



**HAWAI'I COUNTY COUNCIL**

**AGENDA  
40<sup>th</sup> Session**

**COMMITTEE ON PUBLIC WORKS AND PARKS**

Dominic Yagong, *Chair*  
Leningrad Elarionoff, *Vice Chair*  
Aaron Chung, *Member*  
Julie Jacobson, *Member*  
Bobby Jean Leithead-Todd, *Member*  
Nancy Pisicchio, *Member*  
Al Smith, *Member*  
Curtis Tyler, *Member*  
James Y. Arakaki, *Ex-Officio Member*

**DATE:** July 25, 2000 (Tuesday)  
**PLACE:** Councilroom  
**TIME:** 9:00 a.m.

CALL TO ORDER

STATEMENTS FROM THE PUBLIC

REFERRALS:

[Comm. 845:](#)  
[\(Bill 284\)](#) AN ORDINANCE AMENDING CHAPTER 24, OF THE HAWAII COUNTY CODE 1983 (1995 EDITION), RELATING TO VEHICLES AND TRAFFIC (Ka'iminani Drive, Queen Ka'ahumanu Highway to Lau'i Street (Increase in Speed Limit- 35 to 45 mph)

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From Council Member J. Curtis Tyler, III, dated July 5, 2000, transmitting the above-described ordinance bill and relevant communications from Traffic Engineer Richard Nishimura; Police Chief Wayne Carvalho; N. R. Bud Moen, Dr. Pila Wilson, and himself, regarding the above subject matter.

- [Comm. 851](#): 18 RESOLUTIONS FOR THE CONDEMNATION OF PORTIONS OF PROPERTIES AND EASEMENTS FOR THE PUAINAKO STREET EXTENSIONS  
(Res. 283-00 thru Res. 300-00)  
From Deputy Corporation Counsel Gerald Takase, dated July 12, 2000, transmitting the following 18 resolutions for the condemnation of portions of properties and easements for the Puainako Street extension. Informs these parcels are located in the area from Puainako's intersection with Komohana Street up to its connection to Saddle Road mauka of Wilder Road. Except for one lot, the area is undeveloped and uninhabited.
- Also informs they are simultaneously negotiating with the landowners as well as moving forward with the condemnation proceedings as they need possession of the parcels by September 11, 2000 or they will lose the Federal share of funding for the project.
- [Res. 283-00](#): PROVIDING FOR THE ACQUISITION OF PRIVATE PROPERTY AND EASEMENTS, BEING PORTIONS OF TAX MAP KEY (3)2-4-008:014, SITUATE AT KUKUAU 1<sup>ST</sup>, DISTRICT OF SOUTH HILO, COUNTY AND STATE OF HAWAI'I, FOR THE PUAINAKO STREET EXTENSION.
- [Res. 284-00](#): PROVIDING FOR THE ACQUISITION OF PRIVATE PROPERTY AND EASEMENTS, BEING PORTIONS OF TAX MAP KEY (3)2-5-006:002, SITUATE AT KUKUAU 2ND, DISTRICT OF SOUTH HILO, COUNTY AND STATE OF HAWAI'I, FOR THE PUAINAKO STREET EXTENSION.
- [Res. 285-00](#): PROVIDING FOR THE ACQUISITION OF PRIVATE PROPERTY AND EASEMENT, BEING PORTIONS OF TAX MAP KEY (3)2-5-061:037, SITUATE AT KUKUAU 2ND, DISTRICT OF SOUTH HILO, COUNTY AND STATE OF HAWAI'I, FOR THE PUAINAKO STREET EXTENSION.
- [Res. 286-00](#): PROVIDING FOR THE ACQUISITION OF PRIVATE PROPERTY AND EASEMENTS, BEING PORTIONS OF TAX MAP KEY (3)2-5-061:036, SITUATE AT KUKUAU 2ND, DISTRICT OF SOUTH HILO, COUNTY AND STATE OF HAWAI'I, FOR THE PUAINAKO STREET EXTENSION.

