



KAHALU`U NEIGHBORHOOD BOARD NO. 29

(Heeia Kea, Ahuimanu, Kahalu`u, Waihee, Kaalaea, Waiahole, Waikane, Hakipuu, Kualoa

HONOLULU HALE, ROOM 406 • 530 SOUTH KING STREET • HONOLULU, HAWAII, 96813  
TEL(808) 768-3710 • FAX (808) 768-3711•E-MAIL nco@honolulu.gov•INTERNET: <http://www1.honolulu.gov/nco>

*"LET US NOT EVER HAVE AN UNHAPPY MINORITY; RATHER, LET US BUILD A COMMUNITY CONSENSUS."*

**DRAFT – REGULAR MEETING MINUTES**  
**WEDNESDAY, MARCH 14, 2012**  
**KEY PROJECT**

**CALL TO ORDER:** Chair David Henkin called the meeting to order at 7:04 p.m. **with a quorum of eight (8) members present.** This 15-member board requires eight (8) members to establish a quorum and to take official board action.

Members Present – Lee Gomes (arrived 7:07 p.m.), David Henkin, Rocky Kaluhiwa (arrived 7:31 p.m.), Ken LeVasseur, Matt Longfellow, Clifford Loo, Art Machado, Jr., Yvonne Nelson, Flora Obayashi, and Lucy Salas.

Members Absent – Gregory Geboski, Amy Luersen, Brian Nuss, and Alice Taum.

Vacancy – There is one seat vacant in Subdistrict 1 (Kualoa-Hakipu`u-Waikane-Waiahole).

Guests – Capt. Robert Cates (Honolulu Fire Department), George, Marie Samudio; Lt. Dave Eber and Sgt. Duane Samson (Honolulu Police Department); Steven Nagata, Ursula Heinz, Ned Busch, Kevin Pien, Barry Usagawa (Board of Water Supply), Mahealani Cypher (Ko`olau Foundation); Major Allan Crouch and Tiffany Patrice (Marine Corps Base Hawaii), Major Sally Hannan (Army Corps of Engineers), Representative Jessica Wooley, Mike Sakata (Council Chair Ernie Martin's staff), and Gloria J. P. Gaines (Neighborhood Commission Office staff).

**INFORMATIONAL SESSION:**

Honolulu Fire Department (HFD) – Capt. Robert Cates reported the following:

- Statistics for February 2012 – Included 1 structure and 2 rubbish fires; 36 medical emergencies, and 4 miscellaneous calls for service. There were no major or unusual incidents to report.
- Fire Safety Tip for Cooking at Home – Do not leave cooking food unattended. It you must leave the kitchen, even briefly, turn off the heat and take a spoon or oven mitt with you to remind yourself of the food on the stove. Do not become distracted when the stove is on and leave it unattended. Keep ignitable items such as dish towels, paper or plastic bags, and curtains at least three feet away from the range top. Learn how to use an ABC-rated fire extinguisher and keep it near the kitchen.
- Fire Safety Tip for House Numbering Requirements – Building identification is critical for emergency responders to quickly identify the correct location. According to the Revised Ordinances of Honolulu, Chapter 2, Section 9.2(d)(2), all numbers shall be placed in such manner as to be readily seen from the street, roadway or lane, shall be a different color from the background on which they are placed, and shall be at least two inches in height. The number shall be placed in a permanent manner; chalk or other effaceable material not being permitted.

Honolulu Police Department (HPD) – Lt. Dave Eber reported the following:

- Statistics for February 2012 – Included 1 assault, 1 auto/motorcycle theft, 5 burglaries, 12 thefts, and 13 thefts from automobiles.
- HPD Accreditation Assessment – HPD is scheduled for an on-site assessment by the Commission on Accreditation for Law Enforcement Agencies (CALEA). The international accreditation program requires agencies to comply with state-of-the-art standards in four areas: policy and procedures, administration, operations, and support services. The public may phone in comments by calling (808) 479-5675 on Wednesday, April 25, from 3:00 p.m. to 5:00 p.m. A public comment session will be on Wednesday, April 25, 2012 at 6:00 p.m. at HPD's Career Center Conference Room, 715 South King Street, Suite 500.

