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January 15, 2021

VIA E-MAIL ONLY

Board of Directors
Aberdeen Homeowners Association of Pasco, Inc.
c/o Ameri-Tech Community Management, Inc.
24701 US Hwy 19 N., Suite 102
Clearwater, FL 33763

Re: Behavior at Board/Member Meetings

Dear Board Members:

Please accept this correspondence in relation to the referenced matter.

The Board has indicated that at a recent Board meeting, Board Members and residents began arguing and yelling at each other and the whole melee was recorded and later posted on a Facebook page run by residents within the community. One of the individuals recording the meeting is a member of the hearing committee, who then proceeded to post negative comments about the Board in general and further, about specific officers of the Association. No one who recorded the meeting had permission to do so by the Association. The Board is requesting clarification as to whether the committee member could be removed by the Board of Directors and/or what other action may be taken by the Board. Please accept our following comments.

Any owner residing in the community who attends any type of meeting (except a closed Board meeting) has the legal right to record the meeting, as long as the intention to record the meeting is announced prior to the start of the meeting. If the intention of an owner to record is not brought to the Board's attention so that such an announcement can be made at the beginning of the meeting, then that owner cannot legally record and the Board has the authority to demand the recording to stop. In this instance, since the recording was posted on a Facebook page and derogative comments were also posted by committee members and/or other residents, the Board certainly has the authority to warn such individuals that information being disseminated may result in personal liability for defamation. Further, if the Board of Directors so wishes, any committee member may be removed from a committee without cause, since committee members serve at the pleasure of the Board.

As always, it is a pleasure serving the Association. If you should have any questions or require revisions to the proposed Rule or amendment, please do not hesitate to contact the office.

Sincerely,

Tiffany A. Grant

Tiffany A. Grant, Esq.
(Signed Electronically to Avoid Delay)

TAG:dls