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HV of Fork Owners Association

HV OF FORK OWNERS ASSOCIATION

April 15, 2024 1:00 PM

Meeting location: CLUBHOUSE

TYPE: EMERGENCY MEETING

AGENDA ITEMS: LEGAL ISSUE

ATTENDANCE:

DIRECTORS: DUANE DALEY, TERRY LOLLAR, RICHARD MARTIN, JUDY MARLOW, BRANNON ALVAREZ

PRESIDENT: DAN ALLEN

TREASURER: NANCY GUINN

POA SECRETARY: BRENDA LOLLAR

GENERAL MANAGER: JOE AMMONS

FINANCE: SHARON NELSON

APPROXIMATELY 35 ATTENDEES

PRESIDENT ALLEN LED THE INVOCATION AND OPENED THE MEETING AT 1:00 PM. PRESIDENT ALLEN ASKED FOR A MOTION TO ACCEPT THE PREVIOUS MINUTES AS POSTED TO THE WEBSITE. DIRECTOR LOLLAR MAKES A MOTION TO ACCEPT THE MINUTES AS POSTED AND DIRECTOR MARLOW SECONDED THE MOTION. ALL IN FAVOR, AYES CARRY, NONE OPPOSED AND THE MOTION CARRIES.

PRESIDENT ALLEN ANNOUNCES THAT AN ELECTRONIC VOTE OF THE BOARD OF DIRECTORS OCCURRED SINCE THE LAST OPEN MEETING. PRESIDENT ALLEN READ THE ELECTRONIC VOTES ON THE SUBJECT OF A VARIANCE FOR THE BECKETT PROPERTY. PRESIDENT ALLEN MAKES MENTION THAT DIRECTOR ALVAREZ WAS PART OF THE SALE OF THE PROPERTY BUT WAS NO LONGER THE REALTOR AT THE TIME OF THE FINAL SALE. THE ELECTRONIC VOTE IS AS FOLLOWS:

DIRECTOR MARLOW VOTE IS NO TO VARIANCE.

DIRECTOR LOLLAR VOTE IS NO TO VARIANCE.

DIRECTOR DALEY VOTE IS NO TO VARIANCE.

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DIRECTOR MARTIN VOTE IS NO TO VARIANCE.

DIRECTOR ALVAREZ VOTE IS YES TO VARIANCE, AND SHE WANT THE DECISION TO BE MADE AND VOTED ON BY THE ENTIRE MEMBERSHIP.

THE FINAL ELECTRONIC VOTE IS 4/1 TO NOT ALLOW THE VARIANCE.

PRESIDENT ALLEN ANNOUNCED THAT HE CALLED THIS EMERGENCY MEETING BECAUSE A REPORT WAS MADE BY A PROPERTY OWNER THAT SHE WAS TOLD THAT \$190, 000 IS MISSING FROM THE POA FUNDS. PRESIDENT ALLEN ANNOUNCED THAT HE WOULD LIKE TO READ A PREPARED STATEMENT: THE STATEMENT READ ALOUD AS FOLLOWS:

" I CALLED THIS EMERGENCY MEETING SATURDAY MORNING WHEN THE MATTER CONCERNING A REPORTED \$190,000 MISSING FROM HV POA ACCOUNTS. I CALLED THE INDIVIDUAL THAT REPORTED THE ISSUE TO VERIFY THE REPORT OF THE FINANCIAL BREACH. ELIZABETH UPCHURCH STATED THAT BRANDI MARTIN APPROACHED HER (ELIZABETH) AFTER THE CANDIDATE'S FORUM THURSDAY APRIL 11, 2024 AND ASKED ELIZABETH TO POST ON ELIZABETH'S SITE THAT \$190,000 DOLLARS WAS MISSING FROM THE POA FUNDS. ELZIABETH TOLD HER TO BRING THE EVIDENCE AND SHE WOULD POST THE ISSUE. IT IS THE BOARD OF DIRECTORS, PRESIDENT, TREASURER, MANAGER AND STAFF'S FIDUCIARY RESPONSILTY TO REPORT ANY ACCUSATIOPNS OF FINANCIAL DECEIT IMMEDIATELY.

I AM CALLING ON BRANDI MARTIN TO SUBSTANTIATE HER CLAIMS WITH THE EVIDENCE THAT BRANDI MARTIN HAS DISCOVERED AND PRESENT THE EVIDENCE OF FINANCIAL DECEIT TO A THIRD-PARTY FORENSIC AUDIT TEAM IMMEDIATELY. THIS THIRD-PARTY AUDIT TEAM SHOULD BE HIRED BY THE POA TO ASSURE COMPLETE TRANSPARANCY IN FINDING THIS ACCOUNTING BREACH.

