



KAILUA NEIGHBORHOOD BOARD NO. 31

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DRAFT REGULAR MEETING MINUTES THURSDAY, JULY 2, 2015 KAILUA RECREATION CENTER

CALL TO ORDER: Chair Pro Tem Chuck Prentiss called the meeting to order at 7:11 p.m. with a **quorum of 16 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, Susan Dowsett, Michael Espenan, Judy Fujimoto, Bill Hicks, Vernon Hinsvark, Malina Kaulukukui, Levani Lipton, Scot Matayoshi, Chuck Prentiss, Zachary Smith, Claudine Tomasa, Gary Weller, Donna Wong, and Jeff Zuckernick.

Board Members Absent: Douglas Dudevoir, Paul Mossman and Teresa Parsons.

Guests: Lieutenant Darryl Kon (Honolulu Police Department); Captain Eric Capllonch and Fire Fighter Brandon Vierra (Honolulu Fire Department); Liz Feeney and Tiffany Patrick (Marine Corps Base Hawaii); Councilmember Ikaika Anderson; Francisco Figueiredo (Councilmember Ikaika Anderson's Office); Senator Laura Thielen; Representative Cynthia Thielen; Representative Chris Lee; Ursula Retherford (Ka Iwi Coalition); Elizabeth Reilly (Livable Hawaii Kai Hui); Brian Combs (Tradewind Cycling Team); Stacia Hurst; Betsy Ifuku; Stann Reiziss; Kumu Ricky Bermudez; Glenn Uyeshiro; and Lori Snyder (Neighborhood Commission Office).

ELECTION OF OFFICERS:

Chair: Chair Pro Tem Prentiss opened the nominations for Chair. Darnell nominated Prentiss. **Prentiss was ELECTED by UNANIMOUS CONSENT, 16-0-0** (Bartley, Darnell, Dowsett, Espenan, Fujimoto, Hicks, Hinsvark, Kaulukukui, Lipton, Matayoshi, Prentiss, Smith, Tomasa, Weller, Wong, and Zuckernick).

Vice Chair: Chair Prentiss opened the nominations for Vice Chair. Weller nominated Darnell. **Darnell was ELECTED by UNANIMOUS CONSENT, 16-0-0** (Bartley, Darnell, Dowsett, Espenan, Fujimoto, Hicks, Hinsvark, Kaulukukui, Lipton, Matayoshi, Prentiss, Smith, Tomasa, Weller, Wong, and Zuckernick).

Secretary: Chair Prentiss opened the nominations for Secretary. Tomasa nominated Hicks. **Hicks was ELECTED by UNANIMOUS CONSENT, 16-0-0** (Bartley, Darnell, Dowsett, Espenan, Fujimoto, Hicks, Hinsvark, Kaulukukui, Lipton, Matayoshi, Prentiss, Smith, Tomasa, Weller, Wong, and Zuckernick).

Treasurer: Chair Prentiss opened the nominations for Treasurer. Bartley nominated Hinsvark. **Hinsvark was ELECTED by UNANIMOUS CONSENT, 16-0-0** (Bartley, Darnell, Dowsett, Espenan, Fujimoto, Hicks, Hinsvark, Kaulukukui, Lipton, Matayoshi, Prentiss, Smith, Tomasa, Weller, Wong, and Zuckernick).

ANNOUNCEMENTS

- **Neighborhood Board Survey:** Chair Prentiss announced that the Kailua Neighborhood Board No. 31 survey taken at the Kailua Town Party is available at www.honolulu.gov/nco as noted in the minutes of May 7, 2015.
- **Emergency Preparedness Meetings:** Tomasa announced that every fourth Wednesday an emergency preparedness meeting is held at the Kailua Recreation Center from 6:45 p.m. to 8:00 p.m.; the July 2015 meeting topic is emergency shelters.
- **Public Safety, Public Health, and Civil Defense (PHPSCD) Committee Meeting:** Tomasa announced that the next PHPSCD meeting will be held on Thursday, July 9, 2015 at the Kailua Recreation Center Arts and Crafts room at 6:30 p.m.

