



## KAILUA NEIGHBORHOOD BOARD NO. 31

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### **DRAFT REGULAR MEETING MINUTES THURSDAY, MARCH 5, 2015 KAILUA RECREATION CENTER**

**CALL TO ORDER:** Chair Chuck Prentiss called the meeting to order at 7:07 p.m. with a **quorum of 15 members present**. Note: This 19-member Board requires 10 members to establish quorum and to take official Board action.

**Board Members Present:** Larry Bartley, Matt Darnell, Douglas Dudevoir, Michael Espenan, Tim Freeman, Bill Hicks, Vernon Hinsvark, Malina Kaulukukui, Levani Lipton, Tony Locricchio (arrived at 7:12 p.m.), Chuck Prentiss, Claudine Tomasa, Ronald Weinberg, Gary Weller, Donna Wong, and Jeff Zuckernick.

**Board Members Absent:** James "Skip" Byron, Jon Chinen, and Teresa Parsons.

**Guests:** Captain Eric Capllonch (Honolulu Fire Department); Lieutenant Darryl Kon (Honolulu Police Department); Alenka Remec (Mayor Kirk Caldwell's representative); Francisco Figueiredo (Councilmember Ikaika Anderson's Office); Leland Higa (Senator Laura Thielen's Office); Representative Chris Lee; Janine Tully (Representative Ken Ito's Office); Barrie Morgan and Jeff Overton (Group 70); Dane Robertson (Round Table Pizza); Don MacFarlane, Craig Sylvester, and Robert Kenyon (Kailua Elks); Diane Kam, Frank Kam, Tayne Sekimura, Owen Sekimura, and John Sutton (Kailua Bluffs); Jim Crockett and Laurel Leslie (Windward Coalition); Brodie Lockard; Jack Pearson; Matt Horn; Dawn Horn; Barrie Morgan; Ginny Whitney; Erik Horn; Yoshio Fujimoto; Judy Fujimoto; Charlie Alexander; Joseph Kaleo Ahina; Joseph A. Gilman; Sarah Sur; Thomas Roberts; Fessler; Paula Ress; Ron Minton; Ricky Bermudez; Bob Retherford; Ursula Retherford; Stann W. Reiziss; Stella Mulivai; Glenn Uyeshiro; Cinnie Frith; Michael U.; Mike Lee; David Amodo (DVDmodo); and Uyen Vong (Neighborhood Commission Office).

**ANNOUNCEMENTS:** Tomasa announced that there is a meeting about tsunamis on Wednesday, March 25, 2015, 6:30 p.m. at the Kailua Recreation Center. More information is available at the City Department of Emergency Management (DEM) website at [www.honolulu.gov/dem](http://www.honolulu.gov/dem).

### **PUBLIC AGENCIES**

**Honolulu Police Department (HPD)** – Lieutenant Darryl Kon reported the following:

- **February 2015 Crime Statistics:** There were 12 motor vehicle thefts, 19 burglaries, 40 thefts, and 18 unauthorized entries into motor vehicles (UEMV). More information about crime statistics are available at [www.honolulupd.org](http://www.honolulupd.org).

Questions, comments, and concerns followed:

1. **Pedestrian Citations:** Weinberg asked about pedestrian citations and Lieutenant Kon answered that the number of pedestrian fatalities has been increasing in the past few years. Lieutenant Kon noted that there has been 11 pedestrian fatalities so far this year while there were 13-14 pedestrian fatalities in 2014. Lieutenant Kon also noted that citations should help decrease the number of pedestrian fatalities.
2. **Right of Way:** Weller asked and Lieutenant Kon replied that pedestrians always have the right of way.
3. **Bicycles:** Espenan asked if bicyclists are allowed to ride on the sidewalks in certain parts of Kailua. Lieutenant Kon noted that bicycling is allowed on sidewalks except in Waikiki, but will follow up.

Locricchio arrived at 7:12 p.m.; **16 members were present**.

**Honolulu Fire Department (HFD)** – Captain Eric Capllonch reported the following:

- **February 2015 Fire Statistics:** There were 1 structure, 1 wildland, 3 rubbish and 1 vehicle fires. There were 97 medical, 5 search and rescues, and 102 miscellaneous emergencies. Of the 5 search and rescues, there was 1 that involved a boater, 2 that involved a kayaker, and 3 that involved a hiker.
- **Cooking Safety Tips:** According to the National Fire Protection Association, more fires start in the kitchen than in any other place in the home. Do not step away while cooking, avoid cooking in loose clothing, cook only when alert, and keep hot items away from the counter and table edges. If there is a fire, go outside and call 911; remain outside.