DECEIT, EMBELZEMENT, COOKING THE BOOKS ARE SERIOUS ALLEGATIONS IMPUNING THE INTEGRITY OF EVERY BOARD MEMBER, PRESIDENT, TREASURER, MANAGER AND OFFICE STAFF PAST AND PRESENT. IT IS IMPERATIVE THAT THE INNOCENT PEOPLE DOING THE BUSINESS OF HOLIDAY VILLAGE LAKE FORK HAVE THEIR NAMES CLEARED IMMEDIATELY. THE THIRD-PARTY FORENSIC AUDIT TEAM WILL CLEAR THE INNOCENT AND FIND THE GUILTY. IF BRANDI MARTIN'S ALLEGATIONS ARE FOUND TO BE TRUE BY THE THIRD-PARTY AUDIT TEAM OF THE ISSUE OF \$190,000 DOLLARS MISSING FROM HOLIDAY VILLAGE POA FUNDS, I RECOMMEND THE BOARD OF DIRECTORS PURSUE PROSECUTION TO THE FULL EXTENT OF THE LAW. ASSOCIATION BOARD MEMBERS MUST STOP MISINFORMATION BY COMMUNICATING THE CORRECT INFORMATION IMMEDIATELY. A LACK OF RESPONSE REFLECTS APATHY POINTING DIRECTLY TO THE BOARD, PRESIDENT, TREASURER, AND STAFF. ADDRESSING MISINFORMATION MAY INVOLVE A ONE-ON-ONE MEETING WITH THE INDIVIDUAL OR A COMMUNITY MEETING.

KEEPING GOOD RECORDS IS ESSENTIAL FOR SITUATIONS INVOLVING MISINFORMATION. DETAILED ACTIONS AND RESPONSES ARE A BOARDS BEST DEFENSE AGINAST FURTHER ACCUSATIONS. SHOULD A MEMBER EVER QUESTION A

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BOARD'S RESPONSE TO A RUMOR OR LIE, THE BOARD HAS DOCUMENTATION PROVING THE WHAT, WHEN AND HOW OF THEIR RESPONSE. IF THE ACUSATIONS OF THE MATTER OF \$190,000 MISSING FROM POA FUNDS HAVE BEEN FABRICATED, THE BOARD OF DIRECTORS AND THE PEOPLE OF HOLIDAY VILLAGE HAVE A DECISION TO MAKE. ONE OF THE DECISIONS PENDING IS DOES THE BOARD DESIRE TO SPEND \$10,000-\$20,000 FOR A FORENSIC AUDIT."

PRESIDENT ALLEN ASKED FOR THE EMAIL STRING BETWEEN BOARD MEMBERS TO BE READ ALOUD . DIRECTOR ALVAREZ READ ALOUD THE EMAIL STRING.

FROM GM AMMONS: ON APRIL 12TH 2024 AT 6:40 PM "MR. PRESIDENT, I AM REQUESTING AN EMERGENCY EXECUTIVE SESSION AT THE EARLIEST POSSIBLE DATE. I AM ASKING THAT BRANDI MARTIN WIFE OF DIRECTOR RICHARD MARTIN BE INVITED TO ATTEND AND PRESENT HER EVIDENCE OF "MISSING MONEY". THIS KIND OF RUMOR NEEDS TO BE CHALLENGED AND ANSWERED. MY STAFF IS VERY ACCOUNTABLE AND ALL MONIES CAN BE TRACKED AND ACCOUNTED FOR. FOR THIS TO COME FROM A DIRECTORS HOUSEHOLD IS A REAL BREACH OF FIDUCIARY RESPONSIBILITY OF THE DIRECTOR FOR NOT BRINGING SUCH A CLAIM FORWARD IMMEDIATELY. I AWAIT YOUR RESPONSE." JOE

DIRECTOR DALEY: ON APRIL 12TH 2024 6:41 PM "I AM AVAILABLE ANYTIME."

DIRECTOR MARLOW: ON APRIL 12TH 2024 6:44 PM" AVAILABLE ANYTIME AFTER TOMORROW."

GM AMMONS: ON APRIL 12TH 2024 6:45 PM"WE ONLY HAVE TO GIVE A 72 HOUR NOTICE."

