



## KAILUA NEIGHBORHOOD BOARD NO. 31

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### **DRAFT REGULAR MEETING MINUTES TUESDAY, SEPTEMBER 9, 2008 KAILUA RECREATION CENTER**

**CALL TO ORDER:** Chair Charles Prentiss called the meeting to order at 7:07 p.m., with a quorum of **10 members present**. Note – This 19-member Board requires 10 votes to have a quorum and to take action. Chair Prentiss explained that the meeting day and date had to be changed for this month because of electrical work done on the Board's regular meeting day.

**MEMBERS PRESENT:** Kalana Best, Michele Brooks, Kathy Bryant-Hunter, Jon Chinen, Debbi Glanstein, Joe Harding (left at 9:40 p.m.), Knud Lindgard, Charles Prentiss, Claudine Tomasa, Linda Ure.

**MEMBERS ABSENT:** Jason Bradshaw, Richard Bratt, John Brown, Jim Corcoran, Michael Correa, Virginia Enos, Christian Porter, Ronald Weinberg, Donna Wong.

**VACANCIES:** There are no vacancies on this Board.

**GUESTS:** Capt. R. Fallau (Honolulu Fire Department); Lt. D. Eber, Sgt. D. Kawamoto (Honolulu Police Department); Maj. A. Crouch (Marine Corps Base Hawaii); Moani Wright (Board of Water Supply); Roy Brooks (Kokua Ohana Foster Parent Program); Dr. Barbara Brooks, Fenix Grange (State Department of Health); Dr. Morgan Barrett (Governor Linda Lingle's Office – State Department of Health); Heather Bankston (Senator Fred Hemmings' Office); Representative Cynthia Thielen; Andrew Malahoff (Council Chair Barbara Marshall's Office); John Climaldi (Hawaii Bicycling League); Crystale Lopez (Hawaii Pacific University); Maria T. Gorak (Homeless Animals); Tinkle Malama (Olelo Videographer – Paradise Film); Noela Napoleon (Rediscover Kailua Event); Olivia Acoba, Pamela Alameida, Joanne Awaya, Michael Awaya, Rev. Ricky B., Larry Bartley, Donald Botelho, Ron Dellinger, Joe Gilman, John Gomes, Charles A. Higbee, Luke Hofacker, Lee Jacques-Higbee, Jimmy Johnson, Jeanne Johnston, Steven M. Johnston, Dorothy Joseph, Robert Kimura, Chris Lee, Rachel Lynch, Sheryl Marshall, William Marshall, Arnold Matsunobu, Avis Mitchell, Linwood Mitchell, Karen Miyahara, Peter Pangelina, Leigh Prentiss, Stann Reiziss, Jack Richardson, Kerry Richardson, Debbie Satsuma, Jon Satsuma, Mary Stratton, Mick Stratton, Arlene Tsue, Cindy Turner, Victoria Weisend; Rachel M. Glanstein (Neighborhood Commission Office).

### **APPROVAL OF MINUTES:**

**August 7, 2008 Regular Meeting Minutes – The August 7, 2008 regular meeting minutes were APPROVED AS CORRECTED by UNANIMOUS CONSENT (10-0-0) (Aye: Best, Brooks, Bryant-Hunter, Chinen, Glanstein, Harding, Lindgard, Prentiss, Tomasa, Ure), with the following correction:**

- \* Page 9 – Elected Officials – Senator Jill Tokuda – Questions... – item no. 4 – the sentence was amended as follows to read: "~~Sen. Tokuda Mr. Gale~~ is unable to attend the next Board meeting, since ~~she his wife~~ is due to give birth in exactly one month."

### **AGENCY REPORTS:**

**Honolulu Fire Department (HFD) [1]** – A representative arrived later.

**Honolulu Police Department (HPD)** – Lt. D. Eber introduced Sgt. D. Kawamoto, distributed the report, and highlighted the following information:

- 1) **Annual Comparison January to August 2007 and 2008** – Overall, there was a 25% decrease in crime from January to August 2008 as compared to 2007, which included a 9% decrease in rape, a 12% decrease in robbery, a 24% decrease in theft, a 30% decrease in UEMV (unauthorized entry into a motor vehicle), and a 51% decrease in auto theft. However, there was a 20% increase in aggravated assault, from 42 cases in 2007 compared to 50 cases in 2008 (from January to August).



- 2) August 2008 Statistics – There were 4 aggravated assault, 18 simple assault, 6 auto theft recovery, 18 burglary, 4 counterfeit/forgery, 1 drugs/narcotics, 39 DUI (driving under the influence), 2 graffiti, 3 ID theft, 8 ICF/SCF (injured cared for/sick cared for), 1 kidnapping, 9 motor vehicle theft, 1 missing person, 23 property damage, 96 MVA (motor vehicle accident), 3 robbery, 1 rape, 61 theft, 15 runaway, 10 runaway cancelled, 2 sex assault, 14 threatening, 38 UEMV (unauthorized entry into a motor vehicle), 2 trespass, 3 truancy, and 12 warrant arrest cases.

