

OLCA Motions Log  
7/9/13 to 6/17/14

BOARD

7/16/13 – no quorum

BOARD

8-20-13 Ralph Boyea nominated Wes Owens, Marti Morishige, Ariela Murphy and Derek Shimizu as interim Directors. Wes Owens seconded the nominations. The motion passed with 7 votes in favor, none opposed.

8-20-13 Marti Morishige nominated Ralph Boyea to serve as an interim Director. Wes Owens seconded the nomination. The motion passed with 7 votes in favor, none opposed.

8-20-13 Derek Shimizu nominated Ralph Boyea as Secretary, second by Ariela Murphy. The motion passed with 5 in favor, 1 abstention.

8-20-13 Marti Morishige nominated Wes Owens as President, second by Derek. The motion passed with 5 in favor and 1 abstention.

8-20-13 Ralph Boyea nominated Marti Morishige as Vice President, second by Ariela. The motion passed with 4 in favor and 2 abstentions.

8-20-13 Ralph Boyea nominated Dennis McCartin as Road Chair, second by Wes. The motion passed with 4 in favor, 2 abstentions.

8-20-13 Ralph Boyea nominated Derek Shimizu as Treasurer, second by Ariela. The motion passed with 4 in favor, 1 no vote and 1 abstention.

8-20-13 Ralph Boyea moved that the minutes for the March 19, 2013 Board meeting be accepted as circulated. Wayne seconded. The motion passed with 6 votes in favor.

8-20-13 Ralph Boyea moved that the minutes for the April 16, 2013 Board meeting be accepted as corrected [correct the meeting date and number of pages noted in the header.] Marti seconded. The motion passed with 6 votes in favor.

8-20-13 Ralph Boyea moved that the document for the July 16, 2013 Board meeting be accepted as amended. Dennis seconded. The motion passed with 6 votes in favor.

8-20-13 Ralph Boyea moved that the document for the July 30, 2013 Board meeting be accepted as circulated. Dennis seconded. The motion passed with 5 votes in favor and one opposed.

8-20-13 Dennis McCartin moved that the Board award the Independent Contractor Road Maintenance contract to Joe Hanson Contracting. Ralph seconded. Motion passed with 6 votes in favor. None opposed, no abstentions.

8-20-13 Ariela moved to accept the Secretary's report. Derek seconded. Motion passed with 5 votes in favor. None opposed, no abstentions.

8-20-13 Ralph Boyea moved to accept the Treasurer's Report, second by Ariela. The motion passed with 4 votes "for" and 2 abstentions.

8-20-13 Derek moved to form a Bylaws Committee. Dennis second. The motion passed with five votes in favor, none opposed or abstained.

8-20-13 Ralph moved that we purchase 4 filing cabinets for our office at a cost of up to \$1200. Wayne second. The motion passed with five votes in favor, none opposed or abstained.

8-20-13 Ariela moved that the Board purchase 15 binders that Ralph bought on sale at a total cost of \$30.57. Derek seconded. The motion passed with five votes in favor, none opposed or abstained.

8-20-13 Ariela moved to appoint Ralph Boyea as the Chairperson for the new Bylaws Committee. Derek seconded. The motion passed with four votes in favor, one abstained [Ralph].  
8-20-13 Adjournment: Ralph moved to adjourn. Derek second. The motion passed with five votes in favor, none opposed or abstained.

#### BOARD

9-17-13 Wayne moved to approve the minutes for August 20, 2013 as corrected; Ariel seconded. Motion passed with 5 for and 1 opposed.  
9-17-13 Treasurer: Derek moved to add Marti Morishige, our VP as a signatory; to remove Wayne as a signatory, and to continue authorizing access to our accounts by Karen Doom; for the following accounts: CU Hawaii #319390 and 752480; and HFSCU #71091 and 89159. Seconded by Dennis. The motion passed by a vote of 6 yes, 0 nos.  
9-17-13 Ralph moved, for the sake of discussion. to accept the letter written by Ariel Murphy, Dennis seconded. Ariel moved to add this language, Marti seconded.  
The motion to add a statement regarding a late charge and interest if payment is not received within 15 calendar days of the billing. Motion passed, 4 yes, 2 no.  
The motion to accept the letter written by Ariel, as amended, passed, 4 yes, 2 no.  
9-17-13 Ralph moved to send the collection letter to all lot owners who are in arrears as of the due date of the billing for the current fiscal years billing will be sent a collection letter. Ariel seconded. The motion passed, 5 yes, 1 no.  
9-17-13 Ralph moved to set the meeting date for November 16, 2013. Dennis second. Motion passed with 6 yes, 0 no.  
9-17-13 Ralph moved to appropriate up to \$200 to purchase insurance for this meeting. Derek seconded. Motion passed with 6 yes, 0 no  
9-17-13 Adjournment: Ralph moved to adjourn at 8:04pm. Motion passed with 6 yes votes.

