



DIAMOND HEAD/KAPAHULU/ST. LOUIS HEIGHTS NEIGHBORHOOD BOARD NO. 5

c/o NEIGHBORHOOD COMMISSION • 530 SOUTH KING STREET ROOM 406 • HONOLULU, HAWAII, 96813
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DRAFT REGULAR MEETING MINUTES **THURSDAY, MAY 14, 2015** **ALA WAI CLUB HOUSE**

CALL TO ORDER – Chair George West called the meeting to order at 6:30 p.m. **A quorum was established with 10 members present.** Note – This 15-member Board requires eight (8) members to establish quorum and to take official Board action.

Members Present – Julia Allen, Barbrea Armentrout, Victoria Mathieu, Michelle Matson (arrived at 7:01 p.m.), Barbara Miller, Bertha Naho'opi'i, Bert Narita, Don Persons, Laura St. Denis, Lance Takenaka (arrived at 6:35 p.m.), Bryn Villers, George Waialeale (arrived at 7:50 p.m.), George West, and Linda Wong (arrived at 6:44 p.m.).

Members Absent – Lee Manfredi.

Vacancies – None.

Guests – Senator Les Ihara, Jr., Senator Sam Slom, House Speaker Emeritus Calvin Say, Kevan Wong (Representative Scott Nishimoto's Office), Representative Bertrand Kobayashi, Walea Constantinau (Mayor Kirk Caldwell's Representative, Honolulu Film Office), Cliff Kaneshiro (Councilmember Ann Kobayashi's Office); Francis Choe (Councilmember Trevor Ozawa's Office); Captain Albert McCollum (Honolulu Fire Department); Lieutenant Dien Shearer (Honolulu Police Department, District 6); Lieutenant Maurice Asato and Sergeant Clifford Ramson (Honolulu Police Department, District 7); Ron Borromeo (Board of Water Supply), Deputy Director Mark Garrity (Department of Transportation Services), Aaron Landry (Ala Moana/Kaka'ako Neighborhood Board No. 11 and car2go), Scott C. Ballentyne, Robin Ballentyne, Daisy Murai, Jack Karbens, Jan Bappe, Jerry Wanager, Scott Ezer (HHF Planners), Carol Hoshiko (Kapi'olani Community College), Deborah Pope (Shangri La/Doris Duke Foundation for Islamic Art, Executive Director), Matthew Kievlan, and K. Russell Ho (Neighborhood Commission Office).

CHAIR'S ANNOUNCEMENTS:

- Chair West welcomed and thanked Board members, community members, the public safety officers, and the government/elected officials for attending the May 2015 meeting of the Diamond Head/Kapahulu/St. Louis Heights Neighborhood Board No. 5.
- For all those wishing to speak on items not on the agenda, fill out a Community Concerns form from the front table and turn it in to the Chair or the Neighborhood Assistant.
- Chair West acknowledged Nicole Velasco, the former Executive Secretary for the Neighborhood Commission Office (NCO), who was named to be the Executive Director for the Mayor's Office of Economic Development. On behalf of the Board, Chair West thanked Velasco on her excellent work and wished her well in her new assignment.

PUBLIC SAFETY REPORTS

Honolulu Fire Department (HFD) – There was no representative present at this time and no report available.

Honolulu Police Department (HPD), District 6 – Waikiki (Diamond Head) – Lieutenant Dien Shearer reported the following for Beat 662 – Kapi'olani Park:

- **April 2015 Statistics** – There were 12 robberies, 22 burglaries, 223 thefts, and 20 unauthorized entries into a motor vehicle (UEMV). In addition, there were 16 speeding, 735 parking, and 226 park closure citations issued, and 26 park closure arrests.

Comments followed:

1. **Statistics, Regarding Crosswalks** – Lieutenant Shearer had no statistics for crosswalk violations.
2. **King Street Protected Bicycle Lane** – Lieutenant Shearer confirmed for St. Denis that bicyclists should follow the same "rules of the road." St. Denis related her negative experience with a bicyclist.

At 6:35 p.m. Takenaka arrived at the meeting; **11 members present.**

Honolulu Police Department (HPD), District 7 (KapaHulu, St. Louis Heights) – Lieutenant Maurice Asato reported the following:

- April 2015 Statistics – There were 5 motor vehicle thefts, 8 burglaries, 41 thefts, and 11 unauthorized entries into a motor vehicle (UEMV), and 6,044 total calls for service.
- Safety Tips – In the written report there was a 21 Step Home Security Checklist. Lieutenant Asato added to secure the home and report suspicious activity.

Comments followed:

1. Skateboards Speeding on Bertram Street from 4:30 p.m. to 5:00 p.m. – Lieutenant Asato responded for Armentrout to call 911 to report the incidents.
2. Request for HPD, District 7 – Chair West requested that a representative of HPD stay for a later agenda item about an issue at the top of Campbell Avenue. HPD officers stayed.

