

**Orchidland Community Association
Board of Directors Meeting
Approved Minutes
July 21, 2020**

Call to Order: President Steve Lyon presiding; this is the Board of Directors meeting of July 21, 2020 at the Neighborhood Place of Puna in Keaau, the time is 6:40pm.

This meeting is limited to 10 persons: RMC, BOD and administrative support. All social distancing standards recommended by the State are being followed and some BOD members will also be joining the meeting via conference call.

Roll Call on location: President Steve Lyon, Secretary Ric Wirick, RMC Vice-chair John Erickson and Hershel Hood.

Roll Call for via conference call: Vice President Doug Anderson and Treasurer Tegen Greene.

Special Guests: Lloyd Swierenga, Carrie Walters, Sherri and James Fox, Wayne Leong, and Norman Kauahi.

Motion to approve the Agenda for the BOD meeting of July 21, 2020 as distributed and amended:

Seconded, called to vote, all in favor 6, motion approved.

Motion to approve the Minutes of the BOD meeting of June 16, 2020 as distributed.

Seconded, called to vote, all in favor 6, motion approved.

President's welcome announcement to members and general public:

Aloha and welcome to the 2020 July Board of Director's meeting for fiscal year 2020-21, start of a new fiscal year.

In accordance with State Covid-19 safety provisions: the OLCA Board and special guests are practicing social distancing, sitting about 6' apart from one another. Special guests will be given the opportunity to speak at the end of meeting. Sign-in and suggestion forms will also be provided at the meeting; these forms will be reviewed and addressed by the BOD at the next scheduled meeting. Finally, this meeting is being audio recorded.

RMC report summarized by RMC vice-chair John Erickson (full report as distributed):

Updates on pothole filling: As anticipated lower Orchidland Drive, primarily used as the business access road for the commercial district, continues to crack and break away in every rain storm. The worst potholes developing where lower Orchidland Drive adjoins Hwy 130. This has created a Public Safety Hazard and Risk. During the past months many large potholes have opened up, one had spanned inbound lane of traffic. OLCA maintenance crews have attempted cold patching between storms and gravel has been used while the road is flooded.

Due to this increased Public Safety Hazard and Risk during heavy rains and flooding, OLCA has requested that the County temporarily close this section of road in order to help prevent vehicular/ pedestrian injury and/ or fatality. This short section of roadway receives heavy commercial traffic, including large delivery trucks (including tandem fuel trucks) and school bus traffic (loading and unloading for and of school children). In addition, the flooding in this section is made worse by the church's lower parking lot draining directly onto lower Orchidland Drive.

Letters were sent to commercial property owners on lower Orchidland Drive in 2017 and a complaint filed with the Hawaii County Works Department in 2018 concerning the road flooding and ponding issue. Letters and/ or emails will be sent to business owners in early 2020 -- plus County, State, Federal officials, politicians and the media regarding this increased Public Safety Hazard. We anticipate a workable solution in the future, in order to avoid the closure of this section of roadway.

Over the past months OLCA made requests with the State Hwy Dept for assistance in opening natural drainages on lower Orchidland near the inbound lanes at the intersection with HWY 130 to prevent flooding and ponding during heavy rains. No attempts were made by HDOT to assist with our request. This month, OLCA road crews opened the natural drainage to the best of their ability, removed road side debris and dispersed gravel. This additional drainage work has reduced the flooding on the inbound lane. Flooding and ponding remain an issue on the outbound lane with rainwater drainage directly from the Mormon churches parking lot.

Other potholes are filled once a month as part of ongoing road maintenance.

Unpaved road maintenance updates: Last month, Hokori Construction completed the 30 miles of unpaved road repair (specifically repair/ fill washed out areas and large potholes) as needed, maintaining a single-lane. Roads are being maintained for 15 mph travel, which means small potholes and exposed rock can serve as speed dips.

The cost of this last rotation was more expensive than the last because more materials, base course and gravel were required. Costs for the last service rotation: \$16,000 for materials (1 ½" or 2 ½" base course), about 26, 20-ton truck loads of base course with a skid steer loader for dispersal of materials. Equipment and labor half that cost at \$4000.