#### BOARD

10-15-13 Marti moved to approve the minutes for September 17, 2013 as circulated; Ariel seconded. Motion passed with 5 for and 1 opposed.  
10-15-13 Motion: Derek moved that the Board consider pay increases for our Accounts Receivable Clerk and Records Keeper. Dennis 2nd. Ralph moved to amend the motion to include a review of the pay for all of our contractors. Wayne 2nd. The amendment passed 6 yes, 0 no; the motion passed 6 yes, 0 no.  
10-15-13 Motion: Wayne moved to authorize up to \$200 for the purchase of a used counter at the discretion of the President. Derek 2nd. The motion passed 6 yes, 0 no.  
10-15-13 Motion: Dennis moved to allocate \$40,812.38 from the RM fund to the Administration fund. Derek 2nd. The motion passed 6 yes, 0 no.  
10-15-13 Motion: Wayne moved to allocate \$25,000 for main roads to complete the section between Pokaku Pl and Laniuma on 35th; and \$55,000 for filling of lakes on side roads, spreading of gravel and mowing of main roads. Derek 2nd. The motion passed 6 yes, 0 no.  
10-15-13 Adjournment: Ralph moved to adjourn at 9:10pm. Derek 2nd. Motion passed with 6 yes votes.

#### GENERAL MEMBERSHIP

11-16-13 Motion: [inaudible, Marcy?] - Moved that we move forward with our Agenda; motion seconded by Yen Chin; the motion failed by a vote of 11 in favor and 24 opposed.

11-16-13 Approval of Minutes: Wayne Carey moved to accept the minutes of the April 20, 2013 General Membership meeting as circulated. Bob Arthurs seconded. The motion carried by a vote of 34 in favor, 0 opposed and 0 abstained.

11-16-13 Motion: David Aasve moved to assess \$300 per year payable in 2 or 3 increments. Beatrice Bueno seconded.

Ralph Boyea moved to amend the motion to give three options: #1 \$150 per year for 2 years; #2 \$250 per year for 2 years; #3 \$300 per year for 5 years.

- Wayne Carey asked if David accepted the amendment.

- David Aasve replied if you include the 2 payments per year for the \$300 and \$250 options he will withdraw his motion. Ralph agreed. Ralph's motion became a main motion.

- Ariel Murphy seconded Ralph's motion.

Clarification of the new main motion:

- The first option would be \$150 per year for two years, which would include \$85 for the regular maintenance and at least \$65 for chipseal repairs. Option number two would be option number one plus \$100 per year to reinstitute paving for two years. Option number three would be to institute the road maintenance plan as presented today, which would have to be put to some extent into the newsletter and on the website for everyone to understand.

- [inaudible questions] Ralph - yes, I forgot for the \$250 and \$300 options, they would be split into two payments.

- The motion passed by a vote of 38 in favor, 1 opposed

11-16-13 Motion: Barbara Arthurs moved to adjourn. Bob Dexter seconded. The motion passed with 15 in favor, 6 opposed and 2 abstentions.

11-16-13 Meeting adjourned at 11:41 a.m.

## BOARD

11-19-13 Election of Interim Directors was held.

Wayne Carey nominated Robert Arthurs, Derek Shimizu second: Robert Arthurs was elected with 22 yes votes, 0 opposed and 0 abstentions.

11-19-13 Ariel Murphy nominated D'Artagnan Josephson, Ralph Boyea second: D'Artagnan Josephson was elected with 26 yes votes, 0 opposed and 0 abstentions.

11-19-13 Ralph nominated Nikhil Inman-Narahari, Ariel second: Nikhil Inman-Narahari was elected with 25 yes votes, 0 opposed and 0 abstentions.

11-19-13 Motion: Wayne moved to accept the minutes as read, Ariel seconded, minutes were accepted.

11-19-13 Motion: Ralph moved that we go into Executive Session to discuss the issues raised by Wes. Ariel seconded. The motion passed 6 yes, 0 no, 1 abstained

11-19-13 Motion: Derek moved, Nikhil second: That we postpone the Executive Session to discuss another motion before going into Executive Session Vote: in favor 3 yes; 4 no the motion did not pass.

## BOARD

12-14-13 Ariel Murphy moved, Bob Arthurs seconded: Accept the abbreviated version of the minutes of November 19, 2013. The motion passed with 5 yes and 2 no votes.

12-14-13 Ralph Boyea moved to accept the 2nd Collection Letter as circulated, 2nd by Bob Arthurs. Nikhil Inman-Narahari moved to amend the letter to include language indicating the

amount of time members have to pay on the 2 payment plans and inclusion of the legal expense language contained in the policy. Bob Arthurs 2nd. The motion passed, as amended, with 7 yes votes, 0 no and 0 abstained.

12-14-13 Ariel Murphy moved that the Board inform Wes Owens that the petition to remove Wayne Carey from the Board, presented to the Board by Wes Owens, did not contain sufficient valid signatures for action in accordance with Article 7, Section 8 of the OCA Bylaws. Bob Arthurs 2nd. The motion passed with 6 yes, 0 no and 1 abstained.

12-14-13 Nikhil Inman-Narahari moved to provide Wes with the lot owner list for Orchidland per his request. Bob Arthurs 2nd. The motion passed with 7 yes, 0 no and 0 abstained.

12-14-13 Nikhil Inman-Narahari moved that the Secretary provide Wes with a copy of the Paving Plan dated 2/12/1998 and direct him to the Orchidland website for any subsequent motions as contained in the motion logs. Bob Arthurs 2nd. After much discussion. Motion passed with 7 yes votes, 0 no and 0 abstained.

12-14-13 Nikhil Inman-Narahari moved to send Wes a letter indicating that we intend to fully cooperate with whatever mediation is requested. Bob Arthurs 2nd. Motion passes with 7 yes, 0 no and 0 abstentions.

