

**INFRASTRUCTURE AND ENVIRONMENTAL
MANAGEMENT COMMITTEE**
Council of the County of Maui

MINUTES

Council Chamber

June 16, 2014

CONVENE: 1:34 p.m.

PRESENT: VOTING MEMBERS:

Councilmember Elle Cochran, Chair
Councilmember Stacy Crivello, Vice-Chair (out 2:14 p.m., in 2:19 p.m., out
2:20 p.m., in 2:25 p.m.)
Councilmember Robert Carroll
Councilmember Donald G. Couch, Jr. (out 2:44 p.m., in 2:47 p.m.)
Councilmember Don S. Guzman (out 3:05 p.m.)
Councilmember G. Riki Hokama (in 1:45 p.m.)
Councilmember Mike White (out 2:38 p.m.)

STAFF: Jordan Molina, Legislative Analyst
Raynette Yap, Committee Secretary
Jo-Ann Sato, Supervising Committee Secretary

Ella Alcon, Council Aide, Molokai Council Office (via telephone
conference bridge)
Denise Fernandez, Council Aide, Lanai Council Office (via telephone
conference bridge)
Dawn Lono, Council Aide, Hana Council Office (via telephone
conference bridge)

ADMIN.: Rowena Dagdag-Andaya, Deputy Director, Department of Public Works
Nolly Yagin, Civil Engineer VI, Department of Public Works
Kurt Watanabe, Civil Engineer IV, Department of Public Works
Michael Hopper, Deputy Corporation Counsel, Department of the
Corporation Counsel
William Hankins, Police Sergeant, Maui Police Department

OTHERS: Gabrielle Masuda
Barbara Ann Benton

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Plus (3) other people

PRESS: *Akaku Maui Community Television, Inc.*

CHAIR COCHRAN: . . . (*gavel*) . . . Aloha, will the meeting of the Infrastructure and Environmental Management Committee now come to order? I am Councilmember Elle Cochran, the Chair of the Committee. Members and audience, before we begin, could you please silence all your cell phones or turn off any noisemaking devices also? And at this point, I shall introduce the Members that are here. And the Vice-Chair of the Committee is Stacy Crivello.

VICE-CHAIR CRIVELLO: Aloha and good afternoon, Chair.

CHAIR COCHRAN: Aloha. And Vice-Chair of the Council, Mr. Bob Carroll. Welcome back.

COUNCILMEMBER CARROLL: Thank you. Good afternoon, Chair.

CHAIR COCHRAN: Aloha. And Mr. Don Couch.

COUNCILMEMBER COUCH: Aloha and good afternoon, Chair.

CHAIR COCHRAN: Aloha. Mr. White.

COUNCILMEMBER WHITE: Aloha, Chair.

CHAIR COCHRAN: And Mr. Don Guzman.

COUNCILMEMBER GUZMAN: Good afternoon, Chair.

CHAIR COCHRAN: Good afternoon. And with me here from the Administration, it looks like we have Rowena Dagdag-Andaya from Public...Deputy Director of Public Works.

MS. DAGDAG-ANDAYA: Good afternoon, Chair.

CHAIR COCHRAN: Aloha. And also from Deputy Corporation Counsel Michael Hopper.

MR. HOPPER: Good afternoon, Chair.

CHAIR COCHRAN: Aloha. We do have representative, Sergeant Hankins, from Police Department here. And also Planning Department is on call along with other staff from Public Works. And from Committee, Staff members, I have secretary, oh, there she is, Secretary, Rayna Yap,

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delivering some papers to us; Legislative Analyst, Jordan Molina, formerly of my office. And right now, Members, we shall start our process for public testimony and let me lay the ground rules. If anybody in the Chamber wanting to testify, please sign up at the lobby desk at the front door of the Chamber. And also if you will be testifying from one of our remote testimony locations, please make sure that we testify on the specific items on the agenda today. And please sign up at your respective areas. Testimony will be limited to three minutes per item with one minute to conclude, if requested. And also when testifying, please state your name and any organization you may be affiliated with or representing. We do have connection to our remote District Offices, so residents from those sites may testify and to be fair we shall be rotating through the different sites. Members, please remember when we're speaking to the outlying districts to speak directly into your microphone so it's loud and clear for them to hear us. At this point, let me find out...get my...please identify yourselves from our District Offices. Hana Office, are you there?

MS. LONO: Good afternoon, this is Dawn Lono at the Hana Office.

CHAIR COCHRAN: Aloha, mahalo, Dawn. And from our Lanai Office.

MS. FERNANDEZ: Good afternoon, Chair. This is Denise Fernandez on Lanai.

CHAIR COCHRAN: Aloha, Denise. And from our Molokai Office.

MS. ALCON: Good afternoon, Chair. This is Ella Alcon on Molokai.

CHAIR COCHRAN: Mahalo. Let's see, now we shall proceed to the Chamber here for testimony. And Mr. Molina, do we have any testifiers in the Chamber?

... BEGIN PUBLIC TESTIMONY ...

MR. MOLINA: Yes, Madam Chair, we have currently two people signed up to testify. The first testifier is Gabrielle Masuda.

CHAIR COCHRAN: Ms. Masuda, please come to the podium for testimony. Aloha, Ms. Masuda, you may proceed.

MS. MASUDA: Aloha, thank you so much for taking the time to hear from me. My name is Gabrielle Masuda and I am the current PTA President for King Kamehameha III Elementary School with 491 members. We're the largest PTA in the State of Hawaii. I'm here to speak on the importance of child safety. It's a passionate subject for me. I'm a mother of four, and an aunt to many, and I love all children. When I was 14 years old and just getting my learning permit to drive, I was witness to an accident that involved a small little girl. This beautiful

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young girl with blonde hair was running and was struck with a truck. I witnessed as the truck stopped right on top of her. With the traumatic sights from that day what stands out the most in my memory was watching as the mother of this child tried to get to her. Six grown men did their best to keep her from witnessing this horrific scene. I would have thought that the vision of the blood would have been what affected me the most, but it was the mother and her reaction. From that day on, I have never seen an automobile the same. Cars can kill people. As I became a mother, I do everything I can to keep my kids safe. I never allow them to play near vehicles or anywhere near the roads. Safety should be all parents' number one concern because accidents like this can happen so easily. When my children began going to King Kamehameha III, I had to pick up my children and I became extremely worried about the unsafe conditions. Cars were fighting for illegal parking places and bus parking. Kids running through the parking lot to get to the parents all at the same time as tourists that fight for the free parking spaces not understanding why there are so many cars there. Complete disorder and for lack of a better word chaos. Not only was it not safe for my children, but I was extremely worried about possibly hitting a child accidentally. I immediately met with police and the school to find a way to make child pickup safe. Changing the signs to active loading was the first step needed to making child pickup and drop-off safe. When the signs were changed earlier this year, and with the cooperation of the Maui Police Department, the parents began using this loading zone as it was originally intended as an active loading zone. It took some time adjusting, but overall it has made our children safer as they leave from school. Although this is what I hope is the first of many steps that we take to increase safety for our school, I ask that the Council would pass the ordinance that keeps these signs in place. I also ask that we remove the five-minute time limit from the first sign to help with the flow of traffic so parents do not feel that they can park there for five minutes and this does not affect the flow of traffic. And with my last minute, I'd like to read a notice from Mr. Franz, the principal of King Kamehameha School.

CHAIR COCHRAN: Please proceed.

MS. MASUDA: Aloha. I am writing in support of changing the current five-minute passenger loading zone to an active loading zone. This was my initial desire for this area for the following reasons. Active loading will discourage parking in the area and create better traffic flow for all. Active loading will create a more effective and efficient use of this space. This designation will reduce the congestion and inappropriate use of the County parking lot across the street from our school. Thank you for your consideration in this matter. Respectfully submitted, Steve Franz. Thank you.

CHAIR COCHRAN: Are you concluded? Thank you, Ms. Masuda. Members, any need for clarification from our testifier? Seeing none, thank you and thank you for your diligence, yourself, and Principal Franz. Mahalo, Ms. Masuda. Jordan.

MR. MOLINA: The next testifier is Barbara Ann Benton.