PUBLIC AGENCIES

Honolulu Police Department (HPD) – Lieutenant Darryl Kon reported the following: **June 2015 Crime Statistics:** There were 6 motor vehicle thefts, 11 burglaries, 53 thefts, and 32 unauthorized entries into motor vehicles (UEMV).

Questions, comments, and concerns followed:

1. Auloa Road: Zuckernick thanked HPD for their presence on Auloa Road.
2. Auto Break-Ins: A community member inquired if the auto break-ins were in a certain area. Lieutenant Kon noted that there are a few concentrated areas, but most were crimes of opportunity. Lieutenant Kon also noted that there are crime applications that criminals are using to monitor HPD officer locations.
3. HPD Vehicle Colors: Lieutenant Kon answered for Weller that there are some HPD vehicles that are a different color to make it easier for officers to cite traffic violators.

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

- June 2015 Fire Statistics: There were 4 rubbish fires, 1 structure fire, 1 wildland fire, 124 medical emergencies, 2 search and rescues, and 67 miscellaneous calls.
- Fire Safety Tip: Review home surroundings for potentially dangerous situations for children. Childproof the home and check for situations that may cause electrical shock, accidental falls, and/or poisoning from unsecured medications, cleaning products, and/or houseplants. Ensure that swimming pools are properly fenced and gated. An alarm on the door from the house to the pool can help prevent unattended children from drowning. Keep matches and lighters in a safe, secured place away from children.

Marine Corps Base Hawaii (MCBH) – Liz Feeney reported the following:

- Kailua Independence Day Parade: MCBH will be participating in the Kailua Independence Day Parade on Saturday, July 4, 2015.
- Camp Smith Grueler 5K: The Camp Smith Grueler 5K will be held on Saturday, July 18, 2015 at 8:00 a.m. The run is open to the public and registration is open until Tuesday, July 14, 2015.

Mayor Kirk Caldwell's Representative – Chair Prentiss noted that a representative was not present and an electronic version of the Mayor's report will be e-mailed to Board members.

Chair Prentiss took the agenda out of order to VI. F. Representative Chris Lee.

Representative Chris Lee: Representative Chris Lee reported the following:

- Solar Panels: The solar panels at the marsh run the pumps for the United States (US) Army Corps of Engineers project.
- Energy Bills: Three (3) bills related to energy that were introduced during the 2015 legislative session includes community solar, the University of Hawaii's ability to generate its own reusable energy, and a 100% reusable energy standard for Hawaii by 2045.
- Climate Change Bill: The climate change bill which was passed in 2014 is currently being implemented.
- Environmental Court: The first day of the new Environmental Court was Wednesday, July 1, 2015.

Questions, comments and concerns followed:

1. Company Merger: Wong requested an update on the Hawaiian Electric Company (HECO) and NextEra merger. Representative Lee noted that the issue has been brought to the Public Utilities Commission (PUC), and local companies have been providing input; the PUC will most likely rule within December 2015 to June 2016. Wong inquired if the issue will come before the legislature. Representative Lee responded that the issue will come before the legislature, as the legislature controls utilities.
2. Renewable Energy Concerns: Weller noted that as Hawaii moves to renewable energy, the need for oil refineries will decrease, and the refineries may not be able to produce enough fuel for the military. Representative Lee noted that there was a task force which researched that issue.
3. HECO's Response to Renewable Energy: Hicks inquired about HECO's response to the 100% renewable energy goal by 2045. Representative Lee noted that the utility company will have to be open to competition with the new sources of energy that will become available.
4. Government Operated Utilities: Bartley noted that government operated utilities are usually less efficient, more restrictive in competition, and the outcome is not good.
5. Environmental Court: Community member Stann Reiziss voiced a concern that there are environmental laws that are not enforced, and inquired about the Environmental Court. Representative Lee answered that there are 22 judges that are knowledgeable on environmental issues and will specifically hear environmental cases.

The agenda returned to order.

