$7 million in 2022. While some shareholders/Board members focus on wasting money on a waterfront park (none of which has been spent), Riverbay is spending millions of dollars on insurance. We cannot stop rising premiums. That said, we can slow escalating costs and fees by being engaged consumers. The Insurance Committee has delivered real savings to the corporation. I am eager to continue the work we've begun – of holding the line on increasing costs, in order to maintain affordability for all shareholders.

Vote for me, **Monique Coleman**, and **Aisha Hernandez Ahmed**, **Ivy Gaynor**, **Michelle Marbury**, and **Ezekiel Springer Jr.** We are the Spirit of Co-op City.

RE-ELECT - Michelle Marbury and Monique Coleman

ELECT - Ezekiel Springer, Ivy Gaynor and Aisha Hernandez Ahmed

### Continue the Advances and Stay on Course

#### We Pledge to:

- Keep Co-op City safe and Affordable
- Provide alternative to cable service monopoly
- Stop escalating insurance premiums
- Get fair share of NYC and NYS services
- Resolve parking problems in Section 5

#### We applaud Board accomplishments . . .

- Refinancing capital projects
- Continue best deal in town
- E-Z Pass Garage Access
- Install State-of-the-Art elevators
- Millions in power plant savings
- Upgrade State-of-the-Art ADA Doors

### Spirit of Co-op City Advocate • Support • Unite

Re-Elect



Michelle Marbury



Monique Coleman

Elect



Ezekiel Springer



Ivy Gaynor



Aisha Hernandez Ahmed

*Espiritu de Co-op City*

## Jacqueline Smith

I remember it like it was yesterday. The year was 1971 and Section Five was an area encompassing some completed co-op apartments with a lot of empty lots. My new playground was a huge mound of dirt, milk machines in the building basements and a grocery store inside Garage 7. Right in front of my eyes, a neighborhood was developing. What memories! With that vision in my head, a deep love for Co-op City; I'm ready to serve. Hello, my name is Jacqueline Smith, I am running as a candidate for a seat on the Riverbay Board of Directors.

Through the years, I have served on several Riverbay committees and always felt a sense of community pride. Yes, there's still a lot of work that needs to be tackled. However, during my experience serving on the MTA Ad-Hoc committee, I'd had the opportunity to observe cooperators come together to formulate a solution to a situation that, left unchallenged, would have severely devastated our community. Through unity and being stronger together, the committee yielded a fruitful, successful result.

What am I exclaiming to you in



Jacqueline Smith

this statement? What am I humbly asking of my fellow cooperators? Here it is... if you give me your vote, to the best of my ability, I promise to always work for the betterment of the community. I promise that I'll be as transparent as I possibly can, remembering to keep the shareholders and the community at the forefront of all my decisions. Always keeping upfront that this is the community that I grew up in; developed emotionally and professionally in and with the grace of God will retire in. With that being said, I ask that you vote for my team, incumbent **Rod Saunders**, **Blossom Johns** and **Lynette Wright**. Unified, we are Stronger Together!

VOTE May 2nd – May 20th  
Riverbay Board of Directors

Proactive Approach  
over Reactive Response



RE-ELECT  
Rod Saunders



ELECT  
Blossom Johns



ELECT  
Lynette Wright

### We are Stronger Together!

#### We are committed to:

- ✓ Continuing the fight for Co-op City Bus Routes
- ✓ Consistent dialogue with elected officials
- ✓ Prioritizing essential infrastructure and climate control laws



ELECT Jacqueline Smith



Address  
Convector  
Flooding



Improve the  
Call Center  
System



Assess &  
Improve  
Repairs



Support  
CCPD  
Community  
Policing



Increase  
Board  
Transparency



Improve  
Laundry Room  
Maintenance



## Michelle Marbury

Greetings, shareholders. My 11-year old niece asked me, "Auntie, why do you do this?" and I replied there are three important reasons why, Saadiah. #1. Someone thought enough of me to ask me to be a leader in this community more than twice. #2. I know that if we are to succeed, we must act, and #3. When someone asks you, what did your Auntie do when Co-op City needed its shareholders to step up and be a voice for the over 40,000 residents who live here, you can say this: my Auntie is the 2nd Vice President of the Riverbay Corporation, and she has proposed over 41 resolutions on which Riverbay policies have been made.

