

Hello HLR Property Owners,

Unfortunately, I predicted correctly there would be reason to bring forth another letter to all of you hoping to make you aware of the power grab being perpetrated by current board members. Once again, these elected volunteers are overstepping their authority and making decisions that are based on opinion as outlined by a telephone call to an attorney.

This attorney has expressed to the board and the POA, that he offers no legal representation to our POA and without a full understanding of our governing documents can only offer an opinion. Because this attorney is not retained by our POA, he keeps no records of telephone calls, nor does he maintain any records or files pertaining to our governing documents. Therefore, any telephone discussion with this attorney and any answer from this attorney, is only an opinion as based upon the question.

Last month, our treasurer proposed an agenda item concerning penalties, fees, and interest charges. You can read this as it is still posted to the HLR website. Because of the way it was presented, it was voted and passed without a full disclosure of the contents of the proposal.

In summary, the treasurer wishes to use the Arizona statutes as the determination of fees, penalties, and interest charges to be levied against a property owner without regard for the governing documents. Therefore, he proposes that if it is not called out within the constraints of our governing documents, it can be assumed it was an oversight as written by the original drafters. With that oversight, the treasurer feels Arizona has given this board permission to apply these statutes without regard to our governing documents.

The treasurer also has the full support of the president. Please read the president's report concerning late fees as posted to the HLR website for the October 20 meeting. He states in his president's report, he contacted the attorney only because the agenda item was called into question by two other board members. Based solely upon the opinion of this attorney, this president is openly disregarding our governing documents. This is nothing more but an attempt by the sitting president and treasurer to levy undocumented fees, penalties, and interest charges against property owners based only on Arizona statutes that are either not supported or described within our governing documents. I wonder how this president would feel if his lending institution levied a fee against his mortgage, or a credit card, that had not been previously disclosed. Do you think he would be upset? I would. Why does this president feel that he must seek out counsel of an attorney? Why did he not just reopen the item for discussion with the two dissenting board members at the October meeting before reaching out to an attorney? Does he feel his actions do not and will not represent the wishes of the property owners? Maybe if this president took the time to listen to the property owners, and now some other board members, he might find answers to the questions he seeks from an attorney. This president has only one desire, control the property owners with any means necessary. Neighbors, this is only the beginning. This president refuses to let us just live peacefully and happily on our properties.

Also, the treasurer has presented an agenda item for who pays for PayPal. It has been told to the treasurer, if he would only use the friends and family part of PayPal, there is no expense. However, he has ignored this and approached the bank to use PayPal. Now he is asking for the property owners to absorb the additional 3% fee. Does he not include an SASE for official HLRPOA correspondence? Whom absorbs that cost Mr. Treasurer?

May God bless each of you and keep you safe,

Sincerely,

Silence Dogood