

Kalapana Seaview Estates Community Association

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2016 Annual General Meeting (AGM) Agenda

Sunday April 24, 2016 1:00 PM

FINAL MINUTES

Gather and Sign-in – 11 AM to 1:00 PM, Sunday 4/24/2016

CALL THE MEETING TO ORDER

1:03 Meeting called to order by Kevin Sulgit

Quorum established

MOTION: Kevin seconded by Jenna Way To approve Jon Olson to facilitate the AGM

Vote: Unanimous; motion passed

Additions and Deletions to the Agenda

John DuBois' motion to recall Hazen added to new business

Introduction of current Board Members and alohas to vacating Board Members

2015 AGM Minutes read by: Kelly Finn

Additions/corrections

Two blanks to be filled in

Motion Kelly Finn seconded by Jenna Way To accept the minutes as read (with corrections made)

Vote: Unanimous: motion passed

Treasurer's Report: Patti Lightcap

\$24,202.04 in Bank of Hawaii checking

\$47,896.58 in ING Savings

\$72,098.62 Total

Motion: Jenna Way seconded by David Hoffeld To accept the treasurer's report as read

Ayes not counted, 1 nay, 1 abstain. Motion passed

Neighborhood Watch/Food Bank Report: Mark Hinshaw and Frank Gilbert

Mark reported that Seaview is the least active area for police calls. Last year there was 1 burglary, 3 thefts, 2 assaults, and 0 robbery, vehicles broken into or stolen, 0 drug. Mark reported that HPD suggested that NW get involved in the pavilion and freebox and the front park gatherings but NW declined saying the decision needed to be made by the board/membership. There are now 7 NW signs for Seaview obtained through the Department of Public Works. Auntie Willie expressed her concerns about front park gatherings and people going to the bathroom in the bushes; she wants to know what we can do about it.

Neighborhood Watch is a volunteer organization. Monthly meetings are held the 1st Monday of each month. NW sponsors the food bank food distribution on the last Wed. of each month at 12:30 PM at the mailboxes. Fifty bags of food are usually distributed.

ELECTIONS

Nominations:

Faith O'Neil was nominated by John Dubois, seconded by by Tim Prindable– She rescinded the nomination

John Dubois was nominated by Faith O'Neil, seconded by by Auntie Willie- He accepted

Jean Howell self-nominated, seconded by by Jenna Way

Phil Hartman was nominated by Greg Ward, seconded by by Jean Howell – He accepted

Jan Patenaude was nominated by Patti Lightcap, seconded by by Sharna Eberlain – She accepted

Motion by John Dubois, seconded by by Auntie Willie to close nominations

2 ayes; motion failed; nominations remained open

Motion by Mark Hinshaw, seconded by by Jenna Way to accept all nominations by acclamation (as 4 new Board members are needed)

0 no, 1 abstain; motion passed

Therefore the new Board members are:

John Dubois, Jean Howell, Phil Hartman, and Jan Patenaude

REFRESHMENTS & BREAK followed by voting results

Motion by John Dubois seconded by Faith O'Neil To seat the newly elected board members at this meeting at this time

Question called by Cynthia Verschuur, Nay 4, Abstain 0; Motion passed

Proxy distribution: 27 board proxies + 5 per BOD member to be voted

OLD BUSINESS

Lawsuit(s) Update

When an association is sued, it cannot ask for damages but individuals can sue. KSECA could get a percentage back if it sues in both District and Small Claims courts

The new board to remain diligent in recouping KSECA expenses incurred in the Rocco lawsuits.

Membership Mailbox Committee Proposal – Bob Kirk, Chair

The Membership Mailbox Committed feels that the proposal presented is the best plan for dealing with mailboxes

The committee looked at options including to do nothing, move to a new location, covered/uncovered structure, no concrete base with the goal of meeting current and future (up to 20 years) box needs. The design will be large enough to eventually house 500 boxes (32 clusters). Benches have been removed from the proposal. Placement will be determined by the Membership Mailbox Committee based on many factors including complying with state, county and US Post Service regulations, accessibility, cost and improving ocean view.

The \$35,000 estimate is considered to be high.

Discussion included questions and comments regarding traffic flow, location (possibility of a second location), landscape, how bids will be taken, use of local materials, phase construction, lack of choice and possible disruption of mail delivery during construction.

Motion by Bob Kirk seconded by Jenna Way Allocate up to \$35,000 for a new structure to accommodate up to 20 year growth or 500 boxes

Aye 80, Nay 13, Abstain 0; motion passed

Motion by Bob Kirk, seconded by Rob Guzman to approve design as shown at the 2016 AGM for a covered structure approximately 16' x 22' in the ocean front park

Aye 58, Nay 22, Abstain 0; motion passed

The Membership Mailbox Committee will continue its work.

Proposed By-law Changes Discussion

Motion by John DuBois, seconded by Tim Prindable That the by-law language be changed as a correction to 2014 bylaws for authorized status members to reflect the intent of committee members of the time.

Aye 12, Nay 70, Abstain 1 (Mannix Miller); motion failed

Motion by David Snover, seconded by Scott Stone To petition the BOD to address the issue of letters of authorization to make the wording clear by consulting with our attorney to clarify legality of eligibility to serve on the BOD and that the clear wording be presented to the AGM for vote in 2017.

Aye majority (not counted), Nay 0, Abstain 2; motion passed

Proposed Pavilion Park Changes

Motion by Kevin Sulgit, seconded by Uschi Snover To ban all generators and amplified music in the parks without written permission from the BOD. Unanimous; motion passed.

Motion To close the upper park at night. Unanimous; motion passed.

David Snover requests an in depth study to determine the best way to prevent cars and people from entering at night.

Permaculture Proposal

Scott Stone described the permaculture RFP. He created a 3-phase proposal for the pavilion park with permaculture design around the park's perimeter, berms around the edge, a gate to be installed and a rock wall be built to keep cars out of the park at night.

Motion by Scott Stone, seconded by Jenna Way, to create a landscape design to keep cars out of park at night. Unanimous; motion passed.

Motion by Scott Stone, seconded by Dave Hoffeld, to create a standing committee to take proposals from contractors to create a landscape design to keep cars out of the park, with a cap of \$12,000. 9 nays, 1 abstention (Dave Snover); motion passed.

NEW BUSINESS

John Dubois made a motion to recall Hazen, no second. Motion failed.

Motion by John Dubois, seconded by Mark Hinshaw That the treasurer's report include the amount of dues in arrears

Aye (not counted) Nay 0, Abstain 8; motion passed.

It was discussed that the Board continue with Gary Kinley's work to collect dues in arrears.

Motion by Cynthia Verschuur, seconded by John Dubois that the BOD pursue countersuing Rocco to recoup legal expenses. Unanimous; motion passed.

Motion by Kevin Sulgit, seconded by by Uschi Snover to ban generators and amplified music in the parks without written permission from the BOD. Unanimous; motion passed.

Motion by Uschi Snover, seconded by by Bob Kirk That the mailbox deposit of \$100 return to fee status going forward

Aye 57, Nay 0, Abstain 1 (Kelly Finn); motion passed.

The proposed bylaw change in the newsletter (to add Section 3B to Article IV) was briefly discussed but not voted on.

Motion by Aileen Wilkie, second unknown To encourage members who attend the AGM and community functions to bring their own plates, forks and cups.

Unanimous; motion passed

Adjournment

Motion Mark Hinshaw, seconded by Jean Howell to adjourn 6:20 p.m.

Unanimous; motion passed.

Draft Minutes submitted by Jean Howell and Kelly Finn.

Final Minutes submitted by Kelly Finn.