Appendix V – October 2018

Shirley, Lori

From:	admin@justus.group
Sent:	Friday, October 5, 2018 12:15 PM
То:	Shirley, Lori
Cc:	justus organization; members@townmeetingorganization.com; LW Green
Subject:	Site Plan 820170120 - staff and applicant meeting - there is NO CONSENSUS!

Thank you Lori.

I do not see this most recent document submission posted on: <u>http://eplans.montgomeryplanning.org/daiclinks/pdoxlinks.aspx?apno=820170120</u>

When will they be posted?

Once again, you are requested to inform me of any meetings that are scheduled between you, planning staff and Leisure World.

slk

From: "Shirley, Lori" <<u>lori.shirley@montgomeryplanning.org</u>> Date: October 5, 2018 11:44:15 AM EDT To: "<u>admin@justus.group</u>" <<u>admin@justus.group</u>> Subject: RE: Site Plan 820170120 - staff and applicant meeting - there is NO CONSENSUS!

Sheryl,

The revised plans and materials are under review. The materials include many documents that we requested in January. The Department went paperless in 2013 and so ePlans is the electronic plan/records system for this type of development plan. No meeting between the Applicant and Area 2 staff has been scheduled.

Lori Shirley Planner Coordinator | Area 2 Division | Regulatory Team Montgomery County Planning Department 8787 Georgia Avenue Silver Spring, Maryland 20910 T 301-495-4557 E Lori.Shirley@montgomeryplanning.org W MontgomeryPlanning.org



From: admin@justus.group <admin@justus.group> Sent: Tuesday, October 2, 2018 4:19 PM To: Shirley, Lori <<u>lori.shirley@montgomeryplanning.org</u>> Cc: justus organization <<u>justus@justus.group</u>>; <u>members@townmeetingorganization.com</u>; LW Green

<<u>lwgreen@iustus.group</u>>; <u>lwdogs@justus.group</u>

Subject: Site Plan 820170120 - staff and applicant meeting - there is NO CONSENSUS!

Thank you Lori:

Yes, as identified in email sent yesterday - the 1/2/18 filing shows as an item on DAIC -

The question asked was, haw LW has filed their "revised site plans", to which you have responded, yes and that it is now "under review in ePlans".

What is "ePlans"? Have you reviewed the submission(s)? Have there been any meetings and/or are there any meetings scheduled between staff and LW?

slk

From: "Shirley, Lori" <<u>lori.shirley@montgomeryplanning.org</u>> Date: October 2, 2018 4:01:07 PM EDT To: "<u>admin@justus.group</u>" <<u>admin@justus.group</u>> Cc: justus organization <<u>justus@justus.group</u>>, "<u>members@townmeetingorganization.com</u>" <<u>members@townmeetingorganization.com</u>>, LW Green <<u>lwgreen@justus.group</u>> Subject: RE: Site Plan 820170120 - staff and applicant meeting - there is NO CONSENSUS!

Hi Sheryl,

I want to clarify with you the statement that "DAIC fails to reflect any filings since Jan. 2018." Please tell me whether or not you can access/view the 1.2.2018, 46-page Leisure World of Maryland Administration Building Space Needs Assessment and Preliminary Systems Review (dated 8.8.12)? On my end I can view and access this document. It's the only document uploaded in 2018 under the **Submitted Supporting Documents** category. If you can't view it, that may be because the metadata was not loaded, and if that's the situation, it's probably my oversight.

The recent submittal of the revised site plan and other materials in ePlans is under review. The quote you provided below is from a phone conversation I had yesterday with Carl Shoolman, a Leisure World resident. He called me to check on the status of the revised site plan submittal. And yes, I told him a revised submittal came in late last week and it's under review in ePlans. The materials have to be reviewed before these can be "accepted" and eventually made available for the public in DAIC.

Lori Shirley Planner Coordinator | Area 2 Division | Regulatory Team Montgomery County Planning Department 8787 Georgia Avenue Silver Spring, Maryland 20910 T 301-495-4557 E Lori.Shirley@montgomeryplanning.org W MontgomeryPlanning.org



From: admin@justus.group <admin@justus.group> Sent: Monday, October 1, 2018 8:13 PM To: Shirley, Lori <<u>lori.shirley@montgomeryplanning.org</u>> Cc: justus organization <<u>justus@justus.group</u>>; members@townmeetingorganization.com; LW Green <<u>lwgreen@justus.group</u>> Subject: Site Plan 820170120 - staff and applicant meeting - there is NO CONSENSUS! Importance: High

Lori:

DAIC fails to reflect any filings since Jan. 2018

http://eplans.montgomeryplanning.org/daiclinks/pdoxlinks.aspx?apno=820170120

The following was reported on an online site, is it correct?

