

MINUTES

PUBLIC WORKS AND TRAFFIC COMMITTEE

Council of the County of Maui

Council Chamber

February 6, 2003

CONVENE: 9:03 a.m.

PRESENT: Councilmember Michael J. Molina, Chair
Councilmember Charmaine Tavares, Vice-Chair (In at 9:04 a.m.)
Councilmember G. Riki Hokama, Member
Councilmember Dain P. Kane, Member
Councilmember Joseph Pontanilla, Member

EXCUSED: NONE

STAFF: Gary Saldana, Legislative Analyst
Jo-Ann C. Sato, Committee Secretary
Clarita Balala, Committee Secretary
Kelly B. McGinnis, Executive Assistant to Councilmember Joseph Pontanilla

ADMIN.: Gilbert Coloma-Agaran, Director, Department of Public Works and Environmental Management
Blaine J. Kobayashi, Deputy Corporation Counsel, Department of the Corporation Counsel
Officer Noneza, Community Police Officer, Department of Police
Officer Keith Taguma, Community Police Officer, Department of Police
Sydney Kikuchi, Assistant Chief, Department of Police
Bob Strob, South Maui District Supervisor, Department of Parks and Recreation

OTHERS: Frank Pikrone, General Manager, Wailea Community Association (PWT-6)
Stanley Kiyonaga, representing Elaine's Beauty Salon (PWT-17)

PRESS: NONE

CHAIR MOLINA: . . . (*gavel*) . . . Public Works and Traffic Committee meeting for February 6 is now in session. Good morning, Members. We have in attendance for the record, Committee Members, Hokama, Kane, and Pontanilla. Excused is the Vice Chairman . . . Chairperson of the Committee is Member Tavares. We

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have staff that's available here for us today from the Corporation Counsel's office, Mr. Blaine Kobayashi; the Director of Public Works, Mr. Gilbert Coloma-Agaran; Staff Analyst, Mr. Gary Saldana and Committee Secretaries, Jo-Ann Sato and Clarita Balala.

Prior to addressing our two items on our agenda, Members, the Chair has requests for some public testimony and prior to taking public testimony on our items for today, the Chair would like to go over some ground rules. Testifiers will be given three minutes and then given a choice of concluding their testimony . . . an additional minute to conclude their testimony or coming back for an additional three minutes. So, testifiers, please be aware of that so when you do hear the three minute warning, you'll have a choice to conclude in one minute or make the choice to come back for an additional three minutes after all others have testified. And the Chair asks that you please put your pagers on the silent mode and turn off all your cellphones to prevent any distractions. So with that being said, let us proceed with public testimony today. Testifying on Item No. 6, we have Frank Pikrone who is the General Manager of the Wailea Community Association. Good morning, Mr. Pikrone.

. . . BEGIN PUBLIC TESTIMONY . . .

MR. PIKRONE: Good morning, Chair. Good morning, Members. First off, I would like to thank Chairman Molina, Director Coloma-Agaran, who . . . and their staff for coming out to take a look at this project last week. Our concern here, we're in favor of the no parking. Our concern is that pedestrian traffic has nowhere to go except walking down the middle of the street, especially on weekends when the park . . . parking area along the beach is filled and they start parking along that street. And they don't parallel park, they kinda just stick their noses in there and leave the tail ends sticking out on the street. As a matter of fact, this Saturday I was down there and I was able to catch a . . . somebody who was going to park their large pick-up truck there and he was blocking one lane of the street. And I was able to . . . he was very nice and moved his truck, but that would have presented even a bigger hazard. People also park in the cul-de-sac there causing hazard for emergency vehicles. So we're looking for anything that can be done to assist with leaving room for pedestrians to walk on the right-of-way. To prevent any problems, we've had people who live in the area, visit the area, who have had near misses from cars because they . . . cars can't see'em as they're walking around the . . . dodging the other vehicles that are parked there. And we've had people who come up and approach our patrol vehicles and discuss their concerns with it. So it has been noticed and it is something that I think for the better of the community we should attend to. Thank you.

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CHAIR MOLINA: Thank you, Mr. Pikrone. Committee Members, any questions for the testifier. Prior to entertaining any questions, the Chair recognizes the appearance of the Vice Chairperson of the Committee, Member Tavares. Questions, Members, for the testifier at this time?