Board of Water Supply (BWS) – Ron Borrromeo reported the following:

- Water Main Breaks – There was one (1) break on April 23, 2015 on Campbell Avenue.
- Construction at the Pump Station in KapaHulu – It was previously reported that construction would start by the first part of 2015, but due to unforeseen issues in the permitting process, there is no timetable yet.
- 2015 Water Conservation Week Poster and Poetry Contests Winners Announced – BWS would like to say "Mahalo" to more than 1,400 student artists and 275 poets who participated in the 2015 Water Conservation Week poster and poetry contests, with the contest theme, "Water Matters – Conserve It." The contest winners were announced and recognized at an awards ceremony in April 2015. The full list of winners and an online art gallery are available on the BWS website at – www.boardofwatersupply.com. Also, these posters and poems will be on exhibit at: Honolulu Hale Lane Gallery from Wednesday, April 29 to Thursday, May 14, 2015; Kapolei Hale from Tuesday, May 19 to Thursday, May 28, 2015; Kahala Mall from Monday, June 1 to Thursday, June 11, 2015; Windward Mall from Monday, June 15 to Thursday, June 2, 2015; and BWS Public Service Building Lobby from Monday, June 29 to Friday, August 14, 2015. Congratulations to the winners! BWS encourages students to participate next year.
- From Last Month – 1. Light Fixtures – Borrromeo noted that BWS crew installed bright light-emitting diodes (LED) lights in the back of the reservoir and may replace the older fixtures in the front by the end of the month. 2. Loss of Water Pressure – Borrromeo responded for St. Denis to talk with the property manager, as the BWS' responsibility is up to the property line and the water meter. If the problem continues, call the BWS hotline at 748-5000. The property manager can install a special pressure regulator, which can boost water pressure on the upper floors. 3. Safety of the Water Table – Borrromeo suggested talking with the Mayor's Representative and Honolulu Authority for Rapid Transportation (HART), as this may be an issue with the rail system.

At 6:44 p.m. Wong arrived at the meeting; **12 members present.**

Comments followed: Water Table – Narita added that on the 6:00 p.m. news, there was another report of a water leak "gushing" in Halawa Valley. Borrromeo responded that BWS has a program to monitor the wells.

As there were no objections, Chair West changed the order of the agenda.

BOARD BUSINESS

Complaint About the Homeless at Collins and Kepa Streets (at the Top of Campbell Avenue) – Resident Scott Ballentyne reported a homeless encampment on the slopes of Diamond Head and the increase in criminal activities. Ballentyne questioned the ownership of the area. No State or City government agency or the BWS claims responsibility. The residents request a chain link fence instead of a cable across the access road. Another resident mentioned a trail that goes around Diamond Head. Chair West suggested that Ballentyne and Borrromeo exchange contact information and the location of access road (Tax Map Key [TMK]) at the corner of Collins and Kepa Streets. Ballentyne added that by Executive Order 06-05, the Department of Land and Natural Resources (DLNR) gave the land to the BWS. Ballentyne acknowledged Representative Bertrand Kobayashi for his help. Francis Choe, from Councilmember Trevor Ozawa's Office mentioned that the Budget Committee did not put any funds in for the BWS for a fence, but it can be submitted in the Capital Improvement Projects (CIP). Chair West added that next month the Kapi'olani Community College (KCC) expansion of the Culinary Institute will begin and that may help with security in the area. Villers suggested placing this item on the June 2015 agenda. Chair West will keep this item on the agenda. Ballentyne responded to Armentrout that the Executive Order was probably issued by Governor Linda Lingle as "06" may be the year of issue.

As there were no objections, Chair West restored the order of the agenda.

COMMUNITY/RESIDENTS' CONCERNS

Electric Transportation in Waikiki – Matthew Kievlan, a former U. S. Navy diver, would like to bring electric vehicles, like electric skateboards, to Waikiki. Armentrout noted the existing laws, prohibiting bicycles on the sidewalks in Waikiki and in Kapahulu. Kievlan is willing to work on the issue. Kievlan responded to Mathieu that an electric skateboard may reach speeds of 12.5 to 20 miles per hour (mph) and responded to St. Denis that electric skateboards would follow the same traffic rules as bicycles. Miller and Narita noted that Kievlan was a candidate in the Neighborhood Board Elections.

Temporary No Parking Signs – Resident Jan Bappe reported that a neighbor had her vehicle towed away and there was no information on the sign of where the vehicle was towed.

Potholes – Resident Daisy Murai had called in a pothole at Campbell Avenue and the 3200 block of Makini Street at the bus stop. Also, Murai submitted a Community Concerns form. Villers added that the City had an app.

As there were no objections, Chair West changed the order of the agenda.