"Leisure World submitted its revised proposal on Friday to the County Planning Board. The Board's Project Manager, Lori Shirley, told me today that she would look at everything to see if it's acceptable. Apparently, was quite a lot, including sign-in sheets for meetings and meeting notes. === I don't know of any community-wide efforts to obtain resident views on the proposed administration building or the the proposed plan changes? Were there any?"

slk

From: "Shirley, Lori" <<u>lori.shirley@montgomeryplanning.org</u>> Date: September 24, 2018 3:36:21 PM EDT To: "<u>admin@justus.group</u>" <<u>admin@justus.group</u>> Cc: justus organization <<u>justus@justus.group</u>>, "<u>members@townmeetingorganization.com</u>" <<u>members@townmeetingorganization.com</u>>, LW Green <<u>lwgreen@justus.group</u>>, "Mills, Matthew" <<u>matthew.mills@mncppc.org</u>> Subject: RE: Site Plan 820170120 - staff and applicant meeting - there is NO CONSENSUS!

Sheryl,

The Department has not received the revised site plan submittal as of today.

Lori Shirley Planner Coordinator | Area 2 Division | Regulatory Team Montgomery County Planning Department 8787 Georgia Avenue Silver Spring, Maryland 20910 T 301-495-4557 E Lori.Shirley@montgomeryplanning.org W MontgomeryPlanning.org From: admin@justus.group <admin@justus.group> Sent: Thursday, September 20, 2018 9:44 PM To: Shirley, Lori <<u>lori.shirley@montgomeryplanning.org</u>> Cc: justus organization <<u>justus@justus.group</u>>; <u>members@townmeetingorganization.com</u>; LW Green <<u>lwgreen@justus.group</u>> Subject: Site Plan 820170120 - staff and applicant meeting - there is NO CONSENSUS! Importance: High

Lori:

Despite that which Tom Snyder announced at the Aug. 28, 2018 LWCC BOD meeting and this FEP Update contained in the LWCC 9/25/18 BOD Agenda Packet, I have just checked and see nothing documented on the DAIC:

http://eplans.montgomeryplanning.org/daiclinks/pdoxlinks.aspx?apno=820170120

what is the status?

slk

From: "Shirley, Lori" <<u>lori.shirley@montgomervplanning.org</u>> Date: July 20, 2018 2:33:59 PM EDT

To: "admin@justus.group" <admin@justus.group>

Cc: "Mills, Matthew" <<u>matthew.mills@mncppc.org</u>>, justus organization <<u>justus@justus.group</u>>, "<u>members@townmeetingorganization.com</u>" <<u>members@townmeetingorganization.com</u>>, LW Green <<u>lwgreen@justus.group</u>>, "<u>lwdogs@justus.group</u>" <<u>lwdogs@justus.group</u>>, ben kramer <<u>kramerdelegate19@aol.com</u>>, vaughn stewart <<u>vaughnstewart3@gmail.com</u>>, "Sanders, Carrie" <<u>carrie.sanders@montgomeryplanning.org</u>>, "Butler, Patrick" <<u>patrick.butler@montgomeryplanning.org</u>> Subject: RE: Site Plan 820170120 - staff and applicant meeting - there is NO CONSENSUS!

Hi Sheryl,

This morning after receiving your e-mail (below) I checked in the DARC Division and no submittals have been received for the updated site plan. A meeting between the Applicant and Area 2 Regulatory review staff has not been scheduled. Your request that the rescheduled site plan hearing be held at Leisure World should be made to Planning Board Chairman Anderson's office, similar to the request you made last year for the November 30, 2017.

Please let me know if you have any other questions. Thanks.

Lori Shirley Planner Coordinator Area 2 Division Montgomery County Planning Department 8787 Georgia Avenue Silver Spring, Maryland 20910 T 301-495-4557 F 301-495-1313 E Lori.Shirley@montgomeryplanning.org W MontgomeryPlanning.org

M-NCPPC

From: admin@justus.group <admin@justus.group> Sent: Friday, July 20, 2018 9:21 AM To: Shirley, Lori <<u>lori.shirley@montgomeryplanning.org</u>> Cc: Mills, Matthew <<u>matthew.mills@mncppc.org</u>>; justus organization <<u>justus@justus.group</u>>; <u>members@townmeetingorganization.com</u>; LW Green <<u>lwgreen@justus.group</u>>; <u>lwdogs@justus.group</u>; ben kramer <<u>kramerdelegate19@aol.com</u>>; vaughn stewart <<u>vaughnstewart3@gmail.com</u>> Subject: Site Plan 820170120 - staff and applicant meeting - there is NO CONSENSUS!

