

All-Motions Log 2007-2008

RMC

8-13-07 Approval of Minutes: Andrew Coyne moved to approve the minutes of April 9, 2007, as written. Roger Hawney seconded; the motion passed unanimously.

8-13-07 Roger Hawney moved to approve the minutes of May 14, 2007, as written; Wes Owens seconded. The motion passed unanimously.

BOARD

8-27-07 Wes Owens moved to appoint Pat Jaworski Civil Defense Phone Tree Chair. Yen Chin seconded; the motion passed unanimously.

8-27-07 The minutes of the Board of Directors meeting of June 25, 2007, were approved as written by acclamation.

8-27-07 Yen Chin moved to approve \$10,000 from the appropriate fund, once that has been determined, for repairing the low-water crossing at 39th and Pohaku Drive. Lisa Tostenson seconded; the motion passed unanimously.

8-27-07 Yen Chin moved to authorize the Road Chair to spend up to \$2000 for repairing 37th and Pohaku Drive, 35th and Pohaku Place, and the shipping of signs. Wes Owens seconded; the motion passed unanimously.

8-27-07 Andrew Coyne nominated Wes Owens for Vice President. Wes was elected unanimously.

RMC

9-10-07 The RMC minutes of August 13, 2007, were approved by acclamation.

BOARD

9-24-07 Yen Chin nominated Suzy Garfield for Director. Wes Owens seconded; the motion passed unanimously.

9-24-07 The minutes of the Board of Directors meeting of August 27, 2007, were approved as corrected by acclamation.

9-24-07 Suzy Garfield moved to approve the President's letter of response to Attorney Lim. Wes Owens seconded; the motion passed unanimously.

RMC

10-8-07 The minutes of the Road Maintenance Committee meeting of September 10, 2007, were approved as written by acclamation.

BOARD

10-22-07 The minutes of September 24, 2007, were approved as corrected by acclamation.

MEMBERSHIP

11-10-07 Trevella Williams moved to approve the minutes of April 28, 2007, as written. Greg Gauthier seconded; the motion passed unanimously.

11-10-07 Ole Fulks moved to accept an amendment to the Bylaws, Article VI, Section 1, as follows: "The semi-annual meetings shall be held in April and November of each year. Each

member will be mailed a meeting notice and Association newsletter at least 30 days prior to the meetings." Greg Gautier seconded; the motion passed unanimously.

11-10-07 Oscar Barbo moved to accept the following wording of a proposed amendment to the Bylaws, Article VII, Section 6:

"A quorum for a meeting of the Board of Directors shall consist of 2/3 of current Board members, with a required maximum of six and minimum of four." David Aasve seconded. The motion passed by a vote of 31 for, 12 opposed.

RMC

11-12-07 The RMC minutes of October 8, 2007, were approved as written by acclamation.

11-12-07 Wes Owens moved to store the Association's road equipment at Victor Coloma's property conditional to Andrew Coyne's approval of the location, a one year commitment, and access with 24-hour's notice. Andrew Coyne seconded; the motion passed unanimously.

BOARD

11-26-07 Wes Owens moved to approve the minutes of October 22, 2007, as written. Dawn Spurrell-Robinson seconded; the motion passed unanimously.

11-26-07 Yen Chin moved to authorize expenditure up to \$3400 to retain Ivan Van Leer as counsel for the Association. Andrew Coyne seconded; the motion passed unanimously.

11-26-07 Andrew Coyne moved to store the Association's road equipment on Victor and Carolyn Coloma's property, with a one-year commitment and access with 24-hours' notice. Lisa Tostenson seconded; the motion passed unanimously.

11-26-07 Yen Chin moved to approve expenditure of \$100 to file a request for standing in a contested case regarding Verne Wood's application for special use. Lisa Tostenson seconded; the motion passed unanimously.

RMC

12-10-07 The minutes of November 12, 2007, were approved by acclamation.

12-10-07 Roger Hawney moved to rescind the November motion to store the equipment on Victor Coloma's property; Wes Owens seconded. The motion passed unanimously.

12-10-07 Roger Hawney moved to authorize Gary Dalton to store the Association's equipment for \$300 per month. Wes Owens seconded; the motion passed unanimously.