- [Res. 287-00:](#) PROVIDING FOR THE ACQUISITION OF PRIVATE PROPERTY AND EASEMENTS, BEING PORTIONS OF TAX MAP KEY (3)2-5-061:035, SITUATE AT KUKUAU 2ND, DISTRICT OF SOUTH HILO, COUNTY AND STATE OF HAWAI'I, FOR THE PUAINAKO STREET EXTENSION.
- [Res. 288-00:](#) PROVIDING FOR THE ACQUISITION OF PRIVATE PROPERTY AND EASEMENTS, BEING PORTIONS OF TAX MAP KEY (3)2-5-061:034, SITUATE AT KUKUAU 2ND, DISTRICT OF SOUTH HILO, COUNTY AND STATE OF HAWAI'I, FOR THE PUAINAKO STREET EXTENSION.
- [Res. 289-00:](#) PROVIDING FOR THE ACQUISITION OF PRIVATE PROPERTY, BEING A PORTION OF TAX MAP KEY (3)2-5-061:074, SITUATE AT KUKUAU 2ND, DISTRICT OF SOUTH HILO, COUNTY AND STATE OF HAWAI'I, FOR THE PUAINAKO STREET EXTENSION.
- [Res. 290-00:](#) PROVIDING FOR THE ACQUISITION OF PRIVATE PROPERTY AND EASEMENTS, BEING PORTIONS OF TAX MAP KEY (3)2-5-061:075, SITUATE AT KUKUAU 2ND, DISTRICT OF SOUTH HILO, COUNTY AND STATE OF HAWAI'I, FOR THE PUAINAKO STREET EXTENSION.
- [Res. 291-00:](#) PROVIDING FOR THE ACQUISITION OF PRIVATE PROPERTY AND EASEMENTS, BEING PORTIONS OF TAX MAP KEY (3)2-5-061:076, SITUATE AT KUKUAU 2ND, DISTRICT OF SOUTH HILO, COUNTY AND STATE OF HAWAI'I, FOR THE PUAINAKO STREET EXTENSION.
- [Res. 292-00:](#) PROVIDING FOR THE ACQUISITION OF PRIVATE PROPERTY, BEING A PORTION OF TAX MAP KEY (3)2-5-061:078, SITUATE AT KUKUAU 2ND, DISTRICT OF SOUTH HILO, COUNTY AND STATE OF HAWAI'I, FOR THE PUAINAKO STREET EXTENSION.

- [Res. 293-00:](#) PROVIDING FOR THE ACQUISITION OF PRIVATE PROPERTY AND EASEMENT, BEING PORTIONS OF TAX MAP KEY (3)2-5-061:079, SITUATE AT KUKUAU 2ND, DISTRICT OF SOUTH HILO, COUNTY AND STATE OF HAWAI'I, FOR THE PUAINAKO STREET EXTENSION.
- [Res. 294-00:](#) PROVIDING FOR THE ACQUISITION OF PRIVATE PROPERTY AND EASEMENTS, BEING PORTIONS OF TAX MAP KEY (3)2-5-046:001, SITUATE AT KUKUAU 2ND, DISTRICT OF SOUTH HILO, COUNTY AND STATE OF HAWAI'I, FOR THE PUAINAKO STREET EXTENSION.
- [Res. 295-00:](#) PROVIDING FOR THE ACQUISITION OF PRIVATE PROPERTY BEING A PORTION OF TAX MAP KEY (3)2-5-046:009, SITUATE AT KUKUAU 2ND, DISTRICT OF SOUTH HILO, COUNTY AND STATE OF HAWAI'I, FOR THE PUAINAKO STREET EXTENSION.
- [Res. 296-00:](#) PROVIDING FOR THE ACQUISITION OF PRIVATE PROPERTY, BEING A PORTION OF TAX MAP KEY (3)2-5-046:007, SITUATE AT KUKUAU 2ND, DISTRICT OF SOUTH HILO, COUNTY AND STATE OF HAWAI'I, FOR THE PUAINAKO STREET EXTENSION.
- [Res. 297-00:](#) PROVIDING FOR THE ACQUISITION OF PRIVATE PROPERTY AND EASEMENTS, BEING PORTIONS OF TAX MAP KEY (3)2-5-045:014, SITUATE AT KUKUAU 2ND, DISTRICT OF SOUTH HILO, COUNTY AND STATE OF HAWAI'I, FOR THE PUAINAKO STREET EXTENSION.
- [Res. 298-00:](#) PROVIDING FOR THE ACQUISITION OF PRIVATE PROPERTY AND EASEMENTS, BEING PORTIONS OF TAX MAP KEY (3)2-5-045:001, SITUATE AT KAUMANA, DISTRICT OF SOUTH HILO, COUNTY AND STATE OF HAWAI'I, FOR THE PUAINAKO STREET EXTENSION.