Michelle is a leader on several different fronts. She is the President of the African-American Association, and created the Section 4 Partnership of Co-op City, whose purpose is to help all shareholders to see themselves as Business Partners and not just neighbors. Michelle serves as VP of the Building 21 Association, chairperson of the I.T. Committee and co-chair of the Security Committee and a member of a host of other clubs and organizations in the community. Say to anyone who



Michelle Marbury

asks you, Michelle Marbury cares so much about her community and all of the people in it, that she has decided to run for them again, and she has put together a team of leaders who will defend your voice in the Board Room. Tell them, that team is: Board Director **Monique Coleman**, Political Strategist **Aisha Hernandez Ahmed**, Financial Advisor and Coalition Member **Ivy Gaynor**, and A&E Television Network Editor and Secretary for the Building 32 Association **Ezekiel Springer Jr.**, *but you can call him Zeke!* Tell all who inquire, *that we are the Spirit of Co-op City, somos el espiritu de Co-op City!*

RE-ELECT - Michelle Marbury and Monique Coleman

ELECT - Ezekiel Springer, Ivy Gaynor and Aisha Hernandez Ahmed

### Continue the Advances and Stay on Course

#### We Pledge to:

- Keep Co-op City safe and Affordable
- Provide alternative to cable service monopoly
- Stop escalating insurance premiums
- Get fair share of NYC and NYS services
- Resolve parking problems in Section 5

#### We applaud Board accomplishments . . .

- Refinancing capital projects
- Continue best deal in town
- E-Z Pass Garage Access
- Install State-of-the-Art elevators
- Millions in power plant savings
- Upgrade State-of-the-Art ADA Doors

### Spirit of Co-op City Advocate • Support • Unite

Re-Elect



Michelle Marbury



Monique Coleman

Elect



Ezekiel Springer



Ivy Gaynor



Aisha Hernandez Ahmed

Espiritu de Co-op City

# 2022 Riverbay Board Election Rules and Regulations

GENERAL RULES AND REGULATIONS RELATIVE TO THE RIVERBAY CORPORATION'S 2021 BOARD OF DIRECTORS ELECTION  
(Adopted Wednesday, March 29th, 2022)

## A. GENERAL RULES

1. The Election Committee of the Board of Directors of the Riverbay Corporation (hereinafter, the "Election Committee" or "Committee") shall be established during the month of January of each calendar year, or as soon thereafter as feasible.

2. The election of Directors of Riverbay Corporation will commence on Monday, May 2nd, 2022 at 6:00 a.m. and continue through 9:00 p.m. on Friday, May 20th, 2022, (hereafter "Election Day"). If an official mail-in ballot is received before May 2nd, 2022 it shall not be disqualified based on timeliness and, if otherwise valid, shall be counted. The Election Committee reserves the right to extend voting hours. The Annual Shareholders Meeting will occur virtually and if possible, in person, on Monday, May 2nd, 2022, at 7:30 p.m.

3. The election will be for at least five residents to serve on the Board of Directors of the Riverbay Corporation, and as many as may be needed to fill any unexpired terms.

4. The election shall be supervised by the Election Committee.

(a) The Chairperson of the Committee, (hereinafter "Chairperson") shall be a member of the Board of Directors of the Riverbay Corporation (hereinafter "Board"), who is not a candidate in the election. The Chairperson shall be appointed by the President of the Board

(the "President"), and approved by the Board.

(b) The Chairperson shall recommend to the President the appointment of such additional residents as the Chair deems prudent for membership on the Election Committee. All members shall be resident shareholders, appointed by the President and approved by the Board.

(c) The Committee shall be assisted by Riverbay's General Counsel.

(d) No member of the Committee or their immediate family shall in any way engage in any campaigning either for or against a candidate or slate of candidates. Committee members shall, to the extent reasonably possible, refrain from publicly commenting upon any issue in the campaign and shall not engage in any activity that may create the appearance of partiality.

Members of the Committee who are also members of the Board shall refrain from writing viewpoints during the period commencing one week prior to the Date of Certification and continuing through the date of the election, including any extended period.

(e) A member of the Committee who violates the provisions of Paragraph A (4) (d) or whose family member violates the provisions of Paragraph A (4) (d) shall immediately be removed from the Committee.

(f) Nothing contained herein shall be construed as limiting a member of

the Committee or a member of his/her immediate family from voting.

5. There will be one vote per occupied unit by residents who were shareholders of record on April 8, 2022. Quorum shall be determined based upon one share per occupied unit and not based upon a percentage of dwelling units.

