

KALAPANA SEAVIEW ESTATE COMMUNITY ASSOCIATION
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MINUTES*
ANNUAL GENERAL MEETING
April 24, 2005

KSECA President Robert Stearns called the 2005 Annual General Meeting to order at 1:25 p.m. The Board members introduced themselves to the community. By 1 p.m., about 40 community members gathered at the pavilion. A copy of the sign in sheet is attached. Members of the Board of Directors, present were: Robert, President; Mark, Clerk; John Vaughn, Treasurer; Henry, Rapoport, Vice President; Susan Mielke, Scribe, Sheri Smith, Member-at-Large. Greybeard, Member-at-Large, was off-island at the time of meeting.

2004 Treasurer's Report -- Read by John Lazor. Questions about the legality of the transfer fee charged by the Association at the time property changes ownership were answered.

MOTION by Norma Jean Ream, **SECONDED** by Mark: **"To accept KSECA 2004 Treasurer's Report as read."** **MOTION CARRIED, UNANIMOUSLY.**

Minutes of the 2004 AGM -- Read by Sheri Smith.

MOTION by Hugh, **SECONDED** by Lorientte: **"To accept the Minutes of the KSECA 2004 AGM as read."** **MOTION CARRIED, UNANIMOUSLY.**

Special Guest -- Robert introduced special guest, Tom Brown, Hawaii County Department of Transportation, who announced that the Hele-On-Bus Service was scheduled to commence service on the Red Road as soon as the new buses arrived from the manufacturer, hopefully by the end of the year. Seaview is a scheduled stop on the round trip to Pahoa. This bus service will be free of charge and will continue on to Hilo.

Tom informed us that Seaview could design its own bus stop and the county departments would streamline the permitting process and possibly provide county funding for building materials.

ELECTIONS

Robert introduced past board members: Athena Peanut, Norma Jean Ream, Garry Hoffeld and Lorientte West; and, the present board members to the assembly. Three director positions are open this year due to expiration of the terms of Robert, Greybeard and Sheri. At this time, Henry Rapoport left the meeting because of illness. Quorum was retained with five board members still present. Athena presented the Bylaw amendment requested by the Board:

Bylaw Amendment -- MOTION by Athena, **SECONDED** by Mark, **"To amend ARTICLE III, Meetings, SECTION 1: Membership, first sentence to read 'The**

annual general meeting of the membership of the Association shall be held no later than the last weekend in April, from "*the first Monday in April. . .*" Discussion: The Board was finding it impossible to meet the April 1st deadline and the change of dates simply would relieve yearly stress trying to achieve this goal and bring the AGM meetings into compliance with the Bylaws regulations. **MOTION CARRIED, UNANIMOUSLY.**

Nominations from the Floor -- The following members were nominated for the three open board member positions: **Greybeard** was **NOMINATED** in absentia by Athena, **SECONDED** by Sheri; **Robert** was **NOMINATED** by Michael Ream, **SECONDED** by Jennifer Jackson; **Uschi Snover** was **NOMINATED** by Kyou and **SECONDED** by Mark; **Sahara Lawrence** was **NOMINATED** by Robert and **SECONDED** by Norma Jean; and, **Jennifer Jackson** was **NOMINATED** by Earnest, **SECONDED** by Sandy Akaka.

Formation of Balloting Committee -- Robert appointed Norman Jean, Kevin Horton and Jack Hash to the Balloting Committee to count the votes.

Elections -- Proxies and Voting -- Ballots and proxies were distributed as follows: Ten proxies were received for quorum purposes only; 19 proxies were distributed to each five board members present; and, the option (d) choice on the proxy to vote the majority wish of the Board would be distributed to reflect the community choice by votes. A closed ballot election was held. Members were instructed to vote for three director candidates each. Athena collected the ballots and gave them to the Balloting Committee.

OLD BUSINESS -- During the ballot count, the following old business items from the agenda were discussed:

Coqui Frog Report -- Robert reported there was no response to last year's letter requesting community input. Robert again requested feedback from the community on whether to support or not support making coqui control handouts and spray equipment available to residents. **MOTION** by Athena, **SECONDED** by River Pfeiffer, "To support the KSECA Board efforts to make coqui control information and spray equipment available to Seaview property owners".

Discussion: Asking residents for pertinent contact information to facilitate efficient communication in emergency situations. Ex. Asking permission for a resident group to enter upon your land for coqui control; or, notification of unauthorized camping happening on your lot. Vigorous disagreement was expressed by one resident questioning the propriety of Board action beyond it's single mission to caretake the three commonly owned Seaview parks. The ensuing discussion culminated in the **MOTION** by Mark, **SECONDED** by Robert to: "Reinsert into the Bylaws "That the Board is obligated to work on behalf of the health and welfare of the general community." Discussion: **MOTION WITHDRAWN** by Mark upon reading **KSECA BYLAWS, ARTICLE I, Association, SECTION 4: Duties and Powers of the Association:** To make, establish and promulgate, and, at its discretion, to amend or appeal and reenact, such rules

and regulations, not in contradiction to the Bylaws, as it deems proper, covering all aspects of the Association and its members. . . .”

Night Sky -- **MOTION** by Mark, **SECONDED** by Jack Hash “For KSECA to submit a letter to HELCO notifying them that the Seaview Kalapana Estates community voted, 30 Ayes and one Abstention, at the April 24, 2005 Annual General Meeting to preserve the Night Sky and wish never to have street lights installed in our community.” Discussion: It was agreed that the committee also would support shielding lights at night to the protect night sky and nocturnal seabirds and permit shielded lights as needed in the park area. **MOTION CARRIED, 30 AYES, no Nays and One ABSTENSION.**

ELECTION RESULTS -- Robert, Uschi and Greybeard were elected to serve a term of two years. Jennifer Jackson and Sahara Lawrence followed respectively as runner ups. The Bylaw Amendment was passed unanimously. The new Board will meet next week and elect officers for the coming year.

OLD BUSINESS - continued -- **Dogs:** The stray and barking dog issues were vigorously discussed by community members questioning the Board if this was a KSECA issue. The county definition of a stray dog is defined as an unleashed dog and stray dogs come under county laws. Residents were encouraged to follow county procedures. A member reported that electric fences are available for approximately \$200. **MOTION** by Jennifer Jackson, **SECONDED** by John Lazor, “To create ‘No Dogs’ in the Park signs for the Pavilion and Ocean Parks.” Discussion: A Friendly Amendment was offered to confront the roaming dog problem in a more positive mode by creating a Doggie Park in our third, unused park. **MOTION** by Jennifer Jackson, **SECONDED** by John Lazor, “To create a “Doggie Park in the unused upper west park.” **MOTION CARRIED: 16 AYES, 4 NAYS, 2 ABSTENSIONS.**

One Hour Recess -- The Association provided a gourmet vegetarian meal for gathering catered by Viki Larson.

NEW BUSINESS -- **Fire Fighting:** Suggestions were made for neighborhood fire fighting preparedness. Diana, Gary, Mark, Greybeard and Lorn Douglas volunteered to form a committee to research available equipment. .

Master Plan -- Greybeard urged the Board to envision what we would like see in the near future: to begin creation of a Seaview Ten-Year Master plan for the parks.

Recent Thefts -- Discussion covered resident awareness of suspicious activity, reporting crimes to police department and posting a local crime report on community bulletin board.

Adjournment -- The meeting was adjourned at 4:35 p.m.
Minutes respectfully submitted by Athena Peanut , 4/12/06
**Denotes Minutes corrected by membership at April 2006 AGM.*