Honolulu Fire Department (HFD) – Captain Albert McCollum reported the following:

- April 2015 Statistics – There were 7 structure, 0 wildland, 2 rubbish and 0 vehicle fires; 154 medical emergencies, 5 search/rescues, and 9 miscellaneous calls for service. There were 0 major incidents.
- Fire Safety Tip – The HFD reminds the public to call 911 in case of an emergency. Do not drive to the nearest fire station. It is possible that the fire company may not be at the fire station due to other emergencies or performing other duties such as fire inspections, training, and educational activities. When 911 is called, the operator dispatches the closest available fire company to the emergency site. When calling 911, give the operator the initial need (police, fire, or ambulance) and after being transferred to the appropriate agency, provide an accurate description of the need and address or location.

At 7:01 p.m. Matson arrived at the meeting; **13 members present.**

As there were no objections, Chair West restored the order of the agenda.

OFFICIALS' REPORTS

Governor David Ige's Representative – No representative was present and no report was available. Chair West mentioned that e-mails have been exchanged, requesting a representative. Matson reported that Mike McCartney, Governor Ige's Chief of Staff, confirmed that representatives will be appointed by July 2015, but likely not the Attorney General or Department Directors.

Senator Les Ihara, Jr. – Senator Ihara was not present at this time and no report was available.

Senator Sam Slom – Allen distributed Senator Slom's newsletter and Senator Slom reported the following:

- Homeless Complaint – Senator Slom can identify with Ballentyne about trying to get information and getting the "run-around." Senator Slom's research showed that the BWS –is the property owner and he will help work on solving the problem.
- Legislative Session Update – The 2015 Legislative Session has ended and Senator Slom remarked on the following:
 - Instead of an "A" rating, Senator Slom rates the session as "C-," as everyone else got something, but there was nothing for the middle class taxpayers, who pay for everything. A \$26 billion Operational Budget passed and Senator Slom voted "No."
 - The Department of Business, Economic Development and Tourism (DBEDT) down-graded the State's economic growth from 3.1% to 2.2%, and the Legislature did not do anything to change the perception of Hawaii's negative business climate.
 - Mayor Kirk Caldwell had asked for a "blank check" to cover over-budget rail costs. Instead, the Legislature extended the General Excise Tax (GET) surcharge another .05% for five (5) years, which would add \$1.3 billion. Senator Slom voted against the bill and has urged Governor Ige to veto the bill. Senator Slom explained the veto process and the June 29 veto disclosure deadline.

- Collective Bargaining – Also, Senator Slom noted that \$1 billion was added for public employee raises and there is a \$22 million for unfunded liability. Again, Senator Slom voted "No."
- Hawaii Health Connector (HHC) – The Hawaii Health Connector spent \$2 billion in Federal funds and instead of the target of 100,000 people, only 35,000 people signed up (40,000 was the break-even point). The HHC may be ended soon.
- Special Purpose Revenue Bonds (SPRB) – These bonds with lower subsidized premiums are issued to various charitable educational, hospital and health groups, and now Hawaiian Electric Company (HECO) for \$80 million as part of \$800 million, which Senator Slom voted against. The State requires a super-majority vote by stockholders for any merger, which HECO has failed to garner.
- Senate Replaced Senate President Donna Kim – Two (2) days before the end of the session, the Senate Majority unseated Senate President Kim by a vote of 19 to 6, including Senator Slom's opposing vote. Former Senate President Kim had done what she was elected to do by "asking the hard questions," and many Senators were not comfortable with that; yet the Legislature waives, breaks, or ignores the rules to pass bills, such as the medical marijuana bill that was officially dead but was resurrected after the deadline.

Comments followed:

1. Hawaii Health Connector (HHC) – Senator Slom responded to Narita that he is not aware of anyone filing suit against the HHC for non-performance. HHC had approached the Legislature for \$28 million, then \$5 million, and finally received \$2 million. There is a possibility of a Federal take-over. Senator Slom will follow up.
2. Proposed Merger of Hawaiian Electric Company (HECO) – Senator Slom responded to Matson that HECO has the legal right to re-solicit its shareholders to vote for the proposed merger with a Florida's utility, NextEra.

House Speaker Emeritus (HSE) Calvin Say – HSE Say distributed a 2015 Regular Session Overview and his newsletter, which highlighted the various activities around the community for the last month. HSE Say reported the following:

- Winner's Zone Liquor License – HSE Say received correspondence from the Liquor Commission, regarding the Winner's Zone, accused of operating illegal gaming devices, application for a liquor license at its Wai'alaie Avenue location.
- City Mill's Vegetation – Director Ross Sasamura, Department of Facility Maintenance (DFM) responded in a letter to the Palolo Stream vegetation issue near City Mill.
- Stop Light at St. Louis Drive and Dole Street – After six (6) years, the new stop light at the crosswalk at St. Louis Drive and Dole Street will be activated
- Friends of the Public Library – The Friends of the Library is asking for help delivering donated books to public and private schools.
- Kanewai Park – HSE Say mentioned that Phase II is about to begin.
- Feral Chickens – There are feral chickens in Wa'ahila State Park – HSE Say is working on this issue.