Question followed: Fire Detectors: Weinberg asked and Lieutenant Capllonch replied that interested individuals who may not be able to afford a fire detector can obtain a fire detector by contacting the Fire Prevention Bureau through HFD's website.

Marine Corps Base Hawaii (MCBH): No representative was present; no report was provided.

Mayor Kirk Caldwell's Representative – Alenka Remec reported the following:

- DTS Advisory: The DTS Traffic Signals & Technology Division will begin placing traffic stickers on crosswalk signal poles as inspectors inspect or repair the crosswalk signal poles. Pedestrians should only cross the street before the countdown begins.
- Ti-Leaf Donations: The Mayor's Office of Culture and the Arts (MOCA) and the Honolulu Zoo are asking for donations of green, yellow, or brown ti-leaves to repair the hale lā'ī.
- Kualoa Ranch: Per the Parks maintenance and recreation administrator, there are plans for in-house work to be completed on the comfort station at Kualoa Ranch. However, there are no funds budgeted for work on any other building. *Weller clarified for Remec that he was referring to the maintenance building.*
- "Sunshine Law" Bills: There were originally four (4) measures including two (2) companion measures involving Sunshine Law: one measure would fully exempt the neighborhood boards from Sunshine Law and the other would clarify conditions under which board members could attend public meetings without the current quorum restriction. The measure that would have exempted the neighborhood boards from Sunshine Law has died. The surviving bill would allow the entire board to attend public meetings like a town hall meeting or presentation without quorum restrictions, provided that the meeting is free and does not require pre-registration.
- Fire Station Grass: The grass on the fire station grounds is mowed and maintained weekly, unless there is an emergency. If the grass is outside of the fire station grounds, additional information about the location is needed for further investigation.
- Neighborhood Board Elections: Beginning Friday, April 24, 2015, there will be three (3) walk-in voting sites in Honolulu, Kapolei, and Hauula where people may use City computers to access their electronic ballot. For those unable to use the internet, an automated phone system will be available. The electronic ballot passcode and instructions will be mailed to all eligible voters. Voters will not be issued a passcode if the race is uncontested. In that case, candidates will automatically be declared winners. A list of all registered candidates can be found on the NCO's website.
- 420 North Kalaheo Drive: A Notice of Violation (NOV) for the property on 420 North Kalaheo Drive was issued on Friday, January 30, 2015 which is in addition to previous unpaid "civil fines" amounting to \$249,000. If the fines are not paid within 30 days, a lien will be placed on the property.
- Odor Emission: The new odor control units (biological and activated carbon units) are required to remove 99% of the estimated hydrogen sulfide concentrations. The computer model predicts that approximately 18 parts per billion of hydrogen sulfide are released, which meets the State Department of Health (DOH) property line requirement of 25 parts per billion. The City Department of Environmental Services (ENV) confirmed that the Kailua Plant has been in compliance since January 2013.

Questions, comments, and concerns followed:

1. Neighborhood Board Elections: Chair Prentiss commented that the Kailua Neighborhood Board No. 31 currently has 44 registered candidates in contested races in every subdistrict. Chair Prentiss noted that residents should not throw away mailed items from the NCO during the election period as it may contain the passcode to vote. Chair Prentiss also noted that residents can call the NCO for any questions including lost passcodes at 768-3710.
2. Beach Park Extension Hours: Bartley stated he requested an extension of hours for Kalama Beach Park at a Parks Advisory Board meeting, but was told that the extension has to be approved by the City's Corporation Counsel. Bartley asked why the approval must come from Corporation Counsel and not the Director of the City Department of Parks and Recreation (DPR). Remec will follow up.
3. DTS Traffic Stickers: Zuckernick asked if the DTS traffic stickers will be translated into Japanese. Remec will follow up.
4. Restrooms at Kailua Beach Park: Zuckernick asked for an update on the restrooms at Kailua Beach Park. Remec will follow up.
5. Rail Project: Dudevoir asked if a study was done to determine that "there is broad support for connecting Honolulu's rail system to UH Manoa" as stated in the February 2015 *City News*. Dudevoir commented that rail costs are increasing, and asked how the City will determine when the costs are too high to continue the construction of the project. Remec will follow up.

