

# KILAUEA NEIGHBORHOOD ASSOCIATION

POST OFFICE BOX 328, KILAUEA, HI 96754

## MINUTES OF MONTHLY GENERAL MEETING DRAFT COPY PENDING APPROVAL BY BOARD AT APRIL 2011 MEETING

DATE/TIME: Tuesday, March 7<sup>th</sup> 2011, 7:00pm

PLACE: Kilauea Neighborhood Center, Kilauea, Kaua`I, Hawai`i

DIRECTORS PRESENT: Donna Apilado-Schumacher, John Constantino, Mark Freeman, Rick Hurst, Tim Kallai, Michael Kaplan, Tamra Martin, Nicki Pignoli, Linda Sproat, Rae Ann Yadao-Butac

DIRECTORS ABSENT: Shann Hashimoto, Chris Jaeb, Keone Kealoha

✓ ✓ ✓ ✓ ✓ ✓ ✓ ✓  
? Gary Pacheo ?  
13

### I. CALL TO ORDER

- a. President John Constantino called the meeting to order at 7:07 pm
- b. Thank you for attending all the past meetings
- c. Reminder of Housekeeping rules – Sgt at Arms will recognize the person who has the floor

### II. TREASURER'S REPORT

- a. Accrual balance as of \$ 4,006.80

### III. COMMITTEE AND COMMUNITY REPORTS

#### a. **Kilauea Community Outreach Program (KCOP):** Rae Ann Yadao-Butac

- i. Easter 4/23 at Kilauea Park
- ii. Thank you Dale offered assistance with coloring of easter eggs 1,500 eggs
- iii. Need community help – decorating, coloring, assisting with children
- iv. Coloring 4/22 night before (Good Friday)
- v. Shann, Rae, Nanea, Tamra

#### a. **Waele:**

- i. Nothing to report

#### b. **Kahili Beach Report:**

- i. Cleaning was a couple weeks ago
- ii. Only 4 people – Gary, Bebe Smith, Tamra, and one other person
- iii. Beach looked really good, one full trash bag of rubbish
- iv. Quarterly cleaning

#### c. **Seniors Report (Bill Troutman):**

- i. Fun Valentines Day Dance on West side
- ii. General Membership Meetings Wednesdays at 9:00 am anyone over 60 welcome
- iii. Very excited to start basketball practice tomorrow

#### d. **Kilauea School PTSA (Bill Troutman):**

- i. Concert went okay, made \$2,500
- ii. Career Day – exceptional, really had a good time
- iii. School Community Council – next Monday at 2:15pm everyone is welcome, does financial plan for Kilauea School

Bypass Road is something that community wants, or are we going to revisit that conversation?

- xvi.** JC: We need to do both
- xvii.** Ben Welborn: Our engineer calculated the distance, without knowing exact alignment, it is about 1/3 mile
- xviii.** Rodney Yadao: Need to involve: Mayors representative, Public Works Div., State Highways Div, we need the experts, conversation needs to start with County and State.
- xix.** Steve Goldberg: Right now area is in private property and we have a willing property owner to dedicate land to a road, much less time and money to put in road privately, it could always be to County standards and be dedicated to County at a later time.
- xx.** Mike Kaplan – At last meeting there was some mention of the Hay’s getting some Engineering work done, is that still on the table?
- xxi.** Ben Welborn – Absolutely, but waiting for some Community Guidance. I thought the Committee was a great idea, I would like to sit on it, hopefully we can meet before the last meeting.
- xxii.** Don McConnell – Have you already decided that you need the road as opposed to want the road? There’s no absolute study that says we need the road. How are you going to get the answers to the questions.
- xxiii.** Rick Hurst – Joel Guy has a good relationship with the Mayor. If people decided Could be very helpful in finding out what is involved in acquiring the land.
- xxiv.** Jillian – Disappointed not seeing enough people. What can we do to expand communication so we can make informed decisions.
- xxv.** John – KNA website
- xxvi.** Rae Butac-Yadao – Sign when you come in and go out of Kilauea.
- xxvii.** Jillian Seals – Not looking for the absolute answer, just asking the question. What other media can we use? What about radio communication? What else can we do?
- xxviii.** Linda Sproat- Previously we communicated in sections, like family style – talk story.
- xxix.** Dave – concerned. Stop let’s find out what the community really wants. Knowing what the repercussions .
- xxx.** Mike Kaplan – Good idea to get a general consensus. Thought the Town Plan was the indication of what the town wants.
- xxxi.** John C: Town Plan was only for 5 to 6 years. We need to look into 20 to 30 years.
- xxxii.** Maka`ala Kaaumoana – Differ with John’s statement earlier. We do not look at these thing individually. The reason we funded the Kilauea Town Plan was because we wanted to look at the Town as a whole, not just the by-pass area. SMA law and Chapter 343 forces you to look at things at a whole. Firm opinion that the Town Plan is appropriate for much longer than 5 to 6 years in General.
- xxxiii.** John Constantino – How do you feel Directors about the Plan, do you want to proceed further, do you need more time, do you believe in what Maka`ala is saying?
- xxxiv.** Mike Kaplan – Last meeting held 200 – 300 people, seemed like the people wanted it
- xxxv.** Rick Hurst – We’re here to represent the people
- xxxvi.** Mike Kaplan – We shouldn’t table it
- xxxvii.** Ben Welborn– Would like the committee formed, part of the Committee’s responsibility should be Outreach, should make it Transparent
- xxxviii.** Shannon Smith – People should download the Plan and get educated
- xxxix.** Carrie Souza – People don’t see the correlation, maybe we need a forum for the by-pass road.