12-10-07 Roger Hawney moved to authorize Gary Dalton to grade and roll the unpaved section from Pohaku Dr. to the pavement on 40th Ave., not to exceed \$1000, to evaluate maintenance costs. Wes Owens seconded; the motion passed unanimously.

BOARD

12-17-07 Wesley Owens moved to approve the minutes of November 26, 2007, as written. Yen Chin seconded; the motion passed unanimously.

12-17-07 Lisa Tostenson moved to approve up to \$5000 for Stuart Oda's legal fees. Yen Chin seconded; the motion passed unanimously.

12-17-07 Yen Chin moved to rescind the motion to store the equipment at Victor Coloma's. Wesley Owens seconded; the motion passed unanimously.

12-17-07 Wesley Owens moved to store the Association's road equipment at Gary

Dalton's for \$300 per month; Yen Chin seconded. The vote was 4 for, 0 against; Dawn Robinson abstained. The motion passed.

12-17-07 Yen Chin moved to authorize the expenditure up to \$3000 to grade and roll 37th Avenue from Ainaloa Blvd. to Pohaku Dr. and the unpaved portion of Laniuma. Andrew Coyne seconded; the motion passed unanimously.

12-17-08 Dawn Spurrell-Robinson moved to approve \$30 per month for costs related to the office space. Yen Chin seconded; the motion passed unanimously.

BOARD

1-28-08 Robert Arthurs nominated David Mendiola for Director.

Yen Chin nominated John Fallis for Director.

Steve Starnes nominated Kwan Sung for Director.

1-28-08 Robert Arthurs moved to elect the three nominees unanimously provided Kwan Sung understands that he must recuse himself from executive sessions regarding his lawsuit. Steven Starnes seconded; the motion failed by a vote of 18 for and 22 against.

1-28-08 David Mendiola was elected by a vote of 28 for, 2 against.

John Fallis was elected by a vote of 24 for, 4 against.

Kwan Sung received 10 votes for and 17 against; he was not elected.

1-28-08 The minutes of December 17, 2007, were approved by acclamation.

RMC

2-11-08 The RMC minutes of December 10, 2007, were approved by acclamation.

BOARD

2-25-08 Andrew Coyne nominated Fred McConnell for Director.

Vicki Patterson nominated Richard Patterson for Director.

Fred McConnell and Richard Patterson were elected to the Board unanimously.

2-25-08 The minutes of January 28, 2008, were approved by assent.

2-25-08 Fred McConnell moved to approve up to \$100 for a repair manual for the Kubota tractor. The motion passed unanimously.

2-25-08 Andrew Coyne moved to approve up to \$1500 for materials and labor to repair potholes on 35th Ave. and Laniuma. The motion passed unanimously.

2-25-08 Andrew Coyne moved to approve up to \$1500 to purchase seven tons of coldpatch. The motion passed unanimously.

2-25-08 Yen Chin moved to authorize President Hawney to contact lot owners near a proposed park location on Melia St., requesting their responses to a proposed County park in the immediate neighborhood. The motion passed unanimously.

BOARD

3-24-08 Andrew Coyne moved to approve the minutes of February 25, 2008, as written. Wes Owens seconded; the motion passed unanimously.

3-24-08 Fred McConnell moved to approve the remaining \$500 already approved to repair potholes on 35th and Laniuma, plus an additional \$300 for concrete to fill as many *pukas* in the chipseal roads as possible. Yen Chin seconded; the motion passed unanimously.

3-24-08 Yen Chin moved to approve up to \$800 for two loads of basecourse for 34th Avenue, on the condition that the lot owner who spreads it does so equitably and in the most beneficial areas. Andrew Coyne seconded; the motion passed unanimously.

3-24-08 Yen Chin moved not to go forward with X-zyme Corporation, but to research enzyme products and other companies. Fred McConnell seconded; the motion passed unanimously.

3-24-08 Yen Chin moved to authorize up to \$200 for Gary Dalton to acquire a gallon of the enzyme product, plus shipping. Andrew Coyne seconded; the motion passed unanimously.

RMC

4-14-08 Approval of Minutes: The minutes of March 10, 2008, were approved by acclamation.

4-14-08 Wes Owens moved to request a formal contract from X-zyme Corporation for paving one mile, based on previous conversations. Yen Chin seconded; the motion passed unanimously.