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MS. BENTON: Aloha, Committee Chairman, and Committee members. My name is Barbara Ann Hoopai Benton, and I'm representing myself as well as the Hana Community Association. As a mother and grandmother and great grandmother, and as a resident of Hana, Maui, I am here to talk about Item 44, the renaming of Waikoloa Road to Waikalua Road in Hana, Maui. When I first started this project, I was told by the Public Works Department two things that I disagree. One, Hawaiian names didn't mean a thing. Obviously, he wasn't from here. Two, Waikoloa was the name of the wind. I would like to make a correction or give an opinion on these two comments. One, the Hawaiian name of a place is sacred and meaning and the meaning was put there for a reason. I believe, Waikoloa should remain on the Big Island, and Waikalua should be in Hana. Waikalua means long and broad waters. The Kawaipapa Stream flows into Waikalua. Kawaipapa means the water over the rocks that flows into the long, broad water. Number two is the name of the wind at Waikalua is Malualua. Also, I would like to share about the song called Waikalua written by Johnny Watkins in 1947. He was sitting on the porch with Sara Malaikini overlooking the shore of Waikalua next to Kapueokahi/Hana Bay admiring Kauiki Hill, the place of our Queen Kaahumanu. This is the English version of his song. Here is Waikalua, is the home of the newcomer with warm and love and the voice of a dear friend. I turn to admire the beauty of Kauiki, so beautiful indeed is the lighthouse. The gentle rain spray and the mist, famous here in Hana with the Malualua chasing the mist. The song is concluded of Waikalua so majestic. Home that welcomes the newcomer with beauty unsurpassed. Lastly, I am representing the kupunas and elders of and the residents of Hawaiian ancestry of Hana that the road name should be changed back to Waikalua Road. Thank you Committee Chairman and Committee members.

CHAIR COCHRAN: Mahalo, Ms. Hoopai Benton for being here. Members, any need for clarification from our testifier? Seeing none, mahalo for coming all this way. And at this time, I'd like recognize Councilmember Riki Hokama.

COUNCILMEMBER HOKAMA: Chairman.

CHAIR COCHRAN: Aloha, thank you for being here. Next testifier.

MR. MOLINA: There is no one further signed up in the Chambers.

CHAIR COCHRAN: Okay. At our Hana Office, is there anyone wishing to testify?

MS. LONO: The Hana Office has no one waiting to testify, Chair.

CHAIR COCHRAN: Thank you, Ms. Lono. Lanai Office, anyone waiting to testify?

MS. FERNANDEZ: There is no one waiting to testify on Lanai.

CHAIR COCHRAN: Thank you. And Molokai Office?

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MS. ALCON: There's no one here on Molokai waiting to testify.

CHAIR COCHRAN: Mahalo, Ms. Alcon. Members, at this point, it seems there's no further individuals that would like to provide testimony. I shall make one last call for the Council Chambers here. Seeing none, it seems at this point I shall, without objections, close public testimony.

COUNCIL MEMBERS: No objections.

CHAIR COCHRAN: Thank you, so ordered.

... END OF PUBLIC TESTIMONY ...

CHAIR COCHRAN: At this point, Members, we have five items on the agenda today. Ladies, thank you very much.

**IEM-38 AMENDING CHAPTER 10.28, MAUI COUNTY CODE, RELATING TO
TRAFFIC-CONTROL DEVICES (CC 14-61)**

CHAIR COCHRAN: And first item is IEM-38. This is amending Chapter 10.28, Maui County Code, Relating to Traffic-Control Devices. And this particular item is A Bill for an Ordinance Amending Chapter 10.28, Maui County Code, relating to Traffic-Control Devices, and the purpose is to amend the Maui Traffic Code by including references to "Flashing Yellow Arrow" as an indication for permissive left turn movements at traffic signals, and "rectangular rapid flashing beacons" and "in-pavement roadway lights" as additional types of warning lights at crosswalks. And this correspondence is dated April 7, 2014, from Director of Public Works, transmitting comments on the proposed bill, also from the Maui County Traffic Safety Council. So, Members, at this point, we shall have, I believe, a brief video presentation from Public Works. And, Ms. Andaya, did you have any opening comments at this point?

MS. DAGDAG-ANDAYA: Yes, I did, Chair. And thank you very much for the opportunity to come before you to discuss our flashing yellow arrow as well as adding in some language to include rectangular rapid flashing beacons and in-pavement roadway lights into our existing ordinance. Our Traffic Safety Council, before it became the Public Works Commission, did meet in March of this year, and at that meeting a couple points were discussed regarding the new flashing yellow arrow, and I just wanted to touch upon those points before we go into the video. Number one, the flashing yellow arrow is now standard configuration for protected, permissive turn signals in the United States. The flashing yellow arrow replaces the solid green light when left turn traffic must yield to oncoming traffic and you'll see this in the video. Only four states are

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not using the flashing yellow arrow currently and one of those happens to be Hawaii. So, I just wanted to note too that Maui County will be the first County in the State of Hawaii to use this flashing yellow arrow. And all new installations with exclusive left turn lanes in Maui County will have the traffic signals with the flashing yellow arrow so we're gonna...as we...as new traffic signals are installed we will be also considering the use of these flashing yellow arrows for those that have the exclusive left turn lanes. And older left turn traffic signals through phasing will be replaced by these flashing yellow arrows. So, it's not something that we're going to do immediately to all the traffic signals. There will be a phasing process involved. So, at this time, I'd like to present the video, a short educational piece that we have put together for you as well as the rest of the community.

CHAIR COCHRAN: Thank you, Ms. Andaya. Members, we shall be in brief recess to set the room for the video presentation. We are now in recess. . . . (*gavel*) . . .

RECESS: 1:48 p.m.

RECONVENE: 1:51 p.m.

CHAIR COCHRAN: . . . (*gavel*) . . . Will the Infrastructure and Environmental Management please reconvene? Ms. Andaya, the floor is yours.

. . . BEGIN PRESENTATION . . .

MS. DAGDAG-ANDAYA: Thank you, Chair. And before I begin, I just wanted to make some acknowledgments on this video. I have here in the Chamber with me from our Engineering Division, Kurt Watanabe and Nolly Yagin, and they were instrumental in providing some talking points for this video. And they also worked with Rod Antone and Jaime Kane in the Mayor's Office. Both Rod and Jaime worked on the narration and the graphics for this video. So, I'd really like to give them some acknowledgment and thank them very much for their time. So, with that I'd like to go ahead and begin.

VIDEO: Do you know what to do if you see a flashing yellow traffic arrow? The answer is simple. It means you can turn left with caution, as long as you make sure to yield to oncoming traffic. This new type of traffic signal is the first of its kind in Hawaii and its making its debut in Kahului, Maui, at the intersection of Kane Street and West Kamehameha Avenue, near Maui Electric Company. Eventually motorists will be seeing a number of left turn signals across the State replaced with this new model. Here's how it works. A steady green arrow means drivers are clear to make a left turn. Oncoming traffic has a red light. A steady yellow arrow means drivers should slow down and get ready to stop safely or complete their left turn. A steady red arrow means drivers should stop completely. Oncoming traffic has a green light. Finally, a flashing yellow arrow means that left turns are permitted, but drivers must first yield to oncoming traffic

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or crossing pedestrians before making a left turn. Keep in mind that oncoming traffic still has a green light. So, remember flashing yellow means turn with caution. Mahalo for watching and please drive safely.

MS. DAGDAG-ANDAYA: And that concludes our video.

... *END PRESENTATION* ...

CHAIR COCHRAN: Okay, thank you, Ms. Andaya. Members, we shall now be in a brief recess to reset the Chambers. We are now in recess. ... (*gavel*) ...

RECESS: 1:54 p.m.

RECONVENE: 1:55 p.m.

CHAIR COCHRAN: ... (*gavel*) ... Will the Infrastructure and Environmental Management Committee please reconvene? And thank you, Ms. Andaya, for that very brief and straight to the point video. At this point, the floor is yours to continue to discuss about your flashing lights and what have you.

MS. DAGDAG-ANDAYA: Okay, thank you, Chair. And, I believe, I made some points earlier in our discussion and I wanted to also show what our flashing yellow or our traffic signal head looks. So, it's about a little over four feet tall and what the yellow arrow does is it replaces that green ball that you typically see when you make a left turn. A lot of times people think the green means you can go ahead. But the flashing yellow now indicates that you need to yield. I mean, it's pretty common sense, but definitely yield before you make your entrance into the intersection and proceed with the left turn. So, I don't have any other questions unless you have any.

UNIDENTIFIED SPEAKER: Chair?

CHAIR COCHRAN: Okay, thank you. Members, right now if you don't mind we do have Sergeant Hawkins, is it?

UNIDENTIFIED SPEAKER: Hankins.

CHAIR COCHRAN: Hankins in the audience to bring down for comments or questions. Sergeant, would you care to join us, please? Thank you very much. Members, so I shall now open up the floor for discussion and questions too. But we'll see if Mr. Hankins has any opening comments for us at this point. Aloha.

MR. HANKINS: Hi.

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CHAIR COCHRAN: Hi, thank you for joining us.

MR. HANKINS: Thank you, Chair. No comments from me.

