



Leilani Community Association

13-3441 MOKU STREET - PAHOA, HAWAII 96778

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WWW.LEILANIESTATES.ORG

Monthly Meeting of Leilani Community Association, April 11, 2019 at the Leilani Community Association Meeting Room.

Secretary: All Directors present

Kaonohi Jeremiah: Invocation

President's remarks

- Speak your truth here.
- Working to resolve issues
- Dropped gate—meeting significant resistance from County
- Dropped gating of the borders between sections
- Honored Greg Armstrong for his 12-year service to the Board of Directors

Secretary's review of last three weeks:

- 1) Gates/Safety
 - a) Progress of Squatter Committee
 - b) Progress on reducing tourists with barricades
 - c) No gate on Leilani
 - d) No barrier between section 1 and 2
- 2) Legal
 - a) Audit of our finances
 - b) Retention of legal counsel
 - c) Dissolve our connection with Mike Patrick's company for debt collection
 - d) Beginning process headed by Kris to review our Bylaws.
 - e) Creating a committee responsible headed by Kaonohi for implementation of CC&R
- 3) Transparency
 - a) Quick turnaround of minutes on social media
 - b) Voting tabulations published
 - c) Weekly meetings will now be open to Leilani residents
 - d) Call for candidates to fill vacancy on Board
- 4) Long-term
 - a) Tourism proposal
 - b) Roads to be repaired—assess in 6 months
 - c) Roads to kipuka properties—in process of assessment

Community commented on the following issues:

1. Some members were against the recent BOD decision to fill the current vacancy caused by the resignation of Greg Armstrong by not automatically picking the next highest vote from the previous BOD election but rather deciding to open the selection process to the LCA community.
2. Minutes have not been posted on the website.
3. Some members suggest that we put speed bumps on Maile St to slow traffic coming from section 1
4. Some members of the community disagreed with the BOD decision not to pursue the erection of a gate on Leilani because of the negative response that Mark received from the DPW, Civil Defense and Ashley Kierkiewicz.
5. Recommendation that LCA purchase wireless mics for use in the Pavilion.
6. Complaint raised that a member of the BOD is out of compliance w/ CC&R in having chickens on land.
7. People who have intact homes surrounded by lava (kipuka) want access by extending road east on Kahukai.
8. BOD was criticized for going forward on studying tourism proposals.

Andy Andrews: reviewed the report from the Squatter Elimination and Crime Reduction Committee.

Squatter Elimination and Crime Reduction Committee (SECRC)

• Monthly Report to Leilani Estates Board of Directors • Thursday April 11, 2019

1. Completed success at 13-3453 Pomaikai Street / positive neighbor feedback
2. Near completion on a second Pomaikai Street home (awaiting May court hearing)
3. Good communication and cooperation with Pahoia HPD esp; Captain John Briski & CPO Eddie Cardines
4. Working with LCA assigned attorney Mike Garbarino on two existing trespass / squatting homes with likely drug & crime activity
5. Outline of services Mike Garbarino is offering to provide pro-bono to SECRC:
 - A. Review of each trespass, alleged trespass, and suspicious property situation
 - B. Provide out of court advocacy, communications, and notifications, in the capacity as legal counsel and advocate, in furtherance of the LCA's SECRC mission and goals
 - C. Provide representation in court for enforcement of State Nuisance Abatement law, civil and criminal trespassing claims, and other legal causes of action.
 - D. Provide advocacy and representation in court, on behalf of both the LCA and negatively affected property owners, including potential heirs of property located in Leilani Estates, where necessary or appropriate to obtain court orders for clarification of legal title to the real property, and/or in regard to decision-making authority for same.
 - E. Provide other legal assistance and advocacy, such as via probate, guardianship, elder law, or other applicable civil proceedings, in furtherance of SECRC's mission and in order to protect real property located in Leilani Estates.
 - F. The terms of representation include that under no circumstances will my services be billed to the LCA, but instead all professional hours worked will be donated as a

community service to the LCA, and in furtherance of a cause that I firmly believe is worth fighting for.

6. Create Database of At-Risk Homes

- A. Reach out to LE community for help identifying clearly at-risk homes
- B. Contact owners of these homes
- C. Assign agent on island / required by HI state law
- D. Accurate legal information on trespass laws, squatter “rights” and correcting rampant misinformation
- E. Provide properly worded document templates to owners for owner-initiated legal recourse.

7. Productive and educational meeting with Rick Damerville of Hawaii Prosecutors Office / follow-up planned for the near future

8. Working on secure communication and reporting system for intra-committee (and including BOD) and for LE resident information reporting. Secure source - but NOT to replace police reports Website & email server - Leilanisafe.org - (THIS WEBSITE NOT YET ACTIVE)

9. SECRC organizational meeting planned for Friday, April 26 at 11:00 AM - request to meet at LCA Community Center. Attendees to include Jay Turkovsky / BOD seated Member and Mike Garbarino / Attorney. Additional prospective members to attend for discussion of skills and responsibilities. All prospective committee member names will be submitted to LCA BOD for approval before inclusion on committee.

10. Schedule planning meeting with new leadership of Neighborhood Watch following upcoming election to better coordinate our efforts and reporting methods.

Tourism

- Kris Burmeister
 - Payback to the community
 - Seek to find a middle ground between no regulation and attempting to keep all visitors out.
 - Opportunity to take advantage of this situation for the welfare of the community and those who have suffered in the lava eruption.
- Community responses
 - Some see tourism as an intrusion on our peace and quiet;
 - Suggested that we use the focus on how best to manage visitors to Leilani as it will be impossible to keep visitors out;
 - Call to form a committee that would include different perspectives.

[Ann Kalber's video recording of meeting.](#)

Next Weekly Meeting of Board of Directors, Tuesday, April 16th, 7-8:30pm.

Next Monthly Meeting of Leilani Community Association, Thursday, May 9th, 6:30-8:30pm.

Respectfully submitted,

Robert Golden
Secretary