6. Subdistrict 3: Wong reminded residents of Subdistrict 3 of the Kailua Neighborhood Board No. 31 to be aware of the neighborhood board elections materials in the mail since there is a contested race in this year's election, unlike previous years.
7. Candidate Profiles: Lipton asked and Remec answered that candidate profiles for the neighborhood board elections will be available approximately two (2) weeks prior to the start of the elections on Friday, April 24, 2015.
8. Sidewalks: Lipton asked if there were plans to retrofit the crosswalks for the visually impaired such as installing audible countdown timers. Remec will follow up.
9. Illegal Vacation Rentals: Weller expressed dissatisfaction in the City's lack of response to illegal vacation rentals in Kailua.
10. Candidate Profiles (Continue): Weller asked why candidate profiles are not posted on the website. Remec will follow up.
11. Taxes: Weinberg asked for Mayor Caldwell's position on raising taxes, and if Mayor Caldwell is currently a member of the Board of Directors for Territorial Savings Bank. Remec replied that Mayor Caldwell would like to extend the current GET surcharge beyond 2022. Chair Prentiss noted that the issue about Mayor Caldwell's involvement with the Territorial Savings Bank was previously discussed.
12. 420 North Kalaheo Drive: Locricchio commented the fine amount of \$249,000 for the illegal vacation rental is an indication of the City's reluctance to take action against illegal vacation rentals.
13. Kailua Wastewater Plant: Chair Prentiss asked when the digesters at the Kailua Wastewater Plant will be repaired. Remec will follow up.
14. Location of the Illegal Vacation Rental: Remec noted for Hinsvark that the correct address of the illegal vacation rental is 420 North Kalaheo Drive, not 424 as indicated in the previous meeting's minutes. Chair Prentiss asked for verification of the address.
15. Kailua Beach Park: Resident Joseph Gilman commented that Kailua Beach Park is in need of maintenance such as removing fallen trees and repairing the parking lot by the boat ramp.

Governor David Ige's Representative: No representative was present; no report was provided.

**Hearing no objection, Chair Prentiss took agenda out of order to item V.C: Representative Chris Lee.**

#### ELECTED OFFICIALS

Representative Chris Lee – Representative Lee reported the following:

- Legislative Bills: This year's energy legislative bills include topics on public benefits such as lowering rates and increasing distribution of solar power, finding alternative sources and utility models for energy production. An example can be found on Kauai where the utility is owned by the people of Kauai, not the shareholders. There is also another bill relating to state planning that would encourage utility models to place the interests of Hawaii's ratepayers first, which would be a "game changer."
- Clean Energy Goals: The current clean energy goal is to achieve 70% energy independence by 2030 and 100% by 2040. \$68 million was saved in 2012 in the transition to renewable energy.
- Solar Production: Residents living in condominiums may find more obstacles than other homeowners in receiving solar since condominium associations may prohibit it. Efforts can be made by developing community solar or allowing residents to invest in renewable energy projects in other areas of Oahu to ensure everyone equal access to solar.
- UH Energy Investment Bill: The University of Hawaii (UH) system currently pays \$40 million in electricity, which is paid for in tuition fees. In discussion in this legislative session is a bill that will allow UH to use private financing to pay upfront costs for energy infrastructure, which will be paid for through energy savings. UH would be the first of its kind to use this type of financing for capital improvement projects.
- Pesticides: There is no regulation to require disclosure of pesticide use. Studies have shown a clear indication of long term health effects, especially in children, include asthma and autism. Buffer zones should be adopted around schools to protect children. Some of the bills relating to pesticide use are still alive.
- Constitutional Amendment: Representative Lee proposed a resolution, relating to campaign spending, for a constitutional amendment to "take money out of politics" at the federal level. The resolution requires the convening of a constitutional convention.

Questions, comments, and concerns followed:

1. Power Generation: Bartley commented that he supports alternative energy but noted that there should be less government intervention. Representative Lee explained that many studies have shown that renewable

energy have proven to be a benefit, rather than a detriment to the community. Representative Lee noted that the fastest growing communities with photovoltaic systems are not necessarily the “wealthier” areas on Oahu. Representative Lee also noted that the current utility system is unfair to those who are living near a power station who pays the same rate as those living further from the power station.

