

INFRASTRUCTURE AND ENVIRONMENTAL MANAGEMENT COMMITTEE

Council of the County of Maui

MINUTES

September 12, 2016

Council Chamber, 8th Floor

CONVENE: 1:32 p.m.

PRESENT: VOTING MEMBERS:

Councilmember Elle Cochran, Chair
Councilmember Gladys C. Baisa
Councilmember Robert Carroll
Councilmember Stacy Crivello (out 2:10 p.m.)
Councilmember Don S. Guzman
Councilmember Mike White (in 1:34 p.m.)

EXCUSED: VOTING MEMBERS:

Councilmember Riki Hokama, Vice-Chair

STAFF:

Shelly Espeleta, Legislative Analyst
Raynette Yap, Committee Secretary

ADMIN.:

David Goode, Director, Department of Public Works
Danilo Aagsalog, Director, Department of Finance
Richelle Thomson, Deputy Corporation Counsel, Department of the Corporation
Counsel

PRESS:

Akaku Maui County Community Television, Inc.

CHAIR COCHRAN: ...*(gavel)*... Aloha. Will the meeting of the Infrastructure and Environmental Management Committee now come to order? Today is Monday, September 12, 2016, and the time is about 1:32 in the afternoon. Please silence all cell phones or any noise-making devices before we begin. And joining the Committee here today is myself, Chair of the Committee, Elle Cochran. Excused, Vice-Chair of the Committee, will be Riki Hokama. And we have Ms. Gladys Baisa.

COUNCILMEMBER BAISA: Good afternoon, Chair.

CHAIR COCHRAN: Aloha. Mr. Bob Carroll.

COUNCILMEMBER CARROLL: Good afternoon, Chair.

INFRASTRUCTURE AND ENVIRONMENTAL MANAGEMENT COMMITTEE
Council of the County of Maui

September 12, 2016

CHAIR COCHRAN: Good afternoon. And Vice-Chair of the Council, Mr. Don Guzman.

COUNCILMEMBER GUZMAN: Good afternoon, Chair, thank you.

CHAIR COCHRAN: Aloha. And, let's see, Stacy Crivello and Chairman White will be joining us shortly. And, from Administration, it looks like we have Director of Public Works, David Goode, aloha.

MR. GOODE: Good afternoon, Chair.

CHAIR COCHRAN: Good afternoon. Deputy Corporation Counsel, Ms. Richelle Thomson.

MS. THOMSON: Good afternoon, Chair.

CHAIR COCHRAN: Good afternoon. And joined us is Ms. Stacy Crivello, aloha.

COUNCILMEMBER CRIVELLO: Good afternoon, Chair.

CHAIR COCHRAN: Good afternoon. And, in the gallery, we have Danny Agsalog, Director of Finance who will be joining us for some of our items. So, Members, we have three items on our agenda today: IEM-74, Curb Ramp Easement on ʻOmaʻomaʻo Street, Wailuku; IEM-75, Amending Section 10.60.042, Maui County Code, Relating to Crosswalks Established in the Kihei District; and IEM-22, Special Stops at Intersections – Akala Drive at Mikioi Place (Kihei), and Limahana Place at Hinau Street (Lahaina). So, this time, I'm not sure if we have anyone set up for testimony. Looks like no one's here for testimony and also in the district offices. But let me check in in Hana. Ms. Lono, are you there, do you have any testifiers?

MS. LONO: Good afternoon, this is Dawn Lono at the Hana Office and there is no one waiting to testify.

CHAIR COCHRAN: Over on Lanai, Ms. Fernandez, are you there and do you have any testifiers?

MS. FERNANDEZ: Good afternoon, Chair. This is Denise Fernandez on Lanai and there is no one waiting to testify.

CHAIR COCHRAN: Thank you, Ms. Fernandez. On Molokai, Ms. Alcon, are you there, do you have any testifiers?

MS. ALCON: Good afternoon, Chair. This is Ella Alcon on Molokai and there is no one here waiting to testify.

CHAIR COCHRAN: Thank you very much, ladies, for being there. So, Members, it looks like there's no one in the gallery, there's no one in the district offices looking to testify. So, without objections, I will now close public testimony.