CHAIR COCHRAN: Okay. Sergeant is here for any questions. And Mr. Couch and then Mr. Guzman.

COUNCILMEMBER COUCH: Thank you, Madam Chair. Ms. Dagdag, is there any...you said that there were only four states that don't have this. And, I know, when I was in, I believe, Alaska and Idaho, just recently, I encountered those and they actually seem to be a lot clearer in the intent on what you're allowed to do at that left turn lane. Do you have any of the statistics that say that this is better, worse, 'cause there's some concern that, you know, drivers from other places that come here and people who, you know, who only drive around here may have some issues? Of course, they had those same issues with the roundabout and it's been working out fine.

MS. DAGDAG-ANDAYA: I don't have any statistics that I brought here with me but some of the research that our staff had conducted prior to this project...in fact, this was a Federal aid project. There was a traffic signal that was warranted at this...and it's coming up. It's at the intersection of Kamehameha and Kane, right in front of Maui Electric, as indicated in the video. So, when that project was in its planning stage, and because that intersection can be funded through or improvements at the intersection could be funded through Federal funds, one of the things that staff looked at was what are the new standards being brought forward. And one of them is having this flashing yellow arrow be incorporated into the intersection improvements because there is a protected left turn there. Again, I don't have the statistics with me, but in the research that they did they found out that this type of signal has helped in reduction of crashes or accidents at intersections. And let's see, as far as others not knowing what to do at the intersection when they approach it, for the Department of Public Works, what we're trying to do is have the video posted on youtube, on the County website, be able to show it on social media, and also share it with the major news networks so that they could also, or the news networks could broadcast it on their news events. We'd also looked into providing flyers to nearby residents, working with Maui Electric in informing their employees. We have also have some approvals from Department of Education to provide flyers to the students at neighboring schools to disseminate the information to parents. So, what we're trying to do is an educational campaign as well.

COUNCILMEMBER COUCH: Follow up, Madam Chair.

CHAIR COCHRAN: Yep, go ahead, Mr. Couch.

COUNCILMEMBER COUCH: And, I know, that on the left turn lanes that say there's a sign up there now that says you can yield to oncoming traffic on green ball, would you have a sign similar to

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that underneath next to something like that to say yield to oncoming traffic on yellow arrow possibly?

MS. DAGDAG-ANDAYA: Yes, there is signage on it. There will be signage on the signal, the mass head. So, it's there. It was on the video. I can't remember now exactly what the wording says, but we have it on as well.

COUNCILMEMBER COUCH: Okay, thank you.

CHAIR COCHRAN: Mr. Guzman.

COUNCILMEMBER GUZMAN: Thank you, Chair. Thank you, Mr. Couch, for addressing one of my questions in terms of the educational campaign about informing the public. Sounds as though you have a plan and you're going to be implementing that plan. I also would like to thank the Department for going out with my office and promoting the lights in several of our public meetings that I had in Kahului. I think, it's also worthy to note that it is part of the Complete Streets type plan that it does incorporate as part of the components in it, as well as, Ms. Andaya, I wanted to know whether we can get one of those larger four foot assemblies for our Chambers as well for our public testimony? It would be great if we could set that up right there. But on a serious note, you mentioned the phasing process. What is the time frame in terms of how many intersections you'll be doing within the next year, or the next month, and so on and so forth? And what areas? Are we starting with Kahului and then completing Kahului and then moving on to another district area? What is the plan in terms of your phasing process?

MS. DAGDAG-ANDAYA: Thank you, Chair. We haven't established that phasing schedule yet. What we wanted to do was have the traffic signal installed, pass the ordinance, and then from there start the phasing, or start developing some sort of schedule. But I do...my understanding is that as the traffic signals start to show wear and tear, and there's a need for an upgrade, then we'll prioritize those that do need to be upgraded and then retrofit them to include that flashing yellow arrow. But these are only at intersections that have that protected left turn lane. So, we'll look at the location of the traffic signal, and the wear and tear, or the need for an upgrade, and make our priority list from there, and that's how we'll develop our phasing plan.

COUNCILMEMBER GUZMAN: Follow up, Chair.

CHAIR COCHRAN: Go ahead, Mr. Guzman.

COUNCILMEMBER GUZMAN: In terms of the monies, in terms of the appropriations, are you getting Federal grant monies for portions of this? And what is the percentage of what we need to appropriate on the Council level?

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MS. DAGDAG-ANDAYA: Thank you, Chair. And again, the Federal aid...this particular intersection at Kam and Kane was eligible for Federal funding. And not all intersections will need, you know, they might not have that eligibility. So, as we apply for projects that are eligible then, you know, we'll be able to cost share. And, I believe, it's an 80/20 split. So, 20 percent of the construction cost from the County and 80 from the Federal government.

COUNCILMEMBER GUZMAN: Thank you. Thank you, Chair.

CHAIR COCHRAN: You're welcome, Mr. Guzman. Members, any further discussion? Mr. Hokama.

COUNCILMEMBER HOKAMA: So, how much is this going to cost us? What is the total amount?

MS. DAGDAG-ANDAYA: I am going to ask either Nolly or Kurt to answer that question.

MR. YAGIN: I'm Nolly Yagin from the Department of Public Works. Councilmember Hokama, the range...the price range for these improvements typically between eight hundred and 1.2 million in that range.

COUNCILMEMBER HOKAMA: For one of these?

MR. YAGIN: For the entire upgrade. For a head like this itself maybe you looking at about a thousand.

COUNCILMEMBER HOKAMA: Thousand dollars?

MR. YAGIN: Thousand dollars.

COUNCILMEMBER HOKAMA: So, what is the majority of that other 800,000 or \$1 million for?

MR. YAGIN: Like for this project, the remaining cost would be things like conduit installation, the rest of the mass arms, electrical work, paving work. There's quite bit of additional site work as well.

COUNCILMEMBER HOKAMA: And where do you expect the County's share to come from? Highway funds?

MR. YAGIN: These are Highway funds.

COUNCILMEMBER HOKAMA: It's pretty overpriced to me...a million dollars...up to a million dollars for this kind of things. You guys cannot do it better?

MR. YAGIN: I mean, there is probably ways we can reduce the cost.

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COUNCILMEMBER HOKAMA: I mean, you guys get conduits in the ground already to run your lights. I mean, you need to help us understand this. I mean, you're an engineer and, I know, you know the technical things better than people like me. Nolly, so I understand and appreciate your professional requirements but, for me, who has to find the money 'cause I don't expect a lot from the Feds in the future. Okay. But I'm not happy about being asked for up to \$1 million for one of these things.

MR. YAGIN: Yeah. Thank you.

COUNCILMEMBER HOKAMA: So, Chair.

CHAIR COCHRAN: Yes.

COUNCILMEMBER HOKAMA: Are you going to propose how we're gonna finance this?

CHAIR COCHRAN: This is not...well I was going to ask clarifying questions in regards to what's on the table for improvements currently.

COUNCILMEMBER HOKAMA: So this is currently voluntarily, right, for us to implement? We're not required to implement this.

MR. YAGIN: Well the signal itself is warranted. So, whether we went with the flashing yellow arrow or say if we used the older technology of just --

COUNCILMEMBER HOKAMA: What we have now?

MR. YAGIN: --yeah, the prices wouldn't be...it would be the same.

COUNCILMEMBER HOKAMA: Okay. So, unless it's something new we don't have to replace that?

MR. YAGIN: Yeah, I mean, we'll replace it when we have to.

COUNCILMEMBER HOKAMA: Well, we'll ask Department to do a lot more tagging and citations so they can beef up revenues then. Thank you, Chair.

CHAIR COCHRAN: Thank you, Mr. Hokama. Yes, Mr. Couch.

COUNCILMEMBER COUCH: Thank you, Madam Chair. Just to clarify, this intersection currently has nothing. And if you were to put something whether it has the flashing yellow light or not it's going to be eight hundred to a million?

MS. DAGDAG-ANDAYA: That's correct. There's no...

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COUNCILMEMBER COUCH: So, this was already budgeted? I seem to recall that was in the budget that that intersection was going to be signalized.

MS. DAGDAG-ANDAYA: Yes.

COUNCILMEMBER COUCH: So, the only difference in price is...you said is a thousand dollars potentially between the yellow flashing yellow signal and not having the flashing yellow signal?

MR. YAGIN: Actually, you know, I thought he meant like what is the price a traffic signal head. But, yeah, there wouldn't be a price difference between say this and older technology.

COUNCILMEMBER COUCH: Okay, so we're gonna spend that money regardless?

MR. YAGIN: Yes.

COUNCILMEMBER COUCH: Okay, thank you.