12-14-13 Bob Arthurs moved that OCA hire a Recording Secretary. Wayne 2nd. Motion passed with 7 yes, 0 no and 0 abstentions.

12-14-13 Derek moved to approve \$60 for an Ad to solicit applicants. Bob 2nd. Motion passed with 7 yes, 0 no and 0 abstained.

12-14-13 Bob Arthurs moved to include the motions passed at the Executive Sessions on November 26, 2013 and December 14, 2013 in the Motions Log for this meeting. Ariel Murphy 2nd. Motion passed with 7 yes votes, 0 no and 0 abstentions.

12-14-13 Ariel Murphy moved that Nikhil Inman-Narahari investigate the possibility of changing our website server and website manager and report on this at our next meeting. The motion passed with 7 yes votes, 0 no and 0 abstain.

12-14-13 Adjournment: Wayne Carey moved to adjourn at 9:02pm. Nikhil Inman-Narahari 2nd. Motion passed with 7 yes votes, 0 no and 0 abstentions.

Motions Log for 11-26-2013 Executive Session

Motion by Ralph Boyea: to transcribe the recording of the General Membership meeting of November 16, 2013. The motion was seconded. Discussion included limiting the transcript to at least that portion that documents the road maintenance fee motions to help clear up any misconceptions about those motions. The motion was amended to limit the expense to up to \$500. The motion passed as amended with 6 yes and 0 no votes.

Motion by Derek Shimizu: to increase the salaries of our Accounts Receivable Clerk and Records Keeper to \$20.00 per hour. The motion was seconded. The motion was amended to increase the salaries of the Accounts Receivable Clerk and the Records Keeper to \$18 per hour as of January 1, 2014; to increase both salaries to \$20.00 per hour as of July 1, 2014; and to set the salary of the Recording Secretary at \$16.00 dollars per hour. Discussion included the fact that the Accounts Receivable Clerk and the Records Keeper are doing excellent work and they have not had an increase in pay for 3 years. The Recording Secretary position is currently vacant. The increase for that position will help us to fill it. The motion passed as amended with 6 yes votes and 0 no votes.

BOARD: 12-14-2013 Executive Session

12-14-2013 Motion by Ariel Murphy, Bob Arthurs seconded: That Dennis present the plan as approved by the Road Maintenance Committee, as the Board approved plan to the membership. The motion was amended by Nikhil Inman-Narahari, Ariel seconded: to change the duration of Option #2 and Option #3 to 5 years. The motion as amended passed with 6 yes votes, 0 no votes and 1 abstention.

12-14-2013 Motion by Ralph Boyea, Ariel seconded: That the Board present the plan including Options 1, 2 and 3 and stating that the Board recommends passage of Option #1. The motion passed with 6 yes votes, 0 no votes and 1 abstention.

12-14-2013 Motion by Ralph Boyea, Bob Arthurs seconded: For the membership ballot, the members will be allowed to vote 'yes' or 'no' on each of the options. Discussion – it was agreed that since three options will be presented, a vote for Option #1 [\$300] would be counted as a vote for Option #2 [\$250] in the event that Option #1 did not garner a majority vote. This method of tabulation will be explained to the membership on the ballot. The motion passed with 5 yes votes, 1 no vote and 1 abstention.

#### RMC

1-14-14 Minutes of 3/12/13 - Wayne moved to approve, Ariel 2nd; minutes were approved

1-14-14 Minutes of 4/9/13 - Wayne moved to approve, Ariel 2nd, minutes were approved

1-14-14 Minutes of 5/14/13 – this were previously approved

1-14-14 Minutes of 6/11/13 – Wayne moved to approve as written, Ariel 2nd, minutes were approved

1-14-14 Minutes of 7/9/13 – Wayne wasn't there, Ralph moved, Ariel 2nd , minutes were approved

1-14-14 Minutes of 8/13/13 – no quorum Ralph moved to accept this documentation of no quorum, Ariel 2nd , minutes were approved

1-14-14 Minutes of 9/10/13 – no quorum Ralph moved to accept this documentation of no quorum, Wayne mentioned we did have good discussion but no quorum for action, Ariel 2nd, minutes were approved

1-14-14 Minutes of 10/8/13 – Ralph was not at the meeting he doesn't have any notes for minutes and no recording; Dennis to provide notes, there was a quorum of Dennis, Wayne and Derek

1-14-14 Minutes of 11/12/13 – no quorum RB moved to accept this documentation of no quorum, Wayne 2nd , minutes were approved

1-14-14 Minutes of 12/10/13 - Ralph these are more detailed than normal due to the nature of the discussion on how the road plan would be presented; one typo on page 5 of 5 needs to be corrected to reflect Option #2; Ariel moved to approve, Wayne 2nd, minutes were approved as circulated.

#### BOARD

1-21-14 Motion: Wayne moved to accept the minutes of December 17, 2013 as circulated, Dennis seconded, minutes were accepted by acclamation.

1-21-14 Bob Arthurs moved to accept the Treasurer's report subject to audit; Ralph 2nd; motion passed with five votes in favor, none opposed.

1-21-14 Ralph Boyea moved to accept the Auditor's report for FY ending June 30, 2013, Bob 2nd; motion passed with four votes in favor, none opposed and one abstained.

1-21-14 Dennis McCartin moved to approve the chip seal repair on Orchidland Drive at a cost of up to \$220,000 coming from the chip seal repair funds, Bob 2nd; motion passed with four votes in favor and one vote opposed.

