



McCULLY/MOILILI NEIGHBORHOOD BOARD NO. 8

c/o NEIGHBORHOOD COMMISSION • 530 SOUTH KING STREET ROOM 400 • HONOLULU, HAWAII, 96813
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DRAFT – REGULAR MEETING MINUTES

THURSDAY, DECEMBER 2, 2010

WASHINGTON MIDDLE SCHOOL CAFETERIA

CALL TO ORDER: Vice Chair Gregory Cuadra called the meeting to order at 6:30 p.m., with **a quorum of nine (9) members present**. Note – This 15-member Board requires eight (8) members to establish quorum and take official Board action. Chair Cuadra reviewed the Boards rules of speaking and housekeeping rules.

Members Present – Marijane Carlos (arrived 6:32 p.m.), Gregory Cuadra, Les Hata, Roger Jensen, Klement Kondratovich, Serena Kyi-Yim, Ron Lockwood (arrived 7:17 p.m.), Eric Marshall, Milton Ragsdale, Clifton Takamura, and Joel Tomyl.

Members Absent – John Kato and Shaunna Tabor.

Vacancy – At Large Two (2) Seats.

Guests – Senator Brian Taniguchi, Sgt. Erick Ochco, Ofc. Chad Sano, Sgt. Susan Medeiros (Honolulu Police Department), Robert Whitaker and Tom Heinrich (Members, Manoa Neighborhood Board No. 7), John S. Yamamoto, John Chang (Mayor's Representative), Bob Kern, Kurt Tsue (Board of Water Supply), L. Ruby (Mo'ili'ili Community Center) Michele Sansone (Office of Councilmember Ann Kobayashi), Capt. Ken Lee (Honolulu Fire Department), Senator Carol Fukunaga, Raymond A. Laolosin (McCully Citizen's Patrol), Janet Inamine, and Marie Richardson (Neighborhood Commission Office staff).

Boardmember Carlos arrived at 6:32 pm; **10 members present**.

PUBLIC SAFETY & COMMUNITY LIAISON:

Honolulu Fire Department – Capt. Ken Lee (McCully-Mo'ili'ili Fire Station) reported the following:

- November 2010 Statistics – Included 5 structure, 1 wildland and 2 rubbish fires; 102 medical, 11 miscellaneous emergencies and no major or unusual incidents.
- Fire Safety Tip – Consider a fire-resistant artificial Christmas tree. If a real tree is purchased, choose one as fresh as possible and keep it hydrated and away from heat. When cooking and you must leave the stove, turn it off. Unattended cooking is the number one cause of home fires. Using turkey fryers can be dangerous and discouraged by the National Fire Protections Association. If hosting over night guests, remember to share your fire escape plan with them.

Questions, comments and concerns followed:

Apparatus – The catch basin located directly across the McCully-Mo'ili'ili Fire Station, on the kokohead corner of the curb, a large cement chunk cracked off. The cracked curb was reported to the City Department of Facility Maintenance (DFM). HFD apparatus was not involved in the damage to the curb.

Honolulu Police Department (Districts 1 and 7):

District 1 (Honolulu) – Sgt. Erick Ochco reported the following:

- Statistics for November 2010 – Included 2 assaults, 3 burglaries, 2 DUI (driving under the influence), 0 drug offense, 1 family offense, 0 graffiti, 23 MVC (motor vehicle collision), 2 motor vehicle thefts, 7 property damage, 0 robbery, 1 sex assault, and 5 UEMV (unauthorized entry to motor vehicle).

Questions, comments and concerns followed:



1. Hostage Situation – An inquiry whether the hostage situation was covered in the report tonight; however, it was deferred to District 7 (East Honolulu) for response.
2. Unauthorized Entry to Motor Vehicles (UEMV) – Strictly related to vehicle break-ins. However, there are no statistics specific to speeding or parking violations; if any it would fall under DUI (driving under the influence) within the beat.
3. Homeless Community – District 1 has visited the area between Pumehana Stream and Kalakaua Avenue showing attention often in that stretch of area. HPD agrees that their presence makes homeless community aware that HPD knows they are in that stretch of area. The residential community appreciates the effort.
4. Police District Boundaries – For the sake of the newer board members, a request to delineate the police district boundaries for both District 1 Honolulu and District 7 East Honolulu.