Questions, comments and concerns followed:

- 1) Auloa Road Pedestrian Signal Broken – The pedestrian signal at the intersection of lower Auloa Road and Kalanianaʻole Highway is not working.
- 2) Jaywalking and Crosswalks in Downtown Kailua – Recently, officers followed jaywalking citizens into Kailua stores to ticket them for jaywalking. It was explained that pedestrian fatalities are higher than last year. Both pedestrians (for jaywalking) and motorists (for failing to yield) are being targeted by HPD to decrease the number of pedestrian fatalities. In Lt. Eber's experience, warnings (rather than tickets) work only when the offenders are ignorant of the law. Jaywalking in downtown Kailua is most prevalent by Macy's and Long's, even though there is a crosswalk right near Macy's. A suggestion was made to put another crosswalk where the most people are jaywalking; however, the City Department of Transportation Services (DTS) won't put two crosswalks that close together. Another recommendation was to install a crosswalk between Teddy's Bigger Burgers and the Kailua Post Office; however, there is a crosswalk about 100 feet away at the corner intersection. It was brought up that vehicles fail to yield to pedestrians in the marked crosswalk near the Kailua Salvation Army Store.
- 3) Speeding Complaints – A speeding vehicle killed a dog on Oneawa Street; however, no complaints about speeding along Oneawa Street were received recently by HPD. Residents do report speeding all over Kailua, and Oneawa Street is narrow, making it difficult for officers to set up speed trailers or to wait with laser guns to ticket speeding vehicles.

**Chair Prentiss referred the downtown Kailua crosswalks issue to the Transportation and Public Works Committee (TPW).**

Marine Corps Base Hawaii (MCBH) – Maj. A. Crouch, the new Director of Public Affairs, conveyed the following:

- 1) Marines Returned from Iraq – Marines and sailors with 2nd Battalion, 3rd Marine Regiment returned in August, after a seven-month deployment to Iraq.
- 2) Deployments – The 1st Battalion, 3rd Marine Regiment was deployed to Iraq in August; the 1st Battalion, 12th Marine Regiment will be deployed to Iraq in September.
- 3) Camp Smith Foot Race – The 5,000-kilometer race runs through Camp Smith's mountainous terrain beginning at Bordelon Field and is open to the public. Call Tina Lui at 254-7590 for more information.
- 4) Memorial Service – The 2nd Battalion, 3rd Marine Regiment will hold a memorial service open to the public at Kaneohe Bay's Hangars 101/102 on Thursday, September 18, 2008, at 10:00 a.m. The service is to honor three marines who sacrificed their lives while fighting in support of Operation Iraqi Freedom.
- 5) Bellows' Blessing Ceremony – Marines, Air Force personnel, and Congresswoman Mazie Hirono conducted a blessing ceremony on Friday to start the clean-up of an old World War II Air Force Base landfill.
- 6) B. Strickland Promoted – Lt. B. Strickland, of the Public Affairs Office, was promoted to Captain and will be deployed to Iraq. It is anticipated he will return to Hawaii in six months.
- 7) Pedestrian Safety – The importance of pedestrian safety was stressed; Maj. Crouch shared that a friend of his was killed by a driver while jaywalking.

Questions, comments and concerns followed:

Noise and Activity – A large amount of heavy explosions and an unusual amount of helicopter activity was noted in the late afternoons. Call Maj. Crouch at 257-8840 with specific complaints as they occur.

Honolulu Fire Department (HFD) [2] – Capt. R. Fallau provided the following information:

- 1) August 2008 Statistics – There were 8 structure, 1 wildland, 10 rubbish, and 0 vehicle fires; there were 84 medical emergencies, 6 search/rescues, and 43 miscellaneous calls.
- 2) Fire on Ulupii Street – There was a structure fire at 1296 Ulupii Street on August 15, 2008, involving four companies; the fire was not declared a major incident.
- 3) Fire Safety Tip – Fire Prevention Week (FPW) is from October 5 to 11, 2008, and the theme is "It's Fire Prevention Week: Prevent Home Fires!" FPW has its roots in the Great Chicago Fire on October 8 to 11, 1861. Most fire injuries and fatalities are caused by fires that occur in homes, so this year's campaign will focus on preparedness (including having smoke detectors and a family fire escape plan) and underscore the importance of regularly checking homes for fire hazards. In October, elementary school children will receive a Fire Fighter's Safety Guide. Parents are encouraged to review the guide with their children.

Board of Water Supply (BWS) – Moani Wright circulated handouts and reported the following information:

Voluntary Water Conservation – Windward Oahu remains in a drought, and resources are declining due to the lack of rainfall. Everyone on the Windward side is asked to voluntarily conserve water by 10% or about 50 gallons per day for an average family of four. Tips: (a) water lawns only on Sundays, Tuesdays, and Thursdays; (b) avoid watering between 9:00 a.m. and 5:00 p.m.; and (c) postpone car washes. Many large water consumers have already committed to conserving water, but irrigation of potted plants and nurseries is exempt from this conservation. If water usage is not decreased significantly, mandatory cutbacks may be required. Go to [www.boardofwatersupply.com](http://www.boardofwatersupply.com) or call 748-5041 for more information.

Questions, comments and concerns followed:

- 1) Water Bill Decrease – Conserving water also lowers water bills.
- 2) Koolaupoko Watershed Management Plan (KWMP) – Ms. Wright will follow up on the overdue KWMP.

#### PRESENTATIONS [1]:

Kokua Ohana, Foster Parent Program – Roy Brooks presented the following information:

- 1) Foster Parents Needed – There is an effort to recruit people and families to foster children. Better environments are needed for foster children, and there aren't enough families to provide the foster care.
- 2) Inadequate Care – About 2,000 children are placed inappropriately (with inadequate care); Kokua Ohana is working with the Office of Hawaiian Affairs and the State to seek out good families to foster children.
- 3) Other Ways to Contribute – Donations are also accepted.