INFRASTRUCTURE AND ENVIRONMENTAL MANAGEMENT COMMITTEE
Council of the County of Maui

September 12, 2016

COUNCILMEMBERS: No objections.

COUNCILMEMBERS VOICED NO OBJECTIONS.

CHAIR COCHRAN: Thank you very much. And joining us is Chairman Mike White. Aloha.

COUNCILMEMBER WHITE: Aloha, Chair.

**ITEM NO. 74: CURB RAMP EASEMENT ON 'OMA'OMA'O STREET
(WAILUKU) (CC 16-175)**

CHAIR COCHRAN: And let's jump right in then to our first item of the day, which is IEM-74, Curb Ramp Easement on 'Oma'oma'o Street (Wailuku). And this is County Communication 16-175, from Director of Finance—oh, yes, Mr. Agsalog, if you can join us, thank you—transmitting the matter relating to the acquisition of a curb ramp easement totaling two square feet on 'Oma'oma'o Street for the Kehalani Mauka (Large-Lot) Subdivision No. 3-B, Wailuku, Maui, Hawaii. And primarily, Members, I brought this up because wondering where's that threshold that's two feet wide, and just wanted clarification, you know, whether big or small, you know, is there a certain point to where things of this nature does not need to come to us or...so, anyhow, that was some of the points. This was, I guess, with Section 3.44.015(H), Maui County Code, it requires the Director of Finance to notify the Council in writing of any acquisition, big or small, or conveyance made under Section 3.44.015 that does not require Council approval. The notice must include a map and submitted no later than five days after the date of acquisition or when conveyance is completed. So, at this time, I'll just open up the floor to Director Agsalog. And this was...I know this was more of a housekeeping-type item and normally would just be filed at full Council when it was presented, but I wanted to bring it here just to reopen the discussion to the, you know, to the idea of, is there a threshold, no matter big or small, it has to come this route, and things of that nature. So, Director Agsalog, if you have comments, the floor is yours, please.

MR. AGSALOG: Okay. Thank you, Madam Chair and Members of the Committee. As you had mentioned, this is one of those reports that we do as the new amendments on our ordinance that your Committee has worked on before. The Department of Public Works and Finance worked well together in providing you this report. And we don't mind sending this report because it's part of it. And if...I don't think there's anything that's...we can do as perfect, you know, we follow the ordinance as best we can. Because if...let's say we put what you just mentioned as a threshold, what maybe a 50-square footage that type of things, and then we missed something that is 49.9 or something. So I think these are exceptions, meaning maybe I don't think that we'd be transmitting many, many of them that's two square feet; so we don't mind doing this. I don't mind at least because our staff work well together with the Public Works in trying to at least do what we supposed to do according to what the ordinance asks for. That's our job and we will make the report accordingly, Madam Chair.

INFRASTRUCTURE AND ENVIRONMENTAL MANAGEMENT COMMITTEE
Council of the County of Maui

September 12, 2016

CHAIR COCHRAN: Thank you very much, Director. And, Director Goode, did you have any comments in regards to this item?

MR. GOODE: Thank you, Chair. No. I, you know, agree with Mr. Agsalog. The ordinance is working well, we're happy with the changes, and this kind of exemplifies why we had the change. 'Cause I think at the time I may have mentioned we had some as small as ten square feet, but obviously we had some as small as two square feet. And I could get into why we needed the two square feet if the Committee is curious, but suffice to say we needed so we got it and, you know, transmitted the report to the Council in accordance with the ordinance. Thanks.

CHAIR COCHRAN: Thank you, Directors. And, Members, any comments or questions you have of the Departments in reference to this item? Okay. Seeing none, I have one question maybe for Director Agsalog. This was purchased when? It doesn't notate to us in our transmittal. 'Cause I guess there's a timeframe, right, as to when something has been purchased or acquired and then, the date, we're notified of it. If you have that handy.

MR. AGSALOG: Madam Chair, I'm sorry, I do not have that readily available. I can provide it to you. I will ask staff to get the date that the deeds was recorded to the Conveyance.

CHAIR COCHRAN: Okay. I guess notice must include maps submitted no later than five days after the date of acquisition or when, yeah, conveyance is completed. So I guess that's to make sure we're in line with all of that. But otherwise, Members, it was just a basic thing to bring forward just to point out that things as small as two feet we have to go through the proper channels and route. So, with that...oh, yeah, go ahead, Mr. Guzman.