COUNCILMEMBER PONTANILLA: Yeah, I got one question.

CHAIR MOLINA: Okay, Member Pontanilla.

COUNCILMEMBER PONTANILLA: Sir . . .

MR. PIKRONE: Yes.

COUNCILMEMBER PONTANILLA: During the weekends, I know there's a lot of construction that goes on from that point . . . from the intersection to the park. How's the construction activities during the weekend? Is it . . .

MR. PIKRONE: Right now the construction activity is not as bad as it was over the past say three years in that area. There is a lot that is, is under construction right now, but they seem to have a lot of land that they can park some of their vehicles on. You'll see a few trucks parked in there right now. So on the weekends it doesn't seem to be as bad in that area. It's mainly . . . it's mainly some people or people just going to the beach. There may be a couple pick-up trucks there for construction, but not as many on the weekends. It's mainly packed with people just going to the beach area.

COUNCILMEMBER PONTANILLA: Thank you.

CHAIR MOLINA: Okay. Thank you, Member Pontanilla. Committee Members, any other questions for the testifier at this time? Seeing none. Thank you, Mr. Pikrone. Next to testify on Item No. 17 we have Mr. Stanley Kiyonaga.

MR. KIYONAGA: Good morning, Mr. Chair. Committee Members. My name is Stanley Kiyonaga. I'm before you today providing testimony on behalf of my mother-in-law, Elaine Shibuya, and her daughters, Jo Anne Nakashima and Jacqueline Kiyonaga. They are in support of Public Works and Traffic Item No. 17 amending Section 10.48.069, I'm sorry 96, Maui County Code, to allow three-hour time limit parking in six parking stalls located on the west side of South Market Street between Palua and Pakaluo Street . . . Pakolu Street, I'm sorry. For approximately the last 60 years, Elaine has been owner and operating . . . operator of Elaine's Beauty Salon, a family business located at 253 South Market

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Street which is located directly across the Wailuku Armory, site of the Iao Intermediate School Expansion Project. On August 24, 2000, I provided testimony before the County Board of Variance and Appeals on the project regarding impact on businesses and concern for parking . . . for parking on South Market Street. Being a long standing established business, much of the salon's clientele are elderly residents who will definitely be affected if close-by parking is not available. Passing this ordinance will facilitate customer parking in the area. As a result, I ask this Committee to please pass this ordinance to help move it on. Thank you for allowing me to testify.

CHAIR MOLINA: Thank you, Mr. Kiyonaga. Committee Members, any questions for the testifier? Seeing none. Thank you.

MR. KIYONAGA: Thank you.

CHAIR MOLINA: At this time the Chair asks if there is anyone else in the gallery that would like to testify, please come up. Seeing none. The Chair with no objections will close public testimony on our agenda items for today.

COUNCIL MEMBERS VOICED NO OBJECTIONS.

. . . END OF PUBLIC TESTIMONY . . .

CHAIR MOLINA: Thank you, Members. Okay. Let us proceed with our first item of the day, which is Item No. 6, a proposed bill amending Chapter 10.48, Maui County Code, which pertains to stopping, standing and parking.

ITEM NO. 6: RE: PROPOSED BILL AMENDING CHAPTER 10.48, MAUI COUNTY CODE, PERTAINING TO STOPPING, STANDING AND PARKING (Restricting parking on both sides of South Kihei Road from Okolani Drive to the end of the cul-de-sac at the Keawekapu Beach Park Lot (C.C. 03-33))

CHAIR MOLINA: The Chair has invited for this particular item, the Director of the Public Works and Environmental Management, Mr. Gilbert Coloma-Agaran, from the Police Department, Assistant Chief Sydney Kikuchi and Community Police Officer Noneza and from the Department of Parks and Recreation from the South Maui Area, the South District Supervisor, Mr. Bob Strob, and of course, we have the Corporation Counsel here, Mr. Blaine Kobayashi. And we also have for the . . . for your perusal should you choose to ask him to come up and give additional information, Mr. Pikrone, from the Wailea Community Association. The proposed bill will restrict parking on both sides of South Kihei Road from the intersection with Okolani Drive to the end of the cul-de-sac at Keawekapu Beach Park. And

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this matter was brought to the attention of the department as a result of concerns regarding pedestrians being forced on to the street because of vehicles parked on the shoulder of the road. So at this time, the Chair will yield the floor to the Director of Public Works and Environmental Management, excuse me as I get used to the new title, Mr. Coloma-Agaran, to give us a brief overview of the matter. Mr. Agaran.