Comments followed:

1. Homeless – Narita noted that as there is no Governor's Representative, he is reporting to HSE Say that there is a "medical marijuana dispensary" at the top of St. Louis Heights patronized by homeless and tourist bus riders with #14 Bus passes, and that Foodland Market City has tried to rid its receiving dock from a homeless encampment. HSE Say mentioned that homelessness is an islandwide problem, and he had seen the encampments in Kakaako and by the Kapalama Canal. He added that no single level of government can solve the problem, and it will take the whole community to support homeless shelters.
2. Higher Taxes, No Results – Matson noted that safe zones and relocation to Sand Island have been proposed to help solve the homeless problem, which has instead increased throughout public areas and is precluding public use and protection of areas supported by public tax dollars. She added that some people have been forced into homelessness because of higher property taxes.
3. Homeless Amenities – St. Denis noted that in the U.S. Pacific Northwest, the homeless are given amenities for personal hygiene. HSE Say responded it was reported that in Chinatown the public urinals were broken in two (2) days, and at the Palolo Recreation Center restrooms have to be closed at 10 p.m., because of this damage to public property, which also deprives the bus drivers use of the restrooms.

4. Housing First is Not Working – Villers noted that if the shelters and "Housing First" are not working, then the City should spend the money more constructively elsewhere to solve the problem. Representative Scott Nishimoto – Kevan Wong distributed Representative Nishimoto's newsletter and was available to hear concerns.

Representative Bertrand Kobayashi – Chair West mentioned that Representative Kobayashi could not attend tonight's meeting, but sent his written report.

Mayor Kirk Caldwell's Representative – Walea Constantinou distributed the *City News April 2015* and reported the following:

- Neighborhood Board Elections – The voting period for the Neighborhood Board Elections is from Friday, April 24 to Friday, May 15, 2015. Passcodes were sent out on Thursday, April 23, 2015 and should all be delivered. If a voter loses his or her passcode or if it never arrived, contact the Neighborhood Commission Office (NCO) at 768-3717 and a duplicate will be sent out. Voting may be done via computer or by telephone.
- Summer Fun Registration and Program – The program period is Friday, June 12, 2015 – Friday, July 24, 2015. For more information go to www.honoluluuparks.com.
- "Sew a Lei" for Memorial Day – The Mayor's Office of Culture and the Arts (MOCA) is now accepting donations of ti leaves. MOCA has a goal of 1,000 la'i lei. Collections begin on Wednesday, April 1 and ends Monday, May 18, 2015. Drop off donations to the MOCA office (second (2nd) floor of Mission Memorial Building).
- Road Repair – On Department of Design and Construction (DDC) website the Rehabilitation of Localized Streets is accessible on the City and County of Honolulu's website www.honolulu.gov. Under Road Repaving Update, a full list of road repaving projects (now – 2017) is updated monthly.
- Restoring Paved Roads to Original Condition – Department of Design and Construction (DDC) responded with a request to provide a list of the specific streets in the area and identify adjacent intersections so that DDC can investigate. DDC endeavors to hold contractors accountable to established standards. If referring to trenching and excavation for utility or permit work, then this should be answered by Department of Planning and Permitting (DPP) and Department of Facility Maintenance (DFM).
- Natatorium – Last summer DDC published the Final Environmental Assessment/Environmental Impact Statement Preparation Notice. Presently, DDC is preparing the Draft Environmental Impact Statement which is expected to be completed sometime next year.
- Trees at 3071 Pualei Circle – Three (3) City trees fronting 3071 Pualei Circle were inspected on Wednesday, April 8, 2015. The supervisor of the Division of Urban Forestry (DUF), Department of Parks and Recreation (DPR), did not find any condition that would compromise the trees' health or stability, including the concern of termite infestation. However, a damaged branch was found wedged within other branches of a tree. Removal of the one (1) damaged branch and general pruning of the three (3) City trees was performed on Friday, April 10, 2015. Please note that due to parked cars in the area, barricades were placed on the street in advance of the scheduled tree work, so that crews could safely perform their work.
- Tree Replacement on Pualei Circle – Vice Chair Wong requested that palm trees be planted on Pualei Circle. DUF does not plant palms on City streets in residential areas, as palms do not provide a canopy cover and are difficult to train to meet sidewalk and roadway clearance requirements.