COUNCILMEMBER GUZMAN: Yeah, Chair, I thought we had that section of the Code wherein the conveyance—excuse me, I don't have it in front of me—but we did amend it last year or so wherein the Finance Director couldn't...what was it? It was based off of the value of the property at a certain value, then if it was under that value then they could go ahead and convey it administratively. I can't recall the Code, but it was...maybe Mr. Goode recalls. Doesn't this apply to it --

CHAIR COCHRAN: Perhaps Ms. Thomson.

COUNCILMEMBER GUZMAN: --so why are we having to approve this if that's...

CHAIR COCHRAN: And I think Ms. Thomson, Corporation Counsel, has comment to that, if you don't mind, Mr. Guzman.

COUNCILMEMBER GUZMAN: Okay. Sure.

MS. THOMSON: Thank you, Chair. So the reference is Maui County Code 3.44.015, and the Section that was change is H. And so that allows the Director of Finance to acquire certain types of property. So it has to meet a test. So Public Works would be things

INFRASTRUCTURE AND ENVIRONMENTAL MANAGEMENT COMMITTEE
Council of the County of Maui

September 12, 2016

like roadway lots or these curb ramps—things like that to satisfy those purposes—environmental management for sewer line easements; Parks, also for Parks-related agreements. So those types of land acquisitions can be done by the Director of Finance with a report back to Council. So within five days of acquisition, and then also there's an annual report requirement.

COUNCILMEMBER GUZMAN: So, basically, this is just a reporting process of it. Okay. Thank you.

CHAIR COCHRAN: Yeah.

COUNCILMEMBER GUZMAN: It's our first time to deal with this; so I was like, okay. This is just a reporting not an approval, okay, perfect.

CHAIR COCHRAN: Right.

COUNCILMEMBER GUZMAN: So it is working. Thank you.

CHAIR COCHRAN: Yeah, thank you, Mr. Guzman. So...

COUNCILMEMBER GUZMAN: Oh, and one more question.

CHAIR COCHRAN: Yeah, go ahead.

COUNCILMEMBER GUZMAN: The two feet, what's it for?

CHAIR COCHRAN: Since we're here.

MR. GOODE: So the...ʻOmaʻomaʻo is the street that runs behind Wailuku El that services Milo Court, at the end of the road. And the entrance to Milo Court is private. So our property line typically runs along the back of the sidewalk. If you can imagine the curb ramps, the ADA curb ramps are sometimes at an angle at the intersection. And the way it flares out actually flared into private property by a whopping two square feet. So somebody picked that up at some point, probably the developer who noticed it, and I'm pretty sure it was a gratis easement to us. But this way the...now the entire curb ramp is within our purview.

CHAIR COCHRAN: Sure. Thank you for that insight, Director Goode. So I guess, Members and Mr. Guzman, I probably threw you off by bringing this to this point, because as it's stated, it's more like a report of sorts. It's like when Ms. Baisa's Water reports come through, if we want to pull it out and really sift through we can, but normally it's just a routine report and it's sort of just filed. Also, with contracts that come through Member Hokama's committee, right, we can pull out particular contracts we want to delve into a little bit deeper versus just sort of, you know, file the contracts and stuff.

COUNCILMEMBER GUZMAN: Oh, that makes sense. Thank you, Chair.

INFRASTRUCTURE AND ENVIRONMENTAL MANAGEMENT COMMITTEE
Council of the County of Maui

September 12, 2016

CHAIR COCHRAN: So that's...but I brought it up because I was just curious about the two feet and is there...but, anyway, so yeah, sorry for throwing you off --

COUNCILMEMBER GUZMAN: Oh no, no, that's good.

CHAIR COCHRAN: --but it is a reporting measure and we shall continue to do it that way. So, Members, without objections, I shall file this item.

COUNCILMEMBERS: No objections.

COUNCILMEMBERS VOICED NO OBJECTIONS (excused: RH).

ACTION: FILING of communication.

CHAIR COCHRAN: Thank you very much.