MR. COLOMA-AGARAN: Thank you, Mr. Chairman. The proposal basically came out of concerns from Wailea Ekahi, AOA, which is on the mauka side of the road, concerning construction vehicles parking along the mauka shoulders. The construction was taking place on some of the single-family residences on the makai side of that road. There are no existing sidewalks and the pavement is about 21 feet wide, which is enough for only two-way traffic. We did go with the Chair of this Committee and did a site visit just last week. And during the site visit a number of additional issues came up. This roadway leads to the beach access at the end with a parking lot of about 22 spaces. My understanding is on weekends there is a lot of use of this particular area and with the limited amount of parking, I think, we're going . . . we would request that maybe the Committee defer acting while we reassess some other number of issues that have arisen based on the site visit that we did. When we did the site visit we also noticed that on the ocean side of the road, on the makai side, there were boulders in what appears to be the County right-of-way, which, you know, basically dissuades people from parking on that side of the road. And there may be areas where it might be appropriate to look at maybe some limited parking on the weekends to make sure that there's enough parking for beach access or additional parking for beach access. So, I think, the Chair did ask our department to take a look at a number of these issues and so we're still gathering information and so we don't . . . at this point we don't have a recommendation on whether this proposal can be/should be modified in some way. Currently, I believe, the cul-de-sacs are just painted. There are no . . . there's no signage on, on the road, on this roadway, limiting the parking.

CHAIR MOLINA: Okay. Thank you, Mr. Coloma-Agaran. Members, prior to questions for the Director, we do have pictures of the site if you as a body would prefer to see the pictures and then proceed with your questions of the Director we can do that. Is that something that the Committee would like to consider first? To look at the pictures and the site?

COUNCILMEMBER KANE: I'd like to, Mr. Chair.

CHAIR MOLINA: Okay. Member Kane.

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COUNCILMEMBER PONTANILLA: Same here.

CHAIR MOLINA: Member Tavares, Member Pontanilla. Okay. Mr. Saldana, can you go ahead and post the pictures?

MR. SALDANA: Mr. Chair, if I may?

CHAIR MOLINA: Proceed.

MR. SALDANA: Okay. This is just a map of the area, which identifies the portion of South Kihei Road that is being proposed for restriction of parking. As you'll note, the portion of yellow is the Ekahi . . . Wailea Ekahi II Condominium Project, which initiated this request. Here is a photograph taken from near the end of the cul-de-sac looking toward . . . toward Kihei. As you can . . . as you will note, in the distance there are two people walking on the street as was noted by one of the testifiers and the Director. Plus, you'll see on the makai side of the road, the stones that have been placed along the . . . along the shoulder. This is just another . . . another view of that . . . of that same . . . same roadway looking at the same . . . same direction. This is an area that there is currently some overflow parking. We had a couple of visi . . . vehicles there during the site inspection, but there were at least three other vehicles there prior to us being there. And, I guess, when there's a little bit of overflow in the . . . in the parking lot, this is where they come to park. And one of the discussions was possibly making this additional parking for overflow beach . . . for the overflow beach area. And then this is just another perspective looking in the opposite direction toward Wailea of that little section of area that's utilized as overflow parking. And the road that you see going toward the left is an entrance to the . . . the Wailea Ekahi Condominium Project from South Kihei Road. And those are the pictures that we have.

CHAIR MOLINA: Thank you, Mr. Saldana. The Chair also has invited the members of the Police Department, Officers Kikuchi and Noneza, as well as, Mr. Strob from the South District Area from the Parks Department. If you prefer, Members, would you like to hear comments from them prior to proceeding with questions?

COUNCILMEMBER KANE: Yes.

CHAIR MOLINA: Okay. At this time, Officer Noneza, if you would like to come up and give your . . . share your thoughts on this particular issue?