At 7:07 p.m., Member Lee Gomes arrived; **nine (9) members present.**



- Community Police Team – Sgt. Duane Samson stated that if residents are interested in organizing a neighborhood security watch program or citizens patrol watch please contact him at 723-8874.
- Community Traffic Awareness Program (CTAP) – Sgt. Samson stated that, if communities are concerned about speeding, they can request a CTAP. CTAP's first phase involves sign waving with the community asking motorists to slow down. The second phase will be no tolerance enforcement and speeders will be ticketed.

Questions, comments, and concerns followed:

1. CTAP – Member LeVasseur suggested a site for CTAP would be at on 'Ahuimanu Place between Kahekili Highway and 'Ahuimanu Road. Residents interested in doing CTAP at this location must contact Sgt. Samson to coordinate.
2. Under Aged Drinking on Private Property – Lt. Eber stated the difficulty is catching the minors drinking the alcohol. Even though neighbors call in a complaint, without a search warrant, the police officer cannot enter the premises. Continue to call 911 and the police officer will talk to the home owner. It is not probable cause if the minor smells of alcohol; the officer must see the minor in possession of the alcohol.

FILL VACANCY: There were no nominations or volunteers to fill the vacancy in Subdistrict 1 (Kualoa-Hakipu`u-Waikane-Waiahole).

ANNOUNCEMENTS: Chair Henkin announced the following:

- Next Board Meeting – Next Kahalu`u Neighborhood Board No. 29 regular meeting, April 11, 2012 at 7:00 p.m. at KEY Project, 47-200 Waihe`e Rd.
- Waikane Valley Marine Corps Clean Up – Marine Corps' Waikane Valley Impact Area Restoration Advisory Board meeting to discuss clean-up on land still under military control, April 18, 2012 at 7:00 p.m. at Waiahole Elementary cafeteria.
- Waikane Valley Army Corps Clean Up – Army Corps' Waikane Valley Restoration Advisory Board meeting to discuss clean-up on land not owned by military, April 25, 2012 at 7:00 p.m. at Waiahole Elementary cafeteria.

RESIDENTS'/COMMUNITY CONCERNS:

Bridge at Ahilama Road – During the recent floods the Waihe`e Stream moved the streambed about 50 feet, threatening homes below. There was a site visit with Mr. Mike Sakata of Council Chair Ernie Martin's office.

Acknowledgement – A resident expressed her appreciation to Member LeVasseur for helping with the merge signs on Kahekili Highway.

Newsletter – Member Obayashi shared historical copies of the Kahalu`u Neighborhood Board newsletter. Issue date was April, 1981.

Albizia Trees – Member Loo raised concerns about the proliferation of albizia trees along Kahekili Highway. He said that the State Department of Transportation (DOT) needs to remove/kill the trees, not just cut them, because cutting them makes them multiply

INFORMATIONAL SESSION:

Board of Water Supply (BWS) – Barry Usugawa reported the following:

- Main Break – No main breaks to report in the Kahalu`u area for February, 2012.
- Potable Production – O`ahu Potable production for the week ending March 3, 2012 was 132 million gallons a day.
- Charter Amendment – A resolution proposed by the Honolulu City Council seeks to amend the Revised City Charter to transfer the powers, duties, and functions of the BWS under the Executive Branch of the City and County of Honolulu. BWS has been operating as a semi-autonomous Board for more than 80 years. BWS does not support this resolution. BWS operations are funded by water rates and are solely used for the benefit of the water system. With the transfer of powers to the City's Executive Branch, all monies will go into the City's general fund and may affect the response time for repairs and maintenance.

If the measure passes the City Council, the Charter Amendment will go to the voters to decide. For more information, call the BWS Communications Office at 748-5041.

- Xeriscape Workshops – To register for these classes call 748-5363 or email [tours@bws.org](mailto:tours@bws.org). Upcoming Saturday workshops at the BWS's Halawa Xeriscape Garden:
  - March 17th – Unique Container Gardening
  - March 24th – Rain Barrel Catchment
  - March 31st – Decorate an Egg the Xeriscape Way
  - April 7th – User Friendly Compost

Questions, comments, and concerns followed:

1. Fire Hydrant on Mapele Road – In an agricultural zoned area, spacing of fire hydrants should be 700 feet apart. Resident will provide Mr. Usugawa with his address to investigate the fire hydrant spacing from his property.
2. Fire Hydrant Maintenance – Fire hydrants are maintained every 18 months. Valves are tested. It was unsure if the hydrants are flushed. Mr. Usugawa will find out whether hydrants are flushed during maintenance.

