

OLCA Motions Log 1995-June, 1997

SPECIAL BOARD

1-5-95 A motion to approve the Road Committee's recommendation to raise the road fees by 10% for the next fiscal year. It passed by a vote of 3 for, 2 against, 1 abstention.

1-5-95 A motion to accept Stuart Oda's recommendation to reject Robert Arthurs' request for reimbursement for his personal newsletter passed by a vote of 4 for, 1 opposed, 1 abstention. A second motion to provide Robert Arthurs with the minutes he requested also passed.

BOARD

1-18-95 A motion passed to appoint Peter Houle to the Board to fill the vacancy created by David Grogan's resignation.

BOARD

2-15-95 A motion passed to pay for costs incurred mailing notices of the town meeting.

2-15-95 A motion passed to authorize expenditures for stationery and envelopes.

BOARD

3-15-95 A motion passed to refer the question of liability insurance to the Road Committee for a recommendation to be presented to the Board in writing at the next meeting.

3-15-95 A motion passed to hire Karen Doom to handle accounts receivable and Kathy Goodfarb as records manager, at an estimated cost of \$800/year for Doom and \$540/year for Goodfarb.

3-15-95 A motion passed to inform Jason Wineinger of termination of services and to give him no further work.

3-15-95 A motion passed to initiate the process to hire a Road Manager. A second motion passed to refer hiring of a Road Manager back to the Road Committee to decide on qualifications, job description and to determine if funds exist to implement this.

SPECIAL BOARD

3-30-95 A motion passed to publicly advertise the road manager job. A second motion passed that the process of advertising for Road Manager be referred to the Road Committee, but to include advertising in the *Tribune-Herald* for one week.

BOARD

4-19-95 A motion passed that Luke Bailey represent OLCA in opposing the continued operation of Klein's illegal wrecking yard at the May 12 court date.

4-19-95 A motion passed to write to the County Planning Department indicting OLCA's opposition to transit corridors and rail transport. OLCA supports requesting assistance to upgrade current roads in the subdivisions.

4-19-95 A motion passed to accept a 3-year quote for bonding, subject to verification that it covers president, vice-president and treasurer.

SPECIAL MEMBERSHIP

5-12-95 A motion passed to amend Bylaws Article X, Section 1 (d) to delete the words "...and may not become an employee of the Road Committee until one(1) year has expired after termination of membership on the committee." And to vote on the change at a special membership meeting called for this purpose on June 2, 1995.

BOARD

5-17-95 A motion to disallow speed bumps passed.

5-17-95 A motion passed to utilize the League of Women Voters to count ballots.

SPECIAL BOARD

5-25-95 A motion passed to ask lot owners for a \$50 fee increase to be used solely for securing and repaying a loan for paving Orchidland access roads.

5-25-95 A motion to permit a dissent to the \$50 fee increase proposal be published in the newsletter was amended to include a pro and con format, limited to 150 words each. The motion passed as amended.

SPECIAL MEMBERSHIP

6-2-95 A motion to amend the Bylaws Article X, Section 1 (d) was amended to keep the current wording and add, "...except by approval of the membership at a special meeting called for this purpose." The amendment passed by a vote of 12 to 2; the amended motion passed unanimously.

6-2-95 A motion to approve the hiring of Mickey Mahoney as Road Manager passed by a vote of 13 for, 1 opposed.

BOARD

6-21-95 A motion passed to appoint Marie Bricker to complete Mickey Mahoney's term.

BOARD

7-19-95 A motion passed to accept Jennifer Gossert's proposal for an audit review dated July 11, 1995.

BOARD

8-16-95 A motion to appoint Dave McCrary to fill the Board vacancy left by Jim Moulds' resignation passed subsequent to McCrary's resignation from the Road Committee.

8-16-95 A motion to authorize a \$1000 loan to the Road Committee from the Association's general funds to remove a dumped car and repair the road grader passed by a vote of 3 for, 1 opposed, 2 abstentions. [*This request was cancelled at the 9-20-95 meeting, following an August billing.*]

8-16-95 A motion passed to submit Board-approved Bylaws changes to Articles I, IV, VII, and, subject to Road Committee approval, Article X, to the general membership for approval.

8-16-95 A motion passed to authorize an expenditure of up to \$100 for refreshments at the annual meeting.

