

SITUATION UPDATE - FOR IMMEDIATE RELEASE – Romano's vs HOA

The Romano's, 4723 Muirfield Court have numerous issues with the Fairway View Estates Homeowners Association Board of Directors.

We have notified the HOA Board of Directors about numerous problems several times, to no avail.

1. We asked for sit down meetings with the Board of Directors and the Board President Nancy Pipgrass and they refused. This is the CCR suggested way to resolve problems.
2. We asked the Architectural Committee to meet with us to discuss our building plans and they refused. This meeting is required by the CCR's upon request.
3. We asked for Alternative Dispute Resolution as specified in the CCR's and the Board refused to follow the rules and dismissed our requests.
4. We demanded a meeting with Nancy Pipgrass the President, and she brought along the property manager and attorney Barbara Zimmerman. We proposed a solution to deal with one issue which they accepted and agreed to present to the Board of Directors. The Board of Directors added numerous conditions and tried to change the terms of the agreement, so the agreement fell apart.
5. At the same meeting we showed Nancy Pipgrass and HOA attorney how to find the info they repeatedly requested on the submitted plans to prove all the information they requested was provided. They said they understood and would proceed with the plan review. Nothing happened. The Board used a technicality to avoid the 45-day approval deadline.
6. The Architectural Committee then rejected the plans again even though the City of Santa Rosa found the plans acceptable. The committee then denied approval of the plans bases on their interpretation of the law which has been proven wrong by the City.
7. The Board launched a "disciplinary" hearing in response to our request for emergency repairs and did not follow the disciple hearing rules when they conducted the notice and hearing. The Board tried to fine us about \$10,000 in fees and threatened to fine us even more money for operating our website that is critical of their management.
8. We again requested Alternative Dispute Resolution, according to the CCR's and the Board of Directors refused again.
9. We requested Mediation under State law and the Board of Directors refused to participate.
10. The only solution remaining for us is to let a judge decide. So, we filed our complaint in Court.

We will not allow the Board of Directors of the HOA to run roughshod over our rights and interfere unnecessarily in our lives. We cannot and will not live in fear of harassment, retaliation and threats by the HOA Board of Directors.

We are willing to attend any meeting with HOA residents that can be arranged, and we are willing to sit down and discuss a resolution. We will not meet with the Board of Directors or their attorney alone, without the participation of other HOA residents. The Board of Directors is telling lots of stories about how "difficult" the Romano's are. They say we are "combative", "inciting people to protest" and are "confrontational", none of these allegations are true.

The facts are that the Board of Directors and GPS property managers are belligerent and rude, don't want to listen to opposing points of view, and act as if they are beyond the law and the HOA rules. The Board of Directors exaggerates the level of their authority and they are putting HOA residents at great risk of financial liability. The Board of Directors does not want HOA residents to know how they are mishandling the HOA's affairs and how unreasonable their actions are. The Board is more interested in playing power games than conducting the affairs of OUR ASSOCIATION. The Board of Directors needs to comply with By-Laws, CCR's, and government codes to solve the issues we are complaining about. If the Board can't be reasonable and do the job they all need to resign.

The Board of Directors is also preventing us from speaking at meetings, preventing us from obtaining documents being voted on, holding meetings in Rohnert Park and refused many requests to discuss and resolve problems. Whenever we talk with Nancy Pipgrass or the HOA attorney they just threaten us with fines and legal action and will not compromise.

Attached is a copy of our Superior Court Complaint, filed today in Sonoma County. Read this and you will see what has been going on with the Board of your HOA.

If you want to help solve these problems talk to Board members, talk to your HOA neighbors. Either the HOA Residents are going to step up and demand the Board resolve these issues or we are going to proceed to court. Its never to late to settle but we cannot resolve these issues by ourselves.

A Judge will now decide if the Board of Directors is being fair and reasonable. If we prevail in Court, and we are certain we will prevail, the HOA residents would be liable for damages, including construction delays on our project, attorney fees, and costs.

Board members may not be personally liable, but the HOA residents are liable for the Boards actions if they are wrong. If you want this situation resolved, confront your HOA Board members and tell them what you think.

Attached is the complete complaint. It is also posted at <https://bit.ly/2N8TNyl>.

Comments and suggestions welcome.

Respectfully, Joe and Pixie Romano 4723 Muirfield Court

Email responses can be sent to leader@fairwayviewestateshoa.com

If you would like to join our HOA Rehabilitation Team, email us at the above email and request a membership invite. State your name and HOA address and we will send you an electronic invite.