Abandoned Vehicles (AVs) on OLCA roads and/ or in the right-of-way:

Discussion: Abandoned vehicles and the arson of abandoned vehicles in Orchidland Estates has been on rise over the past years. One major reason is that vehicle recycle centers stopped paying for metal recycling and now charge a fee. Technically, dumping vehicles is a criminal littering offense, up to \$1000 fine and 200 hours of community service.

If an abandoned vehicle (AV) is dumped on an Orchidland road or in the right of way, and it is reported to the HPD and they follow-up with an incident report. The AV should be towed or

removed by the County within a week or two. If not, follow-up with the HPD on a weekly basis until the vehicle is removed.

The process is to call the HPD non-emergency number at 808-935-3311

Report an abandoned vehicle: provide the HPD with the date of incident, location, type vehicle and be sure to get an incident number and HPD officer contact name.

OLCA Road Closure updates:

Posted on the OLCA Facebook and OLCA homepage on July 1, 2020:

NOTICE OF ROAD CLOSURE AND THE INSTALLATION OF CONCRETE BARRIERS TO BLOCK TRAFFIC FROM AINALOA BLVD.

The recent State Hwy roundabout construction at the intersection of Hwy 130 and Ainaloa Blvd has created an excessive amount of cut-through and by-pass traffic from Ainaloa Blvd onto 34th, 35th, 36th and 37th Ave in Orchidland Estates. This has created a safety hazard for OLCA residents, excessive use and damage to our private roads and an increased amount of trash dumping in the area.

Concrete barrier installations and road closures were completed today on 34th, 35th, 36th and 37th at Ainaloa Blvd.

History:

This safety and maintenance issue was originally brought to the OLCA Board and Road Maintenance Committee on or about April 1, 2020 by a concerned OLCA resident on 34th Ave between Illima and Ainaloa Blvd. We confirmed the traffic/ safety and road issue with OLCA Road Maintenance contractors working in the area.

OLCA immediately contacted our County Council rep Matt Kleinfelder -- hoping to come up with a viable solution. OLCA suggested County maintenance and law enforcement of the 15 mph speed limit and road closures. Due primarily to lack of County funding -- Mr. Kleinfelder was not able to assist OLCA.

Traffic got much worse as Covid-19 travel restrictions were lifted. Cut through/ bypass traffic included passenger vehicles, delivery trucks and even tractor trailers with D-9 dozers. These OLCA "private roads" had become County bypass roads. But these are not County bypass roads -- they are "private roads" -- and OLCA does not receive any County, State or Federal funding to repair, maintain or improve OLCA roads. No County, State or Federal insurance. Plus, the safety of OLCA residents is most important!

The OLCA Board approved barrier installation. HPD and other authorities were contacted regarding the closure. Residents on 34th, 35th, 36th and 37th were contacted before the

installation. Barrier installation was scheduled for the end of May but was delayed until June, final installations were completed July 1, 2020.

Mahalo for your cooperation and support,

OLCA Road Maintenance Committee and Board of Directors

Contact information: www.Orchidland.org or phone 808-464-5598

Social media response from the OLCA Facebook page, the general response from Orchidland residents has been favorable. Yes, there were a few unforeseen issues -- and we will take the time to discuss those issues in more detail at the end of the meeting.

With the exception of 37th Ave, all the barricaded roads have remained closed and secured. The 37th Ave barricades have been breached -- by-pass traffic has literally cut through overgrown vegetation on the corner lot and are using it for access. The HPD has been notified.

Members of the RMC conducted a survey of road conditions since the closures at Ainaloa, this included: Illima Drive, and 34th, 35th, 36th and 37th between Ainaloa and Illima. All roads except 37th Ave are in passable condition while driving at 15 mph. Both this section of 37th Ave and Illima Drive could use some additional maintenance with the new Orchidland resident traffic flow.

The travel time to drive these roads at 15 to 20 mph is as follows:

- 1) From Hwy 130 up Illima Drive to the T end at 37th = less than 3 minutes.
- 2) From the end of 34th, 35th, 36th and 37th Ave from the closure at Ainaloa Blvd to Illima = less than one minute.
- 3) Exit onto Hwy 130 from Illima Drive varies depending on the time of day and traffic flow.