RESIDENTS' AND COMMUNITY CONCERNS:

Save Ka Iwi Coast: Community member Ursula Retherford explained the history of the Sandy Beach Ka Iwi coast protection efforts, noted the need of \$500,000 by Sunday, August 30, 2015, and noted that the contact information to help save the Ka Iwi Coast is www.kaiwicoast.com or 864-8081. The President of Livable Hawaii Kai Elizabeth Reilly thanked the community and government officials for support and was available to answer questions.

Questions, comments, and concerns followed:

1. Donation Information: Bartley inquired how much money has currently been raised and what would happen to the donations if the \$500,000 is not reached. Reilly noted that the current donation total can be found on www.kaiwicoast.com, which is around \$90,000. Reilly also noted that if the total amount was not raised, the funding would be divided between the The Trust for Public Land for Hawaii based projects and Livable Hawaii Kai Hui for projects to save the Ka Iwi coast.
2. Neighborhood Board Assistance: Kaulukukui inquired what the Kailua Neighborhood Board No. 31 could do to assist with the initiative. Reilly requested that the board outreaches to the community.
3. City and State Funding: Hicks inquired if the City and State funding could be adjusted to cover the remaining funds needed. Reilly noted that private funds would be needed so that the State would know the lands would be taken care of.
4. Urgency: Lipton emphasized the urgency to raise the funds by Sunday, August 30, 2015 and encouraged the community to support the efforts.

Tradewind Cycling Team: Brian Combs reported the following: The Tradewind Cycling Team will be holding a bicycle race on Sunday, August 9, 2015 on Old Kalaniana'ole Road and Kalaniana'ole Highway from 6:45 a.m. to 11:30 a.m. There will be minimum traffic impact.

Questions, comments and concerns followed: Resident Awareness: Wong inquired if the residents have been informed of the race. Comb answered that his report at this meeting is to let the residents know and flyers are available. Comb also noted that this race has occurred annually.

ELECTED OFFICIALS:

Councilmember Ikaika Anderson: Councilmember Ikaika Anderson reported the following:

- Kailua Capital Improvement Projects (CIP): The following projects in Kailua were funded through CIP funds: Hamakua Street bicycle lane, security and lighting improvements at Kailua municipal parking lot, Kailua Road force main improvements, Kailua wastewater treatment plant improvements, Kailua Beach Park pavilion reconstruction, Kailua District Park parking lot repaving, Kailua Beach Park boat ramp parking lot repaving, various traffic improvement projects and various other park improvements.
- Lanikai Parking Restrictions: There will be parking restrictions in Lanikai during the Fourth-of-July three (3) day weekend.

Questions, comments and concerns followed:

1. Kalaheo Hillside: Councilmember Anderson answered for Tomasa that Kalaheo Hillside is on Iliaina Street close to Kalaheo High School, and explained that the City wants to sell the property. Councilmember Anderson noted that the legislation related to the selling of this land, Resolution 15-172, was heard by the Budget Committee and was deferred. Councilmember Anderson also noted that a presentation about this issue will be available to the community in the summer of 2015.
2. Kailua Beach Park Pavilion: Wong inquired about what was included in the Kailua Beach Park pavilion reconstruction project. Councilmember Anderson noted that the funds would allow construction of the plan which is already developed. Wong requested that the Kailua Neighborhood Board No. 31 receive the design plan.
3. Short Term Rental Resolutions 15-72 and 15-86: Bartley inquired if the short term rental Resolutions 15-72 and 15-86 that were deferred would be discussed. Councilmember Anderson noted that amendments were created for Resolution 15-72 but were not looked at favorably. Councilmember Anderson also noted that he has received the Kailua Neighborhood Board No. 31's suggestions for short term rental enforcement.
4. Kailua Beach Park: Lipton inquired if the Kailua Beach Park CIP funds would include additional staff to maintain the comfort stations. Councilmember Anderson noted that all comfort stations are cleaned once a day and there are no plans to hire additional staff.
5. Quality Products in Park Facilities: Espenan recommended that the City hire companies for park facilities that serve quality products to increase revenue. Councilmember Anderson noted that the Department of Parks and Recreation (DPR) is working on an island-wide policy for hiring staff at park facilities.

