

COMMISSION ON PERSONS WITH DISABILITIES

MINUTES THURSDAY, OCTOBER 8, 2009

- I. Meeting convened at 1:35 p.m.
COMMISSIONERS PRESENT: John M. Briley, Jr., MD; Karen Alohilani Hue Sing-Ledesma; Linda Liddell; Marguerite Rowland; Tracy Souza; Andrew Valentine.
COMMISSIONERS EXCUSED: Feliciano Sales; Elsie Santos; Charlotte Seales.
STAFF PRESENT: DJ Schwind, Mel Dadez, Tara Sabado
GUESTS PRESENT: Charlotte Smith, Nani Watanabe,
EX-OFFICIO PRESENT: Mary Matsukawa

- II. APPROVAL OF MINUTES: September 10, 2009
 - a. Correction to minutes: Tracey Souza MOVED to correct New Business item A-b to Parks is looking at alternatives to the Hoyer lift, which requires two people to operate.
Margo Rowland SECONDED. MOTION CARRIED.

- III. PUBLIC TESTIMONY - none

- IV. REPORTS
 - A. Americans with Disabilities – DJ Schwind**
 - 1) Letter regarding One Main Plaza –
 - a) OMP building is accessible
 - b) Parking structure is not accessible
 - c) Chair Valentine recommends adding on-street parking stall by loading zone.
 - d) Matsukawa requested a diagram of current accessible street parking
 - e) Schwind reported that anyone can request access to

county services inside OMP and meeting can be relocated to a more accessible location.

2) Hamoa Beach

a) Planning Department issued report that historically no agreement with land owner regarding accessibility

3) Kapalua Beach Hotel –were required to provide public access into perpetuity. This means access is open to public but not necessarily accessible for all.

B. Aging Disabilities Resource Center – James Mariano

No report

C. HI Centers / Independent Living - Nani Watanabe

No Report

D. Parks - Tara Sabado

a) See Attached Report

E. Molokai – Linda Liddell

- a) Molokai Veterans got a permit
- b) Parking issues

F. Council Developmental Disabilities - Mary Matsukawa

a) Due to DOE furloughs, formulas with disabled are under pressure

G. Transportation – Andrew Valentine

a) Bus strap training

1) Recommend writing to Roberts Hawaii requesting info on all complaints regarding tie down straps.

2) Karen recommends drivers check their schedules to combine pick ups whenever possible.

3) Tracy Souza MOVED that commission write a letter to Roberts and DOT to express their concerns about transportation tie downs, pick up schedule, complaint

procedure and Commissioners Souza and Valentine meet with Roberts before Nov. 12 Meeting. Linda Liddell
SECONDED. MOTION CARRIED.

V. UNFINISHED BUSINESS

A. October 22, 2009 Legislative Forum

- a. Banner – Per Mary Matsukawa, Kwik Sign on Puunene Avenue in Kahului has cheapest sign at \$70.
- b. DJ will order literature on accessible parking from DCAB 30 Copies.
- c. Next planning meeting is Wed. Oct 15, noon, State Building 3rd floor conference room
- d. General Invitation letter – Commissioner Liddell to draft, Jan to finalize.

B. One Main Plaza – Street Parking Stall Conversions

- a. See ADA Report above

C. Questions for Planning and Police Dept. reps re: ADA

- a) Deferred to Nov 12 meeting

D. Sidewalks and shop access in Paia and Makawao

- a) Deferred

E. Lahaina Gateway report – Valentine & Souza

- a) Deferred

F. Movie theater seating

- a) Deferred

VI. NEW BUSINESS

A. Meeting length

Commissioner Hue Sing Ledesma MOVED to extend meetings to 2 hours. Commissioner Souza SECONDED. MOTION CARRIED. Commissioner Rowland Opposed.