Zoning Change at 257 Akiohala Place and Akiohala Street – Chair Prentiss noted that it may be premature for the Board to take action on this issue, since the application for the zoning change has not yet been submitted. John Gomes detailed the following information:

- 1) Rezoning Proposal – The proposal is to rezone 2.2 acres in two lots of a 14.8-acre site from preservation land (P2) to residential land (R10), with the balance of the site remaining as conservation land. The proposal is in a very preliminary stage.
- 2) Location – One of the two lots borders Akiohala Place, but there is a large buffer between the desired lot and the nearest neighbor.

Questions, comments and concerns followed:

- 1) Pre-Application Procedure – Chair Prentiss explained that the City Department of Planning and Permitting (DPP) has a new procedure requiring the applicant to attach the Board minutes showing the applicant's presentation to their application when they submit it.
- 2) Previous Request for Zoning Change at Same Location – A zoning change request for the same locations was previously heard in the 1970's and was unanimously opposed by the Board and denied by DPP. The previous request was opposed by the signatures of over 100 residents in the area.
- 3) 1976 Soil Conservation Service Report (SCSR) – William Marshall gave the Board a copy of the 1976 Soil Conservation Service Report, emphasizing the report's recommendation to deny any change in zoning there; Chair Prentiss will pass the document along to the Planning, Zoning and Environment Committee (PZE). The report also stated that no building should be done on the site, due to the steep slope and water runoff. The geological study indicated that any construction in the proposed sites will affect residents of Akiohala Place and Street, and Alihi Place. The study stated that the area has a severe erosion hazard, high slope percentages and soil that's likely to swell during heavy rain. The 1976 study reaffirmed the desire of the area to keep that open space undeveloped.
- 4) Hillside Topography – An Akiohala Place resident works in the emergency management field, and she studied the steep slopes, citing concerns of water runoff and falling boulders during and after construction. The steep hillside topography is unstable and unfit for any further development.
- 5) Original Purchases of Properties in the Area – An Alihi Place resident remarked that when she purchased her property 27 years ago, it was with the assurance that the preservation land in back of the residence would stay that way, with no neighbors. Akiohala Place and Street residents supported this statement.
- 6) Concerns with Property Development – The main concerns with developing the property in question are erosion and water flow, especially during heavy rains. Any development in the area would be harmful to the neighborhood and its character, and could lower property values for the rest of the residents in the area.
- 7) Street Parking – An Akiohala Place resident pointed out that Akiohala Place can't handle the parking of extra cars if more residences were to be built.
- 8) Notice of Project – An Akiohala Place resident, who lives directly across from one proposed lot, received no hearing notice about the project, and disclosed that only one resident on Alihi Place received notice. An Akiohala Street resident, almost directly across a proposed lot, failed to receive notice as well.
- 9) Structural Plans – No information has yet been provided on the buildings planned for the sites. The average proposed lot size could contain about eight houses per lot, and it could be submitted to a condominium property regime to allow for more residences. If the two lots have only one single-family home each, then the houses will be huge, so it doubtful that there will be only two houses if this zoning change request is granted.
- 10) Board Action – The Board was requested to take an active position to support the community and reaffirm its opposition to a zoning change in the area. Chair Prentiss specified that he Board will not take action on this issue until the zoning change application has been received.
- 11) Further Discussion of Issue – There will be further discussion of this issue at the next PZE meeting on September 16, 2008, at 7:00 p.m., at Kalama Beach Park. Mr. Gomes will attend the next PZE meeting to discuss the issues with the community and asserted his willingness to work with the community.
- 12) Correspondence Received – Bryant-Hunter noted that the Board received correspondence from Everett and Micki McCassey of Akiohala Place requesting that the rezoning application be denied, and she will pass it along to PZE Chair Wong.
- 13) Area Schools – Glanstein reminded Mr. Gomes of her previous urging to contact the high school and other schools in the area.
- 14) Community Opposition to the Zoning Change Application – All residents from the area who spoke requested that the Board oppose the application to change the zoning from preservation to residential.

**The report of Governor Linda Lingle's representative was advanced without objection.**

ELECTED OFFICIALS [1]:

Governor Linda Lingle's Representative [1] – Dr. Morgan Barrett distributed Gov. Lingle's Neighborhood Board (NB) Update and relayed the following information:

- 1) Kalaniana'ole Highway Exposed Pipes – The exposed pipes along Kalaniana'ole Highway, near Auloa Road, are temporary irrigation lines and will be removed when the recent plants take root.
- 2) Coqui Frogs – Dr. Barrett offered to have someone give a presentation when Enos is in attendance.