6. King Family at Campbell Industrial Park: Weller noted that the King family at Campbell Industrial Park had various fines for violations and inquired what has happened with the fines. Councilmember Anderson noted that he will follow up with the Department of Planning and Permitting (DPP).
7. Short Term Rentals Continued: Hinsvark and Zuckernick noted that the City needs to enforce the short-term rental laws that already exist. Councilmember Anderson noted that additional funds have been appropriated for short term rental enforcement, and there is a long process that DPP must adhere to in order to cite a violation. Community member Ursula Retherford inquired about a bill passed by the Honolulu Planning Commission that would provide DPP with the tools they are missing to enforce short term rental violations. Another community member recommended changing the process to make enforcement easier, and wondered if the \$300,000 for enforcement appropriated this year would be appropriated in future years. The same community member voiced concern that many of the fines have been settled for far less than what was first given. Councilmember Anderson noted that DPP's goal is compliance, and when the rental owners comply the fines are reduced; Councilmember Anderson proposed legislation to address DPP's reducing the fines.
8. Kailua Beach Park Continued: Councilmember Anderson answered for Hicks that the CIP funds for Kailua Beach Park would include the construction of the comfort stations and shower facility in the pavilion, but he was unsure if construction would include the concession stand. Hicks recommended the concession company provide comfort station upkeep. Councilmember Anderson noted that Councilmember Pine was working on a resolution to allow volunteers to help with park maintenance, and Chair Prentiss voiced concern about allowing volunteers to help clean the park with the drug dealings that occur.

Senator Laura Thielen: Senator Laura Thielen reported the following:

- Save Ka Iwi Coast: Financial support and outreach from the community is requested to help save the Ka Iwi Coast.
- Navy Red Hill Fuel Tanks: The Red Hill Fuel Tanks have been leaking for over 60 years, and despite the Navy's assurances that their state of the art inspection and repairs would ensure the operability of one of the tanks for another twenty years, the tank did not last twenty days after being filled in December 2013. Since then, the State Department of Health (DOH) and the United States (US) Environmental Protection Agency (EPA) investigated and the State proposed an Administrative Order on Consent (AOC) which would give the Navy at least twenty-two years to fix the tanks. The proposed AOC is unacceptable and is asking the State DOH to reject the proposed AOC and require the Navy to bring the Red Hill Storage Tanks up to modern standards in no less than five (5) years.

Questions, comments and concerns followed: Red Hill Fuel Tanks Information: Bartley noted that he has been studying the tanks and he understands that the leaking has been occurring for a long time. Senator Thielen noted that the information was provided by the Navy.

COMMITTEE ASSIGNMENTS:

Chair Prentiss read the names of the members of each committee:

- Planning, Zoning and Environment Committee: Chuck Prentiss, Douglas Dudevoir, Vernon Hinsvark, Scot Matayoshi, Zachary Smith, Larry Bartley, Levani Lipton, Donna Wong, and Gary Weller.
- Parks and Recreation Committee: Susan Dowsett, Larry Bartley, and Michael Espenan.
- Public Safety, Public Health, and Civil Defense Committee: Members included Judy Fujimoto, Claudine Tomasa, Malina Kaulukukui, Jeffrey Zuckernick, Bill Hicks, and Gary Weller.
- Transportation and Public Works Committee: Claudine Tomasa and Bill Hicks.
- Government and Community Services Committee: Scot Matayoshi, Susan Dowsett, Gary Weller, and Matt Darnell.

Darnell moved and Wong seconded that the Kailua Neighborhood Board No. 31 appoint the Board members to their respective committees. The motion was ADOPTED by UNANIMOUS CONSENT, 16-0-0 (Bartley, Darnell, Dowsett, Espenan, Fugimoto, Hicks, Hinsvark, Kaulukukui, Lipton, Matayoshi, Prentiss, Smith, Tomasa, Weller, Wong, and Zuckernick).