OFFICER NONEZA: Mr. Chairman, Members of the Committee, thank you for having me here today. I'm Officer Noneza. I'm the . . . one of the Community Police

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Officers in South Maui and I've been re . . . I've been informed of this situation from basically the Wailea Ekahi perspective. As you know, they are the ones that initiated the request to make no parking along both sides of the roadways. And this was during a period of time when construction of several single . . . single-family homes in the area was causing a lot of construction worker vehicles to be parked, basically, on the mauka side of the roadway. That construction has tapered down substantially at this point in time, but it still remains an issue. An issue that's not necessarily needs to be discussed as far as what do you do about single-family homes attracting a lot of construction workers to the neighborhood. That's something outside of here. But what it does show is that because there's no sidewalk in that area you did have a lot of pedestrians, particularly on weekends, walking on the roadway. And even if there were no vehicles parked along the mauka/makai side of the roadway, people would still walk over there simply because, I think, it's a natural tendency for people to look for firm ground to work on rather than dirt shoulder or a grassy shoulder. So the question that comes to my mind is if we gave them a sidewalk, would they walk on the sidewalk and therefore, make themselves safer by not being on the roadway itself, which is as far as I am concerned pretty minimal in width for both vehicles and people to be on the roadway at the same time. I personally support seeing a sidewalk being placed on at least one side of the roadway. I would like to see it on the mauka side of the roadway, not necessarily on the makai side of the roadway. I can understand the peoples concerns on the makai side of the roadway when they have their nice grassy areas run over by vehicles that want to park over there. I understand that there's a concern about overflow parking. And I could see Public Works putting in parking stalls in conjunction with a sidewalk if it fits on the mauka side of the roadway to assist in the overflow parking from Keawekapu Beach. I ask one thing be done if you do put parking stalls. That is that you limit their use during the day time only. Because the park itself supposedly closes at 7:00 so there's really no need for anybody to be parking over there. And also that you restrict that parking for public beach access only. Okay. I could just see the problem whereby people in the neighborhood start having parties and they start parking over there and there's really no need for that. We can deter that type of activity if we can . . . if you put the parking stalls in there to address the overflow parking issue but restrict its use for certain time period and certain purpose and we would accomplish what we want to do. Mr. Chair.

CHAIR MOLINA: Thank you, Officer Noneza.

COUNCILMEMBER PONTANILLA: I have a question.

CHAIR MOLINA: Member Pontanilla.

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COUNCILMEMBER PONTANILLA: Officer, I know there is a parking area at the corner of Kilohana and South Kihei Road. Do you know the capacity of the parking lot and on any given day, you know, what is the use of that parking lot?

OFFICER NONEZA: Okay. The parking lot at Kilohana and South Kihei Road. You have what is called Keawekapu I and Keawekapu II. Keawekapu I, which is at the end of South Kihei Road, which is the one we're addressing right now, I think, we mentioned about 21 stalls. Director?

MR. COLOMA-AGARAN: Twenty-two.

OFFICER NONEZA: Twenty-two stalls. I believe the Kilohana one is almost about 80 stalls up over there. But you have people having preferences for different sides of the beach because that one has a different beach access that it primarily serves that parking lot. And there's a beach access right across that intersection on the makai side of the intersection. People who like to go to that beach will use that parking lot. People who want to go down to the end of South Kihei Road wouldn't park all the way up there just to go down over there. So, yes, there is a lot of parking stalls over there. During the weekends, that place can be just as full as any other beach park in South Maui. So the question in my mind is how do we supplement the one at the end . . . Keawekapu I at the end of South Kihei Road.

COUNCILMEMBER PONTANILLA: So what you're saying that we do need additional parking during the weekends to accommodate the people here on Maui.

OFFICER NONEZA: Yes, sir. Entire South Maui, every beach needs additional parking.

COUNCILMEMBER PONTANILLA: Okay. Thank you.

CHAIR MOLINA: Okay. Thank you, Member Pontanilla. Any other questions for Officer Noneza? I appreciate the Committee Members allowing me to let you ask your questions now because I know our men in blue have very busy schedules. Any other questions for Officer Noneza at this time? Seeing none. Thank you, Officer Noneza. And I'd like to get comments from the Parks Department from Mr. Strob who is out in the South Maui area.