PRESENTATIONS [2]:

State Department of Health Report Regarding Lead Pellets on Kaimalino Beach – Dr. Barrett brought along toxicologists Dr. Barbara Brooks and Fenix Grange to present information on the Kaimalino Beach lead pellet issues. Lindgard was thanked for bringing the issue to the attention of Dr. Barrett. Ms. Grange and Dr. Brooks circulated handouts and highlighted the following points from the PowerPoint presentation:

- 1) Background – The key concern is environmental; near Kaimalino Beach is an old shooting range. The shot pellets may present a health risk to children if swallowed. The area was studied in the 1990's and revisited in the summer of 2008 by the Federal Environmental Protection Agency (EPA) and the State Department of Health (DOH); this second visit was due to Lindgard's concern. The results were that some sandy areas where children could play have more pellets than previously observed.
- 2) Pellet Deposits – For approximately 40 years (from 1933 to 1974), the area was used as a recreational skeet shooting range; the pellets were deposited during the years of operation.
- 3) Health Hazard – The pellets contain lead as a component, along with a small amount of arsenic; therefore, consumption of pellets could release the lead content and allow it to be absorbed into the blood, which could cause elevated blood lead levels.
- 4) Risk to Children – Specific areas were identified along the beach where concentrations of pellets are higher. The pellets only pose a potential health risk if swallowed. As a precaution, it's recommended that children avoid playing in these areas. Areas of the beach where no pellets were found were identified, and these areas would pose no risk.
- 5) Pellets on Private Property – There may be pellets underlying the topsoil of homeowners' property. However, if the soil is not exposed (i.e., covered with cement, asphalt, rocks, grass, etc.) then there is no risk to tenants. On the other hand, exposed soils (i.e., gardens, planting areas) may contain pellets that could potentially be a risk.
- 6) Action in Case of Consumption – If a child swallows one or more pellets, then his or her pediatrician should test their blood lead levels.
- 7) No Reported Cases – Regarding lead poisoning, no cases were reported to any medical organizations, there were no poison line calls, and no DOH complaints were found related to lead pellets.
- 8) Pellet Locations – Buckets of sands along the shoreline were sifted through in front of 22 houses on the beach. The attractive sandy areas have very few pellets, but pellets are visible in erosive areas along the beach path. Pellets do migrate between site visits.
- 9) Removal Planning – DOH is partnering with the State Department of Land and Natural Resources (DLNR) and the EPA to determine the sources of the pellets. A consideration is to manage wildlife considerations. The plan is remove pellets from beach areas and then rocky areas; this may present some challenges, since pellet distributions change with tides and seasons.
- 10) Shorebirds – There are shorebirds that nest in November, so DOH must wait until after November to do more research, so that the birds are not disturbed.

- 11) Signage – The new signage is easier to understand than the old signage, informing the public of the former skeet shooting range and that arsenic and lead found in pellets along shoreline may be hazardous to children if swallowed.
- 12) Next Steps – Factsheets will be distributed to neighbors, identifying source areas and points of access. A survey of residents will be taken to determine if the pellets are visible in yard and garden areas.
- 13) Public Meeting – A public meeting will be held in mid-October to discuss these issues.
- 14) Kaimalino Beach Safety – Kaimalino Beach is safe to use and enjoy; however, parents of toddlers should use appropriate care to ensure that their children do not play with or ingest the pellets. Also, homeowners should notify their guests and visitors about the pellets.

Questions, comments and concerns followed:

- 1) Board Concerns – Tomasa noted that Dr. Brooks attended the last Public Health, Public Safety and Civil Defense Committee (PHPSCD) meeting, and referenced the Board's concerns about the health and safety of people using the beach in addition to residents in the area.
- 2) Wildlife – The lead pellets are toxic to birds; research is being conducted about the possible effect on turtles and other animals.
- 3) Swimming – Concern was raised about danger to people swimming in the area.
- 4) Handouts – Bryant-Hunter suggested attaching a map showing the skeet ranges to any handouts; Lindgard has such a map.
- 5) Other Hazards – Lindgard added that pieces of old targets (compounds made out of clay and other materials) may also be hazardous, not only the pellets; many contaminants cause cancer. The toxicologists admitted that they weren't looking for those agents in the sand, only lead, so they will start looking for other components as well, both organic and inorganic, as Lindgard recommended.
- 6) Kaimalino Beach Use – Brooks remarked that she wouldn't take her children to play on Kaimalino Beach. Regardless of the desirability of playing on the particular beach, residents there walk along the shore with their children; it's a precautionary principle to warn and protect the beachgoers.
- 7) Signage – Glanstein suggested posting the signs in more than one language, due the high number of visitors to the area. An area that previously had an old sign was tested and no pellets were found at all there, so the sign was removed.
- 8) Public Accesses – There are two public accesses; the main access is about as far away from the pellets as possible. Another access is at the end of Kaimalino Street.

**The Board Actions relating to this subject (items under VIII.A) were taken up without objection.**

**BOARD ACTIONS [1]:**

**Public Health, Public Safety and Civil Defense Committee (PHPSCD) [1] –**

Motion 1: PHPSCD Chair Tomasa noted that the motion ("the Kailua Neighborhood Board requests that the State Department of Health take appropriate and timely action to notify affected residents and the public about the discovery of lead pellets on Kaimalino Beach, and to start remediation process without further delay") may be unnecessary, since the DOH will hold a public meeting regarding this issue in October. Discussion ensued:

- 1) Suggestions – Tomasa advocated surveying the area residents.
- 2) Risk – Dr. Brooks noted that if there are no pellets, then there is no risk, and if the pellets are not swallowed, then there is no danger. A blood lead test will show any lead exposure.
- 3) Contact – If concerned, contact Dr. Brooks at 586-4249.

- 4) Trends – Tomasa indicated that trends should be studied, especially if there are any in the area (or who grew up in the area) with central nervous system damage or on kidney dialysis, etc. Dr. Brooks explained that they first study lead exposure, then any diseases.
- 5) Notice of Public Meeting – Notice will sent to all residents in Kailua Bay Estates to inform them of the public meeting in October.