District 7 – Sgt. Susan Medeiros reported the following:

- Police District Boundary – A brief description that this is a very big area beginning from Hauoli Street Kokohead (east) bound all the way to Makapu'u, and covering from the mountain (mauka) to the ocean (makai).
- Last Months Meeting – Apologies for missing last months meeting, the Lieutenant held up in traffic coming from the Kaimuki Parade.
- Recent Cleanup – HPD had a major cleanup a few weeks ago and what thought to be valuable was actually stolen property and placed into evidence. All else was trashed by the City County Refuse Department. There is no guarantee that the homeless individuals will not take up residence again but are aware that HPD trashed everything. The determining factor that camping is prohibited in the parks. Numerous complaints of illegal activity by residents prompted the recent cleanup and movement of individuals from the McCully Library area.
- Cell Phone Use – Motorists are still using cell phones while driving island wide. A citation is issued only if the police officer observes the violation. Sgt. Medeiros was not aware of cell phones being confiscated, only that HPD would issue a citation of violation.
- Web Site Address – Visit www.honoluluupd.org/patrol/d7 for crime statistics and contact information.

Vice Chair Cuadra recognized Ofc. Louis and commended him on a misdemeanor follow-up having to do with a bulky item offender last week. The officer was instrumental in addressing the situation and getting the place cleaned up.

University of Hawaii Manoa – No representative present; no report available.

Kamehameha Schools – Vice Chair Cuadra announced that Susan Todani will be late, and any concerns forwarded to Todani.

Mayor's Representative – John Chang is the new Mayor's representative assigned to the McCully-Mo'ili'ili NB. There were no concerns from before to report on; however, Chang was open to take any questions at this time.

Questions, comments and concerns followed:

1. Repainting of Parking Stalls – There was a request for status on the repainting of the parking stalls on South King Street (mauka/makai) from Kalakaua to University avenues.
2. Installation of Parking Meters – There was a request for the status of the installation of parking meters on South King, Isenberg and McCully streets. The Department of Transportation Services had given a presentation to the Board sometime back.

3. Large Manhole Covers and Frames – When University Avenue was repaved about two years ago, two large (36-inch) manhole covers and frames were left behind and are still at 505 and 723 University Avenue. The question is who and when are these manhole covers to be removed.
4. Showers in the Parks – In light of the encouragement by BWS to conserve water, a resident was concerned about the showers at City Parks that are left running with no one around. A suggestion was that the City work on the shower heads in the parks.

Governor's Representative – There are no assigned Governor's representative; please forward any State issues or concerns directly to the Governor's Office at (808) 586-0034.

Board of Water Supply – Kurt Tsue reported the following:

- Main Break – There were no main breaks reported for November 2010 for the McCully/Mo'ili'ili area.
- Water Conservation Contest and Calendar – The 2011 Water Conservation Calendar features artwork and poetry from the winners of the water conservation contests held earlier this year. It also include coupons, helpful information and calendars are available to the public at the BWS main building at 630 South Beretania Street; and an entry form for BWS's 2011 Water Conservation Poster and Poetry Contest. This year's contest theme is "Me He Ahupua'a – Mai Uka I Kai, E Malama Wai" (As an Ahupua'a – from Mountain to Sea, Conserve Water).
- Honolulu City Lights – The BWS and other City department will participate in various Christmas activities this holiday season. Join us as we celebrate the festive holiday season at the following events and locations: a) Decorated Christmas trees & lights will be displayed at both Honolulu and Kapolei Hale all during December. b) The City Lights Christmas parades will be held downtown on December 4th and Kapolei on December 11th. c) Visit the BWS's annual Christmas light display fronting our building on South Beretania Street.
- Happy Holidays – On behalf of the BWS, all of their employees and Ohana, BWS would like to wish everyone a very safe and joyous holiday season to you and yours!

Questions, comments and concerns followed:

1. Maintenance of Fire Hydrants – BWS is completely responsible for maintaining the fire hydrants and yellow painted poles next to the hydrants. If the public notices any graffiti, please call 748-5000 to file a report. Please be prepared to give the location of the fire hydrant when dispatched. HFD has a secondary role of maintenance, and will prepare to power down any ruptured fire hydrant for the eventual repair.
2. Showers at City Parks – A concern raised noted that there is no water conservation going on at City parks. Whatever the correlation between the City and the BWS, that someone needs to address the issue of the showers and shower heads at the parks. Tsue will relay the concern and continue to work with the Parks and Recreation. Also noted was that there are no water mandates in place, and therefore BWS can only make recommendations and continue to do so; BWS does not have the authority to force or control a paying customer. A suggestion that there should be an installation of shower meters that charge a fee for shower use. In addition, sewage issues come into play and is of concern as well.