MR. STROB: Thank you, Councilman Molina. My name is Bob Strob. I'm temporarily assigned as the District Supervisor in South Kihei and this was brought to my attention within the past week immediately after your visit. And in checking with

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our personnel both in Kihei, as well as going down there myself on three different occasions, I determined the following things: First off, I do agree that we do . . . we definitely need parking . . . additional parking. It should be on the mauka side. I think one of the things in discussing it just before the meeting with Public Works Director, we have to determine, I think, what the right-of-way is on the makai side where those rocks were that were in the picture. I think that probably would be the place for a sidewalk because a sidewalk does have to be used. I noticed in the three separate times that I was down there . . . I have not gone down there on a weekend and I will do that this weekend . . . the three separate times that I was down there, there were people walking on the street. They did not walk off of the side of it. So I think we do need something. Again what the Officer said that we need something with solid ground for them to walk on. And I presume that they will use the sidewalk if we establish that. I do see on the weekends, from what's been indicated by the personnel, that there is a tremendous amount of parking that's required on weekends only. Three times that I was down there, one car was parked in the overflow area that we're considering the overflow area. The weekends they're parked up on the sidewalk in the cul-de-sac area . . . not the sidewalk, above the curbing that is painted. We paint that area red with "No Parking" marked on it, but they still park in the cul-de-sac, on the pavement, as well as, above the curb on the grass. So we have to do . . . we have to address that situation at the very same time. I do think that we do need the additional parking. Definitely, it should be done at an angle in order to give us a maximum amount of parking that we could utilize on . . . as additional to the 22 spaces that are in the existing parking lot.

CHAIR MOLINA: Okay. Thank you, Mr. Strob. Committee Members, questions for Mr. Strob, at this time, from the Parks Department?

MR. STROB: If I may just add, that I do agree that we should investigate this a little bit more with the situation that 's the information that's occurred here, as well as, the pictures and what have you. I think there's some more details that we have to determine in regards to the weekend picture as far as the parking and stuff is concerned.

CHAIR MOLINA: Okay.

MR. STROB: Thank you.

CHAIR MOLINA: Thank you. Thank you, Mr. Strob. Okay, Committee Members, back to questions for the Director at this time. Member Tavares.

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COUNCILMEMBER TAVARES: Mr. Chairman, I see two other officers in the audience. Were they here to give testimony, also?

CHAIR MOLINA: We have Officer Taguma that will be giving us . . . sharing some information with us . . .

COUNCILMEMBER TAVARES: Oh, the next one.

CHAIR MOLINA: . . . on Item 17.

COUNCILMEMBER TAVARES: Okay, thank you.

CHAIR MOLINA: Any questions for Mr. Agaran at this time? Member Tavares.

COUNCILMEMBER TAVARES: Yes. I noticed that in the materials that we have that this was presented at the Traffic Safety Council Meeting and that it's five members voted in favor or in support of this and two members voted against. Would you happen to know what the reasons were that those who voted against the measure gave? I know that was, you know, the meeting was before, you know, you became Director. But perhaps in the meantime, while we're still . . . if we're still going to look at this issue, if we could either get the minutes of that meeting or know what transpired as far as why those two members voted against the support.

MR. COLOMA-AGARAN: Yeah, I don't know at this point and I will try and find out.

COUNCILMEMBER TAVARES: Thank you.

CHAIR MOLINA: Okay. Thank you. Members, any other questions for the Director at this time? Comments? Member Hokama.

COUNCILMEMBER HOKAMA: I'm ready for the Director first, please, Chairman.

CHAIR MOLINA: Proceed.

COUNCILMEMBER HOKAMA: Part of this area, Mr. Agaran, is a slight curvature, yeah, from Olo . . . Okolani area and then that little inlet. Is that . . . from an engineering stand point and line of sight, the amount of no parking area is already clearly designated within the roadway system? You know why . . .

MR. COLOMA-AGARAN: I, I . . .

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COUNCILMEMBER HOKAMA: . . .because we noticed in the photograph, and I guess Parks already mentioned it, it is painted red with "No Parking".

MR. COLOMA-AGARAN: Only in the cul-de-sac area.

COUNCILMEMBER HOKAMA: Only in the cul-de-sac area. Other than that we have no problem with line of sight?

MR. COLOMA-AGARAN: You know, I have to talk to our staff. I'm not an engineer so I can't tell you.