Motion 2: PHPSCD Chair Tomasa noted that the motion ("the Kailua Neighborhood Board requests the State Department of Health to survey the residents of homes on and near Kaimalino Beach to determine whether a trend of illnesses/diseases relating to lead/arsenic poisoning exists") may be unnecessary, since Dr. Brooks and Ms. Grange have affirmed that they will survey the residents. Discussion ensued:

- 1) Surveys – Tomasa recommended that the DOH also survey all residences in the area, whether near the beach or not. DOH plans to survey people who attend the upcoming public meeting in October about whether they've observed pellets and where; if locations are specified, then the areas should be tested.
- 2) Maps – Tomasa reiterated that maps with the skeet range locations be included with handouts.

Board of Water Supply (BWS) – The report was given earlier.

#### COMMUNITY ISSUES AND ANNOUNCEMENTS:

Rediscover Kailua Event – A handout described the upcoming Rediscover Kailua Family Festival was distributed. The event will take place on Saturday and Sunday, September 14 and 14, 2008, at Kailua District Park, from 10:00 a.m. to 10:00 p.m., and will feature live entertainment, crafts, food, and other activities.

Candidates at Meeting – The presence of legislative candidates Chris Lee and Leigh Prentiss was noted.

Three Story House Across from Kailua Beach Park (KBP) – A resident reported a neighbor building a third story addition across from KBP; the new construction will destroy the resident's current viewplane. PZE Chair Wong was contacted, along with the Mayor's Office; the issue may be discussed further at the next PZE meeting.

Proposed Pre-School at St. Christopher's Episcopal Church – Mick and Mary Stratton supplied the following:

- 1) Proposal – The Strattons propose to open a Montessori pre-school at St. Christopher's Episcopal Church (North Kainalu Drive) using two previously existing classrooms. The rooms were used in the past as classrooms and currently are vacant Monday through Friday. The Strattons are Montessori teachers with 45 years of experience. The goal would be to open in January 2009 using one classroom with two teachers and 23 children. In the summer 2009, they would add two more teachers and 24 more children. The Strattons need a Conditional Use Permit (CUP) in order to open and operate the pre-school.
- 2) Need for Early Childhood Education – Children who attend pre-school become better achievers in the higher grades. In fact, the State legislature in July 2008 created an Early Education Council to facilitate early education for the children of Hawaii. In 2006, over 66% of children under four years old live with working parents. In addition, over half of children entering kindergarten are doing so unprepared.
- 3) Traffic – The Strattons will try to work pickup and dropoff times around peak traffic times.
- 4) Input Welcome – The Strattons want to be good neighbors and welcome interest and input; so far they have received positive responses from the community.

Questions, comments and concerns followed:

- 1) Church Noise – A resident who lives 15 feet from the church detailed the loud parties and disrespect to the surrounding residential neighbors of the church; Bryant-Hunter will follow up with this resident. There are many current problems that the neighbors have with those that run the church relating to noise; the police have been called before. Church personnel seem unwilling to work with their residential neighbors to solve the problems. Some neighbors have installed physical sound barriers, but to no avail. A resident on the Waimanalo side described the loud noises from the parking lot, senior citizen center, and homeless facility.

- 2) Close Proximity to Residences – Two residents that live approximately 20 feet away from the church note the difficulty in using parts of their house when the church is having an activity. There is already playground equipment on the church's property that is too close to the property line of neighbors.
- 3) Proposed Pre-School – Having 20 to 40 students go in and out of the school every day would be very noisy and disruptive. Although early childhood education is a worthy goal, it's inappropriate to place a pre-school in a residential community.
- 4) Traffic – North Kainalu Drive is a very busy street, especially in the morning, and there are four other schools in the area all contributing to traffic. More traffic in the area would also increase the danger from vehicles to children walking.
- 5) Opposition to Pre-School – The residents that spoke were all opposed to the pre-school. A petition was started to reject the proposal for the pre-school at St. Christopher's Episcopal Church.

**Chair Prentiss referred the issue of the proposed pre-school at St. Christopher's Episcopal Church to PZE.**

Hawaii Pacific University (HPU) Update – Crystale Lopez summarized the following information:

- 1) Increased Traffic Flow – The traffic flow has increased since the semester began on September 1, 2008.
- 2) Contact – Contact Ms. Lopez with any questions or concerns at 236-3567.
- 3) Upcoming Events – The summer 2008 commencement ceremony is coming up, and a blood drive is being organized for this Friday, September 12, 2008.

Kaelepulu Pond (Enchanted Lake) – Cindy Turner, a member of the Enchanted Lake Residents' Association (ELRA) Board of Directors, presented concerns about Kaelepulu Pond. Mangrove is growing in the channel near the Hamakua Drive Safeway. In addition, it's desired to restore the previous depth and clarity of the pond; it's been polluted by storm runoff and the Norfolk development. The ELRA would like to work with the Board and the City on the storm drains.

Questions, comments and concerns followed:

- 1) Mangrove in Channel – Brooks stated that the Board is working with Andrew Malahoff of Council Chair Barbara Marshall's Office to eliminate mangrove in the channel; the City is working on the problem.
- 2) Opening and Closing of Berm at Kailua Beach Park (KBP) in Protection of Both Kailua Bay and Enchanted Lake – Ure invited Ms. Turner to attend the next Parks and Recreation Committee (PR) meeting on September 16, 2008, at 7:00 p.m., at Kalama Beach Park, in order to discuss how to open and close the KBP berm appropriately to protect Kailua Bay and the Enchanted Lake (Kaelepulu Pond).