RESIDENTS' CONCERNS:

Resolution Concerns – At the November 4, 2010 Board meeting, the chair read aloud to the audience resolutions posted on the agenda for discussion. A big concern was that the public did not have ample time to digest the resolution and respond to that by giving input. If copies of the resolution are available before the meeting, time could be saved by not having them read by the chair and discussion could proceed when introduced; and the public can then participate and weigh-in any input or comment. A number of resolutions were up for discussion and the audience was unable to absorb the context. This concern stems from a previous board meeting when the resolution introduced related to eminent domain and condemnation however; nowhere in the resolution's title and contents these words were reflected. The request encouraged that since the neighborhood board is an advisory board, should be encouraging public input that at least a set of the draft resolutions be available for the public to review at the meeting.

Parking Situation – At the corner of Algaroba and Hauoli streets the parking situation is still negligible with vehicles sticking out onto Algaroba Street. There is also a 'No Parking' sign there that is definitive but the situation still occurs. The acting Chair will pass the concern on to HPD District 1.

HPD Procedure – A question regarded the procedure of HPD during a hostage situation. Being that HPD has already left the meeting to resume assigned duties on the streets; HPD to be directed with this procedural question.

ELECTED OFFICIALS:

Senator Carol Fukunaga – Senator Fukunaga distributed her monthly newsletter and reported the following:

- Committee Chair – Will continue to Chair Economy, Development and Technology and focusing on revitalizing the economy.
- Request for Issues – Would be open to receive specific issues to help kick-start the economy.
- Proposal Package – The Senator helped with putting together sub-proposals on homelessness; will be working closely with the City administration.

Questions, comments and concerns followed:

1. GET Tax – A question whether Senator Fukunaga favored raising the GET or maintaining the GET where it is currently. In the past, the Senator voted both in favor and in opposition. However, this year because the state's economy is so fragile, it would be very difficult to do and therefore a need to access our States standing.
2. Hawaii 2050 – The Sustainability 2050 program was supported by all the Senators unfortunately is was not something that the Senate could not convince their House counterparts.

Senator Brian Taniguchi – Senator Taniguchi circulated his report and highlighted the following:

- Proposed Bills – Board members and guests were asked to submit any proposed legislation that might be heard at this year's legislative session.

Questions, comments and concerns:

1. General Excise Tax (GET) – A 1% increase to the GET would generate about a half a million dollars. Legislators must work to anticipate how much to cut public services.
2. Excise Tax – About 34% of revenue received is paid by tourists.
3. Public Safety – The Senator will work with Senator Fukunaga on this issue.
4. Economic Issues – When the economy gets better the Senator will work with Senator Fukunaga on the issue of assisting to stabilize the people in need rather an alternative to committing crimes.
5. Gambling for Hawaii's Airports – it was suggested that gambling be permitted in Hawaii airports in a secured area.
6. Rumors – per rumors, it was asked if the Senator does resign his position, does he have a replacement to recommend.

Lockwood arrived at 7:15 p.m., during the above portion of the meeting; **11 members present.**

The following elected officials were not present – Councilmember Kobayashi, Representatives Choy, Nishimoto, and Saiki; written reports were available for Councilmember Kobayashi and Representative Saiki.

FILLING OF VACANCIES – TWO AT LARGE SEATS – John Yamamoto expressed interest in filling one of the two At Large vacancies. A brief recess taken at 7:32 p.m. to verify Yamamoto's residency in the district, residency was verified and the meeting resumed at 7:37 p.m.

Marshall moved, Kondratovich seconded to appoint John Yamamoto to the Board. Yamamoto's background noted he was a former employee in Maui, an A+ tutor at Kaahumanu Elementary School grades K-5 and in 1972 applied for a status 10, conscientious objector???. **The motion was NOT ADOPTED, 5-6-0, (Aye: Cuadra, Kondratovich, Lockwood, Marshall, Tomly. No: Carlos, Hata, Jensen, Kyi-Yim, Ragsdale, Takamura).**

PRESENTATION: None.