B. Request Corporation Counsel to explain duties

a) Deferred

C. Amending rules

Deferred

D. Letter to Mayor with issues and solutions and requesting Mayor to attend future meeting to inform commissioners what is expected of them

a) Deferred to Nov 12 meeting

E. Hamoa Beach access

a) deferred to Nov 12 meeting

F. Increasing MPD presence in parking lots

a) Deferred

VII. AGENDA SETTING

1. Molokai Pool Access

2. Letter to Mayor

3. Illustrations One Main Plaza

4. Sidewalks / shop access in Paia and Makawao

5. Letter to Roberts HI and DOT

6. Questions for Planning on Policies

7. Hamoa Beach

VIII. ANNOUNCEMENTS

A. Next meeting 1:30 p.m., Thursday, November 12, Hale Mahaolu Elima Community Room, 11 Mahaolu Place, Kahului,

IX. ADJOURNMENT – 2:54 p.m.



County of Maui
Department of Parks and Recreation
Recreation Specialist for Inclusion

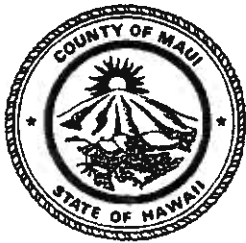


Re: Commission on Disabilities Report

Date: October 8, 2009

1. **Wheelchair Tennis program continues October 24, 2009 at the War memorial Tennis courts. Last central program at 9am until 11am.**
2. **Wheelchair Basketball practices will resume in October 19, 26, still looking for 3 more players to make a team.**
3. **Children's Adaptive Kayaking program in November on the 21st (Saturday) from 9-2pm.**
4. **Hoyer lift guidelines are completed in draft and staff are being trained.**
5. **Smalley Kaiwihiwa plaque is intact and in place. Pictures attached.**
6. **Beach Access guidelines are completed and will be posted.**

**Mahalo,
Tara Sabado
Inclusion Specialist
(808)270-7979**



**COMMISSION ON PERSONS WITH
DISABILITIES**

**Department of Housing and Human Concerns
2200 Main Street, Suite 546, Wailuku, HI 96793
(808) 270-7805**

September 28, 2009

DJ Schwind
ADA Coordinator
One Main Plaza
Wailuku, HI 96793

Dear Mr. Schwind

It has come to our attention that the One Main Plaza Building in Wailuku, that houses several Maui County offices, has only one accessible parking space.

The Commission feels that accessible parking at OMP is inadequate, and we would appreciate a written report on the status of addressing accessible parking for this building.

We would appreciate a response in writing by our next meeting on October 8, 2009.

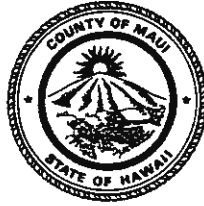
Sincerely,

A handwritten signature in black ink, appearing to read "Andrew Valentine", with a long horizontal flourish extending to the right.

Andrew Valentine, Chair
Maui County Commission on Persons with Disabilities

CC Mayor Charmaine Tavares
Director of Housing and Human Concerns Lori Tsuhako
Deputy Corporation Counsel Kimberly Sloper

CHARMAINE TAVARES
MAYOR



SHERI MORRISON
MANAGING DIRECTOR
Telephone (808) 270-7855
Fax (808) 270-7870

COUNTY OF MAUI
OFFICE OF THE MANAGING DIRECTOR
200 S. HIGH STREET
WAILUKU, MAUI, HAWAII 96793

October 8 2009

Mr. Andrew Valentine, Chair
Maui County Commission on Persons with Disabilities
2200 Main Street, Suit 546
Wailuku, HI 96793

Dear Mr. Valentine:

This is in response to your letter dated September 28, 2009 regarding accessible parking at One Main Plaza (OMP). According to the Americans with Disabilities Act Accessibility Guidelines (ADAAG) and based on the number of parking stalls (211) located in the (OMP) parking structure, a total of seven accessible stalls are required; one of which must be a van accessible stall. After checking with CB Richard Ellis (CBRE) (the company that manages the facility), I have determined that they have the required number of accessible stalls located at the facility. However, access into the building from the parking structure is somewhat restricted to individuals who are fairly mobile. Under Title III of the Americans with Disabilities Act (ADA), the owners of the building were required to undergo a process called readily achievable barrier removal which involves the removal of architectural barriers in facilities when "readily achievable". "Readily achievable" means easy to accomplish and can be done without much difficulty or expense.