At 7: 31 p.m., Member Kaluhiwa arrived; **ten (10) members present.**

Marine Corps Base Hawaii (MCBH) – Major Allan Crouch reported the following:

- Hours of Operation – Mondays through Thursdays from 7:00 a.m. to midnight; Fridays from 7:00 a.m. to 10:00 p.m.; and Saturdays from 8:00 a.m. to 5:00 p.m. Closed Sundays and holidays.
- News and Events – February 28 to March 1 – 30th Annual “Mud Ops” training conducted to clear invasive weeds from the Nu’upia Ponds and to create nesting sites for the Hawaiian stilt and other native birds; March 9 – MCB Hawaii hosted Kalaheo JROTC cadets to conduct annual training; March 16 – MCB Hawaii Career and Education Fair, enlisted club, 9:00 a.m. to 1:00 p.m., open to all military active duty, retired, reserve and National Guard, military families and current DOD civilians (no children or pets). Call 257-7790 or -2158; March 17 – “The Beast” 10K run on base. Open to the public, call 257-7590 for information and registration; March 17 to 18 – Ku’au Rockin Surf Competition on base, open to the public. Call 254-7597 for more information; March 20 – Windward Civilian/Military Council meeting at the Officers’ Club; April 21 – Earth Day events, Mokapu Mall is part of the Celebrate Ko ‘olauapoko Event
- Deployments – Deployed units included 3rd Battalion, 3rd Marine Regiment and U.S. Navy’s VP-47 “Skinny Dragons”. HMH-362 deployed to Afghanistan last month to replace HMH-363, expected to return later this month.
- Announcements – The final Osprey/H-1 EIS is available on our website at <http://www.mcbh.usmc.mil/mv22hleis/>.
- Community notes and reminders –
  - Rim of the Pacific (RIMPAC) 2012, July and August, will include occasional Bellows Beach closures.
  - Kane’ohe Bay Air Show planned for September 29-30, 2012, and will include the U.S. Navy’s Blue Angels.
- Major Crouch Retiring – Major Crouch will retire and a replacement will be here in July 2012.

Questions, comments, and concerns followed:

1. Community Noise Meeting – The Marines met with Representative Cynthia Thielen and residents to discuss helicopter noise at Aikahi.
2. Underage Drinking – Member Gomes noted that the underage drinking she reported was at Catlin Park, which is military housing at Pearl Harbor.
3. Military Housing Rentals – Military rentals are prioritized with intent to rent to military first, then to retirees, then to federal employees.
4. Acknowledgement – Members expressed their appreciation to Major Crouch and wished him well on his retirement.
5. Stakeholder’s Meeting – Member Kaluhiwa raised a concern of why all the State and City legislators were not invited to the stakeholder’s meeting and suggested that, in the future, all area legislators be invited. Member Machado noted that all legislators are invited to the month Civ-Mil Board meeting and should attend.

6. Wave Energy Test Project – Major Crouch reported that the military is doing an environmental assessment for the wave energy project.

Kane`ohe Bay Regional Council – Chair Henkin will follow up with the Governor's office to emphasize the need for the Governor to appoint a Chair so the Kane`ohe Bay Regional Council can resume its meetings.

TREASURER'S REPORT: Treasurer Art Machado reported a current balance of \$642.95 as of March 2012. Expenditures were \$54.13 for printing and postage of agenda and minutes. The report was filed.

#### PRESENTATIONS ON COMMUNITY PROJECTS:

Army Corps of Engineers Update – Major Sally Hannan provided an update on the Army Corps' ordnance removal activities at Waikane Valley and He`eia.