CHAIR COCHRAN: Thank you, Mr. Couch. And thank you, Mr. Yagin. And that was pretty much the question I was looking for was the scope of this project on Kane and Kamehameha where the initial site is chosen. And so, as you stated to Mr. Couch it's already been designated and appropriated. Yes, Ms. Andaya. Yeah, go ahead. Oh, is that good?

MS. DAGDAG-ANDAYA: Yeah.

CHAIR COCHRAN: Okay. Mr. Hokama.

COUNCILMEMBER HOKAMA: I mean, we're all aware of that key intersection and we're aware of the traffic flow during major business days, especially when people need to pay the bills at the utility. So, I can understand it. But yet, we've used other options in the past. Kihei, we did the roundabout and whatnot. So, can you tell you us why this would be the better option than other traffic calming or traffic safety options for the Council or the Committee to consider like the roundabout in Kihei, please?

MR. YAGIN: What we've been doing...whenever we ask for Federal funding to do traffic signals we'll look at other options. Things like four-way stops. In the past several years, we've been looking at roundabouts. The biggest issue with roundabouts and we like roundabouts. The issue with that is the right-of-way. And to put something down that can accommodate say commercial traffic would be affecting quite a bit of properties at the intersection. And so, the next step would be to look at a signal. Four-way stops, we'd probably like to, I mean, whenever...when a signal is warranted a four-way is probably warranted as well. But with the funding that we can get with the signal, more process, more traffic process, we'll pursue the signal.

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COUNCILMEMBER HOKAMA: Okay. Let us take Kamehameha Avenue since this is where one of the proposed installations would occur. Kamehameha Avenue from the time I was very, very little in the '60s was always forecasted to be one four-lane vehicular major thoroughfare. Okay, we have two lanes with already the public easements and setbacks built into that project from Dream City conceptual days. So, and that's supposed to be through the whole Kamehameha Avenue project. So stating that, what would be the issue for the roundabout since easements and setbacks supposed to have already been designed into that whole road system?

MR. YAGIN: Yeah, the intersection would be a bit larger to accommodate say a four-lane section and a roundabout. I think, when they planned Kamehameha as a four-lane section I don't think roundabouts were even a consideration at that time.

COUNCILMEMBER HOKAMA: Well let's say we keep it two lane and then build a roundabout with that excess two-lane capacity we had already designed and planned for.

MR. YAGIN: I mean, that's a possibility too. It's...it is hard to imagine a four-lane section Kamehameha Avenue through the residential areas.

COUNCILMEMBER HOKAMA: All the property owners were told before they bought that was planned for a four-lane thoroughfare, okay. So, there's a lot of parking that's on public access with easements already. But that's was supposed to have always been a four-lane road, okay. And for those that don't know then, you know, again I don't know what the real estate people tell 'em, but we all knew about it. I knew that for 50 years already. So, no excuse. It shouldn't be an excuse or not known by the Departments of this County. They supposed to...you guys supposed to know this and be informing us about it and we telling you folks about this four-lane consideration and why that is. So, is a four-lane going to go in then, that's why you guys want to put in this signalization? Your plan is to expand to four-lanes then?

MR. YAGIN: We have no plan to actually pursue a four-lane section right now. I mean, it's something that needs to be studied. Right now, with Maui Lani putting in it certain networks of roadways we haven't seen traffic reach a point where we need to consider this.

COUNCILMEMBER HOKAMA: Well, my thing is if you build it after we need it, we've missed the boat. But I would just ask and you're in engineering so, you know, that's in line with your people and with the Director and the Deputy here, if Kahului is going to continue to grow and Maui Lani can, I think, go up to what 10,000 units. I forgot what was the capacity we've allowed them consideration and with other projects coming before Council for entitlement. More than likely, it's going to have to happen sooner than later. So, I would just ask that when these type of opportunities, let's call it that, an opportunity arises that help us understand how this then fits into the need of the future, either expansion or improvements of the road system there, 'cause, I think, it's important for us to know and give enough notification to our residents

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in that area of potentially what can happen a lot sooner than later and, I think, it's only proper that the County notifies its property owner that, you know, it's still there. The project to expand is still there. We haven't cancelled it. It's all still part of the plans for our roadway system. But I thank you for your hard work on this consideration. Thank you, Chair.

CHAIR COCHRAN: Thank you, Mr. Hokama, for your insight on that. Members, any further discussion? Thank you. And so, we're here today to see if we would like to add in this type of language to allow for the flashing yellow and the other items that Ms. Andaya had introduced us to. And, Members, at this point, our Staff and Departments have identified a section in the proposed bill that you have in your binder and that it needs revisions. Staff has distributed in an amendment summary form. I believe, so everyone should have that handy. It says hold for meeting, June 16, and its...if you need a couple minutes to peruse through this, Members, we can call for a brief recess if you need.

COUNCILMEMBER HOKAMA: May I ask the Police Department a question?

CHAIR COCHRAN: Oh, yes, of course, Mr. Hokama.

COUNCILMEMBER HOKAMA: You know, Sergeant, took the time to be here --

CHAIR COCHRAN: Yes.

COUNCILMEMBER HOKAMA: --and be present so I wanna make use of his presence, please.

CHAIR COCHRAN: Yes.

COUNCILMEMBER HOKAMA: Sergeant, thank you for being here. Can you give us some indication of, I guess, frequency regarding accidents or pedestrian issues regarding that particular site, although the legislation doesn't specifically say Kamehameha Avenue and Kane Street intersection since it's what we've been talking about? Can you share some of your experience and insight about the hazards for vehiculars, whether they're making left turns, or pedestrian issues, that we can make a better decision on this, please?

CHAIR COCHRAN: Go ahead, Sergeant.

MR. HANKINS: Thank you, Chair. Most of the intersections that they're talking about they already have crosswalks installed in them and there's lighting available for those crosswalks. So, the crosswalks actually provide more of a safe haven for pedestrians crossing. I can't really think of anything off the top of my head where there was areas where there's no crosswalks or crosswalk lighting that would stop that. A lot of pedestrian accidents that you're talking about a lot of times they're not in the crosswalks and it's outside the intersection area. It would be after they've already made a left turn or before they make a turn or something like that.

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COUNCILMEMBER HOKAMA: Okay. And lighting, I mean, you know, we hear a lot of those unfortunate Oahu situations where pedestrians in crosswalks getting hit. So, for Maui that's not as big a concern as for our sister island. And lighting...any lighting issues you may think that we should be aware of for improvements?

MR. HANKINS: Oahu, I believe, the biggest problem on Oahu is the volume of traffic that they have and the number of lanes when you have two or three lanes heading in the same direction and somebody crossing. Depending on where you are in the lane and a pedestrian crossing you may not see them until you pass what we call a point of no return when you don't have time to stop.

COUNCILMEMBER HOKAMA: Right.

MR. HANKINS: And that's why they're having these people get hit. As far as lighting, you know, there's nothing really new out there that I'm aware of that you can put in to make it brighter. When you start messing with the lighting you also got to take into consideration the amount of time that your eyes are gonna have to react. When you have real bright lights in the night time your eyes is gonna want slam shut so that the light can be filtered properly, and then when you get into the darkness again you actually drive in a blindness for a little bit. So, it's kind of...you gotta be careful with things like that.

COUNCILMEMBER HOKAMA: Appreciate those comments 'cause that is very helpful for anyone listening to what you're sharing with us. Again, part of Complete Streets as I understand it is bike paths. Is there any concerns or comments you need to make us aware of regarding this left hand proposal and how it may impact good or bad?

MR. HANKINS: I think the Department of Public Works already has it covered with the education. I mean I think, that would be the biggest the problem. Same thing as they did with the roundabout. As long as the public's educated because, like they said, it's pretty common sense but sometimes common sense isn't exactly so common. So, the more people that we can educate about what these lights mean and change, I think, the better we'll be.

COUNCILMEMBER HOKAMA: Okay, okay. Thank you. I would be straying from the --

CHAIR COCHRAN: Okay.

COUNCILMEMBER HOKAMA: --agenda parameters. Thank you.

CHAIR COCHRAN: Thank you, Mr. Hokama. Members, anyone have any questions for Sergeant? Sergeant, thank you. Well, I guess, overall are you familiar...have you worked in other jurisdictions or familiar firsthand experience with the flashing yellow?

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MR. HANKINS: Not on Maui, but in the mainland I've seen it. It's pretty common in a lot of the outside states. I can't tell you for any statistics wise whether it's better or worse, but I've seen it. And like I already said, it is pretty much common sense. I mean, yellow means caution and red means stop.

CHAIR COCHRAN: Right. And again, I think, the comments about educating the community who are used to the green ball versus this flashing yellow, that component will be addressed. So, hopefully, we'll get...and then it will be in the new driver's testing and all that, so it's all right. Well, thank you for your comments, Sergeant, and thank you for your time also for being here with us today.