Examples of barrier removal include the following:

- Installation of ramps.
- Making curbs accessible on sidewalks/building entrances.
- Rearranging furniture.
- Widening doorways.
- Installing grab bars in restrooms.

In the case of One Main Plaza, the design and construction of the parking structure did/does not allow for alterations that would provide a means of entering the building without a floor level change. In fact, because of this and other accessibility issues, the previous owners of the building were sued regarding

Valentine
October 8, 2009
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ADA accessibility concerns. It is my understanding that this law suit resulted in correcting all of the ADA accessibility issues that could be brought into ADA compliance standards.

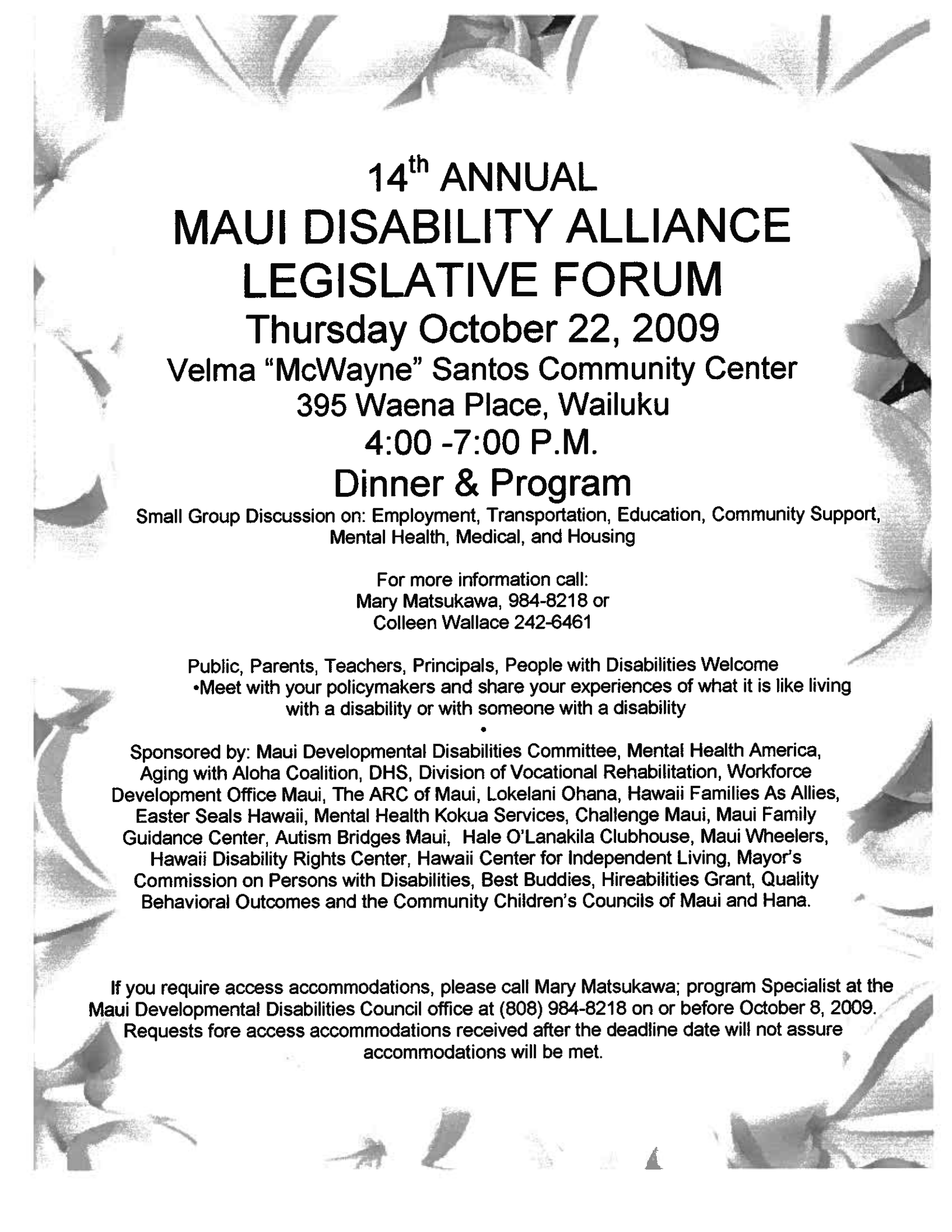
CBRE and I also discussed the possibility of re-locating (consolidating) all of the accessible parking stalls to the first level of the parking structure and installing an elevator on the exterior of the building. Unfortunately, the exterior walls of the parking structure are either load bearing walls or have cables imbedded in them which are required for earthquake protection.