6. Voting, by mail or electronically, shall be deemed to be "in-person" and will commence at 6:00 a.m. on Monday, May 2, 2022 and conclude at 9:00 p.m. on Friday, May 20th, 2022, unless extended in accordance with these Rules. If an official mail-in ballot issued by Riverbay is received before 6:00 a.m. on Monday, May 2, 2022 it shall not be disqualified based on timeliness and shall be counted if otherwise valid

## B. RULES FOR ELIGIBILITY OF CANDIDATES

1. A candidate must be a resident shareholder as indicated on the candidate's stock certificate, occupancy agreement and the current Occupants Annual Affidavit of Family Income. Candidates must continue to reside in Co-op City for the entire term of office in order to serve as a Director.

2. No more than one resident shareholder of a single unit may be a candidate for the Board; and no more than one resident shareholder from a single unit may concurrently serve as a Director.

3. No candidate may be indebted

to Riverbay on the date candidates are certified or on the date votes are counted. If a candidate is indebted to Riverbay on any of those days, the candidate will be disqualified. In addition, all candidates must remain current throughout the election period for unpaid carrying charges or other debts to Riverbay until the candidate is sworn in if elected.. A candidate shall not be indebted to Riverbay for purposes of this rule if their monthly carrying charges and maintenance are fully paid by the 10th day of the month in which it is due. At the close of business one day prior to the certification of candidates and weekly thereafter, Riverbay's Finance Director will provide a written list to the Chair of the Election Committee of all candidates' indebtedness to Riverbay, if any.

4. Prospective candidates may, after signing the required authorizations for background checks and upon verification that they are current on their indebtedness to Riverbay, be certified as candidates for election to the Board if they:

- are shareholders of record;
- maintain their primary residence at Riverbay,
- are current in their financial obligations to the Corporation,
- do not hold a political party position or public office subject to the New York State Election Law,

(Continued on next page)





# Riverbay Board Election Rules and Regulations

(Continued from previous page)

- have not been convicted of a crime against the Corporation,
- have not been removed from the Corporation's Board of Directors, or from employment with the Corporation for cause; and;
- are otherwise in compliance with the requirements and qualifications of the Corporation's by-laws and governing documents.

(a) Prospective candidates shall sign and complete a Statement of Intent in the form annexed hereto as Exhibit A, and submit the executed Statement of Intent to the Election Committee by email, addressed to Riverbay2022Election@riverbaycorp.com, on or before midnight on April 11th, 2022. In the event that the prospective candidate lacks access to email, then the prospective candidate shall return the completed Statement of Intent to the Public Safety Department, attention Riverbay 2022 Election Committee. On the following business day, the financial status of the prospective candidate will be checked and a background check shall be initiated.

(b) A candidate who is current on a written arrearage agreement shall be considered current on charges to Riverbay if such candidate is not otherwise indebted to Riverbay.

(c) In addition to the Statement of Intent, prospective candidates must also execute and return with the Statement a document acknowledging the candidate's receipt of the Rules and the candidate's agreement to abide by the Rules; as well as an authorization to perform a background check of the candidate by the Riverbay Legal Department.

## **C. RULES FOR CERTIFICATION OF CANDIDATES**

1. The Committee will verify a prospective candidate's eligibility as valid or reject them as invalid by 12:00 noon on Monday, April 18th, 2022. Notice of the Committee's certification will be published in the *Co-op City Times* on Saturday, April 23rd, 2022.

2. The Committee shall hold a virtual briefing on the Rules for all candidates or their designees on Monday, April 18th, 2022 at 8:00 p.m.

3. A random drawing will be made to determine the order of placement of candidate statements and free campaign ads in each of the three election issues of the *Co-op City Times* and the order of speakers at the candidates' forum. The drawing for order of speakers will also determine the relative position of each candidate's name on a ballot. Candidate names on the ballot will automatically rotate. The name of each candidate on the ballot must correspond to the name of the candidate as it appears on his/her occupancy agreement and signature card, or the name by which each candidate is commonly known.

## **D. CAMPAIGNING STANDARDS OF CONDUCT**

1. Except as provided in Rule E (3), no audio and/or video equipment, other than personal electronic devices, may be used outdoors in Co-op City, or in building lobbies, elevators, or common areas, by candidates or by those campaigning

for candidates in connection with the election.