2. State Department of Health (DOH): Bartley stated that according to Kauai County Councilmember Gary Hooser, the State Department of Health (DOH) should be investigating the pesticides issue, however the department is understaffed or uninterested.
3. Pesticide Bill: Representative Lee answered for Wong that the House version of the pesticides bill is HB 1514.
4. Solar Panels in Kawainui Marsh: Weinberg asked if there were solar panels in the Kawainui Marsh. Representative Lee was unsure.
5. NextEra: Locricchio commented that NextEra is using time delays as an excuse to postpone installation of PV systems. Representative Lee replied that the aforementioned bill relating to energy and public benefits is specifically designed to address this concern.

**Chair Prentiss returned to the regular order of business to item IV. RESIDENTS’ AND COMMUNITY CONCERNS.**

#### RESIDENTS’ AND COMMUNITY CONCERNS

- Round Table Restaurant Liquor License: Dane Robertson, general manager of the Round Table restaurant explained that Round Table has expanded and therefore is applying for another liquor license. Chair Prentiss asked if there were any objections from the Board; there were none.
- Boat Housing: Resident Stella Mulivai urged the Board to support using boats as housing for the homeless. Mulivai noted that she has been living in a boat for three (3) months. Chair Prentiss noted that the Board had previously rejected the motion to support using boats as housing, but noted that the topic can be brought up again if there is enough interest from the community. Locricchio commented that he was not present at the Board meeting when boat housing was discussed, and noted that he will ask for a reconsideration of the topic at a later time.
- Canoe Festival: Resident Ricky Bermudez announced that the canoe festival will be held at Kualoa Regional Park on Saturday, March 7, 2015 from 10:00 a.m. The event is open to the public.
- Governor’s Appointees: Resident Bermudez warned that Governor David Ige is appointing people who have previously worked for Monsanto to the State’s Board of Land and Natural Resources (BLNR).
- Military Base Expansion: Resident Bermudez noted that a military expansion of 49% by 2018 will bring in approximately 3,000 people, which will impact carrying capacity and traffic.
- Rail Tax: Resident Michael U. commented that unlike the bus, the rail is inflexible in its route and cannot be changed once the route is laid out. Resident Cinnie Frith commented that the Hawaii State Legislature and Honolulu City Council should take a “time out” before any additional decisions are made about the rail project involving bond authorization. Frith is concerned with SB 19, which would extend the rail general excise tax (GET) surcharge for an additional five (5) years. Frith noted that the City and Honolulu Authority for Rapid Transportation (HART) may ask for another extension later on. Frith warned that property taxes will increase to pay for the rail project. Frith commented that interested individuals may leave their name and contact information to join her group, “Time Out Honolulu”.
- Rail Operational Cost: Resident Mulivai commented that when opened, the rail will run from morning to night, which will induce more cost.
- Kailua Elks: Robert Kenyon, incoming Kailua Elks vice president gave a brief introduction of the Elks organization, and noted that the Elks would like to get involved with the community.

#### ELECTED OFFICIALS

Representative Ken Ito – Janine Tully circulated handouts and reported the following:

- Floor Presentation for Veterans: To honor the Military Intelligence Service (MIS) veterans of World War II, the Senate and House will hold separate floor presentations in late March 2015.
- Olomana Traffic Concerns: A meeting has been scheduled with Olomana Community Association members and the State Department of Transportation (DOT) officials for Monday, March 16, 2015 at 5:00 p.m. The location has not been determined.

Question, comments, and concerns followed:

1. Haiku Stairs: Hicks asked about public access to Haiku Stairs. Tully deferred the question to BWS.

2. Representative Ito: Zuckernick asked and Tully answered that she will encourage Representative Ito to attend the next Board meeting in person.

Councilmember Ikaika Anderson – Francisco Figueiredo circulated handouts and reported that the City Council will be reviewing the City budget next week. Individuals requesting capital improvement projects (CIPs) can contact Councilmember Anderson's office. The request to resurface or restripe the Kailua District Park parking lot as a CIP has been noted. Chair Prentiss suggested adding the boat ramp repairs as a CIP.