New RMC Business:

Due to the shift of local Orchidland resident traffic to from Ainaloa Blvd to Illima Drive, it is recommended that OLCA bring Illima Drive up a notch or two with more and regular maintenance -- because it is now being used as a main access road.

Illima Drive is designated as a main access road and it runs parallel to Ainaloa Blvd. -- less than 1/8 of mile apart. Plus, Illima Drive from 36th to 37th Ave is the next "main access road" scheduled to be paved once asphalt paving funds becomes available. Note, OLCA's new fiscal-year, 2020-21, began July 1, 2020.

It is also worth noting that it has been mentioned that the County originally intended to block off these entries and exits to and from Orchidland Estates at Ainaloa Blvd. The County likely anticipated back the then, the potential problem of cut-through/ by-pass County traffic.

In closing, OLCA contacted HPD Captain John Briski's office with updates of all road closures at Ainaloa Blvd., and that information was to be updated by his office with EMS, the Fire Dept., etc.

The following motion was approved by the RMC and is recommended to the BOD for approval:

Motion to approve immediate funding for the regular maintenance of Illima Drive from 35th to 37th Ave. Until OLCA asphalt paving funds become available for fiscal-year 2020-21 to pave Illima Drive from 36th to 37th Ave. In addition, approve funds for a large road sign and post near the intersection of Hwy 130 and Illima Drive stating: NO OUTLET/ DEAD END.

Second

Discussion: (as noted above) due to the shift of local Orchidland resident traffic to from Ainaloa Blvd to Illima Drive, it is recommended that OLCA bring Illima Drive up a notch or two with more and regular maintenance -- because it is now being used as a main access road.

Illima Drive runs parallel to Ainaloa Blvd., and is less than 1/8 of mile from Ainaloa Blvd.

Illima Drive from 36th to 37th Ave is the next "main access road" scheduled to be paved once asphalt paving funds becomes available. OLCA's new fiscal-year, 2020-21, began July 1, 2020.

In closing, OLCA contacted HPD Captain John Briski's office with updates of all road closures at Ainaloa Blvd., and that information was to be updated by his office with EMS, the Fire Dept., etc.

More Discussion, call motion to vote, all in favor 6, motion approved.

Road and road related maintenance for fiscal year 2020-21 includes:

- 1) -- Completion of paving projects previously scheduled when funding becomes available.
- 2) -- At least one-full maintenance rotation -- of unpaved roads and 2 or 3 follow-ups, as needed -- service rotations (fill large potholes, washouts, excessive traffic wear, etc.) to maintain the 15 mph speed limit.
- 3) -- Road-side mowing: along Main Access Roads about four-times (about every 3 months), and along unpaved roads about two-times (about every 6 months).
- 4) -- Main Access road-side vegetation removal and crack sealing.
- 5) -- Other paving projects as funding becomes available.

The motion below was completed and approved online, via email following the RMC meeting and is recommended for BOD approval:

Motion to approve funding for road and road related maintenance for fiscal year 2020-21 as funding becomes available.

Seconded

Discussion: this funding and funding approval is necessary to complete the road projects addressed above.

Specific road and road related projects with bids include: numbers 2, 3 and 4.

Bids have been provided to the BOD for review and approval.

More Discussion, call motion to vote, all in favor 6, motion approved.

Old RMC Business:

The OLCA letter regarding the Public Safety Hazard and Risk at lower Orchidland Drive and Hwy 130 -- will be to be sent soon (via mail and/ or email) to the businesses and the church on lower Orchidland Drive as well as County, State and Federal agencies and representatives, reporters and more.

At the March 2020 RMC meeting a few motions were discussed regarding the potential costs and funding for necessary repairs and the overdue reconstruction of lower Orchidland Drive from Hwy 130 to the intersection of 34th Ave. Repairs and reconstruction are needed in order to prevent the temporary road closure of lower Orchidland Drive during heavy rains and flooding which creates hazardous road conditions.

It was determined by the RMC that it would be best to wait until after the 2020 letter was sent to businesses, church and County, State and Federal officials/ representatives and reporters before moving forward with costs and funding suggestions. The RMC suggested meeting with all parties to discuss a workable solution.

