

call # 2009004214

720.305(3)

(3) If the governing documents so provide, an association may suspend the voting rights of a member for the nonpayment of regular annual assessments that are delinquent in excess of 90 days.

At our election on January 13, 2009, Judy White was not allowing residents to vote because according to her records they were late with their association dues; she was not following the 90 days stipulation. Some homeowners explained they did pay, but Judy continued to work with an old report that showed differently. She used association fund to hire an off duty County Deputy (for 8 hours) because she didn't want any problems. When I brought it to her attention, with a copy of the State Statute printed from the computer, she refused to accept it, but instead said she was doing what she was told by the board. She is the professional and is being paid to know. It was her responsibility to inform the board they can not refuse a member to vote unless they were delinquent in excess of 90 days. Because I was adamant that she follow State Statute 720.305(3), she instructed the deputy to have me removed from the association club house. Since I was not being physically abusive, the deputy knew he had no recourse but to allow me to stay.

Within a few hours, the president allowed those who did not vote to come back to vote. Unfortunately, not everyone who was turned away was able to make it back.