2. The posting of all campaign signs, literature and other material (posters, gummed stickers, etc.) in Co-op City is prohibited except on personal property, or within a shareholder's premises, with the owner's permission. This specifically includes, but is not limited to, lobbies, elevators, bulletin boards, walls, doors, and common areas.

(a) Residents, employees, candidates and their supporters may remove any improperly posted non-electronic campaign material, as a service to Co-op City, and the Committee will cause a notice to this effect to be published in the *Co-op City Times*.

(b) Candidates shall, if requested by the Committee, remove or modify any electronic campaign material or data posted to any website, *Facebook* page, *Twitter* account, *Instagram* account, or similar electronic forum, under the Candidate's control, if the Committee, in its opinion, believes that said material is false, defamatory, or constitutes a personal attack on another candidate. Examples of a personal attack include, but are not limited to, comments upon a candidate's physical appearance, disability, religious beliefs, gender, race, mental state, mental capacity, or false assertions of criminal acts. In addition, Candidates shall, if requested by the Committee, disassociate themselves from, and request that any third-party or third-party website, *Facebook* page, *Twitter* account, *Instagram* account, or similar electronic forum, cease and desist from the publication of any emails, materials or posting relating to the election or any candidate for election, if the Committee, in its opinion, believes that said material is false, defamatory or constitutes a personal attack on a candidate.

(c) Candidates shall not (i) use social media or email anonymously or under an assumed name, (ii) engage in personal attacks on fellow candidates or shareholders, or (iii) make defamatory statements. Any such conduct shall be a violation of these rules and the candidate may be subject to sanction by the Committee.

3. Except for the material prepared and published by Riverbay as described herein, all campaign material used, posted, transmitted or distributed by or for a candidate must include the name, address, or post office box of the person or organization who issued such email or campaign material, and in the case of an organization, the name of the chairperson or treasurer.

4. Campaign literature may be slipped under apartment doors between the hours of 8:00 a.m. and 10:00 p.m., and campaign handouts are permitted.

5. The unauthorized use of the Riverbay logo in any form is prohibited for use in or on campaign materials.

6. No member of the Election Committee, the Board, or any of Riverbay's employees, management staff, or contractors, can participate in any prize(s) approved by the Board during the election period.

7. Riverbay shall not be liable for

any defamatory statements made by any candidate, or by any person or entity in the course of the election campaign, nor shall Riverbay be required to insure, defend or indemnify any such candidate or conduct. Candidates agree to indemnify Riverbay for any and all costs and expense incurred by Riverbay, including attorney's fees, incurred by Riverbay in the defense of any defamation claim arising out of any statement or publication of any kind made by said candidate, or by any person or entity acting on their behalf, during the election.

8. It is inappropriate for any person or entity doing business, or soliciting business with Riverbay, including present or prospective managing agents, contractors, vendors, professionals, unions, their employees, commercial tenants, or persons having a direct or indirect interest in such companies, to make campaign contributions or pay campaign expenses, whether in cash or in-kind, of persons running for the Board. Directors of a corporation act in a fiduciary capacity with respect to the corporation and are required to place the corporation's interest above their personal interests. Accepting campaign contributions from parties who contract with the corporation creates at least an appearance of a conflict of interest and, in most circumstances, an actual conflict as well. Any candidate who knowingly accepts campaign contributions or payment of campaign expenses, direct or indirect, in cash or in-kind from any person or entity doing business or soliciting business from Riverbay, including but not limited to the managing agent, or any vendor, union, commercial tenant, professional or contractor, their employees, or persons having a direct or indirect interest in such companies, will be disqualified.

## **E. USE OF CO-OP CITY FACILITIES FOR CAMPAIGN ACTIVITIES**

1. There shall be three official candidates' forums conducted in person, if possible, and virtually. One forum shall take place on Wednesday, April 27, 2022 at 7:30 p.m. in the Dreiser Auditorium. The second forum shall take place on Saturday, April 30th, 2022 at 3:00 p.m. in the Einstein Auditorium. The third forum shall take place on Wednesday, May 4th, 2022 at 7:30 p.m. in Room 31 at Bartow.

(a) The Committee shall televise the forums over Riverbay's public access channel and broadcast them on the web using Riverbay's *Webex* account. The transmission by Riverbay of any statement made by any person at the forum shall not be an endorsement of any such comment or statement by Riverbay and Riverbay shall not be responsible for, nor shall it indemnify, any person or candidate who makes any false or defamatory statement.