ITEM NO. 75: AMENDING SECTION 10.60.042, MAUI COUNTY CODE, RELATING TO CROSSWALKS ESTABLISHED, KIHEI DISTRICT (CC 16-187)

CHAIR COCHRAN: And we'll move on to next item of the day which is IEM-75. And this item is, Amending—oh, thank you, Director Agsalog, thank you for being with us—Amending Section 10.60.042, Maui County Code, Relating to Crosswalks Established, Kihei District. And this item is County Communication 16-187, from Director of Public Works, transmitting a proposed bill entitled “A BILL FOR AN ORDINANCE AMENDING SECTION 10.60.042, MAUI COUNTY CODE, RELATING TO CROSSWALKS ESTABLISHED.” And the purpose of this bill is to establish a mid-block crosswalk fronting Kihei Holiday Resort located at 483 South Kihei Road, approximately 1,525 feet south of Ohukai Road, Kihei, Maui. And so, for this item, the Department has provided...I think Ms. Yap had handed out some printouts and it gives us aerial and street views of this proposed crosswalk to aid us in our discussion. And it looks like also Public Works Commission voted unanimously in favor of this proposed bill at its meeting on December 16, 2015. So, Members, please note also that the revised proposed bill that incorporates the proposed amendment and other nonsubstantive revisions correcting street and business names for clarity and consistency. This is the version of the bill we will be working off of. And, with that, I shall turn the floor over to Director Goode to have comments on this item.

MR. GOODE: Thank you, Chair. This request would establish a mid-block crosswalk on South Kihei Road fronting Kihei Holiday, as the Chair mentioned. The nearest crosswalks are currently at the Maui Lu to the south about seven or eight hundred feet away and by Kai Makani it's another seven or eight hundred feet away; and so there's obviously quite a few condominium units in that area. And, conveniently, right across the street from the Kihei Holiday is one of the beach access points as you can see on the aerial map. It's kind of a nicely defined area that cuts diagonally across the dunes and vegetation on the dunes. And so it's a good spot to put the crosswalk for those reasons. So,

INFRASTRUCTURE AND ENVIRONMENTAL MANAGEMENT COMMITTEE
Council of the County of Maui

September 12, 2016

anyway, our Public Works Commission looked at it, thought it was a great idea, and we now brought it forward to the Council. That's it, Chair.

CHAIR COCHRAN: Okay. Thank you, Director. And, Members, the floor's open for any questions or comments with Department. Yes, Mr. Guzman?

COUNCILMEMBER GUZMAN: Thank you, Chair. Question. On the trail that goes to the access to the beach area, do we maintain that?

CHAIR COCHRAN: Director?

MR. GOODE: I know our Department does not. It's possible Parks does it, it's part of a park. I also know that there's been a number of volunteer efforts in south Maui to protect the sand dunes and establish that fencing, you know, it helps direct folks.

COUNCILMEMBER GUZMAN: Yeah, I see that there's fencing there. I was just wondering if the County maintains it or...I guess...I think Corp. Counsel knows where I'm going with this. So if we're going to create a crosswalk to somewhere and that somewhere leads to this open trail area, does that not lend itself to us inviting people to that trail; and does that then lead to the big-L word, you know? Not "love," but the other one, "liability." You might want to...I'm just asking that question because if we're not maintaining that trail that goes there, why are we inviting people to that trail?

CHAIR COCHRAN: And, Corporation Counsel, if you can answer that in an open-session way?

MS. THOMSON: Thank you, Chair. And you're right, I probably prefer to get into that subject matter in executive session. Also, I think that if we were to inquire directly about this specific access point, we might want to include the State in the discussion since we don't really know who's in charge of either maintaining or not maintaining that beach access portion.

COUNCILMEMBER GUZMAN: Right, okay. Thank you, Chair.

CHAIR COCHRAN: Yeah, thank you.

COUNCILMEMBER GUZMAN: I just had that question.

CHAIR COCHRAN: Right.

COUNCILMEMBER GUZMAN: Didn't want to throw a monkey wrench in it –

CHAIR COCHRAN: No --

COUNCILMEMBER GUZMAN: --but thanks.

CHAIR COCHRAN: --good question, good point. Yes, Ms. Baisa?