DIRECTOR ALVAREZ: APRIL 12, 2024 9:16 PM" THIS MISUSE OF EXECUTIVE SESSIONS FOR ADDRESSING RUMORS IS INAPPROPRIATE. EXECUTIVE SESSIONS SHOULD BE RESERVED FOR MATTERS THAT GENUINELY REQUIRE PROVACY, NOT FOR ADDRESSING EVERY RUMOR THAT ARISES. IF WE USED THEM FOR THIS PURPOSE, WE WOULD BE IN EXECUTIVE SESSION CONSTANTLY. THANK YOU BRANNON."

GM AMMONS: ON APRIL 13TH 2024" YOU CAN NOT CALL IT A RUMOR, IT IS AN ACCUSATION FROM A BOAR MEMBERS HOUSEHOLD."

DIRECTOR ALVAREZ: ON APRIL 13TH 2024 9:09 AM " FIRST OF ALL THE GM CANNOT CALL AN EXECUTIVE SESSION. ALL HE CAN DO IS ASK A BOD TO CALL FOR ONE. YOU ASKED DIRECTLY TO THE PRESIDENT. IN YOUR OWN WORD "THIS KIND OF RUMOR NEEDXS TO BE CHALLENGED AND ANSWERED," SO NO YOU ARE SAYING YOU HEARD BRANDI MAKE THE STATEMENT OF "MISSING MONEY" IN PERSON?"

DIRECTOR LOLLAR:ON APRIL 13TH 2024 9:14 AM " I CALLED DAN LAST NIGHT TO SETUP THE EMERGENCY MEETING."

DIRECTOR MARTIN: ON APRIL 13TH 2024 9:35 AM "I AGREE WITH BRANNON. WE ARE GOING TO BE IN MEETINGS AT ALL TIMES OVER RUMORS. AND TO POINT A FINGER AT A BOD MEMBER IS CRAZY. JUST BECAUSE IT IS A SPOUSE OF THE MEMBER THAT YOU ARE HEARING THIS ABOUT. I MYSELF DON'T GET ON FACEBOOK TO READ EVERYTHING BEING SAID AND WITH NOT BE HELD RESPONSIBLE. HOWEVER YES WE DO NEED TO HAVE A MEETING ABOUT HOW

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YOU ARE CONSTANTLY OVERSTEPPING YOUR BOUNDRIES. YOU ARE NOT A BOARD MEMBER YOU ARE THE GM. YOU NEED TO STEP BACK INTO YOUR LANE. AND WHY WE ARE IN THERE WE THE BOD NEED TO ADDRESS THE ISSUE ABOUT THE ROAD. BEING FLAT OUT LIDE TO OUR FACE AND THEN THE PROOF DOES COME OUT ABOUT THE ROAD. JOE NEEDS TO BEHLD RESPONSIBLE AND ACCOUNTABLE FOR THOSE ACTIONS. "

PRESIDENT ALLEN POINTS OUT THAT THIS IS NOT AN EXECUTIVE SESSION, IT IS AN EMERGENCY MEETING. HE FURTHER STATES THAT IT IS HIS RESPONSIBILITY TO BRING INFORMATION TO THE BOARD OF DIRECTORS.

ELIZABETH UPCHURCH MAKES A STATEMENT THAT SHE WAS TOLD BY BRANDI MARTIN THAT THEY DISCOVERED \$190,000 WAS MISSING FROM THE POA. MICHELLE MORGANTI MAKES A STATEMENT THAT ITS ALL LIES.

PRESIDENT ALLEN STATES THAT IT IS THE BOARDS BUSINESS , THEY NEED TO MAKE A DECISION ON WETHER OR NOT TO DO AN AUDIT.

(IT IS NOTED THAT THERE IS A LOT OF SCREAMING BETWEEN THE TWO LADIES FROM THE FLOOR)

PRESIDENT ALLEN CALLS FOR A 5 MINUTE RECESS AT 1:30 PM.

PRESIDENT ALLEN CALLS THE MEETING BACK TO ORDER AT 1:40 PM.

DIRECTOR LOLLAR MAKES A STATEMENT, "NONE OF US FEEL THAT THERE ARE ANY MONIES MISSING."

ELIZABETH UPCHURCH STATES THAT SHE WILL PAY FOR AND HAVE A LIE DETECTOR TEST DONE IF BRANDI WILL DO THE SAME AND PAY FOR HERS.

DIRECTOR MARTIN MAKES A MOTION TO TABLE THIS UNTIL NEXT MEETING AND BRANNON SECONDED THE MOTION, DIRECTORS DALEY, MARLOW, AND LOLLAR OPPOSED THE MOTION, DIRECTOR ALVAREZ AND MARTIN AYES, THE MOTION TO TABLE DID NOT PASS.