COUNCILMEMBER HOKAMA: This one is for Corporation Counsel more, I think, Chairman. Help us understand clearly what is the responsibility of homeowners or property owners that have County right-of-ways in the front of the roadway system and their properties about it.

MR. KOBAYASHI: My understanding is that there is a provision in the Code and the section escapes me right now. But there is a provision in the Code, which prohibits property owners putting obstructions such as a rock that we've seen in the photographs in County right-of-way. If there is an obstruction, the Department of Public Works can and should inform the property owner of that obstruction and to remove it. If they do not remove it, then the Department can remove it and if it entails expense, then the property owner can be charged with the expenses for the removal.

COUNCILMEMBER HOKAMA: Okay. Have those property owners that have those rocks that we saw in the photographs been at least informed of the law?

MR. COLOMA-AGARAN: I'm not . . .I, I, I don't know.

COUNCILMEMBER HOKAMA: Your office . . . is the Public Works Department aware of at least notifying these people that, you know, please be aware this is the County law.

MR. COLOMA-AGARAN: I'm not aware that they've been informed. But we are going to be . . . that's one of the things that we are doing right now. We're going to be confirming where the right-of-way is and where those boulders are located. And if . . . if they are in the County's right-of-way, then we will be informing the landowners.

COUNCILMEMBER HOKAMA: Yeah, I would appreciate that please, Mr. Director. You know, it's been in . . . and I would hate to say that we do selective enforcement

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and maybe that's a bad term, but I do know the Department has and . . . or the County has enforced it on Lanai. And I would like to see equal application that we treat our people with our laws. So I think one, is at least informing them be aware of what is existing law and the measures that they can take, as well as, I think it's right we know exactly how deep or how wide that right-of-way is from the pavement onto the grass area. Are you folks aware right the size of that right-of-way from the pavement edge?

MR. COLOMA-AGARAN: That's the work that they're going to be doing to investigate. They're going to try and determine that.

COUNCILMEMBER HOKAMA: I'd just like to share a comment, please, with the Department. On Lanai, we have Kaunalapau Highway that runs from the main State highway and then once you make the turn westward it becomes Lanai Avenue. The County spent good money to place a nice concrete sidewalk on one side of the road. Very nice. We spent . . . we spent good money. Reality is people still use the road with a beautiful paved sidewalk right on the side of the road. I don't know why. It's just whether it's habit or what, our people still use the road and so I just share that with you because maybe it's . . . I don't know what it's going to take for people to use the sidewalk. We don't want people to get hurt, but they have the choice. Actually, we want them to use the sidewalk. But I can tell you, I see mothers with baby carriages on the road and not on our sidewalks. And so I don't know how we're gonna . . . we're gonna approach this, but just because we build a sidewalk obviously doesn't mean they're going to use the sidewalk. So I share that with you guys as observation of human nature and the personalities. Is there anywhere else in that area, Mr. Director, you're aware of . . . of a request for no parking because of similar situations?

MR. COLOMA-AGARAN: As I sit here today, I don't, but I can find out. Cause I know that we . . . because of the construction that's happening throughout the South Maui area, I'm sure that there's other . . . there's been other request for something similar.

COUNCILMEMBER HOKAMA: And again, because there's construction involved and of course, South Maui has been very active, I would ask that you check with your key people. Maybe we need to review certain standards regarding roadways and right-of-ways to insure . . . maybe we need to just revise our standards to allow certain parking to be either done or adjust it so that we don't allow parking on this type of roads, but we provide parking in a more accessible and reasonable area to take care of that type of demand for access to public areas. So again, Mr. Chairman, if you could follow-up, please. I would . . .

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CHAIR MOLINA: So noted.

COUNCILMEMBER HOKAMA: . . . be interested if maybe there is something legislatively we can do to adjust the standards to the current situation and plan for the future better.

CHAIR MOLINA: Okay. Thank you, Member Hokama. Will the members . . . Mr. Pontanilla.

COUNCILMEMBER PONTANILLA: Regarding the question Councilmember Tavares asked of our Public Works Director. The two that opposed restricting parking, their thinking was that, they opposed because they wanted to see parking on one side of the road be accommodated.

COUNCILMEMBER TAVARES: Lot 2.

COUNCILMEMBER PONTANILLA: Lot 2.

