

**WHITING VILLAGE AT CRESTWOOD COMMUNITY ASSOC.,INC.**  
**SUNSHINE MEETING**

**SEPT. 21 2023**

Meeting opened at 6:30 PM. Approximately 215 people in attendance. All Trustees present. Pledge of Allegiance performed.

Secretary asked Board to vote to dispense with reading of August Sunshine meeting Minutes, in interest of time, and Board voted unanimously to agree to that.

Secretary quoted the Board's decision as to recording/videotaping Sunshine meetings, to wit: "ACCORDING TO THE VILLAGE ATTORNEY, IT IS WITHIN THE PURVIEW OF THE BOARD TO ALLOW OR NOT ALLOW TAPING, RECORDING &/OR VIDEOTAPING OF SUNSHINE (OPEN) MEETINGS. THIS BOARD HAS DECIDED NOT TO ALLOW ANY OF THE ABOVE."

Treasurer Howard Snyder informed the audience that this meeting would address the Lawsuit that has been instituted against the CV 7 Board of Trustees ( DOC# OCN-C-141-23) and the ramifications thereof for the Village residents. Howard explained the Lawsuit completely, He said the majority of the lawsuit's complaints are concerned with the election of Trustees and adherence to Radburn Laws. He explained that consequently the Board has agreed to have all 7 Trustees run for office in the upcoming election. He said that the Plaintiffs to this Suit demanded, and the judge agreed, that an Election Master be hired to conduct in entirety said election. This Election Master, a retired judge, will cost the Village \$450 per hour. All of the people named in the lawsuit are indemnified by both our Bylaws and insurance company. The cost of defense lawyers and defense of this Suit will be paid by the insurance. However, the Election Master & the cost of our Village attorneys acting as General Counsel may have to be paid by the Association. He said that at this time there is no definite amount; however it may be that an Assessment will have to be levied or the monthly fees raised. There will be an October 30 2023 meeting with all involved, and the requirements for an Election will be set into motion. The rest of the Lawsuit, he said, may very well be dismissed at that time.

Howard told the residents that the longer the suit goes on, the heftier the cost to the Village. Howard opened the floor to questions from residents:

Q. We will all have to pay the increase or assessment. How bad will the financial impact be?  
Board does not have a definite answer yet to costs.

Q. Can the residents countersue?

Board answered the residents can always hire a private lawyer and countersue,or institute a class action suit.

Kevin Kline, a longtime resident of CV7, spoke at length to the audience about the possibility that having an active lawsuit will affect peoples' ability to be approved for mortgages. He said he personally will be investigating the possibility of countersuing the 4 people listed on this lawsuit, especially if his business buying, renovating and selling houses is affected. He urged other residents to take advantage of their own right to do the same and said Residents can do a Class Action suit against the 4 signers of the lawsuit. Kevin offered to speak further concerning this after the meeting with any resident.

Other questions from the audience included requests to read the entire lawsuit, to which the Board replied the lawsuit in its approximately 100-page entirety would be available online on our Village website: [WVCA@WHITINGVILLAGE.COM](mailto:WVCA@WHITINGVILLAGE.COM) by Monday. (Please note: the entire lawsuit was available for perusal on above website by 10 AM the next day, Sept. 22,2023.)

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## **SUNSHINE MEETING**

**SEPT. 21 2023**

**MEETING OPENS AT 6:30 PM**

**PLEDGE OF ALLEGIANCE PERFORMED**

**BOARD WILL VOTE TO NOT READ LAST MONTHS SUNSHINE MINUTES, AS MINUTES ARE AVAILABLE ON WEBSITE, ALSO AVAILABLE AT DESK AT AUDITORIUM ENTRANCE.**

**SECRETARY WILL READ BOARD STATEMENT NOT ALLOWING ANY RECORDING OR VIDEOTAPING OF THIS MEETING.**

**PRESIDENT WILL MAKE A STATEMENT.**

**TREASURER WILL DISCUSS ALL ASPECTS OF LAWSUITS & RAMIFICATIONS.**

**FLOOR OPEN FOR QUESTIONS.**

**MEETING CLOSES.**