(b) All certified candidates will be invited to participate in the forums in accordance with the rules and procedures established by the Committee. If a candidate cannot participate in the forum, and the candidate provides the Chairperson with the reason for non-

participation, the Chairperson, with the permission of the candidate, may take such reasonable accommodations as may be required to enable the candidate to participate, or alternatively, announce the reason why the candidate cannot participate to the audience.

(c) The Committee shall establish rules and procedures for the civil conduct of all forums, including the establishment of time limits for questions and answers, the limiting of participation, the editing of statements, and the muting, either visual or auditory, or both, of individuals, including candidates, who, in the opinion of the Chairperson, are disruptive to the orderly conduct of the virtual forum or who engages in personal or malicious attacks, or who makes defamatory statements.

2. The use of any outdoor space owned by Riverbay for public gatherings related to the election is prohibited.

3. No candidate or organization may use the facilities or public meeting areas, community rooms, lobbies, hallways, mail rooms, building association rooms, or similar areas of the Riverbay Corporation for gatherings of more than ten (10) individuals at one time, or for campaign rallies or activities, except as provided herein. Any such gatherings must comply with NYS DOH and CDC Guidelines as well as Riverbay's face covering requirements.

4. At no cost, Riverbay will publish pictures of each candidate and up to three (3) different narrative statements or articles by each candidate in successive print and electronic issues of the *Co-op City Times* beginning with the Saturday, April 30th, 2022 issue. The Editor shall set the deadlines and technical standards for these submissions. All candidates' articles will be reviewed by the Committee prior to publication. The Committee reserves the right to delete any material which in its exclusive opinion contains libelous statements, personal attacks, or material misstatement of fact.

(a) In conjunction with the statements described herein, Riverbay will also publish at no charge a ¼-page campaign ad by each candidate in successive print and electronic issues of the *Co-op City Times* beginning with the Saturday, April 30th, 2022 issue. The same ad will be used in each of the issues and will appear opposite each candidate's article for that week. The Editor shall set the deadlines and technical standards for these submissions. All ad copy will be reviewed by the Committee prior to publication. The Committee reserves the right not to publish, or to delete any material, which in its opinion constitutes a libelous statement, personal attack, or material misstatement of fact.

(b) Starting on the day candidates are certified and continuing during the period of the campaign, Board members who are not running for election shall be free to write viewpoints of a "non-political" nature, except that a Board member may endorse candidates in one viewpoint only. It shall not be deemed to be "political" for a non-candidate Board member to describe the activities and

(Continued on next page)





# Riverbay Board Election Rules and Regulations

(Continued from previous page)

achievements of the Board as a whole, including the activities of any incumbent candidates. In the event Board members wish to publish a joint viewpoint, they may do so, but only if the viewpoint has been unanimously approved by the full Board.

(c) Management shall not endorse any candidate or slate of candidates. However, information of a non-political nature, for example, relating to the operation, management, finances or maintenance of the property, or to an emergency may be published by Management during this period of time.

(d) In the event that an article appears in a print or electronic publication other than the Riverbay sponsored publication, which is currently titled the "Co-op City Times," in which the actions of the Board as a whole, or of an individual Board member are challenged, the Board, or the individual Board member who is challenged, shall have the right to respond in the *Co-op City Times* to such challenge, without regard to whether the Board member is a candidate in the election and without regard to the political nature of the comment. Any such response shall be limited to the subject matter of the challenge.

(e) Similarly, a candidate who is not a Board member may respond to a challenge directed at the conduct or action(s) of that individual candidate.

5. Campaign ads other than those provided by Riverbay may be placed in the *Co-op City Times*, subject to Paragraph D (3), but must be paid in full by money order or certified check at least 48 hours before the normal deadline of an issue. The Committee will review all paid campaign ads prior to publication and reserves the right to reject any copy which, in its sole judgment, contains libelous statements, personal attacks or material misstatement of fact.

6. (a) The election of directors to the Board is a right of residents of Co-op City. Employees living in Co-op City are encouraged to exercise their rights as residents of the community during the election within the scope of this policy. All Riverbay employees are reminded that as employees they have a duty of loyalty to Riverbay and should not engage in any activity that raises the appearance of impropriety. Participation in the electoral process must not interfere with employees' work duties. All employees shall refrain from engaging in any activity that may be construed as an attempt to abuse their positions as employees to influence the outcome of the election. Examples of acts that may be an abuse of an employee position include soliciting donations for candidate(s), distributing campaign material for or against particular candidate(s), or engaging in any other activity that may reasonably be viewed as an abuse of position.