HOUSEKEEPING:

Report on OMPO Meeting of November 17, 2010 – No report.

Bulky Item Pickup – Is the 3rd Monday of each month. Please put your bulky items out on December 19, 2010; bulky pickup is **Monday, December 20, 2010.**

Pride in Mo'ili'ili – The Pride in Mo'ili'ili has their calendar for all of 2011 available at the sign-in table; and the Pride in Mo'ili'ili will be participating in the Christmas Parade on Thursday, December 9, 2010. Also participating in the parade for the first time will be the Kapakahi Mo'ili'ili Kazoo Marching Band. If you wish to participate in the marching band meet at Prince Kuhio School at 5:00 p.m.

Mo'ili'ili in the News – Highlights included a fire at the Marco Polo on the 23rd floor; no one was injured.

Library Cleanup of Homeless – The homeless from around the Library area was removed and is now camped on South King Street.

Makiki Stream Neighbor Action – Congratulations to the neighbors along Makiki Stream who took immediate action getting the press out and their efforts greatly appreciated.

Division II Football – The final score Iolani versus Kaimuki High School, the score was 49 to 14 Iolani.

Citizen Patrol Reports – Lights are out in various areas, and old gang tags are showing up again on signs at various parks such as Ala Wai Community Park, etc. The Chair will follow-up with the new Parks Director.

Christmas Parade – This year's Christmas Parade is sponsored by the Kapahulu-Mo'ili'ili Lions Club on Thursday, December 9, 2010, at 6:00 p.m., and goes from Prince Kuhio School to Stadium Park.

It was suggested that the University of Hawaii be contacted and invited to please come and enjoy the parade as an audience/participant; Great idea – Chair Lockwood will make that contact.

Chair Lockwood highlighted on a couple items not on the agenda: A) Old Town Mo'ili'ili Business Association (OTMBA) – It was announced that the OTMBA applied for grant to help get the community wired and interconnected. B) Japanese Cultural Center – Today was the last day for Alison Tasaka, the Chief Operating Officer for the Japanese Cultural Center. She will be taking a position with Governor Abercrombie as the Director of Operations.

UNFINISHED BUSINESS:

Letter to Environmental Services – The next pick up is Monday, **December 20, 2010.** The monthly letter sent to Director Tim Steinberger of the Department of Environmental Services that included only 66 sites of violations this month.

Resolution No. 1 – State Legislator Residency (deferred from November 4 Board meeting) – Chair Lockwood read aloud the resolution.

Kyi-Yim moved to accept Resolution 1 as read; seconded by Discussion followed with a few comments and suggestions. The phrase, '60-days prior to the election filing deadline' be included rather than the deadline itself. The proposed resolution only addresses the State legislature and if the scope of the draft resolution were broadened to include agencies and offices of the City and State, then it would apply. Other comments that noted a resolution that targets a specific group also uses specific language to that group; and other suggestions agree that the resolution be in a simpler form. **The motion ADOPTED by UNANIMOUS CONSENT, as read 11-0-0 (Aye: Carlos, Cuadra, Hata, Jensen, Kondratovich, Kyi-Yim, Lockwood, Marshall, Ragsdale, Takamura and Tomy).** See attached Resolution No. 1 following adjournment.

Resolution No. 3 – Providing Public Notice, Participation, Discussion, Deliberation & Transparency to the Legislative Process (deferred from November 4, 2010 Board meeting) – Chair Lockwood read the resolution aloud.

Takamura moved to accept Resolution 2; seconded by Cuadra. Discussion follow: A suggestion to have two resolutions; one to the State House and one to State Senate separately. An explanation that the calendar for the legislative session must agree between the leadership of both the House and Senate; and therefore the best way to communicate the idea on this topic is through the calendar. It was also suggested that the point was not only having more recess days be closer to the decision making days; and the opportunity for the public to review the current status prior to voting. A simple suggestion in both circumstances there is a 48-hour rule, which means that before a committee hearing, the public must receive 48-hour notice; and therefore the suggestion of giving a period from 48-hours to 72-hours or more. Added language to paragraphs 5 and 6 suggested and included. **The motion ADOPTED as AMENDED by UNANIMOUS CONSENT, 11-0-0 (Aye: Carlos, Cuadra, Hata, Jensen, Kondratovich, Kyi-Yim, Lockwood, Marshall, Ragsdale, Takamura and Tomy).** See attached Resolution No. 3 following adjournment.