- ix. Website will show where
  - x. There's more reports on South Shore
  - xi. Untagged seals are mystery Niihau Seals
  - xii. Jillian – Is this something that needs to be shared with the Keiki
  - xiii. Kids knowledge 1<sup>st</sup> graders to High School to Adults – they all seem to know
  - xiv. There's a 4<sup>th</sup> grade program
  - xv. There is a gap with the Visitors – trying to get a PSA on the airlines so we hit the visitors before they get to the island
- b. Cultural Surveys Hawaii, Inc.**
- i. Margaret Magat to Contact Kilauea Ag Association (Rodney)
  - ii. Donna will contact Cultural Survey Hawaii Inc. to add them to the Agenda
- c. State Department of Transportation, Raymond McCormick**
- i. Permanent light going under design within the year
  - ii. Construction of Stop Light starting next year
  - iii. All lights have computer chips
  - iv. Will make intersection improvements
- d. Kilauea Point National Wildlife Refuge- Shannon Smith**
- i. Shannon Smith – Kauai
  - ii. Christine Omura - Natural Resources Planner, based out of Honolulu, here to help develop management plan
  - iii. Shannon – rough Comprehensive Conservation Plan (CCP) process, management plan for the next 15 years (Process follows National Environmental Policy Act)
  - iv. 2 years ago was in pre-planning
  - v. Released to Federal Register Notice of Intent to Start Process in 9/2009
  - vi. Jan 2010 – News Release to Kick Off Process
  - vii. Talk story sessions and open houses – public scoping and involvement , involving Kupuna and public(beyond the NEPA process) – 3 times
  - viii. Go to website to Planning Update 1 and 2
  - ix. Currently in revisit vision, goals, objectives
  - x. Each of 3 refuges has a purpose
  - xi. 5 endangered water associated birds
  - xii. At the strategies section – developing alternatives
- e. AT&T Telecommunications, William Keoni Fox (Ali'I Wireless)**
- i. Helping to locate antennae facilities for AT&T and helping with Permits
  - ii. Cell phone tower needs to be replaced, located near Japanese Cemetary, Nii Road
  - iii. 80' tall wood pole there for 20 years– doesn't have capacity to add new antennas, 3G & 4G Wireless Services
  - iv. Identified potential property, very beginning phases 4150 Kilauea Road
  - v. AT&T proposing: To develop a shorter pole 70' tall, masked to look like a pine tree
  - vi. Newest one near the Wailua Correctional Facility
  - vii. Be able to provide 911 services
  - viii. Well off Kilauea Road, back of property, 200" feet from nearest residential property, 700" from Kilauea Road
  - ix. No more space to add the tower in the current area
  - x. Low powered facility, small equipment shelter, lots of trees around area, you won't see the bottom half of the facility
  - xi. Jillian – Right where Kauai Christian Academy is

- vii. Gary - Let them (KLV) submit Traffic Study to the County, then KNA submit the letter
- e. Kilauea Lighthouse Village members are here to answer any questions. Traffic document is public, check on the website