CHAIR MOLINA: Okay. Thank you, Member Pontanilla. Any other questions for the Director at this time? Okay. Seeing none. The Chair will not . . . is not planning on taking any formal action on the ordinance itself mainly because of the concerns expressed by the Director in wanting to get more information with regards to the stones and the Chair has asked the Director to explore the feasibility of having a sidewalk put in there . . . a cost analysis. Is there any other recommendations from the Committee that we could include in our Committee Report, that the Committee Members would like to see with regards to this matter prior to it being brought up in the future?

COUNCILMEMBER HOKAMA: Chairman, one?

CHAIR MOLINA: Member Hokama.

COUNCILMEMBER HOKAMA: I would ask the Director to please also check with his appropriate either engineers or pers . . . , you know, proper personnel. That if we are going to get some type of consideration for improvements whether it be sidewalks, that they also do a drainage assessment and to see whether or not we need to do some improvements as regards to drainage to . . . in the area.

CHAIR MOLINA: So noted, Mr. Hokama. Any recommendations from the Committee? Okay. Seeing none. There are no objections. The Chair will be deferring this item.

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COUNCILMEMBER HOKAMA: No objections.

CHAIR MOLINA: Thank you very much, Members. And the Chair thanks the Police Department and Mr. Strob from the Parks Department for taking time out of your busy schedules to share this important information with us.

ACTION: DEFER pending further discussion

CHAIR MOLINA: Okay, members. Next item . . . the final item on our agenda is Item 17 which deals with on-street parking limits in the Wailuku District.

ITEM NO. 17: RE: ON-STREET PARKING LIMITS IN THE WAILUKU DISTRICT (c.c. 03-44)

CHAIR MOLINA: Again, we have the Director of Public Works, Mr. Coloma-Agaran and Assistant Chief Kikuchi and Community Police Officer, Keith Taguma, from the Police Department to share their thoughts on this matter. At this time, the Committee also invited to attend this agenda item . . . this meeting for . . . item for today's meeting, Tom Cole, from the Law Office of Thomas R. Cole; Dr. Rod Bjordahl, I hope I pronounced these names right; Jackie Kiyonaga and Jo Anne Nakashima of Elaine's Beauty Salon; Catherine Kilborn, the Acting Principal of Iao Intermediate School; and Jocelyn Perreira of the Wailuku Main Street Association. We did offer that invitation, but I . . . other than Mr. Kiyonaga, I don't see any of the other names mentioned here in the gallery. So for the record, we did invite them. The Committee is considering a proposed bill that will establish, on a permanent basis, three-hour parking limits along South Market Street from Palua Street to Pakolu Street in Wailuku. The restrictions are being proposed as a result of requests by businesses in the area to limit . . . to limit, to assist in providing parking for their clients. And according to the Department of Public Works and Environmental Management the three-hour parking limits were established for a trial period. And the trial, from what we have heard so far, apparently was successful and as a result, the Department would like to make the restrictions permanent. So, Mr. Coloma-Agaran, if you will. Would you like to make comments?

MR. COLOMA-AGARAN: Thank you, Mr. Chairman. I believe your . . . your description of the situation along with testimony earlier from Mr. Kiyonaga basically outlines this matter.

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CHAIR MOLINA: Okay. Thank you. We'd like to get comments from the Police Department at this time. If we could have Community Police Officer Taguma to share his thoughts.