MR. HANKINS: Thank you, Chair.

CHAIR COCHRAN: You're welcome. Okay, Members. Yes, Mr. Couch.

COUNCILMEMBER COUCH: Thank you, Madam Chair. You mentioned something that just struck. Since this is...since we're the only ones in the State right now that would be doing that...how does that mesh with the driver's tests 'cause I've got a godson that's ready to take the driver's test and if this is out there and it's not in any of the driver's handbooks how is that going to work?

CHAIR COCHRAN: Ms. Andaya, any comments?

MS. DAGDAG-ANDAYA: There is going to be coordination with the Department of Motor Vehicles. So, as the bill progresses through the Council then we'll have additional discussions with them. And I don't know the exact mechanism for having it included into the test, but I would assume that in discussing it with DMV that they would have to put it in the test somehow.

COUNCILMEMBER COUCH: I'm guessing, it's close enough to the current DMV that a cool tester would say hey we'll go through this intersection and see how they handle even though it's not in any book or anything at this moment.

CHAIR COCHRAN: Thank you, Mr. Couch. Members, any further discussion? And, Sergeant, thank you for your time again. If you need to carry on with your duties then you may. And I thank you for your time with us. And, I guess, Mr. Yagin, you're probably still on the hot seat with us at this point. Let's see. So, Members --

COUNCILMEMBER HOKAMA: Chair?

CHAIR COCHRAN: --the handout. Oh, yes, Mr. Hokama.

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COUNCILMEMBER HOKAMA: I thought Mr. Couch brought up a good point so either for our Deputy Director or Corporation Counsel. Regarding Statewide traffic applications, are we...is there a need for us to wait for the other Counties so that we have a uniform approach to this Statewide or can our County just move ahead? And although we will be different from the all other three sister Counties we can move ahead and have this implemented?

MR. YAGIN: As far as coordinating with the other Counties, we haven't done that. More so, we pursued the flashing yellow arrow because the current standards that we follow. It seems like this is the only option for what they call a permissive turn meaning where you can turn on the green ball.

COUNCILMEMBER HOKAMA: Okay, okay.

MR. YAGIN: And that's.

COUNCILMEMBER HOKAMA: Yeah, and I'm just concerned about the implementation whether because State of Hawaii is basically all uniform traffic codes and laws, which means, what occurs in one county is applied in all other counties. And so, I'm just curious that, you know, if you tell us we can proceed I would hate later on we get one stop and desist because the other counties haven't enacted or implemented too because it's a Statewide traffic program. And if it's not that's fine, that's why I'm look at Mr. Hopper to see if it's a...is it a concern for this Committee and this Counsel?

CHAIR COCHRAN: Mr. Hopper.

MR. HOPPER: Thank you, Mr. [sic] Chair. The current provisions dealing with red arrows, green arrows, et cetera appear to be in the County Code itself and there are certainly a substantial amount of...a substantial amount of, I guess, I would say signalization rules that are found in the County Code rather than throughout the Statewide Code. I can take another look at the Statewide Code to be doubly sure that that's not an additional restriction, but the current, for example, the use of...in the same section, red with green arrow, red alone, or stop, yellow alone or caution are all in the County Code. These are...we're not amending, we're not creating an entirely new County Code Section. So, I mean, these are additional, I understand, there's a State Traffic Law and I know of nothing in that law that would restrict the Counties from using this pending a Statewide change particularly if the Federal government is implementing this as a standard. But I'm not sure if the State Department of Transportation has been, you know, contacted on this for information, if they understand it's going forward and things like that. But because we've got these other sections in the County Code I don't see anything offhand that would prevent the County from adding this as a traffic signal seeing as the other traffic signals in this same section are of a similar nature.

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COUNCILMEMBER HOKAMA: Okay. I just bring it up because we've been told about uniformity whether it be with the Building Code, the Electrical Code, that all the Counties pass the same code...proposal and that we pass ours by ordinance too, but it's part of a Statewide uniformity effort. So, again, you know, it may not be, that's great and we depend on you and your Department, Mr. Hopper. And again, you know, I just hope that, you know, part of the education we're gonna need to tell those that do driver education, those that do training for driver's licensing that, you know, that there's a good understanding of this expansion or enhancement of traffic safety facilities. So, I appreciate whatever you can do to assist us with that. Thank you.

CHAIR COCHRAN: Thank you, Mr. Hokama. Members, any further discussion on this? Okay, so, I guess, we'll get back to the amendment summary form, the ASF that you folks had handed to you. And it's basically to insert language to state that vehicular traffic facing the flashing yellow arrow signal may cautiously enter the intersection and proceed only to make a turn as indicated by such flashing yellow arrow, which would be the left, after yielding to oncoming vehicles and pedestrians within the intersection or an adjacent crosswalk. And so the motion is to...

COUNCILMEMBER COUCH: Madam Chair, do you need a motion to pass the original bill first or 'cause you're amending nothing? There's nothing to amend yet.

CHAIR COCHRAN: Yes.

MR. MOLINA: Madam Chair?

CHAIR COCHRAN: Yes.

MR. MOLINA: That is the standard rule; however, in Committee we've been a little more flexible generally about the order of that process. So, it's to the Committee's will.

COUNCILMEMBER COUCH: Okay, whatever. But if that's all right, that's fine.

CHAIR COCHRAN: Yeah, I was looking to well thinking to simplify it to strike out existing and then inserting this particular motion just to sort of make it clean that way. And then take a motion on the newly amended version. So, at this point, then I am entertaining a motion proposed by the bill and should I state it for the record?

COUNCILMEMBER HOKAMA: Chair, may I ask --

CHAIR COCHRAN: Yes, Chair...I mean...

COUNCILMEMBER HOKAMA: --for a short consultation with you, please?

CHAIR COCHRAN: Oh, okay. A brief recess. . . . (*gavel*) . . .

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RECESS: 2:29 p.m.

RECONVENE: 2:33 p.m.

CHAIR COCHRAN: ...*(gavel)*... Will the Infrastructure and Environmental Management Committee please reconvene? Thank you, Mr. Hokama, for that brief recess and insight. So, Members, I had just introduced the language to amend, but right now we shall...I shall entertain a motion to recommend passage of the proposed bill entitled A BILL FOR AN ORDINANCE AMENDING CHAPTER 10.28, MAUI COUNTY CODE, RELATING TO TRAFFIC-CONTROL DEVICES.

VICE-CHAIR CRIVELLO: I so move, Chair.

COUNCILMEMBER COUCH: Second.

CHAIR COCHRAN: Thank you. It's been moved by Vice-Chair Crivello and seconded by Councilmember Couch. And are there any...is there any discussion?

UNIDENTIFIED SPEAKER: The motion.

CHAIR COCHRAN: And this will also...sorry, can I insert this is also to include any nonsubstantive revisions and filing also on the end?

COUNCILMEMBER HOKAMA: Okay, thank you, Chair.

CHAIR COCHRAN: Thank you.

COUNCILMEMBER HOKAMA: Chair, are you open --

CHAIR COCHRAN: Yes.

COUNCILMEMBER HOKAMA: --to your proposal for the Committee?

CHAIR COCHRAN: Yes. And so, at this point, I have...want to go back to the motion to amend and that includes the language in your ASF handout, so...

VICE-CHAIR CRIVELLO: Chair?

CHAIR COCHRAN: Yes.

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VICE-CHAIR CRIVELLO: Am I to understand that you would like to have...amend the Code in Section 1 of the bill? Is that what you're asking?

CHAIR COCHRAN: Yes.

VICE-CHAIR CRIVELLO: Okay, so, actually to remove the sentence and replace it vehicular traffic facing the signal may cautiously enter the intersection and proceed only to make a turn as indicated by the flashing yellow arrow after yielding the right-of-way to oncoming vehicles and to pedestrians lawfully within the intersection or an adjacent crosswalk at the time the signal is exhibited.

COUNCILMEMBER COUCH: Second, if that's a motion, second.

CHAIR COCHRAN: Yes. Thank you, it's been moved by Vice-Chair Crivello and seconded by Mr. Couch. Any further discussion on the amendment, Members? Yes, Mr. Guzman.

COUNCILMEMBER GUZMAN: Chair, I am in support of the amendment. I just...in reading Section D, Red with green arrow, it does accommodate our existing technology wherein the green light is somewhat, I guess, it's acting as a flashing yellow arrow as well. So, that was my only concern so it does accommodate our existing technology and also incorporates the new technology of the flashing yellow arrow. So, I would be in support of this amendment. Thank you.