Comments followed:

1. Tow Away Signs – Responding to Mathieu and the previously-mentioned resident's concern about where her vehicle was towed, Constantinou noted this information is not normally posted on temporary "no parking" signs, as it could change, and HPD is usually called for this information.
2. Trees on Pualei Circle – Wong noted that the City removed one tree on Pualei Circle, which is in the Diamond Head Special District that requires replacement of any removed trees seen from the street. She asked what type of replacement tree is intended to be planted.
3. Housing First – Armentrout reported two (2) people in wheelchairs under the freeway, and asked if there is any assistance for them. She added that homeless have been observed buying mattresses that are now under the freeway at the Kapiolani Blvd. ramp toward Hawaii Kai.
4. Update on Flashing Crosswalk Lights – Villers requested an update. Chair West reported that this concern went to Department of Transportation Services (DTS).
5. Date Street from Olokele Street to Kapiolani Boulevard – Villers requested a road re-paving investigation specifically from Olokele Street to Kapiolani Boulevard.
6. HART KARST Violation – Narita was concerned about recent reports of "gushing" water in Waipahu as a consequence of rail support structure construction, and asked if this violated Federal water quality laws.

He noted a similar situation in Halawa. Matson asked about investigation of aquifer punctures and toxins entering the drinking water supply.

7. Natatorium – Matson asked when the public comment period would be for the Environmental Impact Statement (EIS) expected to be completed next year.
8. Too Many Races – The Hapalua half-marathon was on Sunday, April 12, 2015, with a two-hour road closure. Wong asked how to stop these events from blocking residents' ingress and egress, including to and from the church on Monsarrat Avenue.

At 7:50 p.m. Waialeale arrived at the meeting, **14 members present**.

Councilmember Ann Kobayashi – Clifford Kaneshiro distributed Councilmember Kobayashi's newsletter and highlighted the following:

- Committee Meeting Schedules –The City Budget is expected to be finalized at the next full City Council meeting on June 3, as listed on the newsletter's front page where the budget items are also listed..
- Honoring Patricia J. Dukes on Her Retirement – On Wednesday, April 2, 2015, the Council honored and recognize Patricia J. Dukes for her 31 years of service to the City and County of Honolulu in the Honolulu Emergency Services Department.
- Recognizing the Washington Middle School "Mathletes" and Coach Sung Park – On Wednesday, April 22, 2015, the Council honored and recognized the Washington Middle School's Mathletes for their fifth straight victory at the 2015 Hawaii MATHCOUNTS competition and commended Coach Sung Park for his dedication to the students of Washington Middle School.

Comments followed:

1. Bill 26, Relating to Advertising at the Honolulu Zoo – Matson added that the City Council, whose members are also court-appointed Kapiolani Park Trustees, passed Bill 26 with a vote of 9-0 to place commercial advertising inside the Zoo on Kapiolani Park Trust land. She noted that this may subject the City to another lawsuit for violating the terms of the Trust.
2. Rail Operating Budget –Narita had asked for an estimate of the rail's Operating and Maintenance costs, and with no answers forthcoming found a credible estimate that these costs would be \$80 million a year. He asked how this will impact the City's budget without raising taxes. He additionally requested a simple pie chart showing how property taxes are spent, and called for a taxpayers' "Bill of Rights."
3. Bill 11 and Bill 26 – Armentrout pointed out that Bill 11 would not allow advertising at Kapi'olani Park facilities, but Bill 26 would allow advertising at the Honolulu Zoo. She noted the conflict and that the Zoo is an exhibit in Kapiolani Park under the terms of the Trust.
4. Bill 82 Improvement District Map– Concerning Bills 81 and 82, Armentrout pointed out that the Improvement District Map was incorrect and the boundary between the Waikiki and Diamond Head districts along the Ala Wai Canal should be corrected. She noted the boundary is in the center of the canal, but the Waikiki Improvement Association provided a map with the boundary placed on the mauka side of the canal in the bill.

Councilmember Trevor Ozawa – Francis Choe distributed Councilmember Ozawa's newsletter and reported the following:

- Update on the Leahi Avenue Crosswalk and Community Garden – Choe reported that the investigation with other agencies continues as related to the reported concerns.

Comments followed:

1. Bills 81 and Bill 82 – Matson requested that Councilmember Ozawa attend the next meeting of Diamond Head/Kapahulu/St. Louis Heights Neighborhood Board No. 5 to address Bills 81 and 82, and the mapping discrepancies. Chair West agreed that the Board has vested interests and would appreciate Councilmember Ozawa's presence.
2. Leahi Avenue Crosswalk – St. Denis noted that a Request for Investigation and Response (RISR) was submitted by former Councilmember Stanley Chang, but nothing has happened over several months.. Choe responded that Councilmember Ozawa's office is trying to locate and follow up on the request.
3. Bill 82 Map – Armentrout mentioned that the incorrect Improvement District Map had not been corrected in the bill's final floor draft before the bill was passed, and asked if the map had been corrected or had been sent to the Mayor remaining incorrect. Choe will follow up.

As there were no objections, Chair West changed the order of the agenda to receive Senator Ihara's report.