OFFICER TAGUMA: Good morning, Councilmembers. My name is Keith Taguma. I'm with the Wailuku Patrol Division. I patrolled the Wailuku Town for about the past ten years. They asked me to come and talk to you folks about the South Market Street proposal, which has been . . . the signs have been posted since like March of 2002. That's when I received a memo from former engineer, Charlene Shibuya, that they are contemplating making a three-hour time limit. To this day, I have never enforced it cause the law was never passed. The signs have been posted. There are only two out of three signs that should be there and the third sign needs to be replaced. The time needs to be changed cause the signs all contradict what's being proposed. The area in question . . . I drew a small map. There are six stalls fronting that place that they want to make the three-hour parking. Beyond that, there's another four stalls that are available. Opposite that are 14 stalls that are poorly designated, like the rest of the street. The stripe lines, you can barely see. So that's going to be one of the recommendations if you ever create time zones on this street and make it parking stalls designated, you have to re-stripe the whole road. There's another portion between the in and outs of Lao School, right across the street from where this place is and people can park there if they re-stripe the roadway. Because when you take these three . . . six stalls away, the time limit, these people are going to relocate to somewhere else so that they don't receive a citation for three hours. Palua and Pikala Streets have no parking on the south sides. It's under the County Code 10.40.8040 and Subsections 34 and 35. On the rest of South Market Street toward the gym, it's all no parking. There's a white edge line and the white edge line according to the 10.40.130 Section County Code prohibits parking on the left side of the white edge line into the lane of oncoming traffic. That is another recommendation. They gotta re-stripe that, too. Can't . . . I cannot issue citations if these sections are not clearly posted. The signs . . . the times are wrong. The three signs that I indicated, the first one has a arrow pointing begin three-hour parking. The second sign, two stalls down the road right in front of Elaine's, has double arrows. And then you go beyond there, there's no sign. So where is it . . . where does it end? Does it end at Kaohu Street? And that's the basic problem I have all over this town. The last meeting I came with the Kaohu Street one. We had a meeting with the Public Works Director. Unfortunately, we have another Director so that all . . . all those plans are . . . I don't know where it went. They were gonna look at re-striping and painting and proper signage for all the streets up here. But the . . . as for the three-hour parking, I have no problem with it. And my job is just enforcement and I, I have had no complaints from no one on that latter.

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CHAIR MOLINA: Thank you, Officer Taguma. I'm sure the new Public Works Director will take your concerns into consideration. Committee members, questions for Officer Taguma? Okay. Seeing none. Thank you. Okay. Members, any final comments before the Chair makes his recommendations?

COUNCILMEMBER HOKAMA: Chairman?

CHAIR MOLINA: Member Hokama.

COUNCILMEMBER HOKAMA: I would ask that in the Committee Report regarding this item that the comments from the Police Department be so noted, as well as, maybe a copy of the report sent to Budget and Finance Committee. It's under finance responsibility to make sure follow-up of what, I believe, is some of these safety measures that we should get . . . work with, with Public Works Department and insure it's not a funding issue, but a follow-up concern. Thank you.

CHAIR MOLINA: Okay. So noted, Member Hokama. Any other final comments? Okay. Seeing none. The Chair's recommendation is the passage of the proposed bill and the filing of the communication.

COUNCILMEMBER HOKAMA: So moved.

COUNCILMEMBER KANE: Second.

CHAIR MOLINA: Okay. It's been moved by Member Hokama, seconded by Member Kane. Mr. Hokama you have the floor.

COUNCILMEMBER HOKAMA: I think it's a reasonable request, Mr. Chairman. Many of us who know Wailuku Town for many, many decades and I think every single member of this Committee knows Wailuku Town for many decades. I think it's a reasonable request. The area has a SBR designation, I believe, and I think it's one of the ways we can help to maintain the character of that area so I'll be supporting the measure.

CHAIR MOLINA: Okay. Thank you, Member Hokama. Member Kane as the seconder of the motion and area representative, do you have any comments?

COUNCILMEMBER KANE: No further comments. Thank you.

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CHAIR MOLINA: Okay. Thank you, Member Kane. Any other comments from the Committee? Seeing none. All those in favor say aye. All those opposed? Chair will mark it unanimous.

VOTE: AYES: Councilmembers Hokama, Kane, Pontanilla, Vice-Chair Tavares and Chair Molina.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

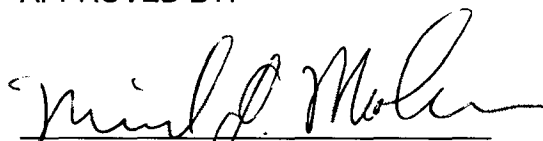
MOTION CARRIED.

ACTION: FIRST READING of proposed bill and FILING of communication

CHAIR MOLINA: And this concludes our meeting for today. Any announcements, Members? Seeing no announcements, the Chair likes to . . . would like to send his appreciation and thank you to the Police Department and all of our other resource personnel who took the time to give their thoughts on these important matters with regards to parking in our community. So with that being said, this meeting is adjourned. . . . *(gavel)* . . .

ADJOURN: 9:44 a.m.

APPROVED BY:



MICHAEL J. MOLINA, Chair
Public Works and Traffic Committee

Transcribed by: Clarita Balala

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