(b) Candidates who encourage, accept, or knowingly benefit from such prohibited participation are subject to disqualification by the Committee.

(c) This policy does not affect employees' right to engage in other

concerted activities for the purpose of collective bargaining or other mutual aid or protection, or their right to refrain from any or all such activities.

## F. BALLOTING AND CERTIFICATION

1. Voting will be by mail and by on-line, electronic ballots. The form and content of the ballot shall be approved by the Election Committee.

2. In accordance with Riverbay's by-laws, only one vote per occupied residential unit, cast by a resident shareholder of record residing in said unit, shall be counted.

3. All ballots, including electronic ballots, must be cast by an eligible, residential shareholder of record, and verified by such means as the Election Committee determines to be reasonable, in its sole discretion.

4. Any eligible, resident shareholder of record residing in an occupied unit may vote, but only one ballot may be cast by a unit, regardless of the number of shareholders of record residing within said unit.

5. Mailing, tabulation, collection, processing, initial counting and preservation of election ballots shall be conducted by an independent, third-party company, selected by the Board pursuant to a written contract, duly approved in accordance with all corporate and regulatory requirements. A copy of any such contract, as well as the name and address of any such independent third-party, shall be published in the *Co-op City Times*.

6. One ballot will be mailed by the independent third-party on or about April 28th, 2022 to each residential unit occupied by one or more eligible residential shareholders of record at the address set forth for said shareholder(s) of record on Riverbay's books and records as of April 1st, 2022.

7. In the event that more than one ballot is received from a single unit, only the earliest dated ballot, or the first electronically recorded ballot, shall be counted. All other ballots received from said unit shall be disregarded, but preserved until five (5) days after the period to challenge the election has passed.

8. Unless the voting period is extended or modified by the Board of Directors and/or the Election Committee, any mail-in ballot must be postmarked no later than May 20th, 2022. Any electronic vote must be transmitted and received no later than 9:00 p.m. on May 20th, 2022.

In the event that the voting period is extended or modified by the Election Committee for purposes of obtaining a quorum, the Election Committee may count any valid ballot cast by a shareholder eligible to vote during the modified period, electronically or by mail without regard to the postmarked date.

9. All ballots received, including disqualified ballots, shall be preserved until the time to challenge the election has lapsed.

10. The initial count, as recorded by the third-party independent company, shall be provided to the Election Committee no later than 12:00 p.m. on Wednesday,

May 25th, 2022. The initial count shall set forth the total number of ballots cast, the total number of votes received by each candidate, the total number of votes cast for each candidate by building, the number of votes disqualified and the basis therefore, and the total number of ballots required for a quorum.

11. The Election Committee shall, in a virtual meeting to be broadcast by Webex and on Riverbay's public access TV Channel at 7:00 p.m. on Wednesday, May 25th, 2022, review and certify the final count of the election ballots.

12. Upon completion of the count, the Committee shall certify to the Board that a quorum has been obtained, the total number of votes cast, the total number of votes disqualified, the total number of votes cast for each candidate, and the names of the candidates who have been elected, as follows:

(a) The five candidates who have received the highest number of votes will be certified to the Board as having been elected to full three-year terms.

(b) The candidate receiving the sixth highest vote shall be certified as having been elected to a vacant Board seat, if any, which will have the longest unexpired term.

(c) The Committee shall continue the certification of candidates by certifying the candidate with the next highest vote for each vacancy by the longest unexpired terms, if necessary, until all vacant seats on the Board are filled.

13. Unless an extended schedule is in effect, the Election Committee shall cause the official Certification of the Election to be publicly posted by 10:00 a.m. on May 26th, 2022 or if the Certification has not yet been completed, as soon thereafter as possible after the conclusion of the Election Certification Meeting. Posting may be by electronic means.

14. If a quorum is not reached, the Committee may recommend that the voting period be extended for an additional twelve (12) days, or implement an extended voting schedule, during which time shareholders eligible to vote in the election who received a ballot but did not cast a vote, shall be allowed to cast their ballot. If a quorum is not reached at the end of the extended voting period, the Board may, in its discretion, schedule a new election. Until such time as a quorum is obtained and a valid election conducted, existing Directors shall continue to hold their office.

