



## MAKAKILO/KAPOLEI/HONOKAI HALE NEIGHBORHOOD BOARD NO. 34

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### **DRAFT REGULAR MEETING MINUTES WEDNESDAY, DECEMBER 2, 2015 KAPOLEI HIGH SCHOOL CAFETORIUM**

**CALL TO ORDER:** Vice Chair Kioni Dudley called the meeting to order at 7:09 p.m. **Quorum was established with five (5) members present.** Note – This nine (9) member board requires five (5) members to establish quorum and take official Board action.

**Board Members Present:** Dean Kalani Capelouto, Troy Cullen, Kioni Dudley, Michael Madix, Thad Spreg (appointed at meeting) and Kanani Wond.

**Board Members Absent:** Jack Legal, Mericia Palma Elmore, and Evelyn Souza.

**Guests:** Captain Raeder Kinney Jr. (Honolulu Fire Department), Lieutenant Randall Arakaki (Police Department), Rock Riggs (Senator Mike Gabbard's Office), Wendee Wilson (Representative Sharon Har's Office), Rian Adachi (Board of Water Supply), Pat Lee (Honolulu Authority on Rail Transportation), Kathy Davenport (Councilmember Kymberly Pine's Office), Richard Isakson, Jean Isakson, Frank Genadio, Kiran Polk, Michael Golojuch Jr., Michele Golojuch, Representative Ty Cullen and Amanda Ehe (Neighborhood Commission Office).

**Roll Call/ Statement of Order and Decorum:** Attendance was taken by roll call. Vice Chair Dudley read the meeting policies.

**Filling of Board Vacancy:** D. Capelouto nominated Thad Spreg and Madix seconded the nomination. Spreg acknowledged that some community members were previously opposed to his nomination and apologized for his behavior and will try to do better. Cullen stated that if Spreg can maintain decorum, he will vote in his favor.

**THAD SPREG WAS CONFIRMED AS A MEMBER OF THE MAKAKILO/KAPOLEI/HONOKAI HALE NEIGHBORHOOD BOARD NO. 34, 5-0-0 (AYE: Capelouto, Cullen, Dudley, Madix, and Wond NAY: None; ABSTAIN: None).**

**A recess was called at 7:14 p.m.** The neighborhood assistant administered the Oath of Office to Spreg. Spreg took a seat on the Board.

**The meeting was called back to order at 7:15 p.m.** Vice Chair Dudley announced he would like to add to the agenda the reason for member Dudley and Souza's absences from Board meetings under Board Business.

### CITY MONTHLY REPORTS

**Honolulu Fire Department (HFD):** There was no representative present.

**Honolulu Police Department (HPD):** Lieutenant Randall Arakaki reported the following: October 2015 Crime Statistics: There were 24 motor vehicle thefts, 40 burglaries, 180 thefts, and 38 unauthorized entries into motor vehicles (UEMV). There were 7,550 total calls for service.

Questions, comments, and concerns followed:

- **Fight:** Dudley asked and Lieutenant Arakaki answered that there was a fight on Monday, November 30, 2015 between Waianae kids and Kapolei kids. The Waianae kids took the city bus to Kapolei. The Waianae kids attempted to catch the city bus to Kapolei again on Tuesday, December 1, 2015, but were stopped by HPD. Lieutenant Arakaki believes the issue is over.
- **Programs:** Marissa Capelouto asked and Lieutenant Arakaki answered that HPD has the Police Activities League (PAL) program to address adolescent teens. Wond commented that the Parent Community Network Coordinator (PCNC) at Kapolei High School is very active and recommended inviting them to present to the Board.

A representative from HFD arrived at the meeting. Vice Chair Dudley called on HFD for their report.

Honolulu Fire Department (HFD): Captain Kinney reported the following:

- October 2015 Fire Statistics: There was 1 wildland/brush fire, 5 nuisance fires, 7 activated alarms, 147 medical emergencies, 7 motor vehicle collisions, and 1 hazardous materials incident.
- Fire Safety Tip: Purchase a fire-resistant, artificial Christmas tree or the freshest natural tree possible.