**VII. APPROVAL OF JANUARY 2010 MINUTES**

**Upon motion duly made by Gary Pacheco , seconded by Tim Kala`i, abstained by Rae, motion was carried, it was:**

**RESOLVED, to approve the January 2011 minutes**

**VIII. APPROVAL OF FEBRUARY 2011 MINUTES**

**Approval of February 2011 Minutes is deferred to next meeting**

**IX. NEXT MEETING/ADJOURNMENT @ 8:05 pm**

**Upon motion duly made by Gary Pacheco, seconded by Michael Kaplan , and carried unanimously, it was:**

**RESOLVED, to adjourn the March 1, 2011, KNA meeting at 8:05pm .**

- xii. Keoni – There's 60' tall Ironwood Trees around, there really nothing around.
- xiii. Donna – Very concerned about the safety,
- xiv. Keoni – All of the studies are European and haven't seen any of those studies proven
- xv. Tripp McCallister – Has done a lot of research and have found a lot of studies coming from all around the world except the U.S., negative impacts within 400 meters. Tower is being built 400 meters.
- xvi. Keoni – DOE has a property that has a tower
- xvii. Jillian – Concerned about noise output
- xviii. Keoni – no noise coming out of the facility. If there is a power outage, generator will kick in . It is a whisper generator. Can't hear it from 200" around. If another carrier wants to add their antennae they will need to get Permit. This pole will replace the existing pole.
- xix. Jillian – Are there any other property owners being considered?
- xx. Keoni – There were, but other properties didn't have enough foliage
- xxi. Tim – Are you looking for future expansion, Community needs to understand is that they can solicit and add more towers to the poles
- xxii. Keoni – Limited as to the type of frequencies that we can expand to
- xxiii. Jim O'Connor – Why are we starting with shorter pole?. Planning department very concerned about visual impact.
- xxiv. Ben – If you're saying that other's are obligated to build towers so others can put theirs on your tower. Are you required to do an EA?
- xxv. Keoni – We are required to do FCC NEPA Study, impact on Floral, Fauna resources, seabirds, historical resources.
- xxvi. Keoni - There's no ground space at the cemetery.
- xxvii. John – When are you submitting Proposal to Planning Commission
- xxviii. Keoni – Next 2 to 3 months, if we can work out License agreement with Property Owner.

## VI. ANNOUNCEMENTS

- a. **Maka'ala** – Volunteer Stop DAT (Disrespectful Air Traffic). Helicopter – Windward Aviation leased helicopter to movie company. We have noise abatement. Call Art Umezu to complain aumezu@kauaiconty.gov
- b. **Kauai County Parks - March 9th Meeting @ Kilauea Neighborhood Center 6:00pm** regarding County Parks and their future. Very huge meeting whether you can have parties, all the commercial stuff, please participate
- c. **April 10<sup>th</sup> – Kauai North Shore Lions Pancake Breakfast at Hanalei School**, there will be silent auction, tickets available at next meeting
- d. **By-Pass Committee**
  - i. John – will pass by-pass committee notes to Rick, 1<sup>st</sup> page contain key players, 2<sup>nd</sup> page contains sub-players
  - ii. Rick will email everyone for the first meeting
  - iii. Gary – let KLV submit their proposal, let's put in the letter after the proposal. Traffic study will be posted on KLV's
  - iv. Donna – please make sure all safety measures/traffic calming devices are put into place
  - v. Matt Hunt – Traffic Study does make recommendations
  - vi. Tim – Let's put a letter together supporting the traffic study and asking County to put recommended safety measures in place

- xl. Dan Saindon – Important to note, let’s not have the traffic through Kilauea Town, rather than let’s have a by-pass
- xli. JC – Hunt Group is submitting a Traffic Report to County within 1 week
- xlii. Matt Hunt/Steve Hunt – the first third of the by-pass road is on our property and part of post office property, we’re not talking about 10 years of building a road, first 1/3 is already being put in by us.
- xliii. JC – Do you want a motion to support the Kilauea Town Plan then we can move on

**Upon motion duly made by Mike Kaplan, seconded by Gary Pacheclo and carried unanimously, it was:**

**RESOLVED, that the Kilauea Neighborhood Association follow the Kilauea Town Plan as a blueprint for all future development of the Kilauea Community**

- xliv. Raymond McCormick – If you need federal funds, timing is good. You need to get on the Environmental Impact Statement, Kapaa took 5 years to get through Draft of EA. Once you get through, you can take 80/20 Federal Funds. 80% Federal, 20% State.
- xlv. Lecia Goldberg- How does Kilauea By-pass compare
- xlvi. Raymond McCormick – Community Meetings are involved, Engineering Process, Environmental Assessment will have
- xlvii. Charlie Martin – keep in mind that by-pass road means subdivision of plateau