**Chair Prentiss referred the Kaelepulu Pond issue to PZE.**

COMMITTEE OF THE MONTH:

Parks and Recreation Committee (PR) – PR Chair Ure provided the following updates:

- 1) Parks Repairs, Maintenance and Improvements – (a) PR is awaiting a response from the City Department of Parks and Recreation (DPR); (b) PR has requested that DPR replace play equipment at various parks, since they seem to be removing more equipment than is being replaced; (c) a sand fence was installed to mitigate the sand redistribution, but the fence falls over and doesn't get replaced in a timely fashion, and the naupaka is being trampled and ignored; (d) the installation of the sprinkler system near the pavilion at KBP is nearly complete; and (e) representation from the ELRA Board of Directors to discuss the berm is eagerly anticipated at the next PR meeting.
- 2) Community Policing Relating to Parks – A community adjacent to a park can choose to monitor the park utilizing Community Policing in the form of a Neighborhood Security Watch. HPD trains people in community policing (including how to identify and report crime); call 723-8874 to arrange for a presentation.

A community policing team can be formed with as few as 10 people. In addition: (a) money has not been observed changing hands during the activities at the public beach parks, making it difficult to define activities at the beach park as commercial, but PR will continue to follow up on the issue; and (b) the neighborhood around the Keolu Skate Park have been linked up with the HPD Community Policing section.

- 3) Next PR Meeting (3rd Tuesdays) – The next PR meeting is at the same time as the PZE meeting, on Tuesday, September 16, 2008, at 7:00 p.m., at Kalama Beach Park.

Questions, comments and concerns followed:

Beach Erosion Task Forces – The Board would like to be involved in both Beach Erosion Task Forces (one is Representative Cynthia Thielen's, and the other is the U.S. Army Corps of Engineers'). The study conducted by DLNR and the University of Hawaii (UH) is ongoing; PR doesn't want to volunteer a recommendation until all of the information is gathered; this issue will continue to be monitored by PR.

**The Manfredi Variance for 42-103 Aleka Place (in the Norfolk area) issue was advanced without objection.**

#### COMMITTEE REPORTS [1]:

Planning, Zoning and Environment Committee (PZE) [1] –

Mirko Manfredi Variance for 42-103 Aleka Place (Norfolk): Bryant-Hunter recounted the following information:

- 1) Application – The application for a variance at 42-103 Aleka Place has been received by the Board.
- 2) Why Variance is Needed – The house is located in the Norfolk area, which is zoned for agricultural use. Under the City ordinances, only one farm dwelling per every two acres is allowed; in addition, a farm dwelling area with accessories such as parking areas, tennis courts, a swimming pool, etc., cannot exceed 5,000 square feet. The variance is needed because the applicant wants a dwelling and accessory area that will be 8,900 square feet without a pool and 11,000 square feet with a pool.
- 3) Current Status – Currently the two-acre property on Aleka Place is vacant. DPP already issued the building permit; however, the application process required a variance when it was noted that a grading permit was also required and the proposed footprint would be enlarged from the original DPP permit.
- 4) Public Hearing – DPP is holding a public hearing on this issue on September 11, 2008.

**Bryant-Hunter moved, and Chinen seconded, that the Kailua Neighborhood Board opposes granting a zoning variance to Variance Application # 2008/VAR-22 at 42-103 Aleka Place (Kailua) because it greatly exceeds the 5,000 square feet allowed under agricultural zoning.** Discussion ensued:

PZE Recommendation – Glanstein explained that she would prefer to wait for PZE to officially recommend action for the Board to take, and that the applicant was not notified that the Board would take action at this meeting.

**The motion that the Kailua Neighborhood Board opposes granting a zoning variance to Variance Application # 2008/VAR-22 at 42-103 Aleka Place (Kailua) because it greatly exceeds the 5,000 square feet allowed under agricultural zoning was NOT adopted 9-1-0 (Aye: Best, Brooks, Bryant-Hunter, Chinen, Harding, Lindgard, Prentiss, Tomasa, Ure; No: Glanstein).**

#### ELECTED OFFICIALS [2]:

U.S. Congresswoman Mazie Hirono (Quarterly) – A representative was present at the July 2008 meeting.

Governor Linda Lingle's Representative [2] – The report was given earlier in the meeting.

Senator Fred Hemmings; Sen. Jill Tokuda; Representative Pono Chong – No representatives present at this time; no reports were circulated.

**There was a Board request to highlight the reports of the elected officials distributed at the meeting.**

Representative Cynthia Thielen – Rep. Thielen distributed the report earlier; the topics included: (a) beach erosion in Kailua; and (b) Act 228, relating to historic preservation.

Representative Tommy Waters – Neighborhood Assistant (NA) Rachel Glanstein circulated Rep. Waters' report; the topics included: (a) Kalanianaʻole Highway improvements; (b) traffic advisories; and (c) a call for people to involve themselves in civic government.