#### PUBLIC TESTIMONY ON AGENDIZED ITEMS

- Michael Golojuch Jr.'s Comments: Golojuch thanked Councilmember Pine for her support with the rail project and he thanked Governor Ige for accepting refugees. Golojuch is saddened that rail construction will pause for the holidays but understands the pause is necessary. Golojuch referenced a news story of a father shooting his young son for being gay and blamed Senator Mike Gabbard's opposition on gay rights. Golojuch believes the Board is not serving the community by imposing speaking rules. Golojuch commented that Dudley targeted him.
- Marissa Capelouto's Comments: M. Capelouto wanted Senator Gabbard to resign. M. Capelouto expressed opposition to Governor Ige accepting refugees. M. Capelouto stated that US congressional representatives should come to Makakilo/Kapolei/Honokai Hale Neighborhood Board No. 34 meetings. M. Capelouto also expressed her desire for a H1 second decker freeway.

#### PRESENTATION

University of Hawaii (UH) West Oahu – Development Plan: The board discussed the following:

- Background: Dudley shared some background information on the project. Half of the students want to keep the area country, the other half are for the UH West Oahu development.
- Corner Space: Dudley believes the corner space of the project near Farrington Highway and Kualakai Parkway should be preserved and not developed.
- West Oahu Education Town Hall Meeting: Wond shared information relating to the current 168 designated acre mixed use development plan that was presented at the town hall meeting. Part of the plan is to create dorm space, expand faculty and staff buildings, increase enrollment and park and rides. The school is currently engaged in a request for proposal (RFP) for a master developer.
- Speakers: Wond wants another meeting with speakers and UH representatives to provide more information.
- Open Space: Madix commented on the importance of open space.
- Community Input: Madix advised the community to reach out to the Board with any concerns about the project.
- Resolution: Dudley stated he will draft a resolution to preserve the corner space if UH does not provide more information to the community on the development plans.

Gulojuch Jr. approached the microphone and began to speak out of order, saying that it would be rude to the community and UH for the Board to make a premature resolution without notice.

**Vice Chair Dudley called a recess at 7:59 p.m.**

**Vice Chair Dudley called the meeting back to order at 8:05 p.m.**

Board of Water Supply (BWS): Rian Adachi reported the following:

- October 2015 Main Breaks: There were no main breaks to report.
- Water Conservation: Please use water wisely and avoid water waste where possible. Visit [www.boardofwatersupply.com](http://www.boardofwatersupply.com) to find Seven Easy Ways to save water.
- Makakilo Fencing Project: The job was not completed end of November 2015 as previously indicated. The completion date is now anticipated for middle of December 2015.
- Correction to October 2015 Minutes: Board of Water Supply (BWS): Desalinated Water: should read, "Based on water demands, location of the proposed plant and estimated production, all output would be utilized within the industrial park."

Questions, comments, and concerns followed: Water Usage: Wond asked and Adachi answered that UH has its own contractor to deal with water issues. The military is also responsible for its own water issues. The water use commission stipulates all water usage in Hawaii.

### COMMUNITY/BOARD CONCERNS AND ANNOUNCEMENTS

- Recycling: There is a light bulb recycling drive going on at Kapolei High School.
- Traffic: D. Capetuolo explained the pictures in the background are photos taken while stuck in traffic. D. Capetuolo commented that his work days turn into 12 hours after sitting in traffic for 3-4 hours every day and he will continue to take and post photos of the traffic until elected officials start to listen. Wond suggested the Board to make a resolution in support of the community members who have spoken out in need of traffic solutions such as extending hours of the zipper lane.
- Kapolei Corral: Dudley shared he will be performing at the Kapolei State Library on Saturday, December 12, 2015 at 10:00 a.m. with his group the Kapolei Corral.
- City Lights: Spreg shared that the Kapolei City Lights parade will be held on Saturday, December 12, 2015.

**BOARD BUSINESS:** Vice Chair Dudley expressed his desire to add to the agenda under “Board Business” the issue relating to Kioni Dudley and Evelyn Souza’s absences.