1-21-14 Ralph Boyea moved to hold the Special Membership meeting, scheduled for February 22, 2014, at the Connection Point Church. Wayne seconded. Motion carried with 5 votes in favor and 0 opposed.

1-21-14 Ralph Boyea moved to put a notice in the Hawaii Tribune Herald for the Special Membership meeting on February 22, 2014 as required by the Bylaws with funding not to exceed \$100. Bob seconded. Motion passed with 5 votes in favor and 0 opposed.

1-21-14 Bob Arthurs moved to allocate up to \$1500 for printing and folding of the Special Membership meeting announcement [to be mailed to all lot owners.] Ralph seconded. Motion passed with 5 votes in favor and 0 opposed.

1-21-14 [Emergency Relief Policy] Bob Arthurs moved that this be tabled until the next Board meeting. Ariel seconded. Motion passed with 6 votes for and 0 opposed.

1-21-14 [Website Server and website administrator] Ralph Boyea moved that this be tabled until the next Board meeting. Bob seconded. Motion passed with 6 votes for and 0 opposed.

1-21-14 Derek Shimizu moved to appropriate up to \$350 to purchase the latest version of Quickbooks. Bob seconded. Motion passed with 6 votes for and 0 opposed.

[Legal Fund] Bob Arthurs moved to table this until the next Board meeting. Ariel seconded. Motion passed with 6 votes for and 0 opposed.

1-21-14 Bob Arthurs moved to create a separate account for the chip seal repair funds. Ariel seconded. Motion passed with 6 votes for and 0 opposed.

1-21-14 Ralph Boyea moved to form a financial management committee to review the Auditor's recommendations. Derek seconded. Motion passed with 6 votes for and 0 opposed.

1-21-14 Wayne Carey moved to allocate up to \$10,000 to repair and install stop signs as needed. Bob seconded. Motion passed with 6 votes for and 0 opposed.

1-21-14 Dennis McCartin moved to appropriate up to \$5,000 from the Capitol Fund to repair the Kubota tractor. Derek seconded. Motion passed with 6 votes for and 0 opposed.

1-21-14 Dennis McCartin moved to allocate \$40,000 for continuation of our lake filling project. The motion failed with 1 vote in favor, 4 votes opposed and 1 abstention.

1-21-14 Ralph Boyea moved to allocate up to \$2,000 to hire a licensed contractor to mow our main access roads. Ariel seconded. Motion passed with 6 votes for and 0 opposed.

1-21-14 Ariel Murphy moved to adjourn. Bob seconded. Motion passed with 6 votes for and 0 opposed.

#### SPECIAL BOARD

2-4-14 Ralph Boyea moved to reschedule the Special Membership meeting currently scheduled for February 22, 2014 to March 1, 2014 to accommodate three issues: 1) the request to rescind the road maintenance fee motion of November 16, 2013; 2) a motion to replace the November 16th motion for road maintenance fees; and, 3) address the petition to remove Wayne Carey. Bob seconded. Motion was approved with 6 in favor and 0 opposed.

2-4-14 Wayne Carey moved to approve the letter announcing the Special Membership meeting on March 1, 2014. Nikhil seconded. The motion was approved with 7 in favor and 0 opposed.

2-4-14 Ralph Boyea moved to elect Nikhil Inman-Narahari as our Vice President. Derek seconded. The motion was approved with 6 in favor, 0 opposed and 1 abstained.

2-4-14 Derek moved that the President notify our insurance company that there may be a potential lawsuit by Wes Owens our past President who is attempting to get the Board to reallocate funds that have been designated and approved by the General Membership for a specific purpose. Bob seconded. The motion was approved with 7 in favor and 0 opposed.

2-4-14 Derek moved to enter into a contract with Natalie Dean to be our new Recording Secretary at \$15 per hour. Ariel seconded. The motion was approved with 6 in favor and 0 opposed.

2-4-14 Ariel Murphy moved to adjourn. Ralph seconded. The motion was approved with 6 in favor and 0 opposed.

#### RMC

2-11-14 Minutes of January 14, 2014 were approved and accepted.

2-11-14 Ralph Boyea moved to adjourn. Ariel Murphy seconded. The motion passed and the meeting adjourned at 7:55p

#### BOARD

2-18-14 Armon Collman – nominated Robert Dexter to the Board of Directors. Dennis McCartin seconded. Treasurer Shimizu confirmed that RD is paid in full and is a member in good standing. Motion passed with 12 yes, and 0 no votes. Bob Dexter took the oath of office.

2-18-14 The minutes of January 21, 2014 were accepted as circulated.

2-18-14 The minutes of February 4, 2014 were accepted as corrected.

2-18-14 Ralph Boyea moved to accept Option #1 rough budget as presented by Dennis with the caveats stated in the plan. Seconded by Bob Dexter.

2-18-14 Ariel Murphy moved to amend the motion that any time there is a major deviation on the plan a letter would be published on our website and in our newsletter explaining the deviation to our membership. Seconded by Ralph. Clarification – major applies to the paving and chipseal order. The motion passed with 4 Yes and 1 No [Derek voted no.]

2-18-14 Derek Shimizu motion to approve an inquiry letter to be sent to any attorney to get an opinion on the applicability of HRS 421J, voting rights of members and the effect of lot consolidation on road maintenance fees. The Board will appropriate up to \$3,000 for this purpose. Seconded by Ariel Murphy. Vote: 5 in favor, 0 opposed.