- [Res. 299-00:](#) PROVIDING FOR THE ACQUISITION OF PRIVATE PROPERTY AND EASEMENTS, BEING PORTIONS OF TAX MAP KEY (3)2-5-044:001, SITUATE AT KAUMANA, DISTRICT OF SOUTH HILO, COUNTY AND STATE OF HAWAI'I, FOR THE PUAINAKO STREET EXTENSION.
- [Res. 300-00:](#) PROVIDING FOR THE ACQUISITION OF PRIVATE PROPERTY BEING A PORTION OF TAX MAP KEY (3)2-5-055:045, SITUATE AT KAUMANA, DISTRICT OF SOUTH HILO, COUNTY AND STATE OF HAWAI'I, FOR THE PUAINAKO STREET EXTENSION.
- [Comm. 846:](#) WA'A WA'A BEACH ROAD IMPROVEMENT PROJECT  
From Eileen O'Hora-Weir, Ph.D, Secretary, Pakaka Road Association, dated July 9, 2000, informing the Wa'awa'a-Koae Road Action Committee, an ad hoc committee of the Pakaka Road and Kapoho Papaya Farms Road Association, is requesting that her letter regarding the above subject matter be considered for reasons, as listed. Submits a list of names of residents who support this request, and would appreciate providing the public a brief opportunity to comment on this proposed project.
- [Comm. 846.001:](#) From Tim Kubica, dated July 2, 2000, commenting on the County's proposal to pave and widen the Government Beach Road which he feels will be a detriment to the area for reasons as stated in his letter and suggests that the gravel road be maintained more often and that nothing else be done with it.

#### UNFINISHED BUSINESS

- [Comm. 679:](#)  
[\(Bill 213\)](#) AN ORDINANCE AMENDING ARTICLE 1 OF CHAPTER 14 RELATING TO GENERAL WELFARE, OF THE HAWAII COUNTY CODE RELATING TO ALCOHOLIC BEVERAGES ON COUNTY PROPERTY  
From Parks and Recreation Director Juliette Tulang, dated February 17, 2000, transmitting the above-mentioned bill.
- [Comm. 679.001:](#) From John W. Hartman, Chairman of Handicapped Advocacy Works of Kona; Chairman, Big Island Disabled Parking Committee, and President, Post Polio Support Group-Hawaii, dated June 29, 2000, informing he lives 200 feet mauka of Kahaluu

County Beach Park and the uncontrolled drinking there is totally out of hand. He owns and rents a unit at Kona Magic Sands which is between La Aloa Park and Pahoehoe Park, where drinking is a major problem. Also states his support for the adoption of Bill 214, Sections 1, 2 and 3.

[Comm. 679.002:](#) From Randy Kent, commenting on the alcohol and drug abuse at La Aloa Beach Park and states his support for the passage and enforcement of Bill 213 and Bill 214.

[Comm. 679.003:](#) From Robert M. Oswald, dated June 29, 2000, stating his support for Bill 213 relating to alcoholic beverages on County property and Bill 214 relating to removal of beach composition and other materials.

[Comm. 679.004:](#) From Maria and Paul Maxwell, dated June 30, 2000, stating they are strongly in favor of the proposed amendment regarding intoxicating liquors prohibited in certain public places, and also supports the bill prohibiting the removal of beach composition from certain parks.

[Comm. 679.005:](#) From Bernadine Heloca, Account Manager, KBR Management & Realty, Ltd., Managing Agents for White Sands Village, dated June 30, 2000, informing the Board of Directors of White Sands Village is strongly in favor of Section 1, Chapter 14, article 1, section 14-1 relating to alcoholic beverages on county property and Chapter 15, article 1, section 15-6 removal of beach composition from certain parks. Attaches a letter from Mr. & Mrs. Jonathan Curtsinger, owners at the White Sands Village Condominium, supporting these amendments.

[Comm. 679.006:](#) From Nancy L. Wheat, resident/owner of a White Sands Condominium, dated July 3, 2000, expressing her support of the amendments referring to intoxicating liquors prohibited in certain public places, and the amendment concerning removal of beach composition from certain parks.