**Madix moved and Capetuolo seconded for the Makakilo/Kapolei/Honokai Hale Neighborhood Board No. 34 to add Kioni Dudley and Evelyn Souza’s absences to the agenda. The motion was ADOPTED UNANIMOUSLY, 6-0-0 (AYE: Capelouto, Cullen, Dudley, Madix, Spreg, and Wond; NAY: None; ABSTAIN: None).**

Kioni Dudley and Evelyn Souza’s absences: Dudley distributed a handout and presented the following:

- Background: Dudley shared some background citing the April 2015 Board meeting as the start of the matter. Dudley claims that someone tried to prevent discussion of Bill 3 at the meeting by getting an Office of Information Practices (OIP) opinion; the Board discussed Bill 3 anyway.
- April 2015 Board Meeting: Dudley read from the April 2015 meeting minutes. Dudley pointed to references of Gulojuch Jr. being disruptive, Chair Souza calling for recess and requesting for the police to be called.
- Speaking Rules: Dudley referenced an OIP opinion regarding the legality of the speaking rules of oral testimony imposed by Chair Souza at the following May 2015 Board meeting.
- Response: Dudley read from his official response form to the NCO referencing his statement ending with “it worked.” Dudley asked, what is wrong with saying “it worked?”
- Notice of Hearing: Dudley claimed the NCO did not watch the video of the board meeting in question and sent him a notice of hearing. In response, Dudley emailed a letter to Neighborhood Commission Chair, Russell Yamanoha.

Gulojuch Jr. approached the microphone and began to speak out of order saying that Dudley has wasted 17 minutes of the community’s time.

Vice Chair Dudley used the gavel to attempt to bring order to the meeting. Order could not be restored, and **Vice Chair Dudley recessed the meeting at 8:39 p.m.**

**Vice Chair Dudley called the meeting back to order at 8:43 p.m.** Dudley read section 2-14-117 of the Neighborhood Plan relating to order and decorum. After reading section 2-14-117 in its entirety, Dudley said to Gulojuch Jr. that he would like him to stay because Gulojuch Jr. deserves to hear the discussion. Gulojuch Jr. responded by calling Dudley a liar, and Gulojuch Jr. will be taking this issue to the NCO. Gulojuch Jr. departed the meeting.

Wond stated that she does not know “this man” and he “cut me off” and laughed while she was speaking. Wond said the NCO needs to speak out to the community. Wond does not want the Board to be viewed negatively. Wond wants the NCO and the Commission to return with a response.

Dudley noted it is important to discuss this topic and for the Commission to see all of the discussion on film and to see what the Commission has done to the Board.

The microphone and gavel were passed to Secretary Capelouto to lead the meeting while Dudley continued with the discussion on Kioni Dudley and Evelyn Souza’s absences.

Kioni Dudley and Evelyn Souza’s absences: Dudley continued to present the following:

- New Rule: Dudley read from the hearing decision of complaint no. 2015-04. The Commission found that the Respondents (Dudley and Souza) unilaterally and improperly promulgated a new rule relating to public comments. Dudley believes it is the Chair's prerogative to initiate new rules. The Commission further found that the new rule was implemented to single out the Complainant (Gulojoch Jr.).
- Personal Conflict: Dudley stated it is true that there is a history of personal conflict and animosity between Complainant and Respondents.
- Standards of Conduct: The Commission found that Respondents violated Section 2-13-104, Standards of Conduct by changing the rules of speaking to specifically prevent the Complainant from speaking and allowed their personal consideration to affect the discharge of their duties as Chair and Vice Chair of the neighborhood board.
- Voting: The Commission further found that the new rules of speaking were not properly voted upon or promulgated by the Board.
- Disagree: Dudley disagreed with the ruling in its entirety.
- Sanction: Respondents were suspended from participation on the Makakilo/Kapolei/Honokai Hale Neighborhood Board No.34 for a period of thirty (30) calendar days and issued a letter of reprimand that needs to be read into the record at the first noticed Board meeting following the Respondents' suspensions.
- Letters: Dudley read the suspension sanction letter and the letter of reprimand into the record.
- Meeting Policies: Dudley pointed to a recent agenda and stated that the rules of speaking are still printed and implemented.
- Dudley's Opinion: Dudley believes that Chair Souza and himself were defamed, wrongfully reprimanded, and wrongfully suspended by the NCO.

Questions, comments, and concerns followed:

- Voting: Madix shared with Dudley that at the October 2015 Board meeting, the Board voted to uphold the rules of speaking.
- Bill 3: D. Capelouto commented on the importance of Bill 3, the differences in opinion, and the political insiders that he believes are behind Bill 3. Dudley agreed that some other type of motivation is happening.

#### APPROVAL OF REGULAR MEETING MINUTES OF OCTOBER 28, 2015

**Wond moved and Cullen seconded that the the Makakilo/Kapolei/Honokai Hale Neighborhood Board No. 34 approve the regular meeting minutes of October 28, 2015 with AMENDMENTS from BWS. The motion was APPROVED, 5-0-1 (AYE: Capelouto, Cullen, Dudley, Madix, and Wond; NAY: None; ABSTAIN: Spreg).**

#### MONTHLY REPORTS

Mayor Kirk Caldwell: The November 2015 City News was available.