2-18-14 Adjournment - Meeting adjourned at 9:15p

#### GENERAL MEMBERSHIP

3-1-14 Bob Dexter moved to rescind the motion for road maintenance fees passed at the November 16, 2013 General Membership meeting. Seconded by Robert Arthurs.

Motion passed with 70 in favor, 0 opposed and 0 abstentions

3-1-14 Don Stoner moved that you make the presentation and that you do it forthwith.

[Inaudible second] Motion passed with 67 in favor, 0 opposed and 0 abstentions [Secretary's note: abstentions are called for and counted; people who do not vote at all are not counted.]

3-1-14 Wes Owens moved that no future funds may be expended on, or chip-seal road replacement measures may be taken until the Paving Plan is completed. Our ongoing normal repair of chip seal roads using cold patch should continue until the Paving Plan is completed, at which time there should be a new Plan approved by a membership vote specifically for chip-seal replacement order, which as the Paving Plan should not be deviated from.

The motion failed with 16 in favor, 49 opposed and 3 abstentions.

3-1-14 Ralph Boyea moved on behalf of the OL Board of Directors that the Board present three options for road maintenance fees effective July 1, 2014 to the membership for their approval. Option #1, \$300 for five years; Option #2, \$250 for five years and Option #3, \$150 for five years. The options will be described as presented here today in the Newsletter containing a ballot for these options. The Board will strongly recommend a 'yes' vote for Option #1. Seconded by Michelle Stava.

3-1-14 Donald Stoner moved to amend the motion by dropping Option #2 and going with Options #1 and #3. Seconded by Derek Shimizu.

3-1-14 Therese Latoski moved to amend the motion by striking the last sentence 'that the Board strongly recommends Option #1'. Gaila Vidunas seconded. Motion to remove the Board recommendation failed with 12 votes in favor, 44 opposed and 4 abstentions.

3-1-14 The question was called on the main motion as amended. The motion was read: Ralph Boyea moved on behalf of the OL Board of Directors that the Board present two options for road maintenance fees effective July 1, 2014 to the membership for their approval. Option #1, \$350 for five years and Option #2, \$150 for five years. The options will be described as presented here today in the Newsletter containing a ballot for these options. The Board will strongly recommend a 'yes' vote for Option #1. Seconded by Nikhil Inman-Narahari. The motion as amended passed by a vote of 56 in favor, 1 opposed and 6 abstentions.

3-1-14 Ralph Boyea moved on behalf of the OLCA Board of Directors that the membership ballot for the road maintenance fees to be effective July 1, 2014, will provide for a 'yes' or a 'no' vote on each of the two options presented. Seconded: David Aasve

3-1-14 Tegan Green moved to amend the motion: That the MRMA be broken down in the \$150 and \$300 options showing the mandatory road maintenance fee as \$85. Anne Kamau seconded. Motion failed with 5 in favor, 41 opposed and 12 abstentions

Marti Morishige called for a vote on the main motion that the ballot provide two options with a yes or no vote on each option. Motion passed with 50 in favor, 7 opposed and 3 abstentions.

3-1-14 Derek Shimizu moved to dismiss all allegations against Director Carey because Wes Owens is not here to present his position. Seconded by Ralph Boyea. The motion passed with a vote of 58 in favor, 1 opposed and 1 abstention.

3-1-14 Motion to adjourn made and seconded. Meeting adjourned at 12:25 p.m.

#### RMC

3-11-14 Ralph Boyea moved to adjourn. Wayne Carey seconded. The motion passed and the meeting adjourned at 7:12p

#### BOARD

3-18-14 Ariel Murphy moved to appoint Sheldon Raiter as an Interim Director. Derek Shimizu seconded. Sheldon Raiter was elected to the Board of Directors.

3-18-14 Derek Shimizu moved to appoint Armon Collman as an Interim Director. Bob Dexter seconded. Armon Collman was elected to the Board of Directors.

3-18-14 Motion: Bob Arthurs moved to pay \$2800 plus tax for the creation of our new website. Bob Dexter seconded. The motion passed with all in favor, 0 opposed.

3-18-14 Motion: Derek Shimizu moved to add Nikhil Inman-Narahari to the OLCA signature cards at CU Hawaii and HFS credit union. Ariel Murphy seconded. The motion passed with eight (8) in favor and one (1) abstention. [Nikhil]



3-18-14 Motion: Derek Shimizu moved to open a separate chip-seal checking account.

Bob Arthurs seconded. Motion passed with all in favor and none opposed.

3-18-14 Motion: Bob Arthurs moved to approve the letter to be sent to our attorney. Bob Dexter seconded. Motion rescinded.

3-18-14 Motion: Marti Morishige moved to find out from our insurance company if they will cover defending us in a defamation lawsuit. Bob Arthurs seconded. The motion passed with eight (8) in favor and one opposed [Armon Collman.]

3-18-14 Motion: Bob Arthurs moved that the Legal Defense Fund be used to defend the OLCA Board against the actions of Wes Owens. Derek Shimizu seconded. Motion failed by a vote of all Board members opposed.

3-18-14 Motion: Bob Arthurs moved to contract with Susan Bambara as our new Recording Secretary. Derek Shimizu seconded. Motion passed with all in favor and none opposed.