## G. DISQUALIFICATION OF CANDIDATES FOR MISCONDUCT

1. The Committee may recommend the disqualification of a candidate for violation of these rules, or impose an administrative charge, not to exceed \$300.00 per violation, on any candidate that it determines has violated, caused or knowingly permitted others to violate these Rules. The Committee may do so on its own initiative, or upon the complaint of another candidate or resident. However, the Committee is under no obligation to initiate a proceeding under this Section, or Section H, unless the Committee, in its sole discretion, believes it to be appropriate.

2. No candidate may be disqualified

for election to the Board unless the Committee has provided the candidate with notice of its intention to consider the candidate's disqualification for election, and conducted a hearing in accordance with the procedures set forth in Section H below.

3. The Committee may impose an administrative charge, without conducting a formal hearing in accordance with Section H, if the Committee has provided the candidate with notice that it may impose such a fee, the reason the Committee is considering imposing a fee, and an opportunity for the candidate to appear before the Committee to contest the imposition of an administrative fee.

4. Notification of the Election Committee's decision to impose an administrative fee will be delivered both electronically and personally to the candidate at the email address and street address provided by the candidate to the Election Committee.

5. Upon delivery of the notification of a fine, the candidate is indebted to Riverbay and payment is due on the third business day following personal delivery of the notice.

6. Any candidate may object to a determination of the Committee to impose an administrative charge, and may, within three (3) days of delivery of said determination to the candidate, request a review of such determination by the Board. The Board, in its discretion, may affirm, modify, or reverse the determination, or decline, without explanation, to review the Committee's determination. A request for a review shall not stay a candidate's obligation to make payment of any administrative charge levied by the Committee.

## H. CHALLENGES TO VOTING RESULTS

1. Any aggrieved resident or aggrieved candidate may challenge the certification of a candidate for election, or the results of the election, or the election of any one candidate, based upon election irregularities or the failure of a candidate to meet required qualifications, by notifying the Chairperson of the challenge, by an email addressed to Riverbay2022Election@riverbaycorp.com. The Committee may also initiate a challenge to the election, or to the candidacy or election of any candidate, on its own initiative.

2. The challenge must be in writing. Such written challenge must specifically set forth the reason and the factual basis for the challenge. Any challenge by the Committee shall be on written electronic notice to the candidate, or candidates impacted by the challenge, delivered to the candidate(s) by email and personally at the addresses provided by the Candidate when they are certified.

3. A written challenge by a candidate or shareholder eligible to vote in the election must be delivered electronically to Riverbay2022election@riverbaycorp.com no later than 5:00 p.m. on Friday, May 27, 2022. The written challenge shall state the factual or legal basis for the challenge. Failure to file a timely

(Continued on next page)





# Riverbay Board Election Rules and Regulations

(Continued from previous page)

electronic challenge by 5:00 p.m. on Friday, May 27, 2022, shall preclude consideration of the challenge by the Committee. In the event a quorum was not obtained by the May 20th, 2022 close of the Election Period, the time to file an objection to the Election shall be extended until one (1) business day after the Election has been certified, by 5:00 p.m. on said day.

4. Should the Committee find the challenge to be without merit, it may dispense with a hearing and reject the challenge in writing.

5. If, after reviewing the challenge, the Committee determines that the challenge sets forth substantial questions concerning the certification of any candidate or candidates, or the results of the election, the Committee may hold a formal hearing, virtually or in-person at the discretion of the Committee, to review the challenge.

6. All hearings under this Section H shall be scheduled upon prior notice to the challenger and to the candidate(s) whose qualifications, certifications, or election are being challenged.

7. The hearing shall commence no later than five (5) business days after the Committee's receipt of the challenge. The Chairperson may request that a member of the Committee recuse him/herself from the hearing if such committee member has a conflict of interest.

8. Upon notice of a formal hearing by the Committee, the challenger or candidate whose certification is being challenged may submit electronic affidavits to the Chairperson, setting forth the charges and facts upon which the challenge is based. Such affidavits and supporting documents shall also be delivered by the challenging party, to the

opposing party's e-mail address, at least one day before the scheduled hearing.

9. At the hearing, either party may present live, or virtual testimony supporting the challenge, subject to cross-examination.

10. The proceedings shall be recorded; however, any person or party requesting a copy or transcript of any such recording shall be responsible for the costs of producing said recording or transcript.

