

**HAWAIIAN SHORES COMMUNITY ASSOCIATION  
MINUTES OF THE BOARD OF DIRECTORS REGULAR MEETING  
JANUARY 14, 2012**

A regular meeting of the Board of Directors of Hawaiian Shores Community Association (HSCA) was held on January 14, 2012 at its recreational facilities. A quorum was established and the meeting was called to order at 10:07 a.m. The President was present and Caroline Weber served as the Secretary in attendance.

Directors present were: Eileen O'Hara, President; David Johnson, Vice-President; Kevin Wibberley, Treasurer; Solveig Lamberg, Assistant Treasurer; Caroline Weber, Secretary; Royden Pilapil, Hiroshi Yanagihara. Absent: Wally Patch, Leon "Pat" Kellogg.

Also in attendance: Kathy Marchese, Office Manager and Denise Warner as Recording Secretary of the Minutes, and several other guests.

**ANNNOUCEMENTS**

**OWNERS' COMMENTS**

- a) Toni Robert – expressed concern over several agenda items and asked the Board respond to the negative report on Pacific Solar made by the Department of Commerce and Consumer Affairs.
- b) Scott Fissel – asked for a letter from the Board detailing why he was disqualified as a candidate.

**MINUTES**

- a) December 10, 2011 Board Meeting Minutes – *Caroline Weber moved to accept the Minutes of December 10, 2011 as amended. David Johnson seconded. Vote in favor: Unanimous approval. Motion carried.*

**COMMUNICATIONS**

David Johnson reported on several communication issues. The ad hoc Committee decided to meet on Wednesday at 5:30 pm on January 18, 2012 at Honu Park.

Mark Mallory – HRS 421J-7, paragraph (c) – Mr. Mallory asked to inspect all HSCA check ledgers from February 2011 to current date. The definition of 421J and its application to HSCA was reviewed by the attorney, wherein he noted that the definition of "Planned Communities" does not strictly apply to HSCA; although ultimately the interpretation of the statutes lies within the court's jurisdiction. *Royden Pilapil moved to grant Mr. Mallory's request to inspect all the HSCA check ledgers from February 2011 to the current date. Kevin Wibberley seconded the motion. Discussion ensued.*

*Kevin Wibberley added that Mr. Mallory pay the cost of the staff and the copying. Vote in favor: Hiroshi Yanagihara, Caroline Weber, Kevin Wibberley, Royden Pilapil. Opposed: David Johnson. Solveig Lamberg abstained. Motion carried.*

*Vote on the amended motion: to grant Mr. Mallory's request to inspect all the HSCA check ledgers from February 2011 to the current date provided that Mr. Mallory pay the cost of the staff and the copying.*

*Vote in favor: Kevin Wibberley, Royden Pilapil, Hiroshi Yanagihara, Caroline Weber. Opposed: David Johnson. Solveig Lamberg abstained. Motion carried.*

## REPORTS

**Office Manager's Report** – The report dated January 14, 2012 was reviewed and filed. The Board considered a concern raised by a member regarding the closing of the Office Friday afternoon before New Year's. *David Johnson moved to file the Office Manager's Report. Kevin Wibberley seconded. Vote in favor: Unanimous approval. Motion carried.*

**Maintenance Foreman's Report** – The report on the water system and roads updates, CC&R violations and maintenance issues/projects was provided in writing and read by Jake Jacobson. *Solveig Lamberg moved to file the Maintenance Foreman's Report. Caroline Weber seconded. Vote in favor: Unanimous approval. Motion carried.*

## Committee Reports

- a) **Election** – Solveig Lamberg reported that the Committee agreed that there would be no candidates' forum prior to the election. The Election Committee will be responsible for set up on the 21<sup>st</sup> and ready to accept votes at 8:30 a.m. and the League of Women's Voters will count the votes. *Royden Pilapil moved to add Toni Robert as an observer during the mail-in vote, signature verification and counting by the League of Women Voters. Kevin Wibberley seconded. Discussion ensued. Vote in favor: Unanimous approval. Motion carried.*

Mr. Mallory requested approval for write-in ballots. *Solveig Lamberg moved that the League of Women Voters determine how to count write-in ballots. David Johnson seconded. Discussion ensued. Vote in favor: Unanimous approval. Motion carried.*

Clarification was required as to the amount of votes needed to change bylaws. *Caroline Weber moved to abide by the articles of incorporation which require a two-thirds majority to change bylaws. David Johnson seconded. Discussion ensued. Vote in favor: Unanimous approval. Motion carried.*

*Solveig Lamberg moved to use preferential voting for the candidates in the upcoming 2012 election. David Johnson seconded. Discussion ensued. Vote in favor: Unanimous approval. Motion carried.*

- b) **Architectural** – The report was reviewed and filed. The Committee recommended the Board open communications with the County Planning Department regarding County permits submitted without HSCA approval. The Board asked the Committee to draft a letter for the Planning Department. *David Johnson moved to file the Architectural Committee Report for January 2012. Caroline Weber seconded. Vote in favor: Unanimous approval. Motion carried.*

## OLD BUSINESS

- a) **Dog Park at Maikoiko Park** – The Committee reviewed insurance issues and owner's responsibilities for park use.

**NEW BUSINESS**

- a) AT&T Proposal for Cell Tower – The Board reviewed the possibility of installation of a 150' cell tower in the Maikoiko Park parking lot. The Board decided to set up a meeting once the Members have been consulted.

**ADJOURNMENT**

Meeting adjourned at 11:50 a.m. and the Board convened for executive session.

Approved:

  
Caroline Weber, Secretary

Date: 2-18-2012