3-18-14 Motion: Bob Arthurs moved that Bob Dexter and Ralph Boyea attend the Planning Commission meeting on April 3rd with the following position:

1. inclusion of a fire hydrant on the mauka end of the property
2. paving of OL Drive in front of their property up to County standards
3. installation of a traffic light on Highway 130 and Orchidland Drive
4. speed humps on paved section
5. installation of appropriate signage

Sheldon Raiter seconded the motion. Motion passed with all in favor and none opposed.

3-18-14 Motion: Bob Arthurs moved to pay Steward Oda's fees for his work on the Murakami case in the amount listed on Mr. Oda's final billing: \$6,072.35. Derek Shimizu seconded. Motion passed with eight (8) in favor and one (1) abstained [Sheldon Raiter.]

3-18-14 Motion: Bob Arthurs moved that the fence on OL lot be repaired. The motion was tabled until the next Board meeting.

3-18-14 Motion: Bob Arthurs moved that 35 more stop signs be obtained from the County. Derek Shimizu seconded. Motion passed with all in favor and none opposed.

3-18-14 Bob Arthurs moved that he be allowed to pick up the Kubota tractor from the Daltons and store the tractor on his property. Sheldon Raiter seconded.

## BOARD EXECUTIVE SESSION

[Note – limited discussion notes included due to the decision not to take minutes for the Executive Session.]

3-7-14 Bob Dexter moved to draft a cease and desist letter to Wes Owens for review by Attorney Ted Hong with a 'cc' to our attorney and Orchidland's Insurance Company. Seconded by Bob Arthurs. Discussion centered on Wes' Flynn.com posting accusing the Board of misappropriation of funds; his publically naming Directors and calling their integrity into question; and, the effect that these allegations will have on Orchidland's ability to function. Motion passed with 8 in favor, 0 opposed.

3-7-14 Derek Shimizu moved to form a committee to work on the content of the cease and desist letter. Seconded by Ralph Boyea. Motion passed with 7 in favor, 0 opposed.

3-7-14 Bob Arthurs moved to approve up to \$300 to get a new website up and running. Seconded by Ariel Murphy. Discussion: Website host Wes Owens took down Orchidland's website soon after the membership vote regarding road maintenance fees at the March 1, 2014 Special Membership meeting; he admitted doing this intentionally, reactivated the site and then

gave OL one week notice to find a new host. OL needs a new host that does not have personal ties to the community. Motion passed with 7 in favor, 0 opposed.

3-7-14 Bob Arthurs moved to give Wes Owens \$100 for services he provided on our website. Seconded by Bob Dexter. Discussion: Board members were not in agreement as to whether or not Wes had a professional business obligation to provide website services to OLCA. Motion failed with 0 in favor and 6 opposed.

3-7-14 Bob Arthurs moved to table further discussion on these issues until we hear back from our attorney. Seconded by Bob Dexter. Motion passed with 6 in favor, 0 opposed.

3-7-14 Bob Arthurs moved to discuss payment of monies owed to Stuart Oda at our next Board meeting. Seconded by Ariel Murphy. Motion passed with 6 in favor, 0 opposed.

#### RMC

4-8-14 Minutes of February 11, 2014 and March 11, 2014 were accepted as circulated.

#### BOARD

4-15-14 The minutes of February 18, 2014 were accepted as circulated.

4-15-14 The motions log for the Executive Session of March 7, 2014 was approved as circulated. It was agreed this motion log would be included with the March 18th minutes when they are completed.

4-15-14 Motion: To create an emergency response plan committee with Armon Collman as the Chairperson. Motion seconded and passed with 9 in favor and 0 opposed.

4-15-14 Motion: Ralph Boyea moved to table the Emergency Relief Policy discussion until the next meeting. Ariel Murphy seconded. Motion passed with 9 in favor and 0 opposed.

4-15-14 Motion: Derek Shimizu moved to drop any legal action or proceedings against Wes Owens at this time. Motion passed with 6 in favor and 3 opposed.

4-15-14 Motion: Derek Shimizu moved to accept the Legal Defense Fund Policy and Procedure as revised by the General Membership on April 25, 2009. Bob Arthurs seconded. Motion passed with 7 in favor, 0 opposed and 2 abstained.

4-15-14 Motion: Bob Dexter moved that the apportionment of the back dues owed by [Watamull] be apportioned among all of the commercial property owners on Orchidland Drive be used to pay for the repairing of Orchidland Drive from the highway to 34th Ave. Bob Arthurs seconded. Motion failed with 0 in favor and 8 opposed.

4-15-14 Motion: Derek Shimizu moved to allow Bob Arthurs and Bob Dexter to negotiate with the Watamulls to get Orchidland Drive paved from the highway to 34th Avenue. Seconded by Nikhil Inman-Narahari. Motion passed with 6 in favor and 1 opposed.

4-15-14 Motion: Derek Shimizu moved to allow Bob Arthurs and Bob Dexter to negotiate with the Watamulls to get Orchidland Drive paved from the highway to 34th Avenue. Seconded by Nikhil Inman-Narahari. Motion passed with 6 in favor and 1 opposed.

4-15-14 Motion: Bob Arthurs moved that property owners who are more than 2 years in arrears be posted in the newspaper or on the internet. Ariel Murphy seconded. Motion failed with 2 in favor and 5 opposed.