1. what is the status of the "updated" LW site plan resubmission?

2. when is the meeting with P&P staff & LW scheduled.

3. this is to request that the rescheduled site plan hearing be held in Leisure World.

slkatzman President, JustUs admin@justus.group conscience of the community

"JustUs" advocates to enhance the quality of life for all Leisure World residents



Albert Einstein - "We cannot solve our problems with the same level of thinking that created them."

From: "admin@justus.group" <admin@justus.group> Date: July 11, 2018 6:32:12 PM EDT To: Lori Shirley <<u>lori.shirley@montgomeryplanning.org</u>>, Matt Mills <<u>matthew.mills@mncppc.org</u>>, mont.co.planningboard@justus.group Cc: justus organization <<u>justus@justus.group</u>>, members@townmeetingorganization.com, LW Green <<u>lwgreen@justus.group</u>>, <u>lwdogs@justus.group</u>, Marc Elrich <<u>Councilmember.elrich@montgomerycountymd.gov</u>>, vaughn stewart <<u>vaughnstewart3@gmail.com</u>> Subject: : Site Plan 820170120 - staff and applicant meeting - there is NO CONSENSUS!

Appendix V According to Nicole Gerke - the revised site plan documents were to have been submitted yesterday---have you received the documents and when will staff/applicant meeting be held?

All Montgomery County Planning Board staff and Commissioners need note:

AT NO TIME HAS THERE EVER BEEN A REQUEST FOR COMMUNITY MEMBER/UNIT OWNER CONSENSUS.

when asked publicly, LW General Manager Kevin Flannery continues to deny that the Planning Board ever called for community consensus.

slk

From: JustUs admin <admin@justus.group> Date: July 9, 2018 9:57:52 AM EDT To: JustUs <<u>justus@justus.group</u>>, members <<u>members@townmeetingorganization.com</u>>, LW Green lwgreen@justus.group> Subject: Gerke just said @ CPAC meeting

site plan expected to be submitted tomorrow to Park & Planning staff

4 binders to also be presented to P&P staff to include: - history of FEP - spec. Admin. Bldg - CH 1 meeting min. from all advisory comm. back to 2012 LW News articles published over the years comm. activities - Board activities - mutual presentations - news clippings -

no mention of CONSENSUS!

From: "Shirley, Lori" <lori.shirley@montgomeryplanning.org> Date: June 14, 2018 10:40:21 AM EDT To: "admin@justus.group" <admin@justus.group> Subject: RE: Site Plan 820170120 - staff and applicant meeting

Hi Sheryl,

This is the first that I've heard that the revised plans have been resubmitted. I will go to the DARC Division later today and check on that status. It's possible it could be in "intake" at this time. To answer your question about a meeting scheduled with Area 2 staff and the Applicant, no, a meeting has not been scheduled.

Lori Shirley Planner Coordinator Area 2 Division Montgomery County Planning Department 8787 Georgia Avenue Silver Spring, Maryland 20910 T 301-495-4557 F 301-495-1313 E Lori.Shirley@montgomervplanning.org W MontgomeryPlanning.org

From: JustUs admin <admin@justus.group> Sent: Thursday, June 14, 2018 9:49 AM To: Mills, Matthew <<u>matthew.mills@mncppc.org</u>>; <u>mont.co.planningboard@justus.group</u>; Montgomery County Council <<u>county.council@montgomerycountymd.gov</u>>; justus organization <<u>justus@justus.group</u>>; members <<u>members@townmeetingorganization.com</u>>; LW Green <<u>lwgreen@justus.group</u>>; LW Dogs <<u>lwdogs@justus.group</u>> Cc: Marc Elrich <<u>Councilmember.elrich@montgomerycountymd.gov</u>>; ben kramer <<u>Benjamin.Kramer@house.state.md.us</u>>; ben shnider <<u>ben@shniderforcouncil.com</u>>; vaughn stewart <<u>vaughnstewart3@gmail.com</u>>; seth grimes <<u>seth.grimes@gmail.com</u>> Subject: Fwd: Site Plan 820170120 - staff and applicant meeting

Lori:

Herman Cohen, Chair - LW Security & Transportation Advisory Comm. just stated that LW has submitted their revised site plan to you. Is this a correct statement, and if so, is there a meeting with you/your staff and LW management, scheduled?