INFRASTRUCTURE AND ENVIRONMENTAL MANAGEMENT COMMITTEE
Council of the County of Maui

September 12, 2016

COUNCILMEMBER BAISA: Thank you very much, Chair. I just want to comment and say, I'm really happy to see this. You know, Kihei, that road in Kihei—whatever the heck it's called, I can't remember—is really crazy. It's just people crossing everywhere or walking on the road and it's really dangerous. So I think crosswalks a really, really good idea. I hope people will use them because, you know, this idea of people dashing on the road in front of you is really, really scary. So I think this is really good, Chair, thank you.

CHAIR COCHRAN: Thank you, Ms. Baisa. And any other Member have comments or questions for Department? So I guess, if not, I have some. I guess I'm on the lines of Mr. Guzman's questions. I guess it was simply, why does Department want to install this here? I mean have you been asked by this Kihei Holiday or just community groups or members, maybe perhaps the sand dune restoration people or...I don't know. So just wondering how it even came to your folks', you know, table to look into and do.

MR. GOODE: Yeah, well all these requests always emanate from somebody there. And so they had folks that were already crossing. And it was hard to point 'em, you know, seven or eight hundred feet either direction to use a crosswalk. So there was existing use and so we felt it best to have—which our engineers confirmed with a site visit—and so we felt it best to give 'em a safe crossing.

CHAIR COCHRAN: Okay. And, also, in reference to the safe crossings, we've been doing quite a bit of these mid-block crosswalks. Are you folks looking to do the flashing devices? What are those, RRFBs, rectangular rapid flashing beacons in this area or...

MR. GOODE: Chair, not with this...initially with this request. If it looks like the numbers warrant it in terms of the number of crossings we can look at it. But we, at this point, don't anticipate it. It would be as frequent as some of the other ones a little farther south like by the Kamaole beaches, but we could always reevaluate it. We will be putting up other signage, you know, the crosswalk ahead that's now in that really bright fluorescent yellow, which does help identify the crosswalks for the drivers.

CHAIR COCHRAN: Okay and so you mentioned there's an existing crosswalk north of this at the Maui Lu area. Is there something further south by the Maui Beach Vacation Club, do you know? What's the next one south of it?

MR. GOODE: The next one south is another seven or eight hundred feet south at Kai Makani.

CHAIR COCHRAN: Which is another building past...

MR. GOODE: At least a few buildings.

CHAIR COCHRAN: Probably not in our aerial photo here, right?

MR. GOODE: Right.

CHAIR COCHRAN: Okay.

INFRASTRUCTURE AND ENVIRONMENTAL MANAGEMENT COMMITTEE
Council of the County of Maui

September 12, 2016

MR. GOODE: Yeah.

CHAIR COCHRAN: Okay. So I think in reference to Ms. Baisa's comments, with a designated walk, new paint, new signage, it actually I think in a sense will assist in creating more of a safety, you know, safety feature. And but hearing, you know, Mr. Guzman's point, too, in regards to what's across the street that we're having people cross to. And I think this might be...is this where people go and do kiting and stuff off the beach? I mean it looks like a nice, white sandy beach area. So, but anyhow, I guess it's just beachgoers. So, Members, any further need for discussion or...and, Mr. Guzman, did you...I mean I'm not schedule for executive session or anything today.

COUNCILMEMBER GUZMAN: Yeah, I guess I could just talk to Corporation Counsel afterwards, 'cause my question relates to the fenced little area that looks like it's somewhat maintained. And who maintains that? 'Cause it is the crosswalk that is inviting pedestrians to go that route and we're not, you know, who's in charge of maintaining that? So I don't know.

CHAIR COCHRAN: Yeah, thank you. Did...Mr. Goode, Public Works Commission, did they have comments in regards to the shoreline area of this, at all?

MR. GOODE: Not that I recall.

CHAIR COCHRAN: Okay. Alright. Well, okay, I'll make my recommendation at this point.

COUNCILMEMBER BAISA: Recommendation?

CHAIR COCHRAN: And, Mr. Guzman, I believe this could be...and Mr. Couch isn't here, but he'd probably know exactly who maintains it, but it might be part of the dune restoration, the Richardsons, I believe, that do a lot of the, you know, the boardwalk and dune restoration projects in this area. Not positive if that's their project, but it seems very similar to some work they do along that coastline.

COUNCILMEMBER GUZMAN: Yeah, maybe there's some type of stewardship agreement going on or I don't know. But, yeah, the fact that it does look like it's fenced in and...or at least someone's maintaining it. At some point, I'm not sure whether the access would change or remain the same. Anyway, those are the kind of questions would probably be posed to the maybe the dune restoration people, but yeah.

