



DOWNTOWN-CHINATOWN NEIGHBORHOOD BOARD № 13

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REGULAR MEETING MINUTES
THURSDAY 6 MAY 2021
6:00 PM

HAWAII PACIFIC UNIVERSITY
1 ALOHA TOWER DRIVE
MULTI-PURPOSE ROOM 3

CALL TO ORDER: Chair Kevin Lye called the meeting to order at 6:00 pm. **A quorum was established with nine members present**; this nine-member Board requires five members to establish quorum and to take official Board action.

Members Present: Robert Armstrong, Ernest Carvalho, Roxie-Anne Kamoshida, James Logue, Kevin Lye, Kevin McDonald, Willis Moore, Chu Lan Shubert-Kwock, Laura Sturges.

Guests:

Mayor Rick Blangiardi; Managing Director Michael Formby; Sergeant Gregory Timme (HPD); Captain Russell Youth, FF Karese Poulos (HFD); Ian Santee (Honolulu Emergency Services Department); Derek Chow (Department of Transportation); Anton Krucky (Department of Housing); Councilmember Carol Fukunaga; Greg Payton (Mental Health Kokua); Harry Cho (HART); Cami Kloster (Group70), Roger Babcock (Department of Facility Maintenance); Nathalie Razo (PBR); Evelyn Cullen, Brandon Galarita, Holly Gates (Central Middle School); Barney Brennan, Jamie Brown, Kika Bukoski, Fran Butera, Brooke Carroll, Tanee Connally, Ed Dascoli, John Gotanda, Robert Greenberg, Ronald Higa, Ave Kwok, Ara Laylo, Janice "JJ" Owens, Barinna Poon, Travis Saito, Lee Stack, Stan Sugai, Noe Tanigawa, Sam Tong, Dorene Toutant, Christine Trecker, Andrew Vanhise, Chad Wolke, Glia Wong, Sue Wong, Mimi Yoshikawa (residents); Brian Choe (Neighborhood Commission); Executive Secretary Lloyd Yonenaka, Dylan Buck (Neighborhood Commission Office). **Names were not included if not recognized or were not legible on the sign-in sheet.**

Chair Lye projected and moved to [amend the order of the meeting agenda](#) as follows:

Agenda item 4.B. shall be subdivided and taken out of order

1. to follow our HFD and HPD public safety reports,
2. to limit discussion with the Mayor and Managing Director to not extend past 6:25 pm in light of their other pressing engagements this evening,
3. to permit each questioner or question, whether curated or delivered extemporaneously, to no more than one minute to both pose a question and release the microphone to receive a response of no more than two minutes, and
4. such that Mr. Santee will still speak at the noted point on the unamended agenda as per routine.

The motion was ADOPTED without objection 9-0-0 (Aye: Armstrong, Carvalho, Kamoshida, Logue, Lye, McDonald, Moore, Shubert-Kwock, Sturges; Nay: None; Abstain: None).

PUBLIC SAFETY REPORTS

Honolulu Fire Department (HFD): Firefighter Poulos reported statistics and a safety report about escape planning. More information can be found at <http://www.honolulu.gov/hfd>.

Questions, comments and concerns followed.

1. Ministry fire: Resident Owens asked how HFD would classify a fire deliberately set in front of a ministry; Captain Youth noted that the fire in question would be represented in the following month's statistics.

Honolulu Police Department (HPD): Sergeant Timme reported statistics. Crime-mapping information may be found at <https://www.honolulu.org/information/crime-mapping>.

Questions, comments and concerns followed.

1. Gratitude: Shubert-Kwock noted the community's gratefulness for work by HPD.
2. Homeless in parks: Carvalho described an incident in which HPD directed an intoxicated homeless man in Chinatown to relocate to a nearby park, which in turn made it dangerous for the families and children frequenting said park; Sergeant Timme noted that everyone's immediate safety is confirmed first by officers before addressing criminal activity; an HPD supervisor may be contacted for more information.
3. Underground gambling: Resident Laylo inquired about underground gambling operations, specifically on Nu'uuanu Avenue and King and Maunakea Streets; Sergeant Timme responded that patrol officers investigate all calls to HPD and the Narcotics/Vice Division