With that said, I'm looking into the possibility of converting two of the existing parking stalls on North High Street to accessible stalls. The two stalls that are closest to the Main and North High Street intersection would be the most logical to convert due to their proximity to the existing crosswalk. However, the sidewalk on the Kahului side of North High Street may not be wide enough to allow adequate space to construct a curb ramp and access aisle. Therefore, it might be impossible to construct accessible parking stalls on that side of North High Street. I will continue to pursue this option.

I also looked into the possibility of relocating the parking on North High Street to the One Main Plaza side of the Street. There appears to be an area that might be wide enough to allow for the construction of a curb ramp and access aisle. However, the change in traffic flow would create an unsafe condition at the intersection of North High and Main Streets. The current traffic alignment has the Lahaina bound thru traffic on North High Street facing the left turn lane for vehicles on South High Street wanting to turn towards Iao Valley. This existing condition requires that the thru traffic on North High Street must move over one lane to the right to avoid on-coming left turn traffic. If the Lahaina bound traffic on North High Street was moved over another lane (to accommodate parking on the OMP side of the street), it would be facing the thru traffic lane for vehicles going in the opposite direction. This alignment would require that thru traffic for North High Street vehicles to move over two lanes to the right to avoid on-coming traffic. This would create a very dangerous condition that I'm sure would not be approved by the Department of Transportation.

I hope this response helps you better understand the complexities of the situation at One Main Plaza.

Cc: Charmaine Tavares, Mayor
Maui County
Sheri Morrison, Managing Director,
Maui County



**14th ANNUAL
MAUI DISABILITY ALLIANCE
LEGISLATIVE FORUM
Thursday October 22, 2009
Velma "McWayne" Santos Community Center
395 Waena Place, Wailuku
4:00 -7:00 P.M.
Dinner & Program**

**Small Group Discussion on: Employment, Transportation, Education, Community Support,
Mental Health, Medical, and Housing**

**For more information call:
Mary Matsukawa, 984-8218 or
Colleen Wallace 242-6461**

**Public, Parents, Teachers, Principals, People with Disabilities Welcome
•Meet with your policymakers and share your experiences of what it is like living
with a disability or with someone with a disability**

**Sponsored by: Maui Developmental Disabilities Committee, Mental Health America,
Aging with Aloha Coalition, DHS, Division of Vocational Rehabilitation, Workforce
Development Office Maui, The ARC of Maui, Lokelani Ohana, Hawaii Families As Allies,
Easter Seals Hawaii, Mental Health Kokua Services, Challenge Maui, Maui Family
Guidance Center, Autism Bridges Maui, Hale O'Lanakila Clubhouse, Maui Wheelers,
Hawaii Disability Rights Center, Hawaii Center for Independent Living, Mayor's
Commission on Persons with Disabilities, Best Buddies, Hireabilities Grant, Quality
Behavioral Outcomes and the Community Children's Councils of Maui and Hana.**

**If you require access accommodations, please call Mary Matsukawa; program Specialist at the
Maui Developmental Disabilities Council office at (808) 984-8218 on or before October 8, 2009.
Requests fore access accommodations received after the deadline date will not assure
accommodations will be met.**