11. No witness will be allowed to present testimony except under oath as administered by the Chairperson. No witness will be called on behalf of a challenger, unless the challenger has submitted an affidavit from the witness prior to such testimony providing the sum and substance of the witness's testimony and served said affidavit upon the Committee and the opposing party in the manner set forth above. The challenger(s) shall also be required to appear at such hearing and may be subject to examination by the Committee or the challenged candidate(s).

12. At any hearing, General Counsel to Riverbay, or an attorney designated by General Counsel, shall advise the Committee. Any candidate or resident participant shall be entitled to be represented at the hearing by counsel of his or her own choice and at his or her own expense.

13. At such hearing, the Chairperson shall be the presiding officer and shall make any ruling with respect to the procedure to be followed, or the testimony or evidence to be introduced. The Committee need not follow formal evidentiary rules applicable to the Courts of this State. In the event a member of the Committee who is virtually present shall dispute any such procedural or evidentiary ruling by the Chair, the Chair may be overruled by a majority vote of those members present. After

testimony by a witness for either party, the opposing party shall have the right to question the witness.

14. At the conclusion of such virtual hearing, the Committee may uphold or void the election results, disqualify the candidate for a violation of these Rules, apply other sanctions as set forth in Paragraph G(1) of these Rules, or dismiss the charges brought. In order to void any election result, or to disqualify a candidate, such violation must be deemed to be material by the Committee in light of the number of votes cast for the candidate and the number cast in the election.

15. If a candidate who is disqualified received one of the highest vote counts, the disqualified candidate shall be ineligible to take office. The candidate who received the next highest count will be certified to the Board in his or her place. (If more than one candidate is disqualified, the next candidate or candidates with the highest vote will be certified.)

16. The decision of the Committee shall be addressed to the Board, shall be in writing, shall state the basis for its recommendation, and shall constitute the Committee's final certification of the election results, or the qualification of a candidate.

17. The Board, by majority vote, shall determine whether to confirm or reject the Committee's determination. The Board shall make any such determination within ten (10) days of the date of any written recommendation of the Committee. The Board's failure to determine the issue within ten (10) days shall, except for good cause shown, be deemed an acceptance of the Committee's recommendation.

18. Any candidate or resident aggrieved by the Board's final determination shall have the right to

seek judicial review of the Board's determination, provided that any such Court challenge must be commenced within ten (10) days of the Board's decision, or within ten (10) days of the Board's failure to render a decision.

19. The Committee may call for a recount of all ballots cast, if it is determined by the Committee that such an action is warranted. Such recount of the ballots must be completed, and the result certified by the Committee to the Board, within four days of the date the Committee determines such recount is necessary. The results of this recount, upon certification by the Committee, will constitute the final election results.

20. The Committee may call for a new election if the Committee has determined that material irregularities cast doubt on the election results, or in the event the number of votes cast did not constitute the legally required quorum. Such a new election must take place in accordance with these rules on a date within thirty (30) days after the final decision on the challenge and such election held among the previously qualified candidates.

21. By participating in the election process, candidates, prospective candidates, shareholders, and their respective agents, representatives or supporters, agree to fully comply with and be bound by these election Rules.

Bernard Cylich, President of Riverbay Corporation

Date: March 29, 2022

Put it out...



Before  
licking it!



## Dispose of Cigarette Butts & Ashes Responsibly

Make sure cigarettes ashes and butts are out before throwing them in the trash can.

Soak cigarette ashes and butts in water before throwing them away. Never toss hot cigarette ashes & butts in the trash.




## Enjoy the Ride

Call for Bronx Pilot Participants:  
Free Accessible Electric Vehicles

As part of a NYC DOT accessible e-scooter pilot in the East Bronx (Wakefield, Eastchester, Edenwald, Williamsbridge, Baychester, Co-Op City, Pelham Gardens, Pelham Parkway, Morris Park, Van Nest), Bird is pleased to offer 10 latch-on electric vehicles to loan to wheelchair users for free.

**Month-long rental includes:**

- Vehicle set up and training with an equipment expert
- Regular maintenance check-ins during the pilot period
- Fitting and assembly/disassembly

If you are a Bronx-based wheelchair user interested in participating in a free monthly rental, email us at [accessiblevehicles@bird.co](mailto:accessiblevehicles@bird.co)

Cleaner air. Less traffic. More joy.






866-205-2442 • [city@bird.co](mailto:city@bird.co)