CHAIR COCHRAN: Yeah. And, you know, your question is duly noted. If we can... 'cause we'll...there will be a second reading. So, perhaps between now and then, we can go ahead and get further information and elaboration on your inquiries today.

COUNCILMEMBER GUZMAN: Yeah, thank you.

CHAIR COCHRAN: Alright. Okay. Very good. So I'll make my recommendation at this time.

COUNCILMEMBERS: Recommendation?

INFRASTRUCTURE AND ENVIRONMENTAL MANAGEMENT COMMITTEE
Council of the County of Maui

September 12, 2016

CHAIR COCHRAN: Thank you very much. And I will entertain a motion to recommend passage on first reading of the revised proposed bill entitled “A Bill for an Ordinance Amending Section 10.60.042, Maui County Code, Relating to Crosswalks Established, and incorporating any nonsubstantive revisions, and the filing of County Communication 16-187.

COUNCILMEMBER WHITE: So moved.

COUNCILMEMBER BAISA: Second.

CHAIR COCHRAN: Thank you. It’s been moved by Chair White, seconded by Ms. Baisa. Members, any further discussion at this time? Seeing none, all those in favor, say, “aye.”

COUNCILMEMBERS: Aye.

CHAIR COCHRAN: Any opposed? None opposed. So we have six “ayes”, one excused, and zero “noes,” motion passes. Thank you very much, Members.

VOTE: AYES: Chair Cochran, Councilmembers Baisa, Carroll, Crivello, Guzman, and White.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: Vice-Chair Hokama.

MOTION CARRIED.

ACTION: FIRST READING of bill and FILING of communication.

ITEM NO. 22: SPECIAL STOPS AT INTERSECTIONS – AKALA DRIVE AT MIKIOI PLACE (KIHEI) AND LIMAHANA PLACE AT HINAU STREET (LAHAINA) (CC 15-107)

CHAIR COCHRAN: And heading to our last item for today. It’s IEM-22, and this is County Communication 15-107, from Director of Public Works, transmitting a proposed bill entitled “A Bill for an Ordinance Amending Chapter 10.44, Maui County Code, Relating to Special Stops. And the purpose of this proposed bill is to: 1) update the Code to delete the stop requirement at Mikioi Place for vehicles traveling along Akala Drive, Kihei, Maui, Hawaii, and 2) establish a stop requirement at Hinau Street for vehicles traveling along Limahana Place, Lahaina, Maui, Hawaii.

INFRASTRUCTURE AND ENVIRONMENTAL MANAGEMENT COMMITTEE
Council of the County of Maui

September 12, 2016

And this, also, Mr. Goode was good enough to give us aerial and street views of both of these intersections. And Public Works Commission voted unanimously in favor of the proposed bill at its meeting on November 19, 2014. So, Members, and also please note that the revised proposed bill that incorporates the proposed attachments...sorry, proposed amendment and other nonsubstantive revisions correcting street and business names for clarity and consistency, and this is the version of the bill we'll be working from. And because this one bill covers two different districts, let's first discuss the special stop proposed for Kihei. And this was a two-way stop changed to an all-way stop for the intersection of Akala Drive and Mikioi Place in Kihei, and it was implemented on January 31, 2014. And the discussion today is to update the Code to reflect that change. So, at this time, I will let Director Goode elaborate more on this item at this time. So, Director Goode?