This meeting with all parties was proposed for April or May 2020, but with the recent virus scare and stay a home orders the meeting will be postponed.

The letter is scheduled to be sent/ emailed soon, Carrie will provide the updates to the RMC.

More RMC discussion:

Now that some Covid-19 restrictions have been lifted and some government offices have reopened. Some RMC members will follow-up with the USDA Rural Development.

-- USDA Rural Development grants and/ or loan options for possible additional road repair, maintenance and improvement funding. For instance, additional gravel, basecourse, materials to bring unpaved roads up to minimum Federal standards.

More topics of discussion:

Criminal littering, abandoned vehicles, squatting on vacant land and vacant homes has become a bigger issue since the Covid-19 pandemic.

OLCA is attempting to make contact with absentee property owners, bringing them up to date the issues at hand. The RMC will likely have to take the lead on this, and try our best to keep it under control working with absentee property owners and the HPD.

The BOD agreed to review the legal aspects of moving forward with a new Procedure and Policy regarding this growing issue. Carrie Walters, OLCA's legal assistant will update us on the possible letter to and from absentee owners, giving OLCA the ability to file a complaint in the owner's absence.

Update, last month we received reports that OLCA has 40 to 50 squatters on three adjacent properties on 39th Ave between Orchidland and Auli'i Drive. Letters of concern were sent to the property owners in order to file a complaint with the HPD to begin the eviction process. Carrie will update the RMC on the via mail responses.

Last week, Secretary Wirick, filed a complaint with a County Planning regarding an advertised, unpermitted auto-repair service just above the OLCA community lot. Absentee owners have also been sent a letter, regarding this issue.

In addition, Secretary Wirick followed up with County Planning on the complaints OLCA filed back on or about February 2020 regarding issues on lower Orchidland Drive with some commercial properties. The update, the County has a backlog and it may be year before they get to following up with our complaints...

Referencing last month's RMC meeting, we had a new resident in OLCA offer 24" ABS culverts, unfortunately only 2 are available, not enough to alleviate the massive slow flowing and occasional flooding issue where the new asphalt paving begins on 40th Ave below the Pohaku intersection.

That completes this month's RMC reports, updates and discussions.

Special guest input: Tara Brandon, a new OLCA resident from 37th and Illima contacted us on or about July 4, 2020 with concerns regarding the closure of 37th Ave at Ainaloa Blvd. She also contacted County Rep Matt Kleinfelder. Mr. Kleinfelder apparently had a few new suggestions but did not contact the OLCA BOD.

Additional special guest input:

Sherri and James Fox, also from 37th Ave near Illima Drive, had some concerns. Their primary concern -- EMS access during emergencies. They were glad to hear that OLCA had been in contact with HPD captain John Briski, who's office updates EMS, Fire Dept. and HPD dispatch on road closures and alternative routes. And James appreciated that OLCA would address the maintenance and improvement of Illima Drive, now serving as a "main access road."

One additional special guest was in attendance, Stan Gopol, also from the Illima and 37th Ave area. Like James Fox, Stan had expressed his concern for EMS access during emergencies. And was glad

to hear what OLCA had done to address this issue and the coming road maintenance on Illima Drive.

Sherri Fox also presented a signed petition from Orchidland residents on 37th Ave between Ainaloa Blvd and Illima Drive. They suggested that OLCA move the 37th Ave concrete blockades from Ainaloa Blvd to Illima Drive, just before the intersection. They indicated that there are issues on this stretch of 37th Ave that would be resolved with the barrier movement.

The OLCA RMC and BOD discussed this possible solution, and put the following Motion to vote. Since a delay would put this possible solution back for at least one month – until the next RMC and Board meeting.

Motion to approve the relocation of road closure concrete barriers and signage from Ainaloa Blvd to near the intersection at 37th Ave and Illima Drive.

Seconded

Discussion: it has been brought to the attention of the OLCA RMC and BOD that there are issues on this stretch of 37th Ave that would be resolved with the barrier movement. Sherri Fox, road representative -- presented the OLCA Board with a signed petition from all residents on that stretch of road – indicating that this would be a real solution. Plus, the road closure would stop cut-through/ by-pass traffic from County maintained road, Ainaloa Blvd.