4-15-14 Motion: Bob Arthurs moved to put the Orchidland Community Center on the front burner, which requires the appointment of an Educational Committee Chair. Derek Shimizu seconded. Motion passed with 7 in favor, 0 opposed and 1 abstention.

4-15-14 Motion: Derek Shimizu moved to approve up to \$4,000 for 2 loads of base course and cold patch for repair on 35th Avenue between Pohaku Place and Laniuma. Sheldon Raiter seconded. Motion passed with 7 in favor and 1 opposed.

4-15-14 Motion: Derek Shimizu moved to have the League of Women Voters count the ballots for new Directors and for the vote on the \$185 road maintenance fee proposal. Ralph Boyea seconded. Motion passed with 8 in favor and 0 opposed.

4-15-14 Motion: Derek Shimizu moved to accept all ballots received up to the day of the ballot count as being eligible to be counted. Bob Arthurs seconded. Motion passed with 6 in favor, 0 opposed, and 1 abstention.

4-15-14 Motion: Dennis McCartin moved to purchase up to \$5,000 of gravel to fill the "lakes" on Laniuma between 39th and 40th. Bob Arthurs seconded. Motion passed with 7 in favor and 0 opposed.

4-15-14 Motion: Ralph Boyea moved to make a donation of \$100 to the Connection Point Church for each of the General Membership meetings held at that site. Seconded by Bob Arthurs. Motion passed with 7 in favor and 0 opposed.

4-15-14 Adjournment Meeting adjourned at 8:50 p.m.

#### GENERAL MEMBERSHIP MEETING

4-26-14 GM [minutes pending approval at next Membership meeting]

4-26-14 Reading of previous Minutes dated 11-16-2013. Minutes accepted as read.

4-26-14 Reading of Special Meeting Minutes dated 3-1-14. Minutes accepted as read.

4-26-14 Armon Coleman: Moves into place Orchidland Estates into Receivership for lack of sufficient funding from the membership. 2nded by Sheldon Raiter

The Motion was revised to read "The Board will offer membership the option of selecting a new road maintenance fee to be determined here today or if that fee is rejected, notify membership that the board will take action to go into receivership." 2nded by Doug Anderson

Those in Favor: 26; Opposed: 8; Motion Carried.

4-26-14 Bob Dexter: Moved that the fee should be \$150/year for 3 years. 2nded by Gene Lampkin. Ralph Boyea: Friendly amendment to request \$185 for 5 years or we go into receivership. Bob Dexter: Accepts. Those in FAVOR: 26; OPPOSED: 7 Motion carried.

4-26-14 Motion to Adjourn. Meeting adjourned at 12:00 pm

#### RMC

5-13-14 Minutes of April 8, 2014 were circulated and accepted.

#### BOARD

5/20/14 Wayne Carey: motioned accepting Robert "Bob" Dexter's resignation. 2nd: Derek – all 8 accepted. 0 Opposed. 0 abstained.

5/20/14 Motion to accept Special Board Meeting minutes [of April 23,2014] as corrected made by Marti Morishige. Wayne Carey objected to the motion. The motion died for lack of a second.

5/20/14 Nikhil Inman-Narahari motioned to correct the April 23rd minutes by adding Nikhil Inman-Narahari as a member present and you called order at 6pm. Ariel Murphy 2nd the motion. 6 approved, 1 opposed, [Note: Mr. Dexter had left by then to pick up someone at airport, so no vote here] Nikhil's motion was accepted as corrected.

5/20/14 Wayne Carey: motioned "Illegal" added to front of special board meeting minutes because we didn't meet the requirements per our bylaws. No 2nd given.

5/20/14 No motion to accept corrected minutes of special board meeting, April 23, 2014 was given, so it was tabled.

5/20/14 Sheldon Raiter: Moved to okay limiting all discussion to 10min. No second was made.

5/20/14 Derek Shimizu: Any future work done come with a signed contract and detailed drawing and plan of scope of work to see there's rebar work and scope of the work. Nikhil seconded it.

Derek Shimizu: Amended motion with re-wording that any contracted work have detailed plans that must be approved by road committee. Derek Shimizu Withdrew this motion.

5/20/14 Derek Shimizu moved that Road Maintenance Committee review the Road maintenance committee policy and procedures to insure that projects follow those procedures. Nikhil seconded that motion. Derek Shimizu: withdrew his motion. Nikhil Inman-Narahari withdrew the second.

5/20/14 Derek Shimizu motioned to rescind the legal opinion solicited from Ted Hong and solicit another attorney for these issues that we have on the table. Derek rescinded motion

5/20/14 Derek Shimizu moved to rescind the initial 3k we approved for Ted Hong to research our legal matters and seek new counsel with that same amount of money. Wayne seconded it. 7 - In favor, 0 opposed, none abstained. It passed

5/20/14 Ralph Boyea moved to contact Peter Kubota to address same issues for same 3 k seconded by Armon Collman. Derek Shimizu moved to amend the motion to include soliciting Peter Yea. – Not supported, Derek withdrew the amendment. Ralph's Motion passed with 6 in favor, 0 opposed and 2 abstained

5/20/14 Sheldon Raiter motioned to table issue of Wattamull news.-- Ariel Murphy seconded it. 7 were in favor of the motion and 1 abstained.

5/20/14 Derek Shimizu moved to pass the newsletter as distributed with proper corrections as noted.--Dennis McCartin seconded it. Derek Shimizu withdrew his motion. Dennis withdrew his second of Derek's motion.