CHAIR COCHRAN: Thank you, Mr. Guzman. Yes, to clarify it's, it works well. Members, any further need for discussion? Okay, seeing none, all those in favor of the amendment please say, "aye".

COUNCIL MEMBERS: Aye.

CHAIR COCHRAN: Any opposed? Okay, the amendment passes with seven "ayes", and zero "noes".

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MR. YAGIN: Yeah, from people who use the devices or even some drivers, they do comment that it does catch their attention of it better. I guess, the flash pattern is also something that catches their eye as well in looking like police cars.

COUNCILMEMBER COUCH: Yeah, I know, that people have asked for them in other places, especially in South Maui. And hopefully, we'll be putting more of those in 'cause they seem to be a lot safer.

CHAIR COCHRAN: Yes, Ms. Andaya.

MS. DAGDAG-ANDAYA: I think, this will be a great time to let you know that we are putting them in at two other locations along South Kihei Road in front of Charley Young Beach and Dolphin Plaza. That's gonna...Dolphin Plaza is going to be part of the, I think, it's a reconstruction or after the reconstruction project. So, we have been looking into concerns from the community. This is also part of our performance measures as in our last go-around for the FY '15 Budget. So, as funding is available and the need is there, we would like to have these flashing beacons installed.

CHAIR COCHRAN: Thank you, Department. Members? Yes, Mr. Hokama.

COUNCILMEMBER HOKAMA: I'm in support of the motion as amended, Chair. And I thank you and the Department for bringing this before us. My one comment that I would just wanna request 'cause, I know, it works a lot better on our sister counties on the mainland than here, but I would really ask you shorten the amount of time for yellow lights. I mean, we got really bad drivers in this County on this island. And a lot of people think yellow light means go for it, keep going forward. You know, other places as soon as yellow they're stopping and not even entering intersections because they cannot afford to. You know, they're so conditioned. But it appears here yellow light means take a chance and go for it. And I have a great concern about areas that in residential, schools, and areas that there's no excuse to be in the intersection during yellow lights. And so, I hope, you take that into consideration and that be part of the educational process. Yellow means don't take a chance, not go for it. Thank you.

MS. DAGDAG-ANDAYA: So noted.

CHAIR COCHRAN: Thank you, Mr. Hokama. Yes, Mr. Guzman.

COUNCILMEMBER GUZMAN: Thank you, Chair. I might be a little bit out of order, but I wanted to ask a little simple question. On the triggering factor on the light changes, is that done by weight when the vehicle is at the intersection and is stopped? Does it trigger it by a weight component?

MR. YAGIN: Member Guzman, it's actually triggered by, you know, if you look on the pavement there's actually these little loops and what they do is they send a magnetic field. And so, when a

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car disrupts that field it sends a signal to the controller saying that there is a car here, it's time to change. It's not by weight.

COUNCILMEMBER GUZMAN: Oh, okay, okay. So, that would as referring to Mr. Hokama's questioning, it would have a time, I guess, it would read that a vehicle is within the intersection and have a time component to it?

MR. YAGIN: Yes, the timing component is programmed so there's some, like say, for example, there's even intersections where it needs to notice that a car is here for a certain amount of time. And then once it triggers it, it will go through its programming and say it needs this much green time for how many cars it detects.

COUNCILMEMBER GUZMAN: Oh, okay.

MR. YAGIN: And so, you know.

COUNCILMEMBER GUZMAN: Okay. What about, Chair, bicycles?

MR. YAGIN: Yeah, you know, bicycles, they don't have enough metal to actually disrupt that field. There's other ways to detect vehicles like car...mopeds, bicycles, even smaller cars. These are different technologies like microwaves, videos. They are a bit more pricy than these loops in the ground, but there may be other ways that we can detect these vehicles, things like turning up sensitivity. There's ways we can try and accommodate those, too.

COUNCILMEMBER GUZMAN: Okay, thank you. Thank you, Chair.

CHAIR COCHRAN: Thank you, Mr. Guzman. I was always curious about that anyways, but.

COUNCILMEMBER GUZMAN: Sorry.

CHAIR COCHRAN: Okay, Members. Members, any further discussion on the main motion as amended? Okay, well seeing none then, I shall call for the vote. All those in favor, say, "aye".

COUNCIL MEMBERS: Aye.

CHAIR COCHRAN: Any opposed? We have six "ayes", one Member excused, Mr. White; and motion carries.

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**VOTE: AYES: Chair Cochran, Vice-Chair Crivello,
Councilmembers Carroll, Couch, Guzman and
Hokama.**

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: Councilmember White.

MOTION CARRIED.

ACTION: FIRST READING of revised bill and FILING of communication.

CHAIR COCHRAN: All right, well that's number one off the agenda list of five. Thank you very much, Members, and Departments.

**IEM-23 LOADING ZONE – KING KAMEHAMEHA III ELEMENTARY SCHOOL ON
FRONT STREET (LAHAINA) (CC 13-300)**

CHAIR COCHRAN: Next IEM-23 and this is the loading zone at King Kamehameha III Elementary School, on Front Street, in Lahaina. And this particular item is A Bill for an Ordinance Amending Section 10.56A.010, Maui County Code, Relating to Loading Zones. And the purpose of this revised proposed bill is to establish the loading zone on Front Street fronting King Kamehameha III Elementary School as an "active" loading zone for immediate loading and unloading to prohibit unattended vehicles in the loading zone. And at this point, I shall open up the floor to Department for comments from Public Works and also we also have Sergeant here too for comments or further questions. So, Ms. Andaya.

MS. DAGDAG-ANDAYA: Thank you, Chair. And I'll just give a brief, I hope to give a brief summary of how this item came about. And it became or it came to our attention by members of the PTA at King Kamehameha III that they were having some issues regarding circulation in the area. And currently or not currently, but when this was brought to our attention, there was a loading zone in front of the school. However, parents were using this as a parking area and then what would happen would be that kids or parents would just wait there. And then, kids would need to cross the street or go elsewhere to find their parents, or their families, or aunties, or uncles, to pick them up. And it was creating a situation that was of concern to many of the families there. So, the Department worked with Councilmember Cochran's Office as well as the King Kamehameha III PTA in establishing an amendment to the current ordinance. And what we

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did initially was we took out a section or inserted language to say that no vehicle may be left unattended for any period of time. However, that also...that was the concern because what parents would do would...they would know, okay, I can leave, or I can't leave my car, but I can stay in that parking, in that area for five minutes, or up to five minutes. So, what we did was we had additional discussions with Councilmember Cochran's Office, with Gabby Masuda who testified earlier, and we changed the ordinance. So, now, the ordinance reads, and this is on, excuse me, while I try to find my...the section. On Page 6, of the proposed ordinance, it says the fifteen-minute period, oh, I'm sorry, on the makai side of Front Street adjacent to King Kamehameha III Elementary School, twelve parking stalls in length, on each school day between the hours of 7:00 a.m. and 8:00 a.m., and between the hours of 1:00 p.m. and 3:00 p.m., for the active loading and unloading of passengers. The fifteen-minute time period specified in this section shall not apply – loading and unloading must be immediate. No vehicle may be left unattended for any period of time. This loading zone shall be a tow-away zone during the hours designated for the loading and unloading of passengers. And the kind of effect that we wanted to have was sort of similar to what is experienced at the airports where you cannot leave your vehicle unattended and the traffic must be free flowing. So, we were able to make that change on the sign and we had it installed in the later part of April, or, I believe, I think, it was the later part of April. And at that time we worked with Gabby and she was able to round up some volunteers, had communicated with the parents that this change was about to take place. We sort of looked at this as a pilot project to see if it would work. And we've had some pretty positive results. I actually went out there one time, and got to help out, put on an orange vest, and assisted the kids into the car. So, if the parents are following the rules and making sure they're driving up, having the child escorted to the car, and then, you know, moving out, the kids don't have to cross onto the other side of the street and be left unattended. They can stay on the school property, or adjacent to the school property, be left in the care of the volunteers, and be safely escorted into the cars. It seems to work. So, as a follow-up Gabby Masuda, the Principal, our Department, and Officer Hodgins from the Maui Police Department, we met along with Sarah from Councilmember Cochran's Office just to evaluate and see how things were going. So, we decided okay we want to move forward with this ordinance change and then we also came up with some suggestions to look at in the future. So, now, we're here today just to put this into ordinance and from here we hope to continue working with the school and see if there are other safety improvements that we can do in the surrounding area.

CHAIR COCHRAN: Thank you, Ms. Andaya. And did, Sergeant, did you have some comments to give us in relation to the changes in...that have occurred? Ms. Andaya, as I understand the signage is already there?

MS. DAGDAG-ANDAYA: Yes, Madam Chair, it is.

CHAIR COCHRAN: Right. Thank you, Sergeant, for being here.