Councilmember Kymberly Pine: A written report was available.

Governor David Ige: The December 2015 Capitol Connection was available.

Hawaii Community Development Authority (HCDA): The director of HCDA is stepping down and a replacement is needed.

Wond departed at 9:13 p.m.; **five (5) members were present.**

Honolulu Authority for Rapid Transit (HART): Pat Lee reported the following:

- Business Outreach Program: HART is assisting businesses through a business outreach program.
- Shop and Dine on the Line Program: The program is designed to assist businesses along the rail line by offering discounts and other promotions. Residents are urged to visit [www.shopanddineontheline.com](http://www.shopanddineontheline.com) for more details.
- More Information: Residents requesting more information on the rail project are urged to visit [www.honolulutransit.org](http://www.honolulutransit.org), call 566-2299, or email [info@honolulutransit.org](mailto:info@honolulutransit.org).

Questions, comments, and concerns followed:

- Business Closures: D. Capelouto asked and Lee answered that HART and KIEWIT are tracking businesses that have closed or relocated due to rail work.
- Property Taxes: There is a bill in progress for some tax relief for properties along the rail line.
- Damage: Spreg asked and Lee answered that if a person believes their vehicle has been damaged by the rail work, to call 566-2299 to start the process.
- Road Work: Cullen inquired when Old Farrington Highway will reopen. Cullen also wanted to know what time KIEWIT begins to set up for work in the morning.
- Holidays: Lee commented that there will be a holiday work schedule and to visit [www.honolulustransit.org](http://www.honolulustransit.org) for the current traffic and construction details.
- Funding: Dudley questioned how far the rail construction would be able to go if the \$1.55 billion federal funding was returned.

Senator Mike Gabbard: Rock Riggs provided a handout and reported the following:

- Legislation: Contact Senator Gabbard's office with any ideas for legislation for the upcoming 2016 Legislative Session.
- Library: Friends of Kapolei Library will be holding a book sale Saturday, December 5, 2015 from 2:00 p.m. to 6:00 p.m.
- Talk Story: Senator Gabbard will be holding a talk story session on Saturday, January 23, 2015 from 9:00 a.m. to 10:00 a.m. in the Kapolei High School teacher's lounge.

Questions, comments, and concerns followed: Red Hill: Cullen asked and Riggs answered that Senator Gabbard has toured the Red Hill facility. Senator Gabbard believes it is good that the EPA and DOH are forcing some form of upgrades, but does not think it is quick enough. The Navy has two (2) years to conduct a study and 20 years to make the improvements.

Senator Maile Shimabukuro: No representative was present; no report was provided.

Representative Sharon Har: Wendee Wilson reported the following:

- Mehana Community: A second access road was opened today, December 2, 2015, to help alleviate congestion coming in and out of the Mehana Community.
- Live and Let Live: Saturday, December 5, 2015 is the start of the 30th anniversary of the Live and Let Live/Drive Safe 4Ewa, Kapolei Campaigns.
- Merry Christmas: Wilson and Representative Har wished everyone a Merry Christmas.

Representative Andria Tupola: No representative was present; no report was provided.

Representative Ty Cullen: Representative Ty Cullen reported the following:

- Mauka Lani Career Day: Representative Cullen and Representative Har attended career day and spoke with students at Mauka Lani Elementary School.
- Holiday Reminder: Please be mindful of kids out during the holiday season.

Questions, comments, and concerns that followed: Speed Limits: Madix commented that he is the only person that drives the speed limit on Kapolei Parkway.

## REPORTS

Vice Chair's Report: There were none to report.

Treasurer's Report: Secretary Madix reported a remaining balance of \$119.13. The report was filed.

ANNOUNCEMENTS: Next Meeting: The next regular meeting of the Makakilo/Kapolei/Honokai Hale Neighborhood Board No. 34 will be held on Wednesday, January 27, 2016, 7:00 p.m. at the Kapolei High School cafeteria.

ADJOURNMENT: The meeting adjourned at 9:44 p.m.

Submitted By: Amanda Ehe, Neighborhood Assistant  
Reviewed By: Risé Doi, Neighborhood Assistant II