8-16-95 A motion passed to count all mail-in ballots validated and delivered to the League of Women Voters at the time the League counts the ballots, including those which arrive after the current deadline.

BOARD

9-20-95 Paul Baillie nominated Paul Paulsen to fill Peter Houle's vacancy, upon announcement of his resignation. Paulsen was appointed.

9-20-95 A motion passed to recommend that the Road Committee terminate its contract with Kathy Goldfarb to print OLCA bills since she cannot print them on her printer, and actively seek another vendor.

9-20-95 A motion passed to have Luke Bailey turn Robert Arthur's lawsuit over to Stuart Oda.

9-20-95 A motion passed to count any valid ballot received up to the election as well as any ballots cast at the annual meeting, due to problems associated with the billing.

MEMBERSHIP

9-23-95 Election of Members: Walter Moe, Dick Miner and Bob Roberts were elected to the Board of Directors; Robert Reed and Roger White were elected to the Road Committee.

9-23-95 Election of Officers: Paul Baillie, President; Dick Miner, Vice President; Summers Stickney, Treasurer; Dave McCrary, Corresponding Secretary; Dan Laine, Recording Secretary.

BOARD

10-17-95 Dick Miner was elected Board representative to the RMC by a vote of 3 for, 2 opposed, despite the RMC's assertion that if Dick were elected, the entire committee would resign.

10-17-95 A motion to authorize Summers Stickney to attend a tax sale auction to bid on the one-acre lot at 39th and Orchidland Dr. with a limit of \$4000, for the purpose of providing a site for the volunteer fire station and a location to store the road equipment, passed by a vote of 3 for, 2 opposed.

BOARD 11-15-95 No motions

SPECIAL BOARD

11-28-95 Hermann Fischer was nominated to serve out Summers Stickney's term, upon Summers' resignation. Bob Roberts was unanimously elected Treasurer.

11-28-95 A motion to hire Valerie Thomas as OLCA Records Keeper, with a \$500 limit on setup charges, passed by a vote of 3 for, 0 opposed, 3 abstentions.

11-28-95 Hermann Fischer was nominated and elected to be the Board representative to the Road Maintenance Committee by a vote of 3 for, 0 opposed, 2 abstentions.

11-28-95 A motion passed to cancel the regularly-scheduled December 20 meeting of the Board of Directors.

BOARD

1-17-96 A motion passed unanimously to purchase File Maker Pro IBM/DOS Windows version for \$140 or less.

1-17-96 A motion to authorize Valerie Thomas to purchase a suitable check-making program for \$125 or less passed unanimously.

1-17-96 A motion passed unanimously to approve \$40 for Dick Miner to arrange fold/lick/stamp bills.

1-17-96 A motion to authorize \$440 for stamps for 1,374 bills passed unanimously.

1-17-96 A motion to pay Valerie Thomas \$820 for services rendered passed unanimously.

BOARD 2-21-96 No motions

BOARD 3-20-96 No motions

SPECIAL MEMBERSHIP

5-15-96 A motion to waive OLCA Bylaws Article X, Section 1, "Road Committee members shall not receive any compensation or payment for services and may not become an employee of the Road Committee until one (1) year has expired after termination of membership on the committee, except by approval of the membership at a special meeting called for this purpose," to allow the RMC to hire Dave McCrary, failed by a vote of 9 for, 16 opposed, 2 abstentions.

BOARD

5-15-96 Dick Miner was nominated for Treasurer/Corresponding Secretary upon his resignation as Vice President and elected unanimously.

5-15-96 A motion to appoint Jan Stickney to the Board passed unanimously; she agreed to serve as Vice President of the Association.

5-15-96 A motion to appoint Ronnie Norris to the Board passed unanimously; Norris agreed to serve as OLCA's representative to the Puna Community Council.

5-15-96 Paul Paulsen moved that the RMC request that fees be increased by 10%. The motion failed.

5-15-96 A motion to return to the original way of counting ballots and not to use the League of Women Voters passed unanimously.

RMC

6-6-96 Gary Dalton was voted in as the new member of the RMC.

BOARD

6-19-96 A motion passed that the Road Committee contact the Army Corps of Engineers regarding the study of 39th and Pohaku Dr. flooding problem.