Matthew: there has been no reply to the June 5, 2018 email below:

slk

From: admin@justus.group <admin@justus.group>

Date: Tue, Jun 5, 2018 at 6:50 PM

Subject: Site Plan 820170120 - staff and applicant meeting

To: Matt Mills <<u>matthew.mills@mncppc.org</u>>, <u>mont.co.planningboard@justus.group</u>, Montgomery County Council <<u>county.council@montgomerycountymd.gov</u>>, justus organization <<u>justus@justus.group</u>>, members <<u>members@townmeetingorganization.com</u>>, LW Green <<u>lwgreen@justus.group</u>>, <u>lwdogs@justus.group</u>

Cc: Marc Elrich <<u>Councilmember.elrich@montgomerycountymd.gov</u>>, ben kramer

<<u>Benjamin.Kramer@house.state.md.us</u>>, ben shnider <<u>ben@shniderforcouncil.com</u>>, vaughn stewart <<u>vaughnstewart3@gmail.com</u>>, seth grimes <<u>seth.grimes@gmail.com</u>> simply because staff/applicant meetings are not included in your referenced regulation, does not mean said regulation precludes stakeholder attendance @ any meeting between staff and applicant -- specifically when the stakeholders are the ones footing the bill - NOT the applicant employees.

unless you are able to provide any regulation specifically addressing the issue raised, holding a meeting between staff and LW employees will be in violation of our rights.

slk

...

Ms. Katzman:

MCPB Regulation 50/59.00.01.06, Evaluation of Applications, states:

C. Public Participation.

Any individual or organization with an interest in or concern about a proposed development or specific application may participate in the review and approval process by:

- Attending the pre-submission community meeting organized and held by the applicant before an application is submitted to the Planning Department;
- Reviewing information about the submitted plan application online at the Planning Department website; and
- Attending the DRC meeting scheduled for the application, if applicable. The DRC meeting is not open to public participation, but members of the public may attend and listen to the discussion. Groups should notify DARC staff about their interest in attending the DRC meeting before the scheduled date so that space accommodations can be made.

The meeting you are describing, assuming it even takes place, is not the DRC meeting referenced in the above Regulation. As a result, attendance at the meeting will be limited to the Applicant and Staff.

Thank you.

Matthew T. Mills Acting Principal Counsel The Maryland-National Capital Park and Planning Commission Office of the General Counsel 8787 Georgia Avenue – Suite 205 Silver Spring, Maryland 20910 (301)495-4646 (301)495-2173 (F) From: <u>admin@justus.group</u> <<u>admin@justus.group</u>> Sent: Friday, June 01, 2018 12:54 PM To: Mills, Matthew <<u>matthew.mills@mncppc.org</u>> Cc: justus organization <<u>justus@justus.group</u>>; members <<u>members@townmeetingorganization.com</u>> Subject: Site Plan 820170120 - staff and applicant meeting

your reply with any regulation precluding stakeholder attendance from any meeting between P&P staff and applicant, is requested.

slk

From: "admin@justus.group" <admin@justus.group> Date: May 30, 2018 10:26:00 AM EDT To: Matt Mills <<u>matthew.mills@mncppc.org</u>> Cc: Lori Shirley <<u>lori.shirley@montgomeryplanning.org</u>>, justus organization <<u>justus@justus.group</u>>, members <<u>members@townmeetingorganization.com</u>>, LW Green <<u>lwgreen@justus.group</u>> Subject: Site Plan 820170120 - staff and applicant meeting

of course you cannot "guarantee" there will be a meeting -

however, LW has announced they will be meeting with planning board staff - therefore when asked if this meeting will be open, Lori said she thought not - as such, you are asked to provide any regulation stating that site plan area residents are precluded from attending said meetings.

sik

From: "Mills, Matthew" <<u>matthew.mills@mncppc.org</u>> Date: May 30, 2018 10:04:52 AM EDT To: "<u>admin@justus.group</u>" <<u>admin@justus.group</u>> Cc: "Shirley, Lori" <<u>lori.shirley@montgomeryplanning.org</u>> Subject: RE: Site Plan 820170120 - staff and applicant meeting

Ms. Katzman:

I will be happy to look into this if you would like, but, as a preliminary matter, I must warn you that there is no guarantee there will actually be any type of meeting when the new application is submitted. It is possible the Applicant could simply drop it off with the Department for our Staff to begin evaluating.