4-14-08 Yen Chin moved to authorize up to \$10,000 for bulldozing Auli`i in preparation for paving. Roger seconded; the motion passed unanimously.

MEMBERSHIP

4-26-08 Robert De Veer moved to approve the minutes of the membership meeting of November 10, 2007, as written. Andrew Coyne seconded; the motion passed.

4-26-08 Victor Coloma moved to raise the mandatory road maintenance assessment (MRMA) to \$100. Robert De Veer seconded. Barbara Arthurs moved to amend the motion from \$100 to \$85; Arthur Smith seconded. The amendment passed by a vote of 41 for, 13 opposed. The motion as amended passed by a vote of 54 for, 0 against.

4-26-08 Barbara Arthurs moved to approve the 2008-2009 budget as presented; Bob Jones seconded. The motion passed by a vote of 56 for, 0 against.

4-26-08 Art Smith moved to continue with the paving program with a special assessment of \$100 for one year. Barbara Arthurs seconded; the motion passed by a vote of 44 for, 3 opposed.

4-26-08 Dean Monroe moved to approve the wording of the amendments to Article III. Marti Morishige seconded; the motion passed by a vote of 46 for, 0 opposed.

4-26-08 Wes Owens moved to send the proposed amendment of Article VII, Section 2, back to the Bylaws Committee. Bob Jones seconded; the motion passed by a vote of 35 for, 0 opposed.

BOARD

4-28-08 Greg Gadd was unanimously elected to the Board of Directors.

4-28-08 The minutes of March 24, 2008, were approved by acclamation.

4-28-08 Fred McConnell moved to approve Adrian Dalton as Road Manager. Wes Owens seconded; the motion passed by a vote of 6 for, 1 abstention.

4-28-08 Yen Chin moved to direct Andrew Coyne to continue negotiations with Xzyme Corporation to pave only the 4200 feet originally slated for paving on Auli`i St., at a prorated amount based on \$95,000 per mile. The remainder of the contract shall be the same except that the financial terms shall include an upfront amount of approximately 15% for materials once the

equipment is on site, with the remainder to be placed in an escrow account to be paid upon completion of the project. Fred McConnell seconded. The motion passed by a vote of 6 for, 1 abstention.

4-28-08 Yen Chin moved to send a letter of support for the Puna Community Development Plan to the Planning Commission, with a proviso to include that developers within a subdivision's Neighborhood/Village Center must comply with the tenets of the Design Plan approved by that subdivision. Wes Owens seconded; the motion passed by a vote of 6 for, 0 against. [Greg Gadd recused himself.]

BOARD

6-30-08 The Board minutes of April 28, 2008, were approved by acclamation. There was no May meeting for lack of a quorum.

6-30-08 Fred McConnell moved to authorize the Road Maintenance Committee to spend up to \$160,000 to pave Auli'i, preferably with a 10 percent cost reduction. Wesley Owens seconded; the motion passed unanimously.

6-30-08 Yen Chin moved to approve up to \$45,000 for prep work on Auli'i prior to paving; Andrew Coyne seconded. The motion passed unanimously.

6-30-08 Yen Chin moved to allow a gate to be installed at the top of Keala and to allot up to \$300 to sink the posts to support the gate. Andrew Coyne seconded; the motion passed by a vote of 5 for, 2 opposed.

6-30-08 Andrew Coyne moved to approve up to \$4000 to add materials, grade and roll 41st and 42nd Ave. and Keala. Yen Chin seconded; the motion passed unanimously.

6-30-08 Andrew Coyne moved to approve up to \$3000 to widen Pohaku Dr. at 37th Ave. Wesley Owens seconded. The motion passed unanimously.

6-30-08 Andrew Coyne moved to spend up to \$4000 for repairs of potholes between Pohaku Place and Laniuma St., including 35th Ave. Greg Gadd seconded; the motion passed by a vote of 6 for, 1 abstention.

6-30-08 Wesley Owens nominated Roger Hawney for President. He was elected unanimously.

Yen Chin nominated Wesley Owens for Vice President. He was elected unanimously.

Dawn Spurrell-Robinson nominated Fred McConnell for Secretary; he was elected unanimously.

Andrew Coyne nominated Yen Chin for Treasurer; he was elected unanimously.

Fred McConnell nominated Andrew Coyne for Road Chair; he was elected unanimously.