RMC

7-96 Cindy Wolverton was voted in as the new member of the RMC.

BOARD

7-17-96 A motion passed unanimously to reinstate Hermann Fischer to the Board following two unexcused absences.

7-17-96 A motion pass unanimously to approve *nunc pro tunc* \$338.52 for Bylaws Committee expenditure for advice from attorney Stuart Oda.

7-17-96 A motion passed unanimously to pay the Puna Community Council dues (\$80).

7-17-96 A motion passed unanimously to send Jan Stickney's letter to Judge Amano about an illegal junkyard in the subdivision to various government officials.

7-17-96 A motion passed unanimously that as the Treasurer and Corresponding Secretary are responsible for all monies, bills, accounts receivable and letters, any previous orders from the OLCA Board of Directors be voided, and in the future, the OLCA Record Manager and Accounts Receivable clerk shall be directly under the supervision of the Treasurer and the Corresponding Secretary.

RMC

8-8-96 The committee voted to use chip seal as the paving surface for the access roads, 16 feet wide.

8-8-96 The committee voted to hire Bill Criegs as Road Manager.

8-8-96 The committee voted to pave the first 1,000 feet on each access road before starting work on the side roads.

8-8-96 The committee voted to rescind the agreement that only 36th could be used for roller transit across the subdivision.

BOARD

8-21-96 Sharon Rooney was nominated to replace Walter Moe on the Board. She was elected unanimously.

8-21-96 A motion to give the Treasurer authority to waive disputed interest charges to settle past due road maintenance bills passed unanimously.

8-21-96 A motion to send out a current version of the Bylaws passed by a vote of 5 for, 1 opposed.

8-21-96 A motion passed unanimously to stop bulldozing work on Auli'i and Orchidland Dr. until further investigation of complaints that the roadwork encroached onto adjoining lots, disturbing front property stakes. Resumption of work will be authorized by the Board President.

8-21-96 A motion passed unanimously that the Board of Directors endorse a letter from Nancy Macgiver regarding the history of the Klein junkyard issue, and that it be sent to all officials and the newspapers.

8-21-96 A motion passed unanimously to allocate \$150 for the purchase of a 4-drawer filing cabinet for the Treasurer's and Corresponding Secretary's files.

RMC

9-5-96 The committee voted that 36th Ave. from Ainaloa to Ilima will be treated unofficially as an access road only for the purposed of grading (not paving).

9-5-96 It was voted to allow a private owner's dozer to do minor ripping on a subdivision road providing:

- At least two RMC members agree to it
- Property owner is given a copy of the Road Ripping procedures, and agrees to its conditions
- Sign a release form and accept full responsibility for returning that section of road back into good drivable condition

BOARD

9-11-96 A motion passed by a vote of 7 for, 0 opposed, 1 abstention to transfer RMC funds to a savings and checking account at City Bank in Hilo.

9-11-96 A motion passed unanimously to present proposed changes to the Bylaws as approved by the Board of Directors and the RMC to the general membership at the annual meeting.

MEMBERSHIP

9-14-96 A motion that the funds allocated for chipsealing 1000 feet at the beginning of each access road be transferred to repairing side roads was amended to add "following approval of a written plan, including specifications of the work to be done and the costs involved." The amendment passed unanimously; the motion as amended passed by a vote of 31 for, 3 opposed, 2 abstentions.

9-14-96 A motion passed unanimously to suspend the rules and waive the reading of the proposed changes of the Bylaws, following a summary of proposed changes.

9-14-96 Ronnie Norris and David Harris were elected to the Board of Directors. Pat McCrary and Summers Stickney were elected to the RMC.

9-14-96 The Road Maintenance Committee budget was approved by a vote of 267 for, 44 opposed. The Board of Directors budget was approved by a vote of 264 for, 43 opposed.

9-14-96 A motion to increase road maintenance fees to \$55 per year, with the \$5.50 increase to be put into a paving account, passed by a vote of 194 for, 147 opposed.
9-14-96 Election of Officers: Sharon Rooney, President; Jan Stickney, Vice President; Dick Miner, Treasurer and Corresponding Secretary.