- Waikane Valley – In 2011, the Army Corps conducted two concurrent projects. One was a remedial investigation of the 933-acre site which was used for training from the 1940's to 1976. Conducted at the same time were removals of previously identified munitions from two areas of concern totaling approximately 40 acres. The Corps successfully removed 51 munitions, all of which were destroyed successfully with no negative impacts to biological or cultural, including archaeological, resources. A summary report of the field work of what was removed and destroyed is tentatively scheduled to be out in late April or early May 2012. The Board will be notified. The remedial investigation report on the sampling and research is also expected to come out in seven to 10 working days. A notice will be announced in the newspaper. Comments were encouraged at the next Restoration Advisory Board meeting, which will take place on April 25 at Waiahole Elementary cafeteria, beginning at 7 p.m. Copies of all documents are at KEY Project and the Kane`ohe library, and also are available on the Army Corps website.
- He`eia – In 2011, the Army Corps conducted a remedial action on more than 72 acres. The actual training area in the 1940's was more than 2,400 acres. The area of focus for removal was 72 acres, and 21 munitions were identified and successfully destroyed. Over 107,000 pounds of non-munitions debris were identified, and about 3,340 pounds of debris were of munitions. He`eia is slated for a remedial investigation of the entire 2,400 acres, but funding depends on its relative priority. No date has been set for a remedial investigation at He`eia. The information document on what was removed from He`eia should also be ready by late April or early May 2012.

Questions, comments, and concerns followed:

1. Acknowledgement – Member Kaluhiwa expressed her appreciation on a job well done by the Army Corps.
2. Identification of 72 Acres – The Army Corps identified the 72 acres at He`eia to target for immediate clean up based not only on historical documentation but also through an engineering evaluation and cost analysis done on the site. These documents will be included in the report.
3. Ownership of Property – The He`eia property is owned by the City and County.
4. Documents Online – When the document becomes available it will be at [www.poh.usace.army.mil](http://www.poh.usace.army.mil) under the environmental tab.

After-the-Fact Shoreline Setback Variance for Seawall – Dr. Ursula Heinz stated that she had applied for an after-the-fact shoreline setback variance for a seawall at 47-119 Kamehameha Highway. She needs the new seawall because the old one is in disrepair and the shoreline has moved inland. She has been seeking the permit for six years. Photos were circulated of the seawall and the gazebo. She was also informed by the City that the gazebo is an illegal structure and must be destroyed because it is within the shoreline setback. She seeks the Board's support to save her 50 year old gazebo. **Longfellow moved and Obayashi seconded that the Kahalu`u Neighborhood Board No. 29 ask the City's Department of Planning and Permitting to grant Dr. Heinz's request for a shoreline setback variance permit. The motion WAS ADOPTED, 10-0-0 (AYES: Gomes, Henkin, Kaluhiwa, LeVasseur, Longfellow, Loo, Machado, Nelson, Obayashi, and Salas; NAYS: None; ABSTENTIONS: None).**

Ha`iku Valley Cultural Preserve Update – Ms. Mahealani Cypher of the Ko`olaupoko Hawaiian Civic Club and the Ko`olau Foundation reported that the groups have fought for the preservation of the Ha`iku Valley Cultural Preserve and that the Neighborhood Board has passed a resolution in support. Five years ago, Governor Lingle vetoed a bill that would have set up the preserve. In this legislative session, the House has passed a bill that is

now on its way to the Senate. Within the next two or three weeks there will be a hearing at the Senate. At that time there will be more of a collaboration of stakeholders linking arms in support of this bill. Once the Ha`iku Valley Cultural Preserve is established, it will allow the communities to protect the historical and cultural areas within the valley and allow replanting of native species to restore a native Hawaiian forest. There will educational and cultural activities available once the valley is opened to the public. Funding from the Office of Hawaiian Affairs was granted for a conceptual plan which is still in progress. This conceptual plan will also be brought to the Board for discussion. The Board had already approved the cultural concept and the Ko`olaupoko Hawaiian Civic Club and Ko`olau Foundation will keep the Board informed of the hearing so the Board can prepare testimony in support.

Candidate Forum Permitted Interaction Group (PIG) – Chair Henkin explained that the Board may form a PIG to organize a candidate forum. A PIG can have as many as seven Board members and come up with recommendations for the candidate forum. The PIG may also consist of members of the community. Chair Henkin noted that the Primary Election will be Saturday, August 11, 2012. Due to reapportionment, there will be two separate House races affecting the Board's area, as well as an election in Council District 3.