Questions, comments, and concerns followed:

1. Bill 47: Wong thanked Councilmember Anderson for his support of Bill 47.
2. Rail: Dudevoir asked if federal funds must be returned to the federal government if the rail project is stopped. Figueiredo replied that the funds may have to be returned for other factors. Dudevoir asked at what point would Councilmember Anderson discontinue his support for the rail project. Figueiredo will follow up.
3. State Lottery: Weinberg asked if the Council would support creating a state lottery to provide funding for the rail project. Figueiredo will follow up.
4. Board Transportation Committee Meeting: Locricchio commented that the Board Transportation Committee will be meeting next week to discuss the rail project, and the committee would like to invite Councilmember Anderson to attend.
5. Federal Funds: Wong commented that HART did not receive the full \$1.4 billion in federal funding. Wong would like to know the exact amount that was received. Figueiredo will follow up. A resident commented that the federal funding is not necessarily allocated only for the rail project, therefore the money does not need to be returned to the federal government.

Senator Laura Thielen – Leland Higa circulated handouts.

Question followed: Rail Tax Extension: Dudevoir asked if Senator Thielen will be voting for the rail tax extension. Higa will follow up.

Representative Cynthia Thielen – Leland Higa circulated handouts.

#### BOARD MOTIONS

Motion 1 – Chair Prentiss read motion 1: **The Kailua Neighborhood Board No. 31 opposes the confirmation of Carleton Ching as Director of the State Department of Land and Natural Resources (DLNR).**

**Weinberg moved to table motion 1; there was no second.**

**Hinsvark moved and Locricchio seconded motion 1.**

Discussion followed:

1. Support by Wong: Wong commented that in a previous meeting, she had asked Ching what his top priority as Director of DLNR would be, and Ching answered that his top priority would be to obey the law. Wong disagreed with Ching's answer and commented that Ching does not understand the core mission of DLNR.
2. Opposition by Weinberg: Weinberg spoke against the motion.
3. Support by Resident: Resident Ursula Retherford spoke in support of the motion, citing that Ching is unqualified for the position and that his confirmation would make for a poor working relationship between those protecting the environment and those seeking financial gain.
4. Support by Locricchio: Locricchio spoke in support of the motion, and commented that this appointment has made people wonder if voters had voted the correct person for Governor.
5. Support by Lipton: Lipton spoke in favor of the motion, and noted that public testimony is still accepted for the Wednesday, March 11, 2015 confirmation hearing of Carleton Ching.
6. Opposition by Weinberg (Continue): Weinberg urged the public to give Carleton Ching a chance.

**The motion to oppose the confirmation of Carleton Ching as Director of the State Department of Land and Natural Resources (DLNR) was APPROVED by MAJORITY CONSENT, 15-1-0 (AYE: Bartley, Darnell, Dudevoir, Espanan, Freeman, Hicks, Hinsvark, Kaulukukui, Lipton, Locricchio, Prentiss, Tomasa, Weller, Wong, and Zuckernick; NAY: Weinberg).**

Chair Prentiss noted for Tomasa that copies of the Kailua Neighborhood Board No. 31's position letter on Carleton Ching's appointment will be sent to Governor Ige and the Senate subject matter committee.

**Motion 2 – Chair Prentiss read motion 2: The Kailua Neighborhood Board No. 31 opposes any new permits for short-term tourist rentals in residential neighborhoods. Weller moved and Wong seconded motion 2.**

**Weinberg moved to table motion 2; there was no second.**

Discussion followed:

1. Support by Bartley: Bartley spoke in support of the motion, citing inadequate enforcement of the current permitting system.
2. Opposition by Weinberg: Weinberg spoke in opposition of the motion, citing that homeowners should be able to decide what they want to do with their own property.
3. Support by Hinsvark: Hinsvark spoke in favor of the motion, noting that hotels should not be allowed in residential areas. Hinsvark further noted that the rented units could be used by local residents.
4. Support by Residents: Resident Retherford spoke in support of the motion. Retherford noted negative impacts of vacation rentals, legal or not, on residential neighborhoods such as quality of life and housing supply. Resident Ricky Bermudez also voiced support for the motion, and noted that there is a saturation of transient vacation rentals (TVRs) on Kauai and the North Shore of Oahu.
5. Support by Weller: Weller cited the vacation rental unit that was fined \$250,000 as an example of inadequate enforcement by the City. Weller supports motion 2.