Chair Prentiss appointed Donna Wong as the Chair of Planning, Zoning and Environment Committee, Bill Hicks as the Chair of the Transportation and Public Works Committee, Claudine Tomasa as Chair of the Public Safety, Public Health, and Civil Defense Committee, Matt Darnell as the Chair of the Government and Community Services Committee, and Larry Bartley as the Chair of the Parks and Recreation Committee.

BOARD MOTIONS

Motion 1 – Darnell moved and Hicks seconded that the Kailua Neighborhood Board No. 31 has no objections to the Family Promise 5K Fun Run to be held on Saturday, August 22, 2015. The motion was **ADOPTED** by **UNANIMOUS CONSENT, 16-0-0** (Bartley, Darnell, Dowsett, Espenan, Fugimoto, Hicks, Hinsvark, Kaulukukui, Lipton, Matayoshi, Prentiss, Smith, Tomasa, Weller, Wong, and Zuckernick).

Motion 2 – Wong moved and Hinsvark seconded that the Kailua Neighborhood Board No. 31 approves expending up to \$151 from our City and County budget for the purchase of copies of certain email records of Councilmember Ikaika Anderson pertaining to short-term tourist rentals, bed and breakfasts (B&B's), transient vacation units (TVU's), and Resolutions 15-72 and 15-86.

Discussion followed:

- **Cost of Records:** Lipton inquired why the cost of the records was \$151, and asked for the Board's total budget. Chair Prentiss noted that there is a formula with the amount of pages, and there is enough money in the Board budget for the funding. Chair Prentiss also noted that the Board's budget for the 2014-2015 Neighborhood Board term was \$3,126. Matayoshi inquired if Councilmember Anderson's Office would voluntarily provide the e-mails at no charge. Wong noted that a Permitted Interaction Group (PIG) was formed to request the records, which were unable to be obtained without this fee.
- **Purpose for Records:** Matayoshi inquired about the purpose for obtaining the records. Wong answered that Councilmember Anderson has said many citizens are in favor of the current number of illegal vacation rentals, contrary to what has been heard at the Neighborhood Board, and the e-mails will provide information about this data.
- **Access to Records:** Chair Prentiss clarified for Bartley that the files were ready but the Board does not yet have access.
- **Support for Obtaining Records:** Zuckernick voiced support for obtaining the records and noted that the records would provide transparency.
- **Records Against Short-Term Rentals:** A community member inquired about the e-mail records showing opposition to short-term rentals. Chair Prentiss noted that the records would include both opposition and support of short-term rentals.

The motion was ADOPTED by VOICE VOTE, 14-0-2 (AYE: Bartley, Darnell, Dowsett, Espenan, Fujimoto, Hicks, Hinsvark, Kaulukukui, Lipton, Prentiss, Tomasa, Weller, Wong, and Zuckernick. **NAY:** None. **ABSTAIN:** Matayoshi and Smith).

Motion 3 – Darnell moved and Hinsvark seconded that whereas the Board of Water Supply has asked for the Kailua Neighborhood Board No. 31's recommendation on the request for renewal of an existing antenna lease at Enchanted Lake Heights by Crown Castle, Inc. the Board recommends that the antenna be redesigned as a stealth antenna so as to decrease its visual impact on Kailua view planes.

Chair Prentiss relinquished the gavel to Vice Chair Darnell.

Discussion followed:

- **History:** Chair Prentiss noted that BWS asked for comments regarding the lease renewal of an existing antenna on BWS property. Chair Prentiss noted that the aesthetics of the community is important, and that he is in favor of disguising the antennas.
- **Not Prominent:** Hicks noted that the antenna is located close to a BWS shed and a photo indicated that the antenna is not prominent.
- **Redesign:** Hinsvark recommended that any redesign of the antenna be built as a stealth antenna.
- **Recommendation:** Prentiss recommended replacing the words after "the Board recommends" with "that if the antenna is to be redesigned, that it should be designed as a stealth antenna so as to decrease its visual impact on Kailua view planes."

Matayoshi moved and Hicks seconded to amend the motion to "...the Board recommends that if the antenna is to be redesigned, that it should be designed as a stealth antenna so as to decrease its visual impact on Kailua view planes."