PRESIDENT ALLEN ASKED FOR CLARIFICATION OF A MOTION TO NOT DO AN AUDIT. DIRECTOR LOLLAR MADE THE MOTION TO NOT DO AN AUDIT AND DIRECTOR MARLOW SECONDED THE MOTION, ALL IN FAVOR TO NOT HAVE A FORENSIC AUDIT,

PRESIDENT ALL ASKED DIRECTOR ALVAREZ TO RE-READ THE SECTION OF EMAIL FROM THE ABOVE CHAIN ABOUT THE ROAD WORK. DIRECTOR ALVAREZ AGAIN READ ALOUD THE EMAIL RESPONSE FROM DIRECTOR MARTIN. GMA AMMONS ASKED, "WHAT DID I LIE ABOUT?" DIRECTOR MARTIN ANSWERED, "JOE YOU SAID IT WAS GROUND POUNDERS THAT LIED." GM AMMONS MAKES A CALL TO GROUND POUNDERS OWNER, LOGAN AND PUTS HIM ON SPEAKER. GM AMMONS ASKED LOGAN IF THERE WAS ANY KIND OF WARRANTY ON THE ROAD, LOGAN ANSWERED THAT IT WAS DISCOVERED LATER ABOUT THE BASE NOT HOLDING. IT WAS INDICATED THAT THE BASE ISSUE WAS GOOD. THE BOARD ASKED IF LOGAN COULD COME BACK IN PERSON AND HE STATED IT WOULD TAKE AN HOUR TO GET HERE AND THE BOARD DECIDED NOT TO WAIT FOR HIM. AT WHAT POINT WAS THE "RED DIRT" DISCUSSED? AT

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100 YARDS IN. AT THE TIME OF THE ORIGINAL AGREEMENT, LOGAN STATED THAT HE WAS NOT RESPONSIBLE FOR BASE FAILURE. IF THE CONTRACTOR PULLED OUT AT THE TIME OF THE DISCOVERY THE POA WOULD STILL BE RESPONSIBLE FOR MATERIALS. LOGAN STATED THAT HE WOULD HELP WITH REPAIRS.

GM AMMONS ASKED DIRECTOR MARTIN, WHAT HE MEANT ABOUT STEPPING OUT OF HIS (JOE'S) LANE? DIRECTOR MARTIN SAID YOU CALLED FOR A MEETING AND YOU CAN'T DO THAT.

PRESIDENT ALLEN RECEIVED A PHONE CALL FROM DIRECTOR LOLLAR THAT WE NEEDED TO SCHEDULE A MEETING, AND HE LATER CALLED ELIZABETH UPCHURCH TO VERIFY HER REPORT. DIRECTOR MARTIN STATES THAT THE GM ASKED FOR AN EXECUTIVE SESSION. GM AMMONS EXPLAINS THAT IS HIS FIDUCIARY RESPONSIBILITY TO REPORT AND REQUEST A MEETING.

GM AMMONS STATES THAT HE FOLLOWED THE ORDER OF THE JOB ON THE ROADS THAT WAS APPROVED BY THE BOARD. FRANK POTTER SPOKE CONCERNING GERONIMO ROAD. IT WAS GRINDING UP AND THE ROLLER REPEATEDLY AND CROWNED. DIDN'T GROUND POUNDERS SAY HE WAS GOING TO COME BACK AND FIX IT? YES, WHEN IT WARMS UP AND NO RAIN. QUESTION: THE PREVIOUS MANAGER WAS OVER THE ROAD PROJECT AND GM AMMONS WAS TOLD THAT HE COULD RELY ON TIM'S EXPERIENCE. GM AMMONS WAS TOLD HE COULD TAKE THE ADVICE FROM MR. SHELTON. THE ROAD HAD BEEN OPENED UP AND NEEDED TO BE COVERED.

DIRECTOR DALEY MAKES A STATEMENT TO THE ATTENDEES: IT IS THE RESPONSIBILITY OF OUR BOARD OF DIRECTORS TO RUN THIS ASSOCIATION LEGALLY AND TO PROTECT IT. LETS TRY TO QUELL THE RUMORS. RUMORS DON'T START BY THEMSELVES.

PRESIDENT ALLEN CALLS FOR A MOTION TO ADJOURN. DIRECTOR LOLLAR MAKES A MOTION TO ADJOURN AND DIRECTOR DALEY SECONDED THE MOTION. ALL IN FAVOR, AYES CARRY, NONE OPPOSED AND THE MOTION CARRIES.

ADJOURNMENT 2:22 PM

Bruce Lollar
AA Secretary