Regards, Matt Mills

Matthew T. Mills Acting Principal Counsel The Maryland-National Capital Park and Planning Commission Office of the General Counsel 8787 Georgia Avenue – Suite 205 Silver Spring, Maryland 20910 From: admin@justus.group <admin@justus.group> Sent: Tuesday, May 29, 2018 12:14 PM To: Mills, Matthew <<u>matthew.mills@mncppc.org</u>> Cc: Shirley, Lori <<u>lori.shirley@montgomeryplanning.org</u>> Subject: Site Plan 820170120 - staff and applicant meeting

From: "admin@justus.group" <admin@justus.group> Date: May 25, 2018 1:00:43 PM EDT To: Matt Mills <<u>matthew.mills@mncppc.org</u>> Cc: Lori Shirley <<u>lori.shirley@montgomeryplanning.org</u>>, justus organization <<u>justus@justus.group</u>> Subject: Site Plan 820170120 - staff and applicant meeting

Matt:

The applicant will be coming back to the staff shortly with their updated site plan.

Is there any rule/regulation that would preclude stakeholder/resident representatives from being in attendance at that meeting for the purpose of observation.

slkatzman

President, "JustUs"-conscience of the community "JustUs" advocates to enhance the quality of life for all Leisure World residents website: <u>www.justus.group</u> email: <u>admin@justus.group</u>



town meeting organization (TMO) website: <u>www.townmeetingorganization.com</u>

Shirley, Lori

From:Shirley, LoriSent:Thursday, October 18, 2018 9:23 AMTo:'JustUs admin'Subject:RE: Site Plan 820170120 - staff and applicant meeting - there is NO CONSENSUS!

Sheryl,

The revised plans and materials are under review. We anticipate completing the review by early to mid-next week. Review comments will then be provided to the Applicant's consultant in ePlans. Thanks for your inquiry.

Lori Shirley Planner Coordinator | Area 2 Division | Regulatory Team Montgomery County Planning Department 8787 Georgia Avenue Silver Spring, Maryland 20910 T 301-495-4557 E Lori.Shirley@montgomeryplanning.org W MontgomeryPlanning.org



From: JustUs admin <admin@justus.group> Sent: Wednesday, October 17, 2018 10:31 AM To: Shirley, Lori <lori.shirley@montgomeryplanning.org> Subject: Fwd: Site Plan 820170120 - staff and applicant meeting - there is NO CONSENSUS!

status please.

slk

From: Shirley, Lori <<u>lori.shirley@montgomeryplanning.org</u>> Date: Fri, Oct 5, 2018 at 11:44 AM Subject: RE: Site Plan 820170120 - staff and applicant meeting - there is NO CONSENSUS! To: "<u>admin@justus.group</u>" <<u>admin@justus.group</u>>

Sheryl,

The revised plans and materials are under review. The materials include many documents that we requested in January. The Department went paperless in 2013 and so ePlans is the electronic plan/records system for this type of development plan. No meeting between the Applicant and Area 2 staff has been scheduled.

Lori Shirley

÷

Shirley, Lori

From:	admin@justus.group
Sent:	Thursday, October 18, 2018 9:35 AM
То:	Shirley, Lori
Cc:	justus organization; LW Green; members
Subject:	Site Plan 820170120 - staff and applicant meeting - there is NO CONSENSUS!

Thank you Lori.

Does "Review comments will then be provided to the Applicant's (Leisure World) consultant in ePlans" - mean that all Park & Planning comments will be made online and NOT in a face to face meeting?

slk

From: "Shirley, Lori" <<u>lori.shirley@montgomeryplanning.org</u>> Date: October 18, 2018 9:22:40 AM EDT To: JustUs admin <<u>admin@justus.group</u>> Subject: RE: Site Plan 820170120 - staff and applicant meeting - there is NO CONSENSUS!

Sheryl,

The revised plans and materials are under review. We anticipate completing the review by early to mid-next week. Review comments will then be provided to the Applicant's consultant in ePlans. Thanks for your inquiry.