Discussion followed:

- Clarification: Darnell clarified for Weller that the amendment would allow the antenna to be renewed without redesign.
- Board's Position: Tomasa noted that the Kailua Neighborhood Board No. 31 previously took a position that any antenna should be aesthetic to the environment, and believes the Board should keep that position.
- Environmental Impact of Redesign: Matayoshi noted that the environment would be impacted if an existing working antenna was forced to be redesigned. Weller noted that resources from an existing pole could be used, and believes the pole should be redesigned.

The amendment to the motion was ADOPTED by ROLE CALL, 13-3-2 (AYE: Bartley, Espenan, Hicks, Hinsvark, Kaulukukui, Lipton, Matayoshi, Prentiss, Weller, Wong, and Zuckernick. NAY: Darnell, Dowsett, and Tomasa. ABSTAIN: Fujimoto and Smith.)

Hicks read the motion with the amendment: **“Whereas the Board of Water Supply has asked for the Kailua Neighborhood Board No. 31’s recommendation on the request for renewal of an existing antenna lease at Enchanted Lake Heights by Crown Castle, Inc. the Board recommends that if the antenna is to be redesigned, that it should be designed as a stealth antenna so as to decrease its visual impact on Kailua view planes.” The motion was ADOPTED by ROLE CALL, 15-0-1 (AYE: Bartley, Darnell, Dowsett, Espenan, Fujimoto, Hicks, Hinsvark, Kaulukukui, Lipton, Matayoshi, Prentiss, Tomasa, Weller, Wong, and Zuckernick. ABSTAIN: Smith.)**

Chair Prentiss reassumed the gavel.

Motion 4 – **Bartley moved and Wong seconded that the Kailua Neighborhood Board No. 31 will continue to hold its monthly meeting on the first Thursday of the month at 7:00 p.m. at the Kailua Recreation Center, 21 South Kainalu Drive, Kailua, Hawaii. The motion was ADOPTED by UNANIMOUS CONSENT, 16-0-0 (Bartley, Darnell, Dowsett, Espenan, Fujimoto, Hicks, Hinsvark, Kaulukukui, Lipton, Matayoshi, Prentiss, Smith, Tomasa, Weller, Wong, and Zuckernick).**

Motion 5 – **Bartley moved and Hicks seconded that the Kailua Neighborhood Board No. 31 desires to continue broadcast coverage of its meetings on Olelo television. The motion was ADOPTED by UNANIMOUS CONSENT, 16-0-0 (Bartley, Darnell, Dowsett, Espenan, Fujimoto, Hicks, Hinsvark, Kaulukukui, Lipton, Matayoshi, Prentiss, Smith, Tomasa, Weller, Wong, and Zuckernick).**

Regular Meeting Minutes of June 4, 2015: **As there were no objections, the regular meeting minutes of June 4, 2015 were APPROVED by UNANIMOUS CONSENT, 16-0-0 (Bartley, Darnell, Dowsett, Espenan, Fujimoto, Hicks, Hinsvark, Kaulukukui, Lipton, Matayoshi, Prentiss, Smith, Tomasa, Weller, Wong, and Zuckernick).**

COMMITTEE REPORTS

Parks and Recreation: Bartley noted that the Parks and Recreation Committee will be discussing current events, such as the public’s desire to keep Kalama Beach Park open one (1) hour longer in the winter and two (2) hours longer in the summer.

Planning, Zoning, and Environment: Wong noted that the Planning, Zoning, and Environment Committee is at capacity with nine (9) members.

Treasurer’s Report: This item was deferred to the next meeting.

Chair’s Report: Chair Prentiss announced that committee agendas are due by Sunday, July 26, 2015.

Neighborhood Board Minutes: Bartley announced that Kailua Neighborhood Board No. 31 minutes from 1995 have been scanned and are available on a DVD.

Committee Members: Hicks read the list of committees and members.

ADJOURNMENT: The meeting adjourned at 9:55 p.m.

Submitted by: Lori Snyder, Neighborhood Assistant I

Reviewed by: Uyen Vong, Neighborhood Assistant I; Reviewed and finalized by: Chuck Prentiss, Chair