**The motion to oppose any new permits for short-term tourist rentals in residential neighborhoods was APPROVED by MAJORITY CONSENT, 15-1-0 (AYE: Bartley, Darnell, Dudevoir, Espanan, Freeman, Hicks, Hinsvark, Kaulukukui, Lipton, Locricchio, Prentiss, Tomasa, Weller, Wong, and Zuckernick; NAY: Weinberg).**

**Motion 3 – Chair Prentiss read motion 3: The Kailua Neighborhood Board No. 31 requests the City and County of Honolulu to consider resurfacing or restriping the Kailua District Park parking lot as a capital improvement project (CIP). The motion was moved and seconded by the Parks and Recreation Committee.**

Discussion followed: Support by Freeman: Freeman noted that the Board's request is to resurface or restripe the parking lot of the Kailua District Park which would create a safer and more presentable park.

**The motion to request the City and County of Honolulu to consider resurfacing or restriping the Kailua District Park was APPROVED by UNANIMOUS CONSENT, 15-0-0 (AYE: Darnell, Dudevoir, Espanan, Freeman, Hicks, Hinsvark, Kaulukukui, Lipton, Locricchio, Prentiss, Tomasa, Weinberg, Weller, Wong, and Zuckernick). Bartley was not present during the time of the vote.**

**Motion 4 – Chair Prentiss read motion 4: The Kailua Neighborhood Board No. 31 opposes the Conservation District Use Application (CDUA) for 1711 Kanapu'u Drive because the development is inconsistent with the Hawaii Administrative Rules (HAR) evaluation criteria. Wong requested to add "and Koolaupoko Sustainable Communities Plan" after "HAR evaluation criteria."**

**The Planning, Zoning and Environment Committee moved and seconded that the Kailua Neighborhood Board No. 31 oppose the Conservation District Use Application (CDUA) for 1711 Kanapu'u Drive because the development is inconsistent with the Hawaii Administrative Rules (HAR) evaluation criteria and Koolaupoko Sustainable Communities Plan.**

Discussion followed:

1. Support by Wong: Wong spoke in favor of the motion.
2. Voting by Community Members: Weinberg noted that the Neighborhood Commission should clarify the issue of voting by community members in committee meetings.
3. Group 70: Jeff Overton introduced himself as a planner for Group 70. Overton has been working for the Horn family on their application for development at 1711 Kanapu'u Drive. Overton gave an overview of the project including the following: The Horn family purchased the 37-acre parcel in May 2013, which has since been cleaned up. The property is zoned as state conservation district except for seven (7) acres of the property. The property is zoned under general subzone which allows for broader use of the land. The proposed development is for one (1) single family home in the entire property. The home will be developed within 5,000 square feet, which is the legal maximum limit. Chair Prentiss asked and Overton answered

that the ridgeline is 80 feet higher than the roof of the home. Bartley asked about the legal possibilities of dividing the rest of the 37-acre property. Overton replied that if the land were to be divided into subdivisions, then it would have to be presented before the Board of Land and Natural Resources (BLNR). Dudevoir asked why approval is needed from the BLNR and Overton replied that the BLNR approves many aspects of the application process such as construction plans and permits. Overton also answered for Dudevoir that the hearing will be scheduled within a few months. Weller asked about the consequences if the Kailua Neighborhood Board No. 31 votes against the development. Overton replied that disapproval from the Board would hurt the application process.

4. Change Zoning: Weller asked if the Horn family would agree to change the zoning so that no additional homes could be built on the property. Dawn Horn, owner of the property, commented that her family are members of the Eastern Sierra Land Trust, and explained that considerations for a conservation easement were withdrawn because there would have been 24 encroachments on the property. Overton further explained that many steps would have to be taken to rezone the property and Councilmember Anderson would not consider changing the zoning for the property.
5. Donation to Charity: Weinberg asked if the property could be donated to charity. Overton replied that the donation is unlikely to happen since there is a 5,000 square feet restriction for development. Overton state that there are no plans for additional development projects.
6. Support by Resident: Resident Brodie Lockard voiced support for the motion, citing that the rules were made to protect the community.

**Weinberg moved to table the current motion; there was no second.**

7. Questions from Bermudez: Resident Bermudez asked if there were public hearings, grandfathered clauses, public access to the property among other questions.
8. Opposition From Resident: Resident Mike Lee cited conservation as a major reason for his opposition to the development.

