

MVHA Meeting Minutes

November 17, 2009

Mission Viejo Library

Guests: Jerry and Lois Kiefer, Ed Lewis, Nancy Miani, Margaret Papie, Christy McMullen, Denise and Philip Hua, Ladona DeGree, Robert Monette, Dena Appleton, Shelby Lay, Brenda Wilson, Sandy Weiner, Darin Payne, Eric Greene, Carol Tobiasen, Kelly O'Brien, Bob Broom, Charlie Hunsucker, Elizabeth Fernandez, Craig Johnston.

Board Members present: Todd, Alan, Tricia, Ron, Troy and Elaine

Call to order: 6:40

Open members' forum: Question about Shopping Center. Break in on Helena Way. Ed Lewis captured it on outdoor camera. Bob Broom says police patrolling area by Heartwood often.

Minutes: Alan made a motion to accept minutes. Tricia seconded. Minutes approved.

Financial Report: Beginning Balance: \$2,813.09 Ending Balance: \$4,015.11 Tricia made a motion to accept the report. Ron seconded the motion. The report was approved.

Committee Reports: Welcome committee-There were no new residents in October.

4th of July-no reports.

Library Closing: Response Options. HOA found an agreement in City Archives. Todd spoke to City Council and gave a copy of the agreement to the City Attorney.

Bob Broom spoke to the issue: Bob feels that the contract expired on 11/26/1994 or March 28, 2009. Bob feels that there is not much chance of keeping the library open.

Bret Jones (Cindy Acree's Chief of Staff) spoke next. He offered 3 avenues for assistance that Cindy is pursuing: 1. Bill Owens, former resident and former governor 2. Congressman Coffman's office- because it is a local issue there are no federal funds 3. Economic Reinvestment Act- that is a long shot. He said the HOA could apply for one of those grants, it has worked for other entities. He said we were on the 2 yard line with 98 yards to go.

Todd spoke next: Robert Hoban works with Coalition for Property Rights. He is more than generous with his time. He feels strongly that the agreement is a good agreement. The Shea Homes attorney has looked at it and says there is no obligation on their part. Covenant restrictions and warranty deed have expired. Shea offered us a Quit Claim Deed on the property. If we don't do that, we are a 3rd party. If we have a Quit Claim Deed, we can file an injunction. The court may ask us to post bond. Hoban said he will ask for a minimum amount. The City may say we need much more because we have to delay the closing. We can issue an injunction to gain some political ground. Filing for injunction cost:\$500 Quit Claim

Deed cost: \$250. Robert Hoban will donate 75% of his time. It will take ½ day to get the Quit Claim Deed. The temporary restraining order will be for a period of 10 days. It may be a 9 month fight.

Alan made a motion to set aside funds for the Quit Claim Deed and the injunction. Elaine seconded. The amount will be \$1,000. Need to look into insurance liability. We need to curtail the activity if there are problems.

Right of Way meeting: There have been no results since the meeting. An agreement for the city to take care of the area was found on the Plat Map. The City Attorney said he was not convinced. Crimshaw was there-hit a wall.

By-Law Amendments: Changes in who is a member of the HOA. Also there is a change in the voluntary dues amount. Tricia made a motion to accept the changes. Troy seconded the motion. These will be items to approve at the January meeting.

Web Site Changes: Todd found a site that is free called Mailchimp.com . It is free so Todd is going to try it out.

Budget Items for 2010: Todd mentioned replacing the letters on the wall by the Old Grocery Warehouse and on Buckley & Hampden.

Hay Ride on December 20. The gentleman that is providing the hay rack does not charge anything, but the HOA decided to pay him \$50 for his time and gas. There could also be a tip jar. Elaine will contact Holy Love and see if we can meet there at 6:00 on December 20. We will decorate the hay wagon and will have cookies and hot chocolate and hot cider afterwards.

Christmas Decorations in the Neighborhood: Tom and Carol Tobiassen are again coordinating the decorating and volunteers will meet at Burger King on the Friday after Thanksgiving.

Meeting was adjourned at 8:45.