

Subject: REVISE THE RECOMMENDATION??

From: John D Roth <jroth4@comcast.net>

Date: Mon, 19 Oct 2009 16:04:00 -0400

To: parkdreams@Lkycos.com

Hi, Margot.

I love your sense of humor, I think... but it sometimes leaves me confused.

I'm happy that I read your note more than once. On first reading, I thought you said you reject the recommendation in its entirety. A more careful reading shows that you reject only recommendation A in its entirety. Maybe there's some hope.

I recommended the "grandfathering" process as the only practical way to allow currently inappropriate dogs to live out their lives in peace at 9400 as long as they are well behaved. There was no intention of breaking down doors and confiscating 10 year old grandfathered dogs in June, 2020. I can see from your reaction that this could have been stated more clearly. I don't agree, however, that most inappropriate dogs will still be around in ten years. Would you be willing to accept "This program should eliminate most inappropriate dogs over a period of ten years?"

The remainder of recommendation A seems to me to properly address the by-laws situation. i.e. if the the attorney agrees with the red herring you proposed earlier, then change the by-laws to allow all dogs. If not, then enforce the current by-laws. It certainly doesn't make sense to recommend that the BOD ignore the by-laws. Enforcement of the by-laws, related to dogs or anything else, is an obligation of the BOD.

I hope you'll notice that there is nothing in the recommendation that refers to financial liability. I do think that there might be some room to include something about the insurance rep's comment that we need to enforce the rules uniformly. I read that to mean "or else..."

I did write back to Bill Hunt and raised the question of whether enforcement of our current dog rules would make any appreciable difference in the marketability of our building. For whatever reason, he hasn't replied. I suspect, though it's only my opinion, that there would be as many people who would look upon this as an advantage as there are who would see it as a disadvantage. Thanks for the "heads up" about the typo.

I guess we're coming down to the end of the process. Let me know whether you want to continue the discussion or whether you want to throw in the towel and write a dissenting opinion. If you choose the latter, I think it would be best for the two reports to be submitted at the same time - around November 1.

JR