Lori Shirley Planner Coordinator | Area 2 Division | Regulatory Team Montgomery County Planning Department 8787 Georgia Avenue Silver Spring, Maryland 20910 T 301-495-4557 E Lori.Shirley@montgomeryplanning.org W MontgomeryPlanning.org



From: JustUs admin <<u>admin@justus.group</u>> Sent: Wednesday, October 17, 2018 10:31 AM To: Shirley, Lori <<u>lori.shirley@montgomeryplanning.org</u>> Subject: Fwd: Site Plan 820170120 - staff and applicant meeting - there is NO CONSENSUS!

status please.

slk

From: Shirley, Lori <<u>lori.shirley@montgomeryplanning.org</u>> Date: Fri, Oct 5, 2018 at 11:44 AM Subject: RE: Site Plan 820170120 - staff and applicant meeting - there is NO CONSENSUS!

•

Shirley, Lori

From:	Shirley, Lori
Sent:	Tuesday, October 23, 2018 3:12 PM
To:	'Norman Holly'
Subject:	RE: "More questions" on Site Plan 820170120
Importance:	High

Hi Mr. Holly,

I can't answer these questions about any such appeal by the Leisure World Corporation. The scope of review in the Planning Department for the Leisure World site is in Site Plan No. 820170120 for the Leisure World Administration Building and Clubhouse I. Any questions you have about this Site Plan, I will be glad to address and discuss with you at your convenience. Thank you.

Lori Shirley Planner Coordinator | Area 2 Division | Regulatory Team Montgomery County Planning Department 8787 Georgia Avenue Silver Spring, Maryland 20910 T 301-495-4557 E Lori.Shirley@montgomeryplanning.org W MontgomeryPlanning.org



From: Norman Holly <amtak518@gmail.com> Sent: Monday, October 22, 2018 4:15 PM To: Shirley, Lori <lori.shirley@montgomeryplanning.org> Subject: "More questions" on Site Plan 820170120

Since you ask, I would like to know if Leisure World Corporation was represented by a lawyer in submitting its appeal after November 30, 2017; and if so, please reveal that lawyer's name and firm.

Norman Holly amtak518@gmail.com 3200 North Leisure World Boulevard # 601 Silver Spring, Maryland 20906

1

Shirley, Lori

From:	admin@justus.group
Sent:	Thursday, October 25, 2018 12:40 PM
Subject:	: Unlawfully Constituted Leisure World Board of Directors

From: "admin@justus.group" <admin@justus.group> Date: October 25, 2018 12:21:35 PM EDT To: mont.co.planningboard@justus.group, justus organization <justus@justus.group>, tmo@townmeetingorganization.com, LW Green <lwgreen@justus.group>, lwdogs@justus.group Cc: LW Board of Directors <<u>board@lwmc.com</u>>, Montgomery County Council <<u>county.council@montgomerycountymd.gov</u>> Subject: UnlawfullyConstituted Leisure World Board of Directors

From: Priscilla Schwab <<u>schwab.priscilla@comcast.net</u>> Date: October 25, 2018 12:14:03 PM EDT To: <u>admin@justus.group</u> Cc: Montgomery County Council <<u>county.council@montgomerycountymd.gov</u>>, <u>mncpcc@justus.group</u>, justus organization <<u>iustus@justus.group</u>>, LW Green <<u>lwgreen@justus.group</u>>, members <<u>members@townmeetingorganization.com</u>>, <u>lwdogs@justus.group</u>, LW Board of Directors <<u>board@lwmc.com</u>> Subject: Re: Unlawfully Constituted Leisure World Board of Directors

Hear hear. Those still working full time have no voice in the governing process because we cannot attend daytime meetings which seems to be all that they have.

From: Bob Ardike <<u>marybeth.bob@gmail.com</u>> Date: October 24, 2018 12:00:53 PM EDT To: Tom Conger <<u>taconger41@gmail.com</u>> Subject: Re: Unlawfully Constituted Leisure World Board of Directors

Explaining the Inexplicable...A Few Reasons Why 'It Is What It Is.'

1. Size Matters...there are approximately 15,000 HOA's in Maryland. Enforcement of State legal HOA provisions takes time. The largest HOA is "taken on" first to establish "moral hazard." Leisure World is NOT the largest HOA. LW is 2nd largest...thus the years of delay.

2. "Ignorance of the Law" in a Civil Lawsuit <u>IS</u> an "Excuse"...plaintiffs in the class action lawsuit, against Leisure World, have never claimed a bone fide State, legal authority EVER attended a monthly Leisure World meeting announcing, "This is not a legally constituted Board!"...thus ignorance as an excuse.