Senator Les Ihara, Jr. – Senator Ihara reported the following:

- Budget – A budget worksheet has been posted online for the State Budget, House Bill 500.
- Gold Coast Sea Wall – Senator Ihara met with the attorney representing Gold Coast residents, and was informed that the Intermediate Court of Appeals had waived oral arguments, and each side is now submitting written briefs on the appeal to be ruled on by the three appellate court judges. If the State loses on the appeal, it will be liable for the Gold Coast sea wall and all other sea walls and shoreline access in the State. If the State does not appeal and the residents prevail, the State would be obligated to maintain the public accessway in a safe condition. Senator Ihara intends to introduce a bill to provide for this.

Questions followed:

1. General Excise Tax (GET) Extension for Rail – Responding to Villers, Senator Ihara voted for the five (5)-year rail tax extension with reservations because of the lack of accountability. He noted the State has an obligation to assist with the construction, but the bill prohibits State funding for operations and maintenance. When the Governor signs the bill, accountability will have to be addressed.
2. Rail Cost Accountability – Responding to Villers, Senator Ihara did not believe transparency and accountability requirements were written into the rail GET tax extension bill.
3. State Air Right Privileges – Responding to Matson, Senator Ihara interpreted “air rights” claimed by the State in the rail GET tax extension bill as development determinations and rights above the rail station properties.

PRESENTATIONS

Shangri La Shoreline Safeguards – Deborah Pope, Executive Director for the Doris Duke Foundation for Islamic Art, and consultant Scott Ezer of Helbert, Hastert and Fee, presented updated information on the following:

- After the passing of Doris Duke in 1993, the Foundation became the non-profit owner of the five (5) acre 1936 property with a half an acre of submerged lands, including a rock-rimmed boat basin with public access for fishermen, surfers and swimmers.
- The shallow part of the basin also has been a popular jumping and diving site, and consequently two (2) local teenage divers became permanently quadriplegic. The Foundation has posted warning signs, hired security guards and last year put up a fence, but there have been 300+ incidences of jumping and diving form the fence and the breakwater in each of the last three to four months.
- Safety is of utmost importance, and it is also important to keep the area open to the public.
- The present proposal is to dismantle the Diamond Head breakwater and relocate the rocks to protect the basin from ocean swells. A more natural shoreline will be restored, and the Koko Head stairway and makai pathway will be retained for public access to the ocean.
- The Foundation is required to provide environmental disclosure reports, and early consultation requests will be circulated within the next four to six weeks. The Draft Environmental Assessment (EA) is expected to be completed in the fall of 2015, with the final EA to be completed early in 2016. The trigger for the EA requirement is the State Conservation District Use Permit administered by the State Department of Land and Natural Resources (DLNR) Office of Conservation and Coastal Lands.
- The Foundation is also required to obtain a permit from the U.S. Army Corps of Engineers, who are also being consulted on the process.
- The EA is required before permitting, and the Board will receive both the early consultation notice and the Draft EA. Pope added that tonight’s presentation was part of the process.

Comments followed:

1. Make a Safe Jumping Place – Mathieu suggested that they make a “safe” place to jump, so that jumpers will not hit the rocks. Ezer responded to Mathieu’s suggestion for a safe jumping place that the relocated rocks would be seen above the water.
2. Unforeseen Conditions – Responding to Armentrout, Ezer noted that dangerous conditions potentially created by removal of the breakwater and relocation of the rocks, such as undertow currents, will be addressed in the EA.
3. Liability – Villers noted that since safety and liability are the primary concerns, the Foundation could consider deeding the shoreline to the State to take over the liability and make the improvements. Pope responded that the Foundation would be delighted if the State accepted the liability, which it does not want.
4. Compliance Lawsuit – Persons mentioned that the lawsuit filed by the Gold Coast residents for the State to properly maintain the State-owned shoreline has been going on for 10 years.

As there were no objections, Chair West changed the order of the agenda to receive the Car Share presentation.

Car Share Bill 24 – Deputy Director Mark Garrity, Department of Transportation Services Deputy Director, reported on Car Sharing, which is short-term car rental system where vehicles are made available for a few hours or a few minutes and parking would be free-floating or at a designated place.

- The rental vehicles are located in the neighborhood or at designated locations with an app, and the rental is activated with an approved card.
- The City Council's Bill 24 contributes to an overall package assuring a more multi-modal transportation system with fewer vehicles on the street.