More discussion: OLCA will make contact with road contractor Hokori Construction and HPD captain John Briski, updating his office of the proposed movement of the concrete barriers and road closure. If there are no unforeseen problems, Capt. John Briski's office will update emergency dispatch (EMS, Fire Dept., HPD) of the change -- and OLCA will schedule the relocation of barriers and road closure.

Call motion to vote, all in favor, 5 with 1 abstention, motion approved.

That concludes the RMC monthly report, updates and Motions.

Social and Community Lot Committee Report:

The OLCA First Saturday Harvest Share and Farmers Market was July 4, 2020. A very good showing of garden, vegetable and fruit vendors -- and the patron participation was better than ever.

The next monthly OLCA Harvest Share and Farmer Market is scheduled for August 1, 2020. For more information on upcoming events please visit www.Orchidland.org, in addition, on the website there is a direct link to the OLCA group Facebook page. For vendor information please contact either Committee members Norman Kauahi, Merlin Forman or Sharon Walker at the monthly events or by calling 808-464-5598.

A full OLCA Farmers Market report was given by Norman Kauahi, acting chair of the committee, this full-report will be filed at a later date.

**Community Lot Development Committee Report/ Update by Secretary Wirick:
OLCA Community Lot Development Committee and Agri-Cultural Center (ACC) Board report:**

Over the past month, the OLCA Agri-Cultural Center (ACC) (501c3) has been setting up an ACC account with Data Processing Services, Inc. for book and record keeping services. Submitting documents for ACC Directors and Officers insurance, as well as reviewing additional insurance requirements for the site development at the OLCA Community lot.

New Business:

OLCA ACC president Norman Kauahi submitted his resignation on July 13, 2020 by email, his preference is to work with newly formed OLCA Farmers' Market Committee.

The OLCA Board and OLCA Agri-Cultural Center Board accepted his resignation. The effective date 13, 2020.

Motion to appoint Carrie Walters as a Board of Director for OLCA Agri-Cultural Center.

Seconded

Discussion: Carrie has offered a Board member.

Call Motion to vote, all in favor 6, motion approved.

Motion to create the OLCA Farmers' Market Standing Committee to be known as the "OLCA Farmers' Market Committee".

Seconded

Discussion: The purpose of this committee is to build a vibrant OLCA farmers' market with the goal of fostering unity and community spirit with Orchidland Estates residents and more.

This committee shall be responsible for building and administering electronic sites as it pertains to the OLCA Farmers' Market.

This committee will be responsible to provide the OLCA president with timely monthly reports including any financial activity, for dissemination to the OLCA Board.

More discussion: at the present time in the early developmental stages of the 501c3, OLCA Agri-Cultural Center, it appeared wise to separate the 501c3 from the OLCA Farmers' Market.

The authority to create a standing committee resides in the OLCA By-laws; Article X, Section 3.

Read motion and call motion to vote, all in favor 6, motion approved.

Motion to appoint Norman Kauahi, Merlin Foreman and Sharon Walker to the OLCA Farmers' Market Committee, effective July 21, 2020. Other members to be added by the committee.

Seconded

Discussion: All individuals have agreed to serve on this committee.

Call motion to vote, all in favor 6, motion approved.

That completes the OLCA reports and motions.

Final Announcement: as per OLCA Bylaws, we are announcing the election of a new interim Board member one month in advance. Her name is Tara Brandon, she is from the Ilima Drive area of Orchidland Estates. That election to take place at the next OLCA BOD meeting scheduled for August 18, 2020.

Board of Director, Herschel Hood has agreed to move into the role of OLCA Treasurer, his election to Officer by the OLCA Board will be confirmed next month. Tegen Greene had asked to step down from her 5-year role as OLCA Treasurer. A big mahalo to both Tegen and Herschel for making this seamless transition possible for OLCA.

That concludes the OLCA BOD meeting for July 21, 2020, motion to adjourn, call to vote, 6 in favor -- the time is 8:02pm.

Submitted by:

Frederic Wirick, Secretary

Date