- Paragraph 5, Therefore Be It Resolved...to provide more recess days on the legislative calendar for the purpose of increasing public notice...;
- Paragraph 6, Be It Finally Resolved, that copies...be transmitted to the State Legislature, the Speaker of the House, the President of the Senate, and all Neighborhood Boards.

NEW BUSINESS:

Resolution No. 6 – Supporting Freedom of Information in Hawai'i – Chair Lockwood read aloud Resolution No. 6 to everyone.

Marshall moved to accept the Resolution No. 6; Cuadra seconded the motion. Discussion followed: A comment from the audience noted that it was difficult following along since there were no copies of the resolution available; and a suggestion that the resolution was too long and full of history. It was also suggested that the resolution be specific and to the heart of the message.

Further discussion followed noting that there did not seem to be much history but rather good intent and background; and recommended that the Board pass this motion. The following language changes suggested were included as follows:

- Paragraphs 2, 4 and 5, capitalize Sunshine Law
- Paragraph 6, Be It Finally Resolved, that copies of this Resolution be transmitted to all Legislators, to the Speaker of the House, the Senate President, to the Office of Information Practices (OIP), to the Governor, and to all Neighborhood Boards.

The motion ADOPTED as AMENDED by UNANIMOUS CONSENT, 11-0-0 (Aye: Carlos, Cuadra, Hata, Jensen, Kondratovich, Kyi-Yim, Lockwood, Marshall, Ragsdale, Takamura and Tomy). See attached Resolution No. 6 following adjournment.

Resolution No. 7 – Legislative Support for Permanent Comprehensive Public Funding for Elections – Chair Lockwood read aloud Resolution No. 7 to everyone. Marshall recused himself from the voting on Resolution No. 7 for reasoning that he ran as a candidate in the last election. Chair Lockwood clarified that an open disclosure is all that necessary, and that Marshall can still vote on the Resolution.

Marshall moved to accept Resolution No. 7; Takamura seconded the motion. Discussion followed: The idea behind this resolution is the concept of publicly funded campaigns and political accountability to the community rather than to special interests. **The motion NOT ADOPTED by a vote of 4-6-1 (Aye: Cuadra, Kondratovich,**

Takamura, Lockwood. **No:** Carlos, Hata, Jensen, Kyi-Yim, Ragsdale, Tomyl. **Abstain:** Marshall). **Resolution No. 7 was not adopted and will not be circulated, a copy of the resolution is attached following adjournment.**

Kyi-Yim left the meeting at 8:55 p.m.; **10 members now present.**

Resolution No. 8 Supporting a Direct Corporate Campaign Contribution Plan – Chair Lockwood read Resolution No. 8 aloud to everyone.

Carlos moved to accept Resolution No. 7; Kondratovich seconded the motion. Discussion followed requesting to strike out the word 'treasury' in paragraph 2. **The motion ADOPTED by a vote 8-1-1 (Aye:** Carlos, Cuadra, Hata, Jensen, Kondratovich, Lockwood, Takamura, Tomyl. **No:** Ragsdale. **Abstain:** Marshall). See attached Resolution No. 8 following adjournment.

Resolution No. 9 Requesting the legislature to Pass Legislation Addressing Conflicts of Interest – Boardmember **Tomyl** read aloud Resolution No. 9 to everyone.

Marshall moved to accept Resolution No. 9; Cuadra seconded the motion. Discussion followed asked clarification the meaning of 'unless they are part of an affected class of people' (paragraph 3). An example was similar to someone having a directive interest as opposed to a non-directive interest. It was also requested that copies of the resolution be transmitted to 'all Neighborhood Boards' as well. Another inquiry asked to whom these conflicts are disclosed; whether it be the State Ethics Commission etc. **The motion ADOPTED by a vote 9-0-0 (Aye:** Carlos, Cuadra, Hata, Jensen, Kondratovich, Lockwood, Marshall, Ragsdale, Tomly.

Resolution No. 10 Supporting Stronger Ethic Laws – Deferred to the next meeting.

Resolution No. 11 Supporting Expanded Requirements for Lobbyist Disclosures – Deferred to the next meeting.