Mayor Mufi Hannemann's Representative – **Chair Prentiss requested that the contents of Ann Chung's report be summarized in the minutes.** Ms. Chung's report contained the following information:

- 1) Rediscover Kailua Event – The previously raised issues have been resolved and it's hoped that the event will be a success.
- 2) Recycling Redemption Value Oversight – The deposit value for HI-5 beverage containers collected in the curbside blue bin is credited back to the City to offset the processing charges. A segregated rate for amount credited was based on the quantity of HI-5 containers collected from the Mililani and Hawaii Kai pilot programs, from a sort study conducted by DOH, which administers the HI-5 program. The study established a segregated rate for each type of commodity (glass, plastic and aluminum) which is applied to the sorted weight. As the City expands the program into additional communities, the sort study will be conducted again to reestablish the segregated rates.
- 3) Recyclables Shipped Off Island – Oahu ships its recyclable commodities to markets in Asia and on the mainland as do many West Coast communities, although the difference is that Hawaii experiences much higher shipping costs to do so. Green waste is the only material that is recycled and reused on-island. For many years, the Counties and the State explored the potential to establish on-island product re-manufacturing facilities. With the exception of some cottage industry successes (crushed glass garden sculptures, glass tile, and hydro-mulch), the volume of the commodities generated in Hawaii is not sufficient to sustain manufacturing facilities.
- 4) TheBus Route No. 57 – DTS' contractor for TheBus services, Oahu Transit Services (OTS), did not receive any reports of overcrowding for Route No. 57; however, they will monitor the route and make adjustments as necessary.
- 5) Community Emergency Response Team (CERT) – A letter will soon be sent to each of the NB Chairs inviting each Chair to designate a representative to attend a meeting on the CERT initiative. Call 723-8960 with any questions. Continued support of emergency management programs is appreciated.
- 6) Sand Mitigation and Trees at Kailua Beach Park (KBP) – DPR is moving ahead with plans to plant new naupaka plants and install new irrigation. Relevant entities will be informed about the need to establish new sand dunes and information on appropriate use of access routes will be reiterated. DPR did remove a dead branch at the property line of a tree growing on private property adjacent to the park.

**Questions, comments and concerns (requested to be included in the minutes):**

- 1) Sand Mitigation at KBP – There may be no need to reestablish the sand dunes, since the sand is already two to three feet higher than the road curb. The excess sand should be removed before any irrigation lines are installed for planting. The property at 12 Kailua Road now supports a sand dune that is higher than the roof of the house.
- 2) Trees Near KBP – Private trees overhang the park by 20 to 30 feet and create a great deal of leaf debris in park that also blows down Kailua Road.
- 3) KBP Entrance – It was suggested to move the public entrance to the beach area 100 feet to the east. Over the years, beach traffic has increased dramatically.

Council Chair Barbara Marshall – Mr. Malahoff distributed the report earlier. The topics included: (a) real property tax credits; (b) real property exemptions (value); (c) encouragement to vote; and (d) voluntary water conservation.

BOARD ACTIONS [2]:

Public Health, Public Safety and Civil Defense Committee (PHPSCD) [2] – The motions were considered earlier.

Government and Community Services Committee (GCS) – The motion to form a Permitted Interaction (PI) group for proposed legislation 2009 to 2010 will be considered at the next meeting.

COMMITTEE REPORTS [2]:

Civilian-Military Council (CMC) – No update.

Permitted Interaction (PI) Groups – No updates.

Transportation and Public Works Committee (TPW) – Best delivered the following information:

- 1) Kainui Drive and Maluniu Avenue, and North Kalaheo Avenue (Beach Access) Crosswalks – DTS will report back on these two items in November 2008.
- 2) Hamakua Drive / Aoloa Street Intersection – The median has been repainted, but the installation of traffic signs is still in progress.
- 3) Wanaao Road Repaving and Restriping – Wanaao Road, between Kailua Road and the Wanaao Road Bridge, will be repaved and restriped after the completion of the sewer project and its connection with the Ironwoods project.
- 4) Lanikai Parking Situation – DTS previously refused to conduct a traffic study of the Lanikai parking situation, but TPW plans to request the study again.

Executive Committee – The following information was presented:

- 1) Agenda Requirements – Chair Prentiss announced that agenda items are due September 22, 2008 to Chair Prentiss and Secretary Ure.
- 2) Treasurer's Report – Treasurer Glanstein reported that the Operating Account expended \$110.91 for printing and postage for August, leaving a balance of \$1,309.32. Several Board members are still receiving duplicate copies of the mailout, which increases the expenses; NA Glanstein will do further follow-up on why Board members may be receiving duplicates.
- 3) Conference of Chairs – Vice-Chair Chinen attended August 23, 2008 Conference of Chairs held by the Neighborhood Commission Office (NCO). There was a combination of orientation items and roundtable discussions. The orientation portion was intended to bring Chairs and Vice-Chairs up to speed on the progress of parliamentary procedure tools and Act 153 relating to NBs and the Sunshine Law (Hawaii Revised Statutes Chapter 92). The parliamentary tools, or cue cards, need to be updated due to the changes in the Neighborhood Plan (NP) and the Sunshine Law. The State Office of Information Practices (OIP) indicated that the City Corporation Counsel (COR), not OIP, will administer the new part of the Sunshine Law that relates only to NBs. The new NP still has not been approved by Mayor Hannemann, or the City Clerk's Office. The roundtable discussion included a concern over fixed or mandatory agendas for NBs, online voting; NCO Executive Secretary Joan Manke tried to assure everyone that all election options would remain available, but she couldn't guarantee the continuation of paper ballots in the next election. Questions, comments and concerns followed:
  - a) NCO Supplemental Budget Request – Ure stated that in response to the letter transmitting the motion from the Board requesting a supplemental budget for the 2009 NB Elections to cover paper ballots, City Council Chair Marshall stated the supplemental budget request must come from the Neighborhood Commission (NC), Neighborhood Commission Office (NCO) and the City administration.
  - b) NBs Represented – Chinen noted that there were about four NBs not represented at the Conference of Chairs: (a) Waianae No. 24; (b) Kalihi-Palama No. 15; (c) Nanakuli-Maili No. 36; and (d) Makakilo/Kapolei No. 34. (Later, it was found that an additional three NBs were not represented: (e) Koolauloa No. 28; (f) Kahaluu No. 29; and (g) Waimanalo No. 32.)