5/20/14 Sheldon Raiter moved to postpone action on motion adopted at the April 26, 2014 General Meeting, until we can return to the membership for clarification and further instruction at the November 2014 General Meeting. Ariel Murphy seconded it. 6 were in favor, 3 opposed: 0 abstained – Motion passed

5/20/14 Nikhil Inman-Narahari moved to withdraw portion of ballot that deals with motion for new road fees and only the new board member part – Wayne Carey- 2<sup>nd</sup>. 4 voted in Favor, 3 Opposed, 1 abstained - Motion passed.

5/20/14 Nikhil Inman-Narahari follow-up motion to allow board until Thursday at noon to review new newsletter with withdrawn portion -- seconded by Sheldon Raiter. 4 in favor, 1 opposed, 3 abstained. Motion passed

5/20/14 Sheldon Raiter moved to adjourn at 8:20p.m. 2 in Favor, 0 no, 6 abstained

#### RMC

6-10-14 Minutes of May 13, 2014 were circulated and accepted.

6-10-14 Ralph Boyea Motioned for Adjournment Ariel Murphy 2nd - All agreed in favor@ 7:12pm

#### BOARD

6/17/14 Ariel Murphy motioned to approve as corrected the March 18 2014 BOD Meeting Minutes. Armon Collman - 2nd 4 in favor, 2 abstained. – Motion Carried.

6/17/14 Ariel Murphy motioned to approve the BOD 4-15-2014 Meeting Minutes. Dennis McCartin 2nd. 4 in favor. 2 abstained. – Motion Carried.

6/17/14 Ariel Murphy motioned to approve the BOD Meeting Minutes of 5/20/14; Dennis McCartin, 2nd. 5 approved, 1 abstained. -- Motion Carried.

6/17/14 Wayne Carey Motioned to allow Orchidland and Temporarily, for HPP, to use for Cert Emergency Training. Ariel 2nd. - 6 favored 0 no 0 abstained – Motion Carried.

6/17/14 Sheldon Raiter motioned that we create and provide a digital document be made for the membership information requested and the audio CD copy of the 5-20-14 Minutes, copies of the billings which Lisa Johnson has in order to fulfill Derek Shimizu's request. Armon Collman 2nd. 6 yes, 0 no. Motion Carried.

6/17/14 [Wattamull news ] Sheldon Raiter motioned to table for new Board. Ariel Murphy 2nd. -- 5 yes, 0 no, 1 abstained – Motion Carried.

6/17/14 Wayne Carey Motioned to nominate Nikhil Inman-Narahari to be an interim director until the New Board can be seated. Ariel Murphy 2nd. -- 4 yes , 0 no, 2 abstained. Motion carried.

6/17/14 Wayne Carey motioned to nominate Ariel Murphy as an interim director starting July 1 until new board is seated. Ralph Boyea, 2nd. 5 yes, 0 no, 1 abstained – Motion Carried.

6/17/14 Wayne Carey motioned to nominate Ralph Boyea to be an interim Director starting July 1 until a new Board can be seated. Ariel Murphy 2nd - 5 yes, 0 no, 1 abstained. Motion Carried.

6/17/14 Wayne Carey motioned to nominate Sheldon Raiter to be an interim Director starting July 1 until a new Board can be seated. Ariel Murphy 2nd. -- 5 yes, 0 no, 1 abstained. Motion Carried.

6/17/14 Wayne Carey motioned to nominate Rick Wrick to be an interim Director starting July 1 until a new Board can be seated. Sheldon Raiter 2nd. – 4 Yes, 1 no, 1 abstain. Motion Carried

Dennis motioned requested appropriation of \$40,000 for filling of lakes to get us through next three road segments 37th, from Pohaku Dr. to Laniuma; 38th, Orchidland Drive to Ali'I; and 40th, Pohaku Drive to [UNINTELLIGIBLE] – 2nd Sheldon Raiter 2nd .

Amended to by July 30th completion. -- 5 yes - 1 abstained. – Motion Carried

6/17/14 Dennis motioned for \$10k discretionary material to be used by the Road Chairman. Sheldon Raiter 2nd -- 4 yes 2 No – Motion Carried.

6/17/14 Wayne Carey made a motion next board meeting be at Blaine's on July 15. – Shelton Raiter 2nd. -- 5 favor 1 opposed – Motion Carried.

6/17/14 Ariel Murphy made a motion to approve Member request for President to write to ask HELE-ON to service Orchidland. Wayne Carey 2nd. - 4 Yes, 2 No – Motion Carried.

6/17/14 Wayne Carey motioned to accept Derek Shimizu's Official resignation. Sheldon Raiter 2nd. 6 yes – Unanimous – Motion Carried

6/17/14 Ralph Boyea motioned to accept the change to the Recording Secretary's Contract. Ariel Murphy, 2nd - 5 Yes, 1 Abstain. – Motion Carried.

6/17/14 Ralph Boyea motioned for a "Lost and Found" section to be added to the Website. Ariel Murphy 2nd - 6 yes – Unanimous in favor. Motion Carried.

6/17/14 Ralph Boyea Motioned to post Minutes within 60 days of meeting. Sheldon Raiter 2nd - 6 yes, 0 no. – Motion Carried.

6/17/14 Sheldon Raiter motioned to adjourn at 9 p.m. All in Favor. Motion Carried