Capitol Improvement Projects (Example Provided) – Chair Lockwood asked the consensus of the Board for CIP projects that the Board would wish to support. The Board was in consensus to support the following CIP projects:

- Stream Cleaning yearly of Makiki, Hausten, Manoa and Palolo Streams;
- Cleaning of Ala Wai Canal once each decade, in years ending with a 4;
- Master Plan for Washington Middle School campus for years 2010 – 2060;
- Bowl-o-Drome Convert to Therapeutic Pool/Meeting Room and Affordable Housing;
- Street Repairs/Resurfacing for Young, Mahiai, Kuilei, Lime, Fern, Citron, Waiola, Algaroba, and Kamoku;
- Curb Cuts as Per Resolution Passed September 2010 Utilizing Safe Route to School Funds.

APPROVAL OF REGULAR MEETING MINUTES: The regular meeting minutes of August 5, September 1, and November 4, 2010 deferred to the next meeting.

TREASURER'S REPORT: Deferred to the next meeting

COMMITTEE REPORTS AND NEXT MEETINGS: Deferred to the next meeting.

ANNOUNCEMENTS: NEIGHBORHOOD EVENTS/ MEETINGS:

- 1st Monday each month: Kuhio KSCA (PTA) at 5:30 p.m. Library
- 2nd Monday each month: Kuhio SCC at 5:00 p.m. in Library
- WMS Ohana needs parents & community members, call office 973-0177
- 2nd Wednesday each month: WMS SCC at 5:00 p.m. in Library
- 3rd Wednesday each month: OMPO at 3:30 p.m. at Honolulu Hale
- 1st Thursday each month: McCully – Mo'ili'ili N.B. at 6:30 p.m. at WMS
- 2nd Thursday each month: Kaimuki High SCC at 5:30 Counselors Office
- 2nd Thursday each month: Kaimuki High PTA at 7:00 p.m. See newsletter at <http://www.kaimukihs.org>
- Convention Center updates on events & traffic www.hawaii-convention.com

ADJOURNMENT & NEXT REGULAR MEETING:

- Board Recess – The Board will **RECESS IN JANUARY 2011**.
- Next Meeting – The next meeting is **Thursday, February 3, 2011, at 6:30 p.m., Washington Middle School Cafeteria**.
- Contact Chair Lockwood at lockwood0849@gmail.com to discuss any agenda item, or schedule an agenda presentation.

ADJOURNMENT – The meeting adjourned at 9:20 p.m.

Submitted by,
Marie Richardson
Neighborhood Assistant

Reviewed by,
Ron Lockwood, Chair

RESOLUTION No. 1 – State Legislator Residency:

WHEREAS, it is important that all districts in Hawaii be represented by individuals who live in those districts; and

WHEREAS, the current law defines eligibility to hold office based on residence rather than domicile; and

WHEREAS, a person can have more than one residence but only one domicile; and

WHEREAS, under current law a person can live in one district and declare residency in another, which undermines the purpose of the law to have all districts in Hawaii be represented by individuals who live in those districts; now

THEREFORE BE IT RESOLVED, that the McCully-Mo'ili'ili Neighborhood Board No. 8 supports the principle that elected representatives shall be domiciled at the time of filing of nomination papers and registered to vote in the district which they represent; and

BE IT FURTHER RESOLVED, that the McCully-Mo'ili'ili Neighborhood Board No. 8 urges that Hawaii State legislature to amend the state law to clarify that 'residence' as defined for election purposes means a domicile; and

BE IT FURTHER RESOLVED, that the McCully-Mo'ili'ili Neighborhood Board No. 8 also request that the Hawaii State legislature amend the state law to eliminate "intent to return" as a defense for not living in a district; and

BE IT FINALLY RESOLVED, that copies of this Resolution be transmitted to all members of the Hawaii State legislature, the Governor and all Neighborhood Boards.

Adopted by the McCully-Mo'ili'ili Neighborhood Board No. 8 at its regular meeting on December 2, 2010 by a vote 11-0-0.