3. Avoidance...do not go looking for a Bear. It could prove to be "politically risky." ... thus avoidance

4. Democracy...is overrated. It is far more efficient to do 'things' without majority approval being necessary...thus the Leisure World "Way."

Lastly! ...and heretofore unknown...the Leisure World General Manager & those SELECTED as Leisure World Board members enjoy the privileges of "Consular Immunity"...relating to Consular (Leisure World) Functions...and all of this, while of little consolation, is 'why' It It Is What It Is.

Bob

From: Tom Conger <<u>taconger41@gmail.com</u>> Date: October 23, 2018 9:38:46 AM EDT To: JustUs admin <<u>admin@justus.group</u>> Subject: Unlawfully Constituted Leisure World Board of Directors

SOLACE is defined as "comfort in the face of stress."

Who among us in Leisure World does not feel comfort after turning off of Georgia Avenue and its 39,000 cars and trucks a day in traffic volume into our serene and peaceful community of Leisure World?

All of this will turned on its head if we proceed to tear down the current administration building, put up a parking lot, and rebuild at the bottom of the hill after destroying 60 mature trees in the process.

I support Sheryl Katzman in her efforts to attain lawful representation on the Leisure World Board of Directors instead of the current system where board members are SELECTED not ELECTED, which flies in the face of the Maryland Homeowners Association Act.

Our current, UNLAWFULLY constituted Board of Directors refuses to honor the request of 2,200 of our citizens to have a referendum on the proposed building.

No, the UNLAWFULLY selected members are rather in lock-step with general manager Kevin Flannery who claims that "he was never directed to seek CONSENSUS of the community in this endeavor."

I say, STOP the building, STOP the unlawful and on-going actions of the UNLAWFULLY constituted Board of Directors, and get some DEMOCRACY in our community.

Tom Conger

Mutual 18

slkatzman
President, "JustUs"-conscience of the community
"JustUs" advocates to enhance the quality of life for all Leisure World residents
website: www.justus.group
email: admin@justus.group



izquates com

town meeting organization (TMO) website: www.townmeetingorganization.com

Shirley, Lori

From:	admin@justus.group
Sent:	Sunday, October 28, 2018 12:43 PM
To:	list@justus.group; justus organization; tmo@townmeetingorganization.com; LW Green; lwdogs@justus.group
Cc:	mont.co.planningboard@justus.group; vaughn stewart; Marc Elrich; Montgomery County Council
Subject:	ALMOST TOO TRUE TO BE TRUE?from Bob Ardike



From: Bob Ardike <<u>marybeth.bob@gmail.com</u>> Date: October 28, 2018 10:33:10 AM EDT To: sparky <<u>mr.longpants@gmail.com</u>>, john feldmann <<u>jjf3353@comcast.net</u>> Cc: Paul Eisenhaur <<u>p_eisenhaur@comcast.net</u>>, Montgomery County Council <<u>county.council@montgomerycountymd.gov</u>>, <u>CCOC@montgomerycountymd.gov</u>, <u>lori.shirley@montgomeryplanning.org</u> Subject: ALMOST TOO TRUE TO BE TRUE...? ...from Bob Ardike



LEISURE WORLD OF MARYLAND. NO WRITTEN

HISTORY

MENTIONS THAT...

...a Coven of Witches, years ago, purchased Units in Leisure World. They located here when the number of Mutuals built **reached** the magical number **13**. Each Witch bought in a separate Mutual.

The Witches came to Leisure World to help...not harm residents. They had discovered a way to use the root of the Mandrake plant to develop a potion. The potion would induce..."forgetfulness of unpleasantness."

Kindness drove the Witches. Their intention was noble. They wanted to help LW seniors forget unpleasant or contentious memories.

OMG!...You are thinking. How was this to be accomplished? Here's how...

The answer lies in detail knowledge regarding Wizardry. Witches are known for their ability to "Shape Shift." This means they can assume the **appearance of anything** at any time...be that a chair, a cane, another person, etc. So! Distribution of the potion was easy to accomplish. The Potion would be added to selected Residents served 'drinks' in the Stein Room. Thus the answer as to why many individuals leaving the Stein Room have difficulty remembering the day after drinking there..



Let's continue...

Members of the Coven assemble monthly. They meet in a still undisclosed location. It is a Chamber, said to be underground, directly below the room

Appendix V where the Board regularly meets. The Chamber can relocate below any location.