MR. HANKINS: Thank you, Chair. No, I don't have any comments for that.

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CHAIR COCHRAN: Oh, okay. But have you been aware of the, I mean, there was, I guess, there's been improvements though as far as you?

MR. HANKINS: Oh, yeah, definitely.

CHAIR COCHRAN: Yeah, alrighty, well that's the main thing and that's what we want and safety especially. So, thank you. Yes, Mr. Hokama.

COUNCILMEMBER HOKAMA: Is there a school resource officer assigned to Kamehameha III School?

MR. HANKINS: No.

COUNCILMEMBER HOKAMA: Okay. So, if we do have an uncooperative adult driver, the volunteers cannot cite. So, we would still need an officer to do the citation or notice of violation. Would that be an operational concern or, I mean, I don't want to put volunteers in a situation that, you know, they're volunteers. You know, and that's why we have our police officers who are trained to deal with situations. Is there any concern regarding that or at this point in time the Committee doesn't need to be concerned about that?

MR. HANKINS: No, that's not concern at all. Officer Hodgens is usually down there close by. He's helped out the school greatly with whatever they've needed. If there's a situation where a parent or somebody just didn't want to move if the language is in there that they can tow the vehicle then so be it. That's what will happen and that person would get cited very easily.

COUNCILMEMBER HOKAMA: Okay, well thank you for that. I appreciate that comment. Thank you, Chair.

CHAIR COCHRAN: Thank you, Mr. Hokama. Thank you, Sergeant. Ms. Andaya, did you have a comment?

MS. DAGDAG-ANDAYA: I did want to add that, I know, there are times though when Officer Hodgens can't be there. I know, when I went to assist and volunteer, we didn't have a, I think, we may have had one police officer out there. I think, Gabby Masuda, the PTA President, did have some concerns about having adequate enforcement personnel there. So, I don't know if you have any questions for her, but it is helpful when we have a police officer at the location to assist in enforcing.

CHAIR COCHRAN: Thank you, Ms. Andaya. Members, any further discussion? Or, if you would like I could, if it's okay with Gabby, to bring her down as a resource person if anyone wants further information. And I have to say that she has been very, very instrumental in moving this forward

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and really, you know, bringing it to the forefront of my office and as you can see the Departments that there is a huge concern here, and we learned a lot, and thereby that's why we're here today hoping to assist and making it a much safer place for our families and their children. But also my comment, you know, Officer Hodgens has been very key too in assisting when he can and, you know, I think, we've discussed during Budget session perhaps if we need more manpower or womanpower in certain areas. But it's definitely, yeah, key to have actual enforcement and that people follow the rules that are in place. So, Members, if there's a need for Ms. Masuda to be here on the floor that's fine we can. No, all right, thank you very much. And also any further discussion then at this point? No questions, comments are needed from Department or anyone? Okay, so then, at this point, I shall entertain a motion then to recommend passage of the proposed bill entitled A BILL FOR AN ORDINANCE AMENDING SECTION 10.560A.010, MAUI COUNTY CODE, RELATING TO THE LOADING ZONES.

VICE-CHAIR CRIVELLO: So moved, Chair.

CHAIR COCHRAN: Thank you.

COUNCILMEMBER COUCH: Second.

CHAIR COCHRAN: Thank you. It's been moved by Vice-Chair Crivello, seconded by Councilmember Couch. Is there any further discussion --

COUNCILMEMBER COUCH: Does that include --

CHAIR COCHRAN: --needed or amendments?

COUNCILMEMBER COUCH: --filing?

CHAIR COCHRAN: Yes, sorry. And it also incorporates nonsubstantive revisions and filing of County Communication 13-300. Members, any further discussion needed? Seeing none, all those in favor, say, "aye".

COUNCIL MEMBERS: Aye.

CHAIR COCHRAN: Any opposed? Seeing no opposition, we have six "ayes", one excused; so the motion carries.

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**VOTE: AYES: Chair Cochran, Vice-Chair Crivello,
 Councilmembers Carroll, Couch, Guzman and
 Hokama.**

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: Councilmember White.

MOTION CARRIED.

ACTION: FIRST READING of bill and FILING of communication.

CHAIR COCHRAN: Thank you very much. Members and Ms. Masuda, she's in the audience cheering with big smiles on her face, thank you. And Officer Hankins and thank you for being here, Hankins, sorry, Sergeant.

**IEM-44 RENAMING OF "WAIKOLOA" ROAD TO "WAIKALOA" ROAD IN HANA,
 MAUI, HAWAII (CC 14-112)**

CHAIR COCHRAN: Members, on to the next item. Our third item of the day is IEM-44, Renaming of Waikoloa Road to Waikaloa Road in Hana, Maui, Hawaii. And this item is A Bill for an Ordinance Approving the Renaming of Waikoloa Road, Hana, Maui, Hawaii. The purpose of the proposed bill is to correct the misspelled road name by renaming Waikoloa to Waikaloa. And, Members, this was presented by Councilmember Carroll's Office, and I shall, I guess, we have Planning Department on call for this particular item. So, we do not have Planning here, but if any Members wish to have them present for some comments and questions they are on call at this moment. So, comments from Public Works then since you are present.

MS. DAGDAG-ANDAYA: Thank you, Chair. And thank you, Members. This item came in the form of a communication from Councilmember or Vice-Chair Robert Carroll on September 5, 2013, to the Commission on Naming of Streets, Parks, and Facilities, Chairwoman. And in his letter he noted that the kupuna of the area had realized that the name of the street was incorrect. It was Waikoloa instead of Waikaloa. And the Department, we are more than happy to...we were more than happy to entertain this request. I know, earlier the testifier had mentioned that she had spoke to somebody from the Department and that person had indicated that the name, the Hawaiian name, doesn't matter. But to me, it does because it does have a significance or have significance in the area. And as part of our ordinance on naming streets you do need to identify

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the connection of the name to the area. So, we entertained this request. We brought it forward to the Commission on Naming of Streets, Parks, and Facilities, and they had recommended approval of the name. We then sent the request over to the Cultural Resources Commission, a Commission from the Planning Department, and they too had recommended approval. As a side note, the name Waikalua is celebrated in numerous chants or mele. And as a little girl dancing in Iola Balubar's hula halau, we did dance to the song Aia i Waikalua. And in it, it referenced Kauiki Hill, the birth place of Queen Kaahumanu. So, as the testifier had mentioned earlier today there was a song. It was written in 1947, by John Watkins, and there is a lot of reference to Waikalua in many songs. Waikalua as she had also indicated belongs on the Big Island. So, we are more than happy to make this change and recommend to the Council the passage of this proposed name change from Waikalua to Waikalua.

CHAIR COCHRAN: Thank you, Ms. Andaya. Members? Yes, Vice-Chair Carroll.

COUNCILMEMBER CARROLL: Thank you, Chair. I appreciate this coming up today. I make, I made the first request September 5th last year. We really appreciate it. Although it seems like a small change, it means a lot to us because the meaning is really important, and it's part of Hana's history. The only thing we can think went wrong was maybe somebody worked for the County way, way before that was from the Big Island, and when they heard it they just wrote it down like they do over there. And it was really more a clerical error, I think. And I really appreciate the clarifying of what it should be, and on behalf of the community, I will thank you ahead of time for correcting that name. Thank you.

CHAIR COCHRAN: Thank you, Mr. Carroll. Members, any further need for discussions, questions, comments? Seeing none, and thank you for bringing it forward. Yes, there's...the kauna in a name is very, very important --

COUNCILMEMBER CARROLL: Thank you.

CHAIR COCHRAN: --and we keep that accurate. Okay, at this point then, I shall entertain a motion to recommend passage of the proposed bill entitled A BILL FOR AN ORDINANCE APPROVING THE RENAMING OF WAIKOLOA ROAD, HANA, MAUI, HAWAII incorporating any nonsubstantive change, revisions, and filing also of this County Communication 14-112.

COUNCILMEMBER CARROLL: So moved.

VICE-CHAIR CRIVELLO: I second.

CHAIR COCHRAN: Thank you. It's been moved by Vice-Chair Carroll, seconded by Vice-Chair of the Committee, Stacy Crivello. And, Members, any further discussion on the motion? Seeing none, all those in favor, say, "aye".

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road widening lot dedication. And all...it does meet the requirements of Title 18, our Subdivision Code.

CHAIR COCHRAN: Okay, thank you, Ms. Andaya. Members, any questions or comments needed for Department in regards to this road widening lot? It's the last page of our...in our binder, breaks down, there's a fact sheet with Items 1 through 14, which gives clarification. Seems pretty straight forward, you know, as in lots we've dedicated, gotten dedicated from before. Yes, Mr. Couch.