MR. GOODE: Okay. Thank you, Chair. This intersection, Mikioi, is one of the roads that come off Piilani Highway heading into Maui Meadows, and Akala is the first intersection one comes to heading mauka; so Akala runs parallel to Piilani Highway. Before we made the change, it was a two-way stop. And, as you were coming off Piilani and you turned up Mikioi, you'd come to a stop sign at Mikioi and Akala would be the through street. We had some complaints about the intersection, primarily sight distance. As you're coming up Mikioi and you're pointed mauka, it was hard to see to the right and left and sometimes such that it was hard to get going on the hill and then, you know, be able to avoid any traffic coming down Akala. So we looked at the Code—and this would be a few years back—and we looked at the Code; and, actually, the way the Code was written, it was written the other way. It was supposed to be Akala was supposed to be the two-way stop and not Mikioi. So we had a bit of a dilemma and I think MPD would have a bit of a dilemma in enforcement because the way it was signed for many years was the opposite of what the Code was. So after a site inspection and looking at the site distances and taking a good look at the traffic, our engineering staff determined that a four-way stop was the most prudent thing to do for a couple reasons: one, the traffic warranted it as well as the site-distance requirements; and number two, if they were to just take out the stop signs on Mikioi and replace them on Akala the way the Code is written, undoubtedly we would've had a major safety issue to the folks that have gone through that intersection for many, many years in a certain figuration and swap it, we're almost guaranteed to have an event that would not be pleasant. So the staff decided that the four-way stop was the best way to go, and they implemented that using the provision of the Code that allows these tests, traffic configurations. Admittedly, the test configurations were for I think for an eight-week limitation; so this got a little stale. It took its time getting to the Public Works Commission and then to you folks. The good news is that it's worked very well; and that we've had, certainly our office, no complaints. And I know in the traffic section, who I talked to in advance of this meeting, they've had no complaints as well. So it's been a positive implementation, and we apologize for the belatedness in getting this to you folks. But that's...I did want to convey that history so you had an idea of what transpired. Thank you.

CHAIR COCHRAN: Thank you, Director. So, Members, floor is open for discussion on this

INFRASTRUCTURE AND ENVIRONMENTAL MANAGEMENT COMMITTEE
Council of the County of Maui

September 12, 2016

particular item from the agenda. Any need for clarification or questions? Seeing none...yes, oh, Mr. White?

COUNCILMEMBER WHITE: I'm not sure I can discuss this because this is not on the agenda, but on the list here is the stop sign Meha Road before entering Kealahou. What is required to eliminate a stop sign where there doesn't seem to be a need for one any longer?

CHAIR COCHRAN: Director?

COUNCILMEMBER WHITE: The dairy...I think it was there because the dairy operation, Haleakala Dairy was operating there, and it doesn't seem to be needed now. It just...it's a wonderful place for the Police to go and sit and catch anyone, make some money.

CHAIR COCHRAN: Director?

MR. GOODE: Well, it would start just the way started it. You'd ask the question. You know, if we could ask you to follow up in writing. You just write directly to the Department and we'll be happy to go look at it.

COUNCILMEMBER WHITE: Okay.

MR. GOODE: So, like I said in a previous item, most of these, you know, come from constituent requests; so we're happy to look into it.

COUNCILMEMBER WHITE: Okay. Thank you. Thank you, Chair.

CHAIR COCHRAN: Sure, okay. And I guess if there's no further discussion needed for Akala Drive and Mikiioi Place, we can move to the other part of this item which is the T intersection at Limahana and Hinau Street in Lahaina. And you do have a handout to show you aerial and street views of this section. So, Director Goode, you have comments for this part of the agenda item?

MR. GOODE: Ok, Chair, this is your district. So coming off of Honoapiilani Highway turning into Hinau, that's by the Taco Bell and I think the --

CHAIR COCHRAN: Yeah, Pizza Hut --

MR. GOODE: Pizza Hut, then the...

CHAIR COCHRAN: Napa.

MR. GOODE: Right. Then the other side is the car dealership and, anyway, it's kind of an industrial area. And as you come up...and Limahana runs parallel to Honoapiilani Highway. And as you come into Limahana, it's stop controlled at Limahana, and it's also stop controlled on Limahana going southbound, and there's

INFRASTRUCTURE AND ENVIRONMENTAL MANAGEMENT COMMITTEE
Council of the County of Maui

September 12, 2016

no stop on Limahana going northbound. So we also had some concerns from...because Hinau's rather short, concerns from State Department of Transportation that traffic could queue up into the highway. And plus other concerns in the neighborhood, 'cause there is some apartment units at the end of Limahana about over traffic at this intersection. So the recommended configuration is to remove the stop sign at Hinau and add another one on Limahana on the leg that currently doesn't have one. We're also looking to add some bulbouts to facilitate some pedestrian movement across Limahana at the intersection; so if this passes, we'll be doing a small project to make it a little easier for pedestrians to get across the intersection. And this item did go to our Public Works Commission, and they recommended approval as well; and that's it, Chair.