RESOLUTION No. 3 – PROVIDING PUBLIC NOTICE, PARTICIPATION, DISCUSSION, DELIBERATION, AND TRANSPERENCY TO THE LEGISLATIVE PROCESS:

WHEREAS, each being essential to successful functioning of the government of Hawaii, we have three branches of government: the Executive Branch, the Legislative Branch, and the Judicial Branch; and

WHEREAS, the Hawaii State Legislature meets only once a year for 60 days during which time it attempts to pass all necessary legislation for the successful functioning of the government of the state; and

WHEREAS, it is generally recognized that at the end of each 60 day session, numerous bills which were essential to the successful functioning of the government did not get passed simply because there was not enough time; and

WHEREAS, the state legislatures in most other states in the United States meet for longer periods of time to conduct the people's business; now

THEREFORE BE IT RESOLVED, that the McCully-Mo'ili'ili Neighborhood Board No. 8 urges the Speaker of the House and the President of the Senate to provide more recess days on the legislative calendar for the purpose on increasing public notice, participation, discussion, deliberation and transparency; and

BE IT FINALLY RESOLVED, that copies of this Resolution be transmitted to the State Legislature, Speaker of the House and the President of the Senate, and the Governor and to all Neighborhood Boards.

Adopted by the McCully-Mo'ili'ili Neighborhood Board No. 8 at its regular meeting on December 2, 2010 by a vote 11-0-0.

RESOLUTION No. 6 – SUPPORTING FREEDOM OF INFORMATION IN HAWAII:

WHEREAS, the state's open government watchdog agency, the Office of Information Practices (OIP) , and good government groups have proposed and supported a number of bills at the legislature to ensure that Hawai'i citizens have access to public documents and proceedings, but none of these bills have passed; and

WHEREAS, instead the OIP budget has been reduced, bills to make some records secret have passed, and additional exemptions to the Sunshine Law have been supported; and

WHEREAS, giving the OIP the authority to determine whether a board or commission is subject to the Uniform Information Practices Act, requiring all departments to designate a staff person to be the contact person for freedom of information inquiries involving open meeting and open records laws, and authorizing the OIP to enforce the sunshine law and to issue administrative fines for noncompliance would all support the cause of open government; and

WHEREAS, the aforementioned if passed into law would help resolve conflicting interpretations of the open meetings law, provide the public with informed and timely responses to records requests and ensure agency compliance with open records and open meeting laws, and encourage agency compliance with the sunshine law; now,

THEREFORE BE IT RESOLVED, that the McCully - Mo'ili'ili Neighborhood Board No. 8 support the passage of legislation to secure and broaden public access to government information by giving the Office of Information Practices the authority to determine what is subject to the Uniform Information Practices Act; requiring all departments to designate a contact person for freedom of information inquiries involving open meetings and open records laws; and authorizing the Office of Information Practices to enforce the Sunshine Law and to issue administrative fines for noncompliance; and

BE IT FINALLY RESOLVED, that copies of this Resolution be transmitted ALL Legislators, to the Speaker of the House, to the Senate President, to the Office of Information Practices (OIP), to the Governor, and to all Neighborhood Boards.

Adopted by the McCully-Mo'ili'ili Neighborhood Board No. 8 at its regular meeting on December 2, 2010 by a vote 11-0-0.

RESOLUTION No. 7 – LEGISLATIVE SUPPORT FOR PERMANENT COMPREHENSIVE PUBLIC FUNDING FOR ELECTIONS:

WHEREAS, a democratic government derives its power from the consent of its citizens; and citizen participation in the political process is essential to the continuity of democracy; and

WHEREAS, corporate and other special interest donations account for the vast majority of campaign donations; both locally and nationally; and

WHEREAS, the current election finance system in Hawai'i ~ suppresses the influence of individual citizens in favor of wealthy special interests in the following ways:

- Allows Hawai'i elected officials to accept large campaign contributions from private interests over which they have governmental jurisdiction.
- Undermines public confidence in the integrity of public officials
- Costs average taxpayers millions of dollars annually in the form of subsidies and tax exemptions for campaign contributors.
- Drives up the costs of running for state office, discouraging otherwise qualified candidates who lack access to special interest funding;
- Requires that elected officials spend too much of their time raising funds rather than representing the public; and

WHEREAS, publicly funded elections hold politicians accountable to community interests rather than to special interests; and

WHEREAS, a comprehensive publicly funded campaign finance system such as voter-owned elections has opened up elections to fair competition and greatly increased voter participation in Maine, Arizona, North Carolina, and as many as four other states; and