The day the Coven meets coincides with a Leisure World Board meeting. It was at such a meeting, about 10 years ago, the Witches of the Coven realized the fallibility inherent in their "loss of memory" Potion.

Too many individuals, having **SOUGht** responsibilities within the Leisure World Community, were **not remembering** they also had **OBLIGATIONS**. These **responsibilities** and **obligations** extend to **ALL** members of the LW Community. **Duty to All!** The most important of which is a Fiduciary Duty to carefully & conscientiously allocate, Dollars, Resident Dollars(\$\$\$), where and when most needed.



Appendix V To buy and purchase as wisely as if shopping for themselves was not happening! Large, proposed spending was happening based, not on need, but on WHIM!



The Witches saw this. It made them sad, very sad!



With final completion of Leisure World's Mutual development came **reversal.** Decline began to occur! Too many trees started to be needlessly felled. The beautiful tree canopy over the Community was diminishing. Replenishment was not keeping pace. Replacement species were not being carefully chosen.

The sparkling stream was being saturated with harmful pesticides leaching from "overtreatment" of the golf course,



Trust property areas & Mutual lawns. The standard practice became..."Keep things green no matter what it takes to appear green." Neglect became a "watchword."

This was needless; this was unwise; this was unnecessary.

The Witches saw this. It made them sad, very sad!



Those seeking to have authority within Leisure World were **ignoring Stewardship**.



Also and most important! A State law pertaining to HOA Governance, Leisure World is an HOA, was being intentionally ignored.

There exists a documented record of evidence demonstrating this to be true. The only reasonable conclusion to be reached is the law is being flaunted.



Leisure World would not evolve its system of Governance. The motto would remain..."The Leisure World Way - The Only Way ... or... what gives the State the right to tell Leisure World how to handle its internal affairs?



The Witches deemed what they saw to be intolerable! Leisure World was devolving...Something unforeseen had occurred...?

Ah! But it was too late to **undo the done.** Somehow, distribution of the Potion had taken on a life of its own.

A plan had to be devised...And so...

The Witches of the Coven foresaw a new resident moving to Leisure World. A person who was talented and tenacious enough to challenge what was going **astray** in Leisure World. It would take someone who did not **suffer** human **foolishness lightly** (not a perfect person, for none is, but an exceptionally good & talented person).

This person chosen, saw beauty in nature's bountifulness...trees, birds, flowers, the deer, dogs, and, most especially, Cats! This selected One would come to be known by the *nom de guerre*, **Catwoman!**



Her time, as a resident of Montgomery Mutual, would be devoted to **rerembering,** for the entire Community, what subsequent **Chairs** of the LW Board of Directors, its members & **its employee**, the LW General Manager, were incapable of recalling. Thus came into existence "*JustUs*"**conscience of the community.** "

JustUs" would become the organization advocating to enhance the quality of life for all Leisure World residents, and

slkatzman would become its President.

*

*Here it must be emphasized. No persons whose actions, while holding a Leisure World responsibility <u>they coveted</u>, should ever be thought of as an "ignoble." All of them should be presumed to have, during their tenures, **done what they did**, following their "best lights."

Blame, instead, has to be ascribed to the times these individuals unknowingly imbibed the Potion of the Witches put into their drinks. And, based on the current state of dissonance existent in Leisure World, by actions they took or avoided taking, they surely imbibed a lot of the memory loss Potion. So! It might be reasoned they were simply mentally impaired while exercising the responsibilities, they so sought, acquired, & enjoyed...as a result of the Potion's power.

Sad! Very Sad! Very, Very Sad!

And so it is. Much remains to be done. The Witches are still here. Still undetected. Though the magical Potion is no longer dispensed, some Residents are still having trouble remembering after a night of drinking in the Stein Room? For this, the Witches cannot be faulted.



It will take time to rectify the damage unwittingly caused within Leisure World. But be of good cheer! Chin up! Actions are underway.

You may have read about some of these "pending actions" in the Leisure World community newspaper:

CENSORSHIP.NEWS

which the Witches wanted to be named The Bi-Weekly Prophet?



So, as is said so often these days, "Who can say? Let's wait & see what happens...?"



Bob Ardike

slkatzman
President, "JustUs"-conscience of the community
"JustUs" advocates to enhance the quality of life for all Leisure World residents
website: www.justus.group
email: admin@justus.group



izquotes.com

town meeting organization (TMO) website: www.townmeetingorganization.com