SPECIAL MEMBERSHIP

10-16-96 Jan Stickney moved to accept the amendment to Article I. The motion passed.
10-16-96 Jan Stickney moved to accept the amendment to Article II; the motion passed.
10-16-96 Jan Stickney moved to accept the amendments to Article III as presented; the motion passed.
Marti Morishige moved to strike those portions of Article III, Section 1 concerning honorary membership; the motion failed by a vote of 2 for, 25 opposed.
10-16-96 Jan Stickney moved to delete Article IV. Motion accepted.
10-16-96 Jan Stickney moved to accept the new Article IV, paragraphs 1 through 4, as presented. The motion passed.
10-16-96 Dave McCrary moved to add "and road improvement projects" to the proposed wording to Article IV, paragraph 5. The motion was accepted.
10-16-96 Article IV, paragraph 6, was accepted.
10-16-96 In Article IV, paragraph 7, Dick Miner moved to change "recommend" to "assess": "The Board of Directors may assess higher road maintenance assessments." The motion failed. Luke Bailey moved to change "...the Board of Directors may recommend higher road maintenance assessments" to "...the Board of Directors may recommend a higher road maintenance *fee schedule*." This motion passed.
A motion to include in paragraph 7 a provision for appeal by the lot owner also passed.
10-16-96 Jan Stickney moved to accept Article V; the motion passed.
10-16-96 Jan Stickney moved to accept Article VI. Section 1 was accepted.
10-16-96 Dave McCrary moved to change Article VI, Section 2 from "30" to "45" and "15" to "30", as follows: "The special meeting shall be called within *forty-five (45)* days following receipt of the request. All members shall be mailed a notice of the meeting at least *thirty (30)* days prior to the meeting." After discussion, the phrase was again amended to read: "...within *thirty (30)* days following receipt of the request. All members shall be mailed a notice of the meeting at least *twenty (20)* days prior to the meeting." The motion passed as amended.
10-16-96 Paul Paulsen moved to change Article VI, Section 2 from "fifteen (15) members" to "twenty (20) members": "...petition which shall be signed by *twenty (20)* members in good standing...." The motion passed by a vote of 20 for, 6 opposed.
10-16-96 Dick Miner moved to change Article VI, Section 3 from "...fifteen (15) qualified members with at least four (4) directors present" to "twenty (20) qualified members who are not directors, and at least four (4) directors present". This motion failed by a vote of 10 for, 15 opposed.
Paul Paulsen moved to change the phrase to: "...fifteen (15) qualified members who are not directors, and at least four (4) directors present". The motion passed unanimously.
10-16-96 Article VI, Section 4 was accepted as presented.
10-16-96 Paul Baillie moved that the remainder of the proposed Bylaws not be read line by line, but rather in a general manner, and that if those in attendance had specific concerns about a specific Bylaw, it should be addressed; the motion passed unanimously.
10-16-96 Jan Stickney moved to accept Article VII.

- a) Dave McCrary moved to delete the phrase “at the annual membership meeting” from Section 1 (i) . The motion failed by a vote of 9 for, 13 opposed, 5 abstentions.
 - b) Luke Bailey moved to change the phrase “...presented for approval by the membership at the annual membership meeting;” to “...presented for approval by the membership and subsequent ratification by the general membership;”. This motion passed by a vote of 18 for, 6 opposed.
 - c) Jan Stickney moved to delete the phrase “No member shall serve more than two (2) consecutive terms.” from Article VII, Section 4. This motion failed.
 - d) Valerie Thomas moved to replace the phrase “...prior to the annual meeting” with “...after the end of the fiscal year” in Article VII, Section 7: “Such audit will be conducted at least thirty (30) days after the end of the fiscal year.” The motion passed unanimously.
 - e) Sharon Rooney moved to add “...or Vice President if the President is the officer in question” to Article VII, Section 10. She amended her motion also to delete the final sentence, “A committee of six (6) members (not to include directors or officers) appointed by the President and confirmed by the Board shall consider all pertinent facts and make a recommendation to the general membership.” The motion as amended passed unanimously.
 - f) The remainder of Article VII was accepted as presented.
- 10-16-96 Jan Stickney moved to accept Article VIII.
- a) Valerie Thomas corrected typographical errors in Section 2 and Section 6 (c).
 - b) Valerie Thomas moved to add the phrase “except as otherwise provided for herein” to Section 3(b): “Appoint the chairpersons of standing, special and temporary committees, *except as otherwise provided for herein*, and the delegates and representatives...” The motion was accepted unanimously.
 - c) The remainder of Article VIII was accepted as noted.
- 10-16-96 Jan Stickney moved to accept Article IX; the motion passed.
- 10-16-96 Jan Stickney moved to accept Article X.
- a) Valerie Thomas moved to change Section 1, “road maintenance committee” to “permanent road maintenance committee”. The motion passed.
 - b) Valerie Thomas moved to change Section 2, “nominating committee” to “nominating/election committee” wherever mentioned, and to add the sentence, “This committee will also supervise the selection of a non-partisan group to count the ballots.” The motion passed by a vote of 23 for, 0 opposed, 1 abstention.
 - c) Luke Bailey moved to add the phrase “except for the road maintenance committee” to Section 3, so that the sentence reads: “...confirmed by the Board of Directors, *except for the road maintenance committee*.” The motion passed.
 - d) The remainder of Article X was accepted.
- 10-16-96 Jan Stickney moved to accept Article XI. The motion passed.
- 10-16-96 Jan Stickney moved to accept Article XII. The motion passed.
- 10-16-96 Jan Stickney moved to accept Article XIII. The motion passed.
- 10-16-96 Luke Bailey moved to approve the Bylaws as amended and read. The motion passed by a vote of 22 for, 0 opposed, 5 abstentions.