At 9:41 p.m, Zuckernick departed the meeting; **15 members were present.**

9. Board Action: Wong stated that the Board must take action since BLNR will be meeting soon. Wong noted that critical information is missing about the development which is why the application would not meet the evaluation criteria of the Hawaii Administrative Rules (HAR). Wong noted that the archeological analysis was only conducted on 4.3 acres of the property, and once the CDUA is granted, there is no further “trigger” for the project. Wong also noted that there is no guarantee that no additional homes will be built on the property. Wong urged the Board to oppose the CDUA for 1711 Kanapu’u Drive.

**The motion to oppose the Conservation District Use Application (CDUA) for 1711 Kanapu’u Drive because the development is inconsistent with the Hawaii Administrative Rules (HAR) evaluation criteria and Koolaupoko Sustainable Communities Plan was APPROVED by MAJORITY CONSENT, 12-0-2 (AYE: Bartley, Darnell, Dudevoir, Freeman, Hicks, Hinsvark, Kaulukukui, Lipton, Prentiss, Tomasa, Weller, and Wong; ABSTAIN: Espanan and Weinberg).** Locricchio was not present during the time of the vote.

#### APPROVAL OF MINUTES

Regular Meeting Minutes of February 5, 2015 – **Without any objections, the regular meeting minutes of February 5, 2015 were ADOPTED, with amendments, by UNANIMOUS CONSENT, 14-0-0 (AYE: Bartley, Darnell, Dudevoir, Espanan, Freeman, Hicks, Hinsvark, Kaulukukui, Lipton, Prentiss, Tomasa, Weinberg, Weller, and Wong).**

- Page 3, under Kuulei Road Safety Project: Should read “Helen Walker raised a concern about a questionnaire that she received from Representative Thielen about the Kuulei Road Safety Project where the Kailua Urban Design Task Force will put in small “T” shape islands with a section for pedestrians and traffic signals.” Should delete “The project has been put on hold because there is no room for the project within the budget.”
- Page 6, under Motion 2: Should read “...housing codes do not apply, but the spirit of the code is to protect the health and safety of shelter occupants, and derelict yachts do not afford that. Sutton noted that is not cost effective to maintain a derelict yacht as a homeless shelter.” Should also read “**The motion was NOT ADOPTED, 7-8-1, (AYE: Bartley, Dudevoir, Hicks, Kaulukukui, Lipton, Parsons, and Wong; NAY: Byron, Chinen, Darnell, Hinsvark, Prentiss, Weinberg, Weller, and Zuckernick; ABSTAIN: Tomasa).**”

- Page 7, under Public Safety, Public Health, and Civil Defense Committee: Should read “Tomasa responded that the next meeting will be on Wednesday, February 25, 2015...”

#### COMMITTEE REPORTS

Parks and Recreation Committee: Chair Prentiss reported that the Parks and Recreation Committee did not meet. No report was given.

Public Safety, Public Health, and Civil Defense (PHPSCD): Committee Chair Tomasa circulated her written report and shared that a consultant for the Oahu’s extreme tsunami evacuation project identified nine (9) refuge centers in the area including Castle High School, Kailua High School, Mid Pacific Country Club and Maunawili Elementary School. Tomasa noted that traffic was taken into consideration. Tomasa reported that the next PHPSCD meeting is scheduled for Thursday, March 12, 2015, 6:30 p.m. at the Kailua Recreation Center, Arts and Crafts room.

Government and Community Services: Committee Chair Darnell announced that individuals interested in any particular bills can contact him.

Planning, Zoning, & Environment: Committee Chair Wong had no report.

Transportation and Public Works: Committee Chair Hicks reported that the Transportation and Public Works Committee meeting will be held on Thursday, March 12, 2015 from 7:30 p.m. to 9:00 p.m. Hicks clarified that the PHPSCD Committee meeting, which is on the same day, will be held from 6:30 p.m. to 7:30 p.m.

TREASURER’S REPORT – Treasurer Tomasa reported a spending of \$55.50 for February 2015 and a remaining balance of \$383.86. The report was filed.

ADJOURNMENT: The meeting adjourned at 9:56 p.m.

Submitted by: Uyen Vong, Neighborhood Assistant I  
Reviewed by: Lori Snyder, Neighborhood Assistant I  
Reviewed and finalized by: Chuck Prentiss, Chair