At this time, Chair Henkin relinquished his gavel to Secretary Matt Longfellow. **Kaluhiwa moved and Machado seconded that the Kahalu`u Neighborhood Board No. 29 establish a Permitted Interaction Group to organize a candidate forum before the Primary Election on Saturday, August 11, 2012. The motion WAS ADOPTED 9-0-1 (AYES: Gomes, Kaluhiwa, LeVasseur, Longfellow, Loo, Machado, Nelson, Obayashi, and Salas; NAYS: None; ABSTENTIONS: Henkin).** The following Board members were selected as members of the PIG: Kaluhiwa, Longfellow, Luersen, Machado, Nelson, Nuss, and Obayashi. Residents Marie Samudio and Ned Busch were also selected. Member Longfellow will coordinate the first meeting then a PIG Chair will be selected. It was recommended that the candidate forum be no later than June or July 2012 before the Saturday, August 11, 2012 Primary Election. Henkin resumed as Chair.

Without objection, the agenda was taken out of order to hear the report from Representative Jessica Wooley.

Representative Jessica Wooley – Representative Wooley distributed her newsletter and highlighted the following:

- Cyber-Bullying Bill – Representative Wooley introduced a bill to prevent cyber-bullying, which will be heard Thursday, March 15, 2012 at 1:30 p.m. to clarify the existing law. Those interested in testifying should contact Representative Wooley for more information.
- Vulnerable User Bill – The Vulnerable Users Bill is still alive. This bill would increase the penalty on the driver of a car who hits a vulnerable user, like a pedestrian, police officer, other emergency responder, disabled person, or a cyclist. The intent is to raise awareness of the need for car drivers to avoid harm to vulnerable roadway users.
- Emergency Shelter Bill – Representative Wooley introduced a bill to eliminates the liability of private landowners who allow their property to be used for emergency shelter during disasters.
- Drug-Free Zone Around Schools – Representative Wooley is working on legislation to extend the protected area around schools and parks to prevent drug dealing and other crimes.

The agenda resumed order.

At this time, member Kaluhiwa departed due to a family emergency; **nine (9) members remain.**

#### REPORTS BY PUBLIC OFFICIALS:

Mayor Peter Carlisle's Representative – Mr. Forest Frizzel was attending City Council Budget hearings and could not make tonight's meeting. Chair Henkin received a memorandum of the following:

- Center Line Repainting – Per City's Department of Facilities Maintenance, the center line on Kamehameha Highway from the Hygienic Store to St. John's will be painted during the week of March 24, 2012 weather permitting.
- Underage Drinking – The Honolulu Police Department stated the law makes no differentiation between drinking ages on public or private property. The minimum drinking age in Hawaii is 21 on private and public property. Anyone providing alcohol to minors under 21 at private parties is in violation of the law as well as the person that is consuming alcohol under the age of 21.

Questions, comments, and concerns followed:

1. Debris in Streams – Member Loo noted that the City needs to clean out the streams and flood basin. The recent rains have deposited a lot of debris in Kane'ohe Bay.
2. Tree Trimming – Member Ken LeVasseur expressed concerns about the large trees overhanging the City-owned portion of Kamehameha Hwy, from the Hygienic Store to He'eia Kea Harbor. He would like to know (1) who is responsible for making sure these trees are safe and will not fall on cars/buses using the highway, (2) does the City have an arborist on staff, (3) when was the last time these trees were inspected to make sure they are safe and will not fall down onto the road, and (4) is there a program in place to check the trees for safety?

Chair Henkin will transmit these questions and comments to the Mayor's office for a response at the Board's April meeting.