SPECIAL BOARD

10-24-96 Election of Officers: Sharon Rooney, President; Jan Stickney, Vice President; Cindy Woolverton, Secretary; Dick Miner, Treasurer.

BOARD

11-20-96 The minutes of the Oct. 24 special meeting and the Oct. 16 regular meeting were approved.

11-20-96 A motion to hire Ann Fukuhara, CPA, to do the financial review passed.

11-20-96 A motion to consider an abbreviated Treasurer's Report from Dick Miner at the December meeting passed.

11-20-96 The Board approved a motion to allow Bob Roberts to apply for a free cellular phone being offered to Neighborhood Watch programs.

RMC

12-15-96 Gary Dalton moved that side road work be initiated on a road such as 36th, which is more central and thereby more universally beneficial. The motion was amended to select 37th Ave. instead and passed as amended.

12-15-96 Verne Wood moved to implement a program whereby members of the community could voice their comments, complaints or concerns in writing to the Road Committee via the OLCA mailing address. The motion passed.

12-15-96 Gary Dalton moved to purchase and install enlarged County-standard speed signs at all access roads. The motion passed.

12-15-96 Gary Dalton moved to lay down cinder immediately on Auli'i and Orchidland Dr. mauka of 40th Ave. The motion passed.

BOARD

12-18-96 The minutes of Nov. 20 were approved as corrected.

12-18-96 A motion passed to award Mr. Soga a contract for rental of road maintenance machines, fuel and equipment maintenance for \$118 per hour, with a subcontract for Henry to drive the dozer on 37th Ave. only for \$20 per hour and the grader for \$15 per hour.

12-18-96 A motion passed to allow an off-island owner to pay delinquent road fees without an interest charge, if the payment is received within 30 days.

BOARD

1-15-97 The minutes of Dec. 18 were approved as written.

1-15-97 A motion passed to allow the dozer and operator up to three hours of work on 40th Ave. when it is walked from Laniuma to Pohaku Dr. The work area will be filled with cinders after the dozer is finished.

1-15-97 David Harris moved to write letters to the Judge Amano and Pat O'Toole to notify them of OLCA's concerns regarding Mr. Kline's non-compliance with a court order to remove junk cars on his property. The motion passed with 2 abstentions.

1-15-97 A motion passed to put lien proceedings on hold until questions regarding protocol for dealing with "refusal" letters returned by property owners and who, and in what order, OLCA is going to lien property-owners for non-compliance, due to time constraints.

SPECIAL BOARD

2-1-97 Pat McCrary moved to approve funding to get Laniuma to a drivable condition and fill it with cinder. The motion passed by a vote of 5 yes, 3 no.

BOARD

2-19-97 The minutes of Jan. 15 and Feb. 1. were approved as corrected.