WHEREAS, *pono* use of public resources, such as through a publicly funded campaign system, serves to include large numbers of citizens, particularly underrepresented constituencies, in the political process; and

WHEREAS, the McCully - Mo'ili'ili Neighborhood Board #8 promotes the concept of "One person, One Vote" as a basic civil right, and promotes this concept further by including Hawaiian values as the connecting link between what is said and what is practiced in the political process; and

WHEREAS, such values resonate with the concept of publicly funded campaigns, political accountability to the community, *pono* use of resources, and greater participation by underrepresented constituencies in the political process; now

THEREFORE BE IT RESOLVED, by the McCully - Mo'ili'ili Neighborhood Board #8 that our State Legislature be urged to strongly support permanent comprehensive public funding for elections; and

BE IT FURTHER RESOLVED, that copies of this Resolution be transmitted to members of the Hawai'i State Legislature, the Governor, and the County Councils of Hawai'i, Maui, Kaua'i and Honolulu.

NOT ADOPTED by a vote of 4-6-1 (Aye: Cuadra, Kondratovich, Takamura, Lockwood. **No:** Carlos, Hata, Jensen, Kyi-Yim, Ragsdale, Tomyl. **Abstain:** Marshall).

RESOLUTION No. 8 – SUPPORTING A DIRECT CORPORATE CAMPAIGN A CONTRIBUTION BAN:

WHEREAS, the integrity of our democracy depends on elections free of undue influence from special interest groups; and

WHEREAS, the federal government has, since 1907, prohibited corporations from using their monies to make direct campaign contributions to candidates, and twenty-two other states have also established such prohibitions; and

WHEREAS, citizen groups believe that an overwhelming influence of money in election campaigns has tarnished our democracy and pushed citizens aside in the political process; and

WHEREAS, corporate officers and employees can still contribute to candidates of their choice as individuals or through political action committees; and

WHEREAS, a ban on direct corporate campaign contributions will provide individual citizens, small businesses, and other groups, an equal voice in the lawmaking process; and

WHEREAS, a direct corporate campaign contribution ban will also increase trust in government and promote greater citizen participation; now

THEREFORE BE IT RESOLVED, that the McCully-Mo'ili'ili Neighborhood Board No. 8 supports the passage of legislation to ban direct corporate campaign contributions to candidates in state and county elections; and

BE IT FURTHER RESOLVED, that copies of this Resolution be transmitted to the members of the Hawai'i State Legislature, the Governor, and the County Councils of Hawai'i, Maui, Kaua'i and Honolulu.

Adopted by the McCully-Mo'ili'ili Neighborhood Board No. 8 at its regular meeting on December 2, 2010 by a vote 8-1-1.

RESOLUTION No. 9 – REQUESTING THE LEGISLATURE TO PASS LEGISLATION ADDRESSING CONFLICTS OF INTEREST:

WHEREAS, public perception of the political integrity of the legislature and its members greatly influence the level of trust and confidence held by the people; and

WHEREAS, legislators' conflicts of interests is a major factor that shapes public perception, and because legislators are exempt from the conflicts of interest provisions on the state Ethics Code, the legislature should adopt their own conflicts of interest rules; and

WHEREAS, legislators should not vote on legislation that directly affects their personal financial interests, unless they are part of an affected class of people; they should disclose information on potential conflicts involving family members and financial interests; they should refrain from fundraising activities during all legislative sessions; and legislative ethics committees should review conflict situations and recommend when a legislator should refrain from voting; now

THEREFORE BE IT RESOLVED, legislators should frilly disclose their financial interests, including sources of income that are of a significant amount or portion of a legislator's total income, and also disclose their fundraising activities conducted thirty days prior to and during the legislative session; and

BE IT FURTHER RESOLVED, that the McCully - Mo'ili'ili Neighborhood Board #8 request the State Legislature to pass legislation to address legislative conflicts of interest including full disclosure of financial interests, conducting fundraising activities outside the legislative session, and mandating legislative ethics committees to review conflict situations and recommend appropriate actions including a recommendation on when a legislator should refrain from voting; and

BE IT FINALLY RESOLVED, that copies of this Resolution be transmitted to all members of the Hawai'i State Legislature, the Governor and all Neighborhood Boards.

ADOPTED by the McCully-Mo'ili'ili Neighborhood Board No. 8 at its regular meeting on December 2, 2010 by a vote 9-0-0.