**h. Historic District Committee**

- i. No announcements

**IV. OLD BUSINESS**

- a. Ka’aka’aniu Beach access (Larsen’s)
  - i. Tim Kala’i – everything is moving at pace. Very heated issue. Personal discussion with and communication with Waioli’s attorney. Still ongoing. They want to fence off the alaloa, and pushing for that. They claim it’s the old Koolau road.
- b. **Kilauea River Cleanup update**
  - i. Maka’ala – they are proceeding, water quality is there
  - ii. 46% completion

**V. NEW BUSINESS**

- a. **Hawaiian Monk Seal Recovery Project/NOAA/PIRO, Michelle Bane & Pohaikalani**
  - i. Nameahulu.org, DVD – A Privilege to See
  - ii. Michelle – Marine Health/Mammal Stranding
    - 1. Sleeping – 90+% just sleeping – do not disturb, dive deep up to 1800 feet
    - 2. Endangered – only 1100 left, about 40 live on Kauai
    - 3. Ancient – around for 11 million years
    - 4. Local – are from here – only here not anywhere else in the world
  - iii. Has sign-up sheet, please call if you see a Monk Seal
  - iv. Original ancestor from mid-Atlantic
  - v. Main causes of demise is juvenile starvation
  - vi. Are there any plans to bring pups down from North Western Island
  - vii. Seals are here now and it’s our responsibility
  - viii. Not allowed to go to Niihau to tag

**e. North Shore Council:**

- i. Met with Presidents of various neighborhood associations leads from the North Shore: Kalihiwai, Anini Vista, Ag Lands, Princeville, Hanalei
- ii. Biggest topics
  1. Individuals from Tax Dept checking on Gentleman estates
  2. Satellite School in Princeville, tied in with KCC
    - a. North Shore Interest Survey – surveys are here. KCC classes held on North Shore
    - b. Held in Kilauea or Princeville Center
  3. Issues with Boaters again in Hanalei Bay – permits, pretty complex, found intervention to make policy, been working on that for years – that was Carl

**f. Water Committee (Hope Kala`i)**

- i. Hope – Meeting next week 4-6pm next Tuesday here at KNC, then meeting with West side then Anahola – Ke Aloha o Ka Kou Aina

**g. By-Pass Committee (John Constantino)**

- i. John Constantino (JC): About 20 people signed up
- ii. JC: Recall last meeting we were hoping to involve a number of key individuals on this committee
- iii. JC: Very important to look at these projects individually, we need to make sure this is what we really want, need to investigate all avenues before we make a decision
- iv. JC: By-Pass clearly indicates the community is open to future developments it opens up the doors for a lot of different things, it may be an alternate solution to our traffic woes, but we also have to think about the ramifications it has upon this community
- v. JC: I've withheld on forming a by-pass committee until we can get a better understanding
- vi. JC: We have Raymond McCormick (State Dept of Transportation), here to listen and not necessarily provide input unless we have specifics that we want him to talk about
- vii. JC: Did talk with Director of Planning at County says it will take about 10 years to get this going
- viii. JC: This is not a short-term solution that we can fill within the year
- ix. JC: Need to think about planning with Shannon, the Developers of Kilauea Lighthouse Village and Bill and Denise Hays and anyone else that has an interest – we really need to meet with those individual
- x. JC: A lot of people with vested interest, whether you understand the roads, or if you want to provide a service, we're not even at that point yet, the point we are at is thinking about the long-term about these projects.
- xi. Steve Colon – with Federal Funding could help shorten the process. Steve Colon and Matt Hunt are meeting with Senator Inouye's Chief of Staff. Could be a much shorter process than 10 year.
- xii. JC: Bypass Committee should include representatives from the following: Lighthouse, State DOT, Rep from Federal Government, County Council Rep, and also from the Mayors Office. Chairs of the Bypass Committee are Rick Hurst and John Constantino – keep it small first, then report to a bigger committee
- xiii. Rick Hurst– First step meet with the Hays and Ben Welborn and start working towards seeing what it takes to get the area dedicated
- xiv. JC: Committee needs to know there will be no strings attached to any project
- xv. Ben Welborn – Kilauea Town Plan was a community process that was adopted by Ordinance. Town Plan talks about a Bypass road. Are we at the point that the