Governor Neil Abercrombie's Representative – No representative was present. Chair Henkin read the following report from DOT Deputy Director Jadine Urasaki:

- Disaster Proclamation – Governor Abercrombie signed a disaster proclamation for O'ahu and Kaua'i on Saturday, March 3, 2012. The proclamation allows for any necessary and appropriate steps to be carried out, and provides for activation of civil defense and other emergency functions to ensure public health and safety.
- Live Aboards at He'eia Kea Harbor – Individuals are not allowed to live aboard their boats in the harbor.
- Joint Enforcement – Division of Conservation and Resources Enforcement (DOCARE) and HPD can enforce the laws jointly because each department possesses jurisdiction up to three miles from land. However, due to a lack of vessels as well as internal policies, HPD does not handle cases in general relating to the ocean. Any HPD water-related operations are usually handled by HPD's Special Services Division in coordination with DOCARE, HFD, and/or the United States Coast Guard.
- Night Fishing on Reef – DOCARE has been notified of fishermen placing chairs and pegs in the coral reef at night for fishing. It is illegal to damage the reef in any way.
- Mud bogging Activities – DOCARE was also notified of the mud bogging activities in Waiahole and Waikane valleys and streams. Because of the many jurisdictions involved, DOCARE will bring this issue up with its City and Federal partners.
- Kamehameha Highway/Kahekili Highway – The intersection project has been delayed due to the inability to secure an aerial easement for the electric lines to be moved. The Attorney General's office is pursuing condemnation of an aerial easement.
- Response to Member LeVasseur's Kahekili Traffic Proposal – DOT will consider member LeVasseur's proposal as part of the public comments submitted, but will not post it on the DOT website because it differs from the proposal made at the public meeting.

Questions, comments, and concerns followed:

1. Albizia Trees – Chair Henkin will forward Member Loo's concern about the overgrowth of Albizia trees along Kahekili Highway in Kahaluu.
2. KBRC Chair – Chair Henkin will also forward the concern about the need for the governor to appointed a chair for the KBRC.
3. Stream and Ditch Clearance – Chair Henkin will forward Member Salas's concern about the need to clean out Waiahole Stream and the ditches along the mauka side of Kamehameha Highway, as well as member Loo's concern about cleaning out Waikane Stream and all culverts in general.

Chair Henkin will transmit these questions and comments to the Governor's office for a response at the Board's April meeting.

Councilmember Ernie Martin – Mr. Mike Sakata distributed a report and highlighted the following:

- Ahilama Bridge – Mr. Sakata did a site visit with John Reppun on the Ahilama Bridge over the Waihe'e Stream. The City Department of Facilities and Maintenance is investigating what they can do about it.

- FY 2013 Budget Process – The City proposed an operating budget of \$1.953 billion and a capital improvement project (CIP) budget of \$577 million. Chair Martin is working to get the Board's priorities included in the CIP budget.
- Capital Improvement Projects – The CIP budget already includes the flood control improvements of the Kahalu'u Basin, rehabilitation (i.e., resurfacing) of the City-owned portion of Kamehameha Highway, and the seismic retrofit for Ahaolelo Road Bridge No. 401. Also, federal funds are available to inspect the Ahilama Road box culvert.

Questions, comments, and concerns followed:

1. Hakuhale Street Drainage – A resident raised a concern about the City's drainage system at 47-571 Hakuhale Street, which threatens residents' homes. The resident will provide information to Mr. Sakata to arrange a site visit.
2. Trees on Kamehameha Highway – Member LeVasseur requested that Mr. Sakata also do a site visit of all the overhanging trees along the highway of Kamehameha Highway from He`eia Kea to Hygienic Store.
3. Acknowledgement – Member Salas expressed her appreciation to Mr. Sakata for calling her to find out if residents were okay during the recent heavy rains and flooding in Waiahole. DOT needs to clean out the ditches along Kamehameha Highway, as well as Waiahole Stream.

Senator Clayton Hee – A representative or report was not available.

AGENDA ITEMS FOR FUTURE BOARD MEETINGS: An update on efforts to address threats to the Ahilama Road bridge over Waihe'e Stream will be on next month's agenda. Contact Chair Henkin to add agenda items.

APPROVAL OF REGULAR MEETING MINUTES: **Machado moved and Salas seconded to approve the February 8, 2012 meeting minutes as circulated. The motions WAS ADOPTED, 9-0-0 (AYES: Gomes, Henkin, LeVasseur, Longfellow, Loo, Machado, Nelson, Obayashi, and Salas; NAYS: None; ABSTENTIONS: None).**

There were no Committee Reports.

ADJOURNMENT: The meeting adjourned 9:31 p.m.

Submitted By: Gloria J. P. Gaines, Neighborhood Assistant

Reviewed By: David Henkin, Chair