COUNCILMEMBER COUCH: Thank you, Madam Chair. In reading this map, I'm not quite sure but there's a dotted double line going through which looks like might be the existing road. Is that what that dotted line is, Ms. Andaya?

MS. DAGDAG-ANDAYA: I believe so, yes.

COUNCILMEMBER COUCH: Okay. I don't know if this is in the subject lot or not, it's hard to read this small, but where it makes that big, you know, 45 degree angled turn there, looks like there's about a 45 degree angle like the number seven right there at the bottom right-hand side.

MS. DAGDAG-ANDAYA: Yes, I see that.

COUNCILMEMBER COUCH: Okay. It looks like the road actually cuts through somebody else's property there. Are we getting some...is this part of that easement or is this a different...is that something that's going to come up later?

MS. DAGDAG-ANDAYA: Chair, I don't have information on that right now, but I can check. I can check with Staff. But Staff did, DSA Engineering Staff, did take a look. This does not include or what we're discussing today doesn't include that small juttred out portion. But I can clarify with Staff if I can have some time.

COUNCILMEMBER COUCH: 'Cause it says two road widening lots. I was just wondering what the second road was.

MS. DAGDAG-ANDAYA: Oh, I'm sorry.

COUNCILMEMBER COUCH: In the fact page, it says that amount of lots created by the subdivision: four and two road widening lots. So, I'm wondering is that one of them?

MS. DAGDAG-ANDAYA: I can...

COUNCILMEMBER COUCH: Okay.

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MS. DAGDAG-ANDAYA: I'll need to clarify with Staff.

COUNCILMEMBER COUCH: Thanks.

CHAIR COCHRAN: So. Yes, Mr. Molina, did you have a comment?

MR. MOLINA: Just a comment on that second road widening lot. If you look on that same map all the way to the left in the upper left corner, there's a note there under Lot 1-F that says road widening.

UNIDENTIFIED SPEAKER: Oh, way over there.

MR. MOLINA: So, that could be the second road widening lot that's referenced in the fact sheet.

COUNCILMEMBER COUCH: Okay. Okay, thank you.

CHAIR COCHRAN: Okay. So, Ms. Andaya, do you, oh, are you checking now to get the answer? Or, Members, do we need to hold off or is everyone pretty comfortable in this accepting of this dedication? Fine, okay, all right. Any further discussion, or questions, or comments? No. Alrighty then, I shall entertain a motion then to recommend adoption of the proposed resolution entitled ACCEPTING DEDICATION OF A ROAD WIDENING LOT FOR THE CORYELL-HUGHES SUBDIVISION, PURSUANT TO SECTION 3.44.015, MAUI COUNTY CODE; and incorporating any nonsubstantive revisions; and filing of County Communication 13-400.

VICE-CHAIR CRIVELLO: I so move, Chair.

COUNCILMEMBER COUCH: Second.

CHAIR COCHRAN: Thank you. It's been moved by Ms. Crivello, seconded by Mr. Couch. And Members, any further discussion needed on the motion? Seeing none, all those in favor, say, "aye".

COUNCIL MEMBERS: Aye.

CHAIR COCHRAN: Any opposed? We have—three, four--five "ayes" and looks like two Members excused; and motion carries.

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CHAIR COCHRAN: Thank you, Ms. Andaya. Members, do we need questions and comments from Department? Yes, Mr. Couch then Mr. Hokama.

COUNCILMEMBER COUCH: Just out of curiosity from Corporation Counsel, the warranty deed says we paid him ten bucks.

MS. DAGDAG-ANDAYA: Oh, yes.

COUNCILMEMBER COUCH: So, okay, okay, good.: So, we paid for it then?

MS. DAGDAG-ANDAYA: We did, ten dollars.

CHAIR COCHRAN: Thank you, Mr. Couch. Mr. Hokama, you had questions or comments?

COUNCILMEMBER HOKAMA: I have a question, please. Thank you. Now, this was an old existing territorial or County road or is this something that occurred more recently, Director, please?

MS. DAGDAG-ANDAYA: Okay, thank you, Chair. And we did have staff do the research and the history on it. And I'll just read this that what they learned was there was a subdivision that took place in 1911. And during the subdivision, there was no right-of-way that was designed for access to Lot B. And then in 1922, the portion of Haiku Road west of Lot B was created and although created that portion also didn't reach Lot B. The portion of Haiku Road that we're now trying to acquire was once considered a private road back in early 1900s. And this portion was probably connected to one of the roads called Hog Back Road and you can actually find it on real property tax map. So, my guess is that or just trying to synthesize the information here, back then it was considered a private road back in the early 1900s. But as the territory was forming, Statehood occurred, and the road was there but never...everyone just acquiesced to using the road for convenience and it wasn't something that was established as something being owned by the County.

COUNCILMEMBER HOKAMA: You know, what interests me as we look at your Exhibit 2, you have helped us and provided us with just on the bottom part of the redline hook, we see the term government land. So, is that portion something that occurred after 1911, because there's some recognition on your exhibit that there is government land there? And so that was monarchy days or early territorial days but, you know, somehow it became government land so. Just kind of interesting that that was recognizing it the road itself, which I appreciate the private owners being very civic minded and, you know, and I appreciate what they were doing. So, all this time they were assuming the County's liability on the road?

CHAIR COCHRAN: Ms. Andaya.

MS. DAGDAG-ANDAYA: Yes. I'm not sure how to answer that.

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COUNCILMEMBER HOKAMA: Well, again, you know, because at the top of the page we see Royal Patent Number and Commission Award Numbers. So, we know that this part of something that occurred even maybe pre-territory. Could have been part of the monarchy era or Mahele era. So, for me, it's interesting. And I understand surveying techniques have improved. I mean, we've had those issues on Lanai too with Manele Road and whatnot with the new type of a more accurate surveying instruments to be a lot more precise. But it just kind of amazes me we...I'm happy to rectify this and I just want to say I appreciate the Rezens' manner and approach and their patience, Chair, because normally we find out these things when something bad happens, okay, and we're going to court or not or trying to avoid going to court. And I appreciate the family and that trust's willingness to, again, at a more than reasonable price allow us to take our responsibility as we should and be the rightful property owner and party of responsibility. So, I wanna thank the Rezens for their graciousness on this. Thank you.

CHAIR COCHRAN: Thank you, Mr. Hokama, for those comments. I concur. Members, any further discussion? Seeing none, then I shall call for the vote. All those in favor...oh, wait, sorry. Oh, we didn't go that...okay. Okay. I guess I'm moving too fast. So, I shall entertain a motion first before I call for the vote to recommend adoption of the proposed resolution entitled AUTHORIZING THE ACCEPTANCE OF ROAD LOT B-3 IN HAIKU, MAUI, HAWAII, PURSUANT TO SECTION 3.44.015, MAUI COUNTY CODE; and incorporating any nonsubstantive revisions; and filing of this County Communication 14-98.

VICE-CHAIR CRIVELLO: So moved, Chair.

COUNCILMEMBER COUCH: Second.

CHAIR COCHRAN: Thank you. It's been moved by Vice-Chair Crivello, seconded by Councilmember Couch. Now, Members, do we have any further discussion on the motion? Yes, Mr. Hokama.

COUNCILMEMBER HOKAMA: Can we at least offer to pay for the subdivision expenses and whatnot for this project or did the private property owner pay for everything? Or had they reimbursed them?

MS. DAGDAG-ANDAYA: That's correct. He wanted to...he just wanted to move it along so he paid for everything.

COUNCILMEMBER HOKAMA: Well maybe Mr. Hopper might not agree, but, I think, if he asked for a reimbursement or something I would hope the County would consider it, because this is an exceptional family who did something very nice for the County on the people's behalf. And, I think, it would be only fair should they request it that we reimburse them for reasonable costs that we should have been responsible for in my opinion, Chair. Thank you.

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ADJOURN: 3:18 p.m.

APPROVED BY:



ELLE COCHRAN, Chair
Infrastructure and Environmental
Management Committee

iem:min:140616:df

Transcribed by: Delfey Fernandez

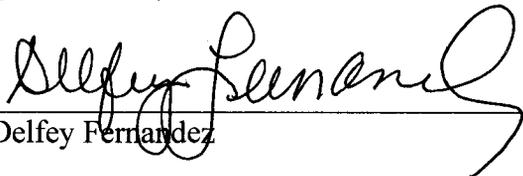
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CERTIFICATE

I, Delfey Fernandez, hereby certify that the foregoing represents to the best of my ability, a true and correct transcript of the proceedings. I further certify that I am not in any way concerned with the cause.

DATED this 8th day of July 2014, in Wailuku, Hawaii.



Delfey Fernandez