[Comm. 679.007:](#) From Mrs. Birthe Stewart, resident/owner of a White Sands Condominium, expressing her support of the amendments referring to intoxicating liquors prohibited in certain public places, and the amendment concerning removal of beach composition from certain parks.

[Comm. 679.008:](#) From Harvey M. Sproule, who lives across the street from White Sands Beach County Park, dated June 30, 2000, stating his support for the ordinance amendment relating to the consumption of alcoholic beverages on County property, for reasons stated.

[Comm. 680:](#)  
[\(Bill 214\)](#) AN ORDINANCE AMENDING CHAPTER 15 OF THE HAWAII COUNTY CODE 1983 (1995 EDITION), RELATING TO PARKS AND RECREATION (REMOVAL OF BEACH COMPOSITION FROM CERTAIN PARKS)  
From Parks and Recreation Director Juliette Tulang, dated February 17, 2000, transmitting the above bill.

[Comm. 680.001:](#)  
[\(Bill 214, Draft 2\)](#) AN ORDINANCE AMENDING CHAPTER 15 OF THE HAWAI'I COUNTY CODE 1983 (1995 EDITION), RELATING TO PARKS AND RECREATION (Proposes changes in the regulation of parks areas, including the removal of sand and soil from parks, the impoundment of abandoned property and camping restrictions)  
From Corporation Counsel Richard D. Wurdeman, dated June 15, 2000, submitting the requested revision of Bill 214, which the Department of Parks and Recreation drafted concerning the amendment to Chapter 15 of the Hawai'i County Code.

[Comm. 709:](#) SIGN VARIANCE REQUEST – KONAWAENA HIGH SCHOOL  
From Council Member Nancy Pisciocchio, dated March 14, 2000, requesting on behalf of Konawaena High School, a sign variance to place a 60-sq. ft. school sign along the makai side of Mamalahoa Highway on Jack B. Greenwell's property, TMK: 8-1-04:01. Daniel Yoshida, Principal of the school, states this sign will enhance the South Kona community area as a viable communication bridge, which will announce the school's activities, and public announcements by the County and/or State.

(continued on next page)

Cont'd  
(Comm. 709)

Informs the school received permission from Mr. Greenwell to place this sign on his property. Also, submits a copy of letter from Stanley Takemura, Building Division Chief, dated March 10, 2000, stating that the sign be placed so as not to obstruct the sight distance of any vehicle entering the highway from the makai side of the roadway. An illustrated copy of the sign is also submitted.

[Comm 709.001](#):

From Corporation Counsel Richard D. Wurdeman, dated June 15, 2000, responding to Council Member Nancy Pisicchio's request for an opinion on the legality of a proposed sign to be located on private property along Mamalahoa Highway between Kealakekua and Captain Cook in South Kona. States the purpose of this sign would be to advertise various events, to be held at Konawaena High School, and as the school is off the highway, such a sign on school property would not be adequate for that purpose. States while he recognizes the valid public purpose of this proposal, it is clearly prohibited by both the highway advertising laws, therefore, the proposal presented cannot legally be accomplished.

## STATEMENTS FROM THE PUBLIC

### ADJOURNMENT

The meeting place is accessible for persons with physical disabilities. Persons who need special accommodations to attend this meeting should call 961-8245 by **July 21, 2000**. Persons using TDDs may call 961-8521.

(Copies of this agenda and the communications are posted and filed at the County Clerk's Office, 25 Aupuni St., Hilo; the Office of the Mayor, 75-5706 Kuakini Highway, Suite 103, Kailua-Kona; and the Kona Councilmembers' Office, 77-6399 Nalani St., Suite 104, Kailua-Kona. For further information, please call 961-8245. Those wishing to testify, please register with the County Clerk's staff prior to the convening of the meeting. If possible, submit fifteen (15) written copies of testimony to staff prior to the convening of the meeting.)

GOVERNMENT ACCESS TELEVISION: Channel 9 (Hilo) and Channel 12 (Kona). The Public Works & Parks Committee and Finance Committee meetings can be seen on Tuesday, August 1 at 8:30 p.m. and Tuesday, August 8 at 8:30 p.m. The Planning Committee meeting can be seen on Thursday, August 3 at 8:30 p.m. and Thursday, August 10 at 8:30 p.m. All the meetings will be shown on Sunday, August 13 at 9 a.m.