c) Corporation Counsel (COR) Not Represented – There was no representative from COR at the meeting.

Public Health, Public Safety and Civil Defense Committee (PHPSCD) – PHPSCD Chair Tomasa imparted the following information:

- 1) Community Emergency Response Team (CERT) Training – Call 723-8960 to attend CERT classes.
- 2) Evacuation Shelters – PHPSCD is working with the Government and Community Services Committee (GCS) on this item.
- 3) Exploratory Efforts to Enhance Law Enforcement – A resolution relating to this item is being composed.
- 4) Liaison with the Hawaii Youth Correctional Facility (HYCF) and the Women's Community Correctional Center (WCCC) – This item is ongoing.
- 5) Kaimalino Beach Lead Pellets – This item was discussed earlier.
- 6) Next PHPSCD Meeting (Second Thursday): The next meeting will be held on September 11, 2008, at 7:00 p.m. at the Kailua District Park multi-purpose room.

Sustainability and Environment Committee (SE) – SE is currently recessed until the Koolaupoko Sustainable Communities Plan (KPSCP) notice to proceed is issued by the City; issues will be referred to PZE.

Planning, Zoning and Environment Committee (PZE) [2] – Wong sent her apologies that she couldn't attend this meeting due to a scheduling conflict. Bryant-Hunter communicated the following information:

- 1) Wilson Care Home – The Board filed an appeal relating to the Wilson Care Home; however COR ruled that NBs can't file appeals, since that action may be out of the scope of NB powers. The Board withdrew the appeal after receiving COR's opinion. Another hearing will be held on September 18, 2008, since there are other pending appeals besides the Board's, and the appeal withdrawal and ruling will be discussed.
- 2) Mirko Manfredi Variance for 42-103 Aleka Place (Norfolk) – This item was discussed earlier.

Questions, comments and concerns followed:

Wilson Care Home Appeal – Glanstein emphasized that there was no Board meeting in the past few months that authorized the Board to file an appeal regarding the Wilson Care Home. Bryant-Hunter responded that the Board voted to oppose the application, and there had been discussion at the committee level about whether it would be appropriate for the Board to file an appeal. The result was that PZE felt that they were only stating the position of the Board by filing the appeal. Glanstein pointed out that the filing of the appeal placed the whole Board in disciplinary jeopardy. Ure checked the minutes from March 2008 until the present and could find no record of any correspondence related to PZE and this issue. Chair Prentiss will check past PZE minutes for any further information; Ure requested copies of any information found.

Government and Community Services Committee (GCS) – GCS member Ure provided updates on the following:

- 1) Maunawili Community Association (MCA) Pre-Primary Potluck – MCA did hold a pre-primary election potluck on September 6, 2008 at the Maunawili Valley Neighborhood Park. Eight out of 14 candidates invited attended the potluck or sent representatives.
- 2) Neighborhood Plan (NP) MMVII – This item was reported on earlier.
- 3) Neighborhood Commission (NC) – There was no NC meeting in August 2008.
- 4) Next GCS Meeting (3rd Saturdays) – The next GCS meeting will be held on September 20, 2008, at 10:00 a.m. at Zippy's Kailua.

Harding left during the above report at 9:40 p.m.; **nine (9) members present, which caused the Board to have less than a quorum.**

ANNOUNCEMENTS:

Precinct Officials Needed for the Election – The State Office of Elections is seeking Precinct Officials to assist voters in their communities on Saturday, September 20, 2008, and Tuesday, November 4, 2008. Call 453-VOTE (8683) and ask for Precinct Operations, or sign up online at [www.hawaii.gov/elections](http://www.hawaii.gov/elections). A stipend will be provided.

Hawaii Bicycling League (HBL) – John Climaldi circulated HBL flyers and detailed information about the Honolulu Century Ride (HCR), Hawaii's oldest and largest cycling event. The ride comes up Kaneohe Drive from Kailua and turns right onto Kamehameha Highway. A total of 2,500 riders are anticipated. Mr. Climaldi will try to notify residents about the ride.

Rediscover Kailua Event – Ms. Napoleon reminded attendees that the Rediscover Kailua event is scheduled for Saturday and Sunday, September 13 and 14, 2008, from 10:00 a.m. to 10:00 p.m. each day. Activities include Pop Warner football, movies (*The Game Plan* and *Enchanted*), etc. There will be signs designating the available parking, and pickup and dropoff, areas.

ADJOURNMENT: The meeting adjourned at 9:47 p.m.

Submitted by:

Rachel M. Glanstein  
Neighborhood Assistant

Reviewed by:

Linda Ure  
Board Secretary