Comments followed:

1. Narita asked when the City and government in general would refrain from social engineering people's lives, and whether Car Sharing is another non-profit program like Bike Share and the failed Health Connector that shield public officials from public scrutiny of these programs. Deputy Director Garrity responded that Car Sharing is not a government program, and Bill 24 would only allow private companies to pay for the parking spaces they use.
2. Armentrout noted her understanding that the rental charge is 41 cents per mile, and that the intent for car2go is to use residential neighborhoods for allocated parking spaces with a \$100 fine for any other user. She asked if St. Louis Heights or Kapiolani Park are intended for this use. Deputy Director Garrity responded with the following:
 - The bill does not provide for designated parking spaces on neighborhood streets, and does allow Car Share parking in off-street lots.
 - Enterprise Car Rentals has a car sharing subsidiary that pays for the use of parking spaces in public and private locations such as garages in Waikiki and Ala Moana, and Bill 24 allows for paid permitted use of public parking spaces with reimbursement to the City.
 - Car2go is another alternative that is intended to serve neighborhoods by providing vehicles on the street in any location. One of the benefits is reduction of car ownership over time, and ultimately traffic congestion.
3. Armentrout asked about the imminent two (2)-way bike traffic on the King Street Bike Track, and if an ordinance will address this change on a one way street. Deputy Director Garrity responded that DTS is working on this.
4. Villers requested statistics showing that car sharing would reduce car ownership. Deputy Director Garrity will send the statistics and car share research to the Neighborhood Board through the Neighborhood Commission Office.
5. Matson mentioned the court ruling that parking in Kapiolani Park is for Park users only, and that private use of this parking would be a violation of the Trust. She also asked about liability, and theft of the unattended vehicles. Deputy Director Garrity responded that car share users are screened though data on file, and the vehicles are insured.
6. Resident Murai asked how the car share program will conflict with or impact the bike share rental program also slated for residential areas from Waikiki to Chinatown. Deputy Director Garrity responded that both are supported as part of a multi-modal transportation system.

At 8:30 p.m., Villers moved and Armentrout seconded that the Diamond Head/Kapahulu/St. Louis Heights Neighborhood Board No. 5 extend the meeting for 10 minutes. As there were no objections, the meeting continued by UNANIMOUS CONSENT, 14-0-0 (AYE: Allen, Armentrout, Mathieu, Matson, Miller, Naho'opi'i, Narita, Persons, St. Denis, Takenaka, Villers, Waialeale, West, and Wong).

As there were no objections, Chair West restored the order of the agenda.

Miller had departed the Board table; **13 members present.**

BOARD BUSINESS

Approval of April 9, 2015 Regular Board Meeting Minutes – Villers moved and Mathieu seconded that the Diamond Head/Kapahulu/St. Louis Heights Neighborhood Board No. 5 approves the April 9, 2015 regular meeting minutes, as submitted by the Neighborhood Assistant and reviewed by the Secretary with Matson's one amendment as follows:

- **Page 8, the 6th bullet's last sentence is a separate bullet item that reads, "The Waikiki Beach Special Improvement District improvement plan remains undefined."**

The motion was ADOPTED, 11-1-1 (AYE: Allen, Mathieu, Matson, Naho'opi'i, Narita, Persons, St. Denis, Takenaka, Villers, Waialeale, West, and; **NAY:** Armentrout; **ABSTAIN:** Wong).

Governor Ige's Representative at Neighborhood Board Meetings – Chair West is waiting for a response from the Governor's Office.

Bills 81 and 82 Resolution – Matson reported the following:

- Since Bill 81 and Bill 82, Floor Draft 1, were passed by the City Council, according to the Office of Information Practices (OIP), the board of resort landowners and lessees designated in the bill is subject to the "Sunshine Law," and must provide public notice of their meetings and make their meeting minutes publicly available. Therefore, the Diamond Head/Kapahulu/St. Louis Heights Neighborhood Board No. 5 should also receive this information.
- The Board's position at the April 2015 meeting was to request to be present during development of the Improvement District Plan that remains undefined.

Matson suggested that the Board communicate with the Mayor about the remaining concerns, and inform the Waikiki Improvement Association (WIA) that the Board expects full public notice and participation at the Improvement District board meetings, as well as to receive maps and minutes, etc.

Matson moved and Armentrout seconded that the Diamond Head/Kapahulu/St. Louis Heights Neighborhood Board No. 5 follow its adopted position to participate at Improvement District meetings, and write letters to the Mayor expressing the Board's continuing concerns and to the Waikiki Improvement Association requesting public notice, meeting minutes and presence at Improvement District board meetings in accordance with the Sunshine Law. With no objections, the motion was ADOPTED by UNANIMOUS CONSENT, 13-0-0 (AYE: Allen, Armentrout, Mathieu, Matson, Naho'opi'i, Narita, Persons, St. Denis, Takenaka, Villers, Waialeale, West, and Wong). It was agreed that Matson would assist Chair West with the correspondence.

Military Assistance to Safety and Traffic (MAST) – Chair West mentioned that this item was pending.

Neighborhood Illegal Dumping Sites – Villers mentioned that the two (2) areas at 2940 Winam Avenue and at 3117 Paliuli Street were cleaned up.

Miller had returned to the Board table; **14 members present.**

Complaint, Homeless at Collins and Kepa Streets – This item was previously discussed.