CHAIR COCHRAN: Thank you, Director. And, Members, any questions or need of clarification? Actually, so you'll also probably be coming for some crosswalks here? Doesn't look like there's any crosswalks on either...anywhere in this area.

MR. GOODE: Yeah, so we...if needed, we would add 'em on Limahana where it's stop controlled or maybe across Hinau as well. But because it's an intersection, we would just do that under existing Code, so we'd add it where it's appropriate.

CHAIR COCHRAN: Okay. And the stop sign on Limahana would be just one stop sign or on both --

MR. GOODE: Be on both, would be on both.

CHAIR COCHRAN: --north and south --

MR. GOODE: North and south, right.

CHAIR COCHRAN: --of Hinau?

MR. GOODE: Correct.

CHAIR COCHRAN: Okay, yeah. I think the added traffic has put here...with the Opukea, the condos, apartments that you mentioned on the farthest north end, and, you know, there's more businesses now, a choice restaurant is there and I think there's a lot more traffic going to and from. But it does...it can back up onto the main light on Honoapiilani; so I think this is a good call. But and so let's see. Were there comments from Department of Tran, DOT, State DOT? Is that where they noticed the backup onto the highway itself?

MR. GOODE: Right, right. They were concerned about the backup.

CHAIR COCHRAN: Okay. And once we push this through, how quickly would your Department be able to get on this to make the changes?

MR. GOODE: I'd say within six months. It depends on how much physical improvements

INFRASTRUCTURE AND ENVIRONMENTAL MANAGEMENT COMMITTEE
Council of the County of Maui

September 12, 2016

they're looking at doing, these bulbouts.

CHAIR COCHRAN: Okay. And will you need to notify the public at large or, you know, the businesses in the vicinity and what have you? Do you reach out to let them...notify them ahead of time that things might, you know, construction will be occurring and what have you?

MR. GOODE: For construction we will, for sure.

CHAIR COCHRAN: Okay. Alright. Well, very good. And I guess there's not much more to hash out here with this. So, Members, if there's no further discussion, then I shall make my recommendation.

COUNCILMEMBERS: Recommendation?

CHAIR COCHRAN: Thank you. I will entertain a motion to recommend passage on first reading of the revised proposed bill entitled, "A Bill for an Ordinance Amending Chapter 10.44, Maui County Code, Relating to Special Stops and incorporating any nonsubstantive revisions and filing of County Communication 15-107.

COUNCILMEMBER WHITE: So moved, Chair.

COUNCILMEMBER BAISA: Second.

CHAIR COCHRAN: Thank you. It's been moved by Chairman White, seconded by Ms. Baisa. And at this time, Members, any need for further discussion? Seeing none, all those in favor, say, "aye."

COUNCILMEMBERS: Aye.

CHAIR COCHRAN: Any opposed, say, "no." No "noes," measure passes with five "ayes," two excused, Ms. Crivello and Mr. Hokama.

**VOTE: AYES: Chair Cochran, Councilmembers Baisa,
 Carroll, Guzman, and White.**

NOES: None.

ABSTAIN: None.

ABSENT: None.

**EXC.: Vice-Chair Hokama and Councilmember
 Crivello.**

MOTION CARRIED.

INFRASTRUCTURE AND ENVIRONMENTAL MANAGEMENT COMMITTEE
Council of the County of Maui

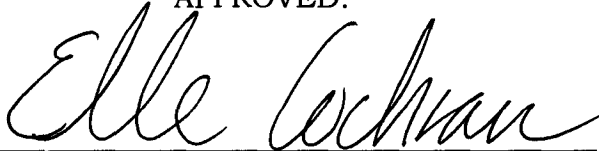
September 12, 2016

ACTION: FIRST READING of bill and FILING of communication.

CHAIR COCHRAN: And with that, Members—motion passes—and with that, Members, it looks like we've completed our agenda today. Thank you, Director; thank you, Corporation Counsel and Members and staff. With that, this meeting is adjourned. . . .(gavel). . .

ADJOURN: 2:11 p.m.

APPROVED:

A handwritten signature in black ink, reading "Elle Cochran", written over a horizontal line.

ELLE COCHRAN, Chair
Infrastructure and Environmental
Management Committee

iem:min:160912:ry

Transcribed by: Raynette Yap