2-19-97 A motion passed to accept Sanford's bid of \$3000 to fill the lava tube on Orchidland Dr. using OLCA's grader and roller.
2-19-97 A motion to accept Bernadette Gutierrez to represent the Board on the RMC passed by a vote of 7 yes, 0 no, 1 abstention.
2-19-97 A motion passed unanimously that Sharon Rooney and Ronnie Norris write a letter requesting assistance with OLCA's flood control issues, to be sent to governmental agencies.
2-19-97 A motion to postpone lien issues until the next meeting passed unanimously.
2-19-97 A motion to postpone Job Description Policy and Procedures for the Accounts Receivable Clerk until the next meeting passed unanimously.
2-19-97 A motion was passed to have the League of Women Voters count ballots.
2-19-97 A motion passed to hire Valerie Thomas to do the newsletter.

RMC

3-12-97 Pat McCrary was nominated and elected Road Chair.
3-12-97 A motion passed to approve the 37th Ave. project in light of a \$11,000 side road improvement fund deficiency.
3-12-97 A motion passed to pump concrete under the 39th slab as soon as contingency funds are available.

BOARD

3-19-97 Jan Stickney moved to table the discussion on the RMC Policy and Procedures meeting until next month. The motion passed.

RMC

4-9-97 A motion passed to request that 3 roads be approved for road work at the same time instead of road-by-road, so there is not so much time delay between approvals.
4-9-97 A motion passed to accept the Procurement and Purchasing Policy as amended.
4-9-97 A motion passed to accept the proposal submitted by Pat McCrary that a Road Maintenance Manager Position be implemented.
4-9-97 A motion passed to order the necessary grader parts now and wait to get approval from the OLCA Board to fund labor costs of repair.
4-9-97 A motion passed to accept Sanford's bid and start weekly grading work with the rented equipment ASAP.
4-9-97 A motion passed to hire rock tossers and pothole fillers.
4-9-97 A motion passed to make Orchidland Dr. between 40th and 41st a Main Access Road.

BOARD

4-16-97 The minutes for Feb. and Mar. were approved.
4-16-97 A motion passed to move the OLCA Savings Account earning 2 ½ % interest into a certificate of deposit for 12 months, where it will earn 5.8%.
4-16-97 A motion passed unanimously to fund grader repair and labor costs from the fuel funds, because the repair fund has been depleted.
4-16-97 A motion passed to approve RMC-submitted documentation of approving work for 3 side roads—38th, 39th and 40th.

MEMBERSHIP 4-19-97 No quorum/Board continued agenda of 4-16

SPECIAL BOARD

4-19-97 A motion passed to accept the Procurement amendments for the Fiscal/Purchasing Policy.

4-19-97 A motion to lien two properties before the State sells the land at auction for delinquent taxes passed unanimously.

4-19-97 A motion passed to send lien warnings with May's billing, and if delinquent members do not pay, to start lien action on 9/1/97.

4-19-97 A motion passed to pay for folding the billing at a cost of \$30.

4-19-97 A motion passed not to reschedule the annual meeting.

4-19-97 A motion passed to include a lien item on the billing requesting donations to fund purchase of a property for storage of RMC equipment and an office.

4-19-97 A motion passed to increase road maintenance fees by 10%, to \$60.50, for 1998-1999.

4-19-97 A motion passed to request approval from the membership to increase road maintenance fees to \$75 for 1998-1999, with a letter of explanation why this is being requested.

4-19-97 A motion passed to request a vote from the membership to amend the present assessed fee of 97-98 to increase the fee to \$65 for the purpose of purchasing property for equipment storage.

4-19-97 A motion passed to install a voicemail phone line for OLCA business. [*The voicemail system, phone number 934-7738, was activated on April 24, 1997.*]

RMC 5-14-97 No motions

BOARD

5-21-97 The Board passed an RMC recommendation to hire Bill Watkins as Road Manager beginning July 1, with a friendly amendment to include a 90-day probationary period, subject to budget approval by the general membership. (4 yes, 1 no, 2 abstain)

5-21-97 The Board passed an RMC recommendation to hire Chris Galacgac to grade 40th Ave.

5-21-97 The Board approved the RMC's recommendation to hire Byron Baguay to clear plant growth at road intersections for \$10 per hour and to clean road signs for \$6 per hour.