Tree Removal from Drainage Canal Area Adjacent to City Mill Parking Lot – Barbra Armentrout mentioned that this item was pending.

At 8:40 p.m., Villers moved and Mathieu seconded to extend the meeting for 10 minutes again. As there were no objections, the meeting continued by UNANIMOUS CONSENT, 14-0-0 (AYE: Allen, Armentrout, Mathieu, Matson, Miller, Naho'opi'i, Narita, Persons, St. Denis, Takenaka, Villers, Waialeale, West, and Wong).

Medical Marijuana Dispensaries, Correspondence from H. Lee – Chair West had correspondence for any interested parties. Villers requested a presentation at the next meeting.

Kamehameha Day Parade, Saturday, June 13, 2015, Correspondence – Chair West had correspondence for any interested parties.

June 2015 Meeting – Chair West explained that the next Diamond Head/Kapahulu/St. Louis Heights Neighborhood Board No. 5 meeting would fall on Thursday, June 11, 2015, a State holiday. Therefore, the options were to recess for June 2015 or reschedule the meeting.

Mathieu moved and Villers seconded that the Diamond Head/Kapahulu/St. Louis Heights Neighborhood Board No. 5 recess for the June 11, 2015 regular meeting, due the King Kamehameha Day State holiday. As

there were no objections, the motion was ADOPTED by UNANIMOUS CONSENT, 14-0-0 (AYE: Allen, Armentrout, Mathieu, Matson, Miller, Naho'opi'i, Narita, Persons, St. Denis, Takenaka, Villers, Waialeale, West, and Wong).

REPORTS

Treasurer's Report – Treasurer Villers reported that for April 2015 an estimated \$44.00 was spent for the printing and mailing of the agenda and minutes, leaving a balance of \$80.67. The Treasurer's report was filed.

Subdistrict 1 (St. Louis Heights) – Julia Allen had no report.

Subdistrict 2 (Kapahulu) – Bertha Naho'opi'i had no report. Earlier in the meeting Chair West noted receiving communication from DTS requesting clarification for their investigation on the crosswalks of concern near Safeway on Kapahulu Avenue. Villers clarified that the Mokihana Street crosswalk is the most hazardous, and Chair West shared the DTS contact information with Villers.

Subdistrict 3 (Diamond Head) – Laura St. Denis reported that naupaka plants are growing into Diamond Head Road, and they need to be cut back. Matson noted that the Diamond Head State Monument Foundation has been caring for the naupaka and she would provide their contact information.

O'ahu Metropolitan Planning Organization (OahuMPO) Citizen Advisory Committee (CAC) – Narita had submitted a written report.

ANNOUNCEMENTS

- A. Department of Budget and Fiscal Services (BFS) PowerPoint Presentation – Chair West noted that a copy of the BFS PowerPoint presentation was emailed to Board members by the Neighborhood Assistant.
- B. Culvert Bridge – Chair West received a notice from the City that from Tuesday, May 26 to Saturday, August 8, 2015, between 8:30 a.m. and 3:30 p.m., repairs will be performed on the culvert bridge along lower Diamond Head Road across from Leahi Park.
- C. Last Meeting – Chair West noted that this was the last meeting for the Diamond Head/Kapahulu/St. Louis Heights Neighborhood Board No. 5 for the 2013 – 2015 term.
- D. Recess in June 2015 – The Diamond Head/Kapahulu/St. Louis Heights Neighborhood Board No. 5 voted to recess on Thursday, June 11, 2015 for the King Kamehameha Day holiday.
- E. Next Meeting – The next Diamond Head/Kapahulu/St. Louis Neighborhood Board No. 5 regular monthly meeting is scheduled for the second Thursday of the month: July 9, 2015.
- F. Neighborhood Commission – The Neighborhood Commission meets on the 4th Monday of the month at Honolulu Hale, 530 S. King Street, at 7:00 p.m. Due to the Memorial Day holiday, the next meeting is scheduled for Tuesday, May 26, 2015. Please check with the Neighborhood Commission Office (NCO) to verify meeting dates and location.

ADOPTION OF MOTION TO ADJOURN – At 8:47 p.m., Villers moved and Mathieu seconded to adjourn the meeting. As there were no objections, the meeting was adjourned at 8:47 p.m. by UNANIMOUS CONSENT, 14-0-0 (AYE: Allen, Armentrout, Mathieu, Matson, Miller, Naho'opi'i, Narita, Persons, St. Denis, Takenaka, Villers, Waialeale, West, and Wong).

Submitted by:

K. Russell Ho, Neighborhood Assistant

Reviewed by:

Neil Baarde, Neighborhood Assistant

Reviewed by:

Victoria Mathieu, Secretary, Linda Wong, Vice Chair, Bryn Villers, Treasurer,
Michelle Matson, Bert Narita, Lee Manfredi and George West, Chair