

Kalapana Seaview Estates Community Association
RR2 Box 4537, Pahoia, HI 96778
September 8, 2015 BOD Meeting Minutes

Draft Minutes

1. Call to Order: 4:10pm by Hazen Komraus, President.

Board of Directors Present: Hazen Komraus, Daniel Levy, Kelly Finn, Vicky Chisholm, Gary Kinley.

Members Present: Patti Lightcap, Uschi Snover, Rose Jeranium, Jacklyn Symonds, Barbara Scott, Marilyn and Harry Lausman

B. Additions/Corrections to Agenda: Were made under new business.

C. Announcements: Athena Peanut has sent in her official letter of resignation.

2. Treasurer's Report:

As of August 31, 2015

Bank of Hawaii checking balance \$28,814.55

ING Savings balance \$47,896.58

 Total Balance of \$76,711.13

Checks spent for August total \$2,501.85. Deposits made for August total \$840.00 See attached for details.

Motion: by Daniel, 2nd by Hazen to approve the treasurer's report

Vote: Unanimous - Motion Carries.

Motion: Daniel, 2nd by Kelly to replace David Snover with Vicky Chisholm as contact person on the ING Capital One savings account

Vote: Unanimous - Motion Carries

3. August Minutes: August minutes were read and corrected.

Motion: by Vicky, 2nd by Daniel to approve minutes as corrected.

Vote: Unanimous - Motion Carries

Motion: by Kelly, 2nd by Daniel to resent motion by Gary to change board rule number 7 and vote at the October meeting.

Vote: Unanimous - Motion Carries

4. Clerk's Report:

A. Website: Paypal is all set up Daniel and Patti to meet to link with bank account.

Motion: by Daniel, 2nd by Hazen to add a 3% fee to people paying online to offset the fee KSECA is charged.

Vote: Unanimous - Motion Carries

B. Mailboxes: Kelly wrote and printed letter to 48 box holders that we have questions about address in order to update information. Still need to send.

5. Resident Concerns: Gary Kinley received an anonymous letter with photos concerning abandon vehicles. This is a county issue and anyone is free to call the county regarding this issue.

6. Committee Reports:

A. Permaculture Garden: Nothing new to report

B. Coconut Tree RFP: Discussed in old business

C. Parks:

1. Rose Jeranium suggest locking bathrooms at night, blocking the drive into the This is due to the mess being made and people hanging out all hours of the night. This is to be added to old business and voted on in October.

2. Security door is installed. Kelly has new tether ball and volley net to be installed. Gutters need to be cleaned and repaired.

D. Neighborhood Watch: Nothing new to report.

7. Old Business:

A. Lawsuits: .The 1st lawsuit we won and Pat Rocco appealed. The appeal was dismissed and then later reversed. Steven Strauss filed an answer brief. We are waiting for a reply. The 2nd case against Kevin Sulgit vacated. A request for attorney fees and expenses has been filed. Steven Strauss's office is to send Kelly a copy. Date for the 3rd suit is Sept. 29, 2015. Waiting for Pat Rocco to file his pretrial statement.

B. Audit: Vicky and Patti met with Carbonaro CPA. Audit in process.

C. Community Albizia Control: Workshop was held on August 8, 2015 where 8 lots were treated to kill the Albizias with Milestone. Uschi sent out 84 letters to absentee land owners asking permission to kill the Albizias. So far 24 letters with permission have been returned.

Motion: by Kelly, 2nd by Daniel to reimburse Uschi \$58.23 and Hazen \$19.00 for postage for letters.

Vote: 4-yes. 0-no, 1-abstention by Hazen

Marilyn who owns a lot that was treated without her permission has some concerns. See attached letter.

D. RFPs:

1. Tree Maintenance: Allen's Tree Service gave us a bid of \$2000.00 to \$4000.00 for pavilion park and \$5000.00 to \$7000.00 for lower park. Should be closer to lower amount if Adrian Stroescu does the chipping then there is no charge to haul away debris. Adrian Stroescu has given us a bid for chipping at \$100.00 per hour, \$400.00 minimum/\$800.00 per day and \$100.00 for helper if needed.

Motion: by Daniel, 2nd by Hazen to except the bids from Allen's Tree service and Adrian Stroescu.

Vote: Unanimous with reservations from Kelly - Motion Carries

2. Mailbox Kiosk:

Motion: by Daniel, 2nd by Vicky to allot up to \$400.00 for emergency repair of mailbox bulletin board.

Vote: Unanimous - Motion Carries

3. Signs: We have 2 bids for our Seaview signs from Sarit and Heather

Motion: by Daniel, 2nd by Vicky to accept Sarit's bid for both sea view signs including installation.

Vote: Unanimous - Motion Carries

4. Fire Ant Treatment:

Motion: by Daniel, 2nd by Kelly to extend the RFP for fire ant treatment of the

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park for another month.

Vote: Unanimous - Motion carries

8. New Business:

A. Letter to Members in Arrears:

Motion: by Gary, 2nd by Hazen to send registered certified letter to delinquent members over \$400.00 to try to have a reply by end of year, with a cap of \$1000.00. Gary will write and send letters.

Vote: 4-yes, 0-no, 1-abstention by Kelly

B. Insurance: Our liability insurance does not cover certain situations. Vicky is concerned and will to speak to an attorney to see if signs will cover us.

C. On Line Forum: There has been some concern about the KSECA forum on face book. Other options for on line forums are:

1. To have a forum on our web site.
2. To use a forum software called “loomio”.
3. To have a new one on face book.

D. Work Party: Sunday, September 13, 2015 at 10:00pm at the pavilion there will be a work party to pant the water catchment, and other items, to put up new volley ball net and tether ball, repair Ohia post.

Motion: by Daniel, 2nd by Hazen to spend up to \$400.00 on paint and materials for the work party.

Vote: Unanimous - Motion Carries

8. Next BOD Meeting: Next meeting is Tuesday, October 6, 2015 at 4:00pm at the pavilion.

7. Adjournment: Motion: by Daniel, 2nd by Hazen, to adjourn meeting at 6:40pm.

Vote: Unanimous - motion carries.

Minutes submitted by Patti Lightcap

Presented to KSECA Board
meeting Sept. 8, 2015

By way of introduction, my name's Marilyn. I live on the last block of Mapuana all the way mauka. I've owned my land since 2005 and have lived here full-time since 2009. I live a quiet life and mind my own business.

For the record, I was here during Iselle and agree that Seaview as a community needs to manage the albizia. I have had a small albizia on my land which I was taking care of responsibly, kept pruned down to 6 feet and I pulled any seeds before they had a chance to root.

I live next to a vacant lot which had apparently been targeted for albizia removal. I came home from town one day to find my tree was dying. People had been trespassing on my land and poisoned my tree. At no time was I notified or consulted. No attempt was made to talk to me about where the vacant lot ended and my lot began.

I became concerned. I have never seen a tree die so fast and have never seen the trees around it so affected.

So... dying trees. Nobody would admit to knowing

anything. I went into Hilo to talk to BIISC. I met with Bill Bradley, the co-ordinator of the albizia program. He gave me the paperwork I've brought here for you: the propaganda from Dow AgroScience, as well as information from the Co-operative Extension Service at UH Manoa. Among the verbal information I was given is that the half-life of Milestone is 30-500 days.

What I learned leads me to believe it's a bad idea to use Milestone in Seaview. It's a heavy-duty herbicide intended to be sprayed in wilderness areas. The method of injecting the herbicide directly into the trees is allowed under a Special Local Needs label, and I would tend to go with the opinion of the UC Extension Service that, "Milestone is not for use in residential areas." The jury is still out on the long-term effects. It's only been in use for 5 years. Is it safe to use that land to grow food? Will food even grow there? It seems the debris cannot be used in compost or mulch and is toxic to food plants.

As stewards of the area,
I would urge each of you to read the research and pay attention to the long-term effects of poisoning the land where you grow your food. And by the way, growing anything organic on that land is no longer an option. Check it out, make an informed choice. My choice was taken away from me.

I would like to propose a couple of things: First would be a sunshine law. Neighbors of lots next to the lots targeted for poison should be included in the discussion. In that way, boundaries and intentions will be clear to everyone. If it's all above board, let it be out in the open. Why make it look sleazy if it isn't.

I would also like to see a system of checks and balances put into place to insure there's adequate oversight. So there will never be another "accident," and the poisoning of each tree will be carried out by someone properly trained in the application of the poison (that's a federal law, by the way), and monitored by at least two other Seaview residents.

with records kept of the date, size of the tree, amount of poison used - for Seaview and as part of the larger study. One of the scariest things to me is that there are dead trees and nobody is responsible.

Last but not least, I would propose a moratorium on the use of Dow AgroScience herbicide Milestone as an albizia control until systems are in place for its safe application, and the safe removal of toxic debris, and until residents have had a chance to consider options and make informed choices.

Malama aina!

Kalapana Seaview Estates Community Association
RR2 Box 4537, Pahoa, Hi 96778

August 15, 2015

Dear 

We are contacting you regarding your property on E. POMAKUPELE LOOP Street
in Kalapana Seaview Estates, TMK 

You may not be aware that your vacant lot(s) have albizia trees growing on them. This is a very invasive species, and one of the fastest growing trees in the world. The wood is very brittle and branches break off easily even during mild wind events and storms. Please read more about albizia trees on the Big Island Invasive Species Committee (BIISC) website at www.BIISC.org.

September 2014, during Hurricane Iselle, hundreds of these trees were blown over or lost huge limbs, damaging homes and cars, blocking roads, and knocking out power lines throughout Puna. Many people lost power for several days until the power lines were fixed and sustained extensive damage.

Blocked roads can be life-threatening, preventing access to medical care and blocking evacuation routes. These trees have been recognized by both our state and County as a serious threat. If a property owner does not resolve the problem, the State of Hawaii, through HRS 127A-18 (commonly known as "Act 76") is authorized to enter private property to remove or mitigate hazards. The cost is then billed to the property owner. Similarly, under County Ordinance #20-22, the County of Hawaii has declared albizia to be "unsafe flora" and is authorized to remove the trees with costs passed on to the owners. Those of us who have had trees removed know that it is usually much less expensive to negotiate with the arborists yourself!

These trees are also extremely productive in terms of pollen and small leaves which clogs gutters, exacerbate allergies, and foul catchment tanks. This poses problems for homeowners downwind who rely on their catchment for water. They create such large shade shadows that solar panel usage is unfeasible on adjoining lots. They foster fire ants and displace and shade out indigenous plants and fruit trees.

Seaview is committed to ensuring that our area is a safe place for all of our residents. We are currently working with the Big Island Invasive Species Committee (BIISC) to receive training in controlling trees that do not yet pose a direct threat. Our Albizia Control Team (ACT) volunteers will be trained to use a specialty herbicide which is applied in extremely small amounts to cuts made in the bark of the tree. This will cause the tree to slowly lose leaves and eventually branches, with the center trunk still standing but with much less weight.

We are asking your permission to enter your vacant lot and treat the young, non-hazard trees. This is a volunteer effort by members of our association and is being provided as a service to our members, at no cost to you. Donations for refreshments and lunches for our volunteers are highly appreciated though. Because of the widespread recognition of the liability issues of albizia here in Hawaii, removal of albizia will enhance your property values instead of devaluing them further. Allowing treatment of young albizia now before they very quickly grow into huge trees that require costly removal by professional arborists will save you a considerable amount of money in the future. Because of the widespread recognition of the liability issues of albizia here in Hawaii, removal of albizia will enhance your property values. Additionally, each tree that is removed is one less tree producing seeds that will spread and cause hazards elsewhere.

Please note, hazardous trees that directly threaten structures or utility lines cannot be treated with this method and are the responsibility of the property owner. We recommend you work with a certified arborist and/or your neighbors to have these trees removed. If any of the trees on your property are assessed as posing an immediate hazard, we will note the location of the tree and let you know of the problem.

Thank you for considering our request. I have enclosed an agreement letter for you to sign and return so that we may enter your property for the purpose of treating your non-hazard trees. If you have any questions, please email us at Board@KSECA.ORG

With aloha,

The KSECA Board of Directors

Albizia Control Program Agreement

I, _____

am the legal owner or legal representative of the owner of the property located In Kalapana Seaview Estates, TMK _____

I understand that my community is working with the Big Island Invasive Species Committee to treat young albizia trees in our neighborhood. I hereby give permission for community volunteers to enter my property for the sole purpose of treating only young albizia trees with the herbicide Milestone, as described on the BIISC website www.biisc.org

I understand it is my responsibility to notify the volunteers of any potential hazards, such as deep lava cracks, abandoned wells, etc. on my property that may not be visible.

I understand that volunteers will not treat large trees which are threatening structures, and that it will remain my responsibility to mitigate hazards posed by such trees.

Property Owner/Legal Representative

Signature: _____

DATE: _____ Expiration of agreement (if desired): _____

Mailing Address: _____

Phone#: _____

Email: _____

Please sign and mail to:

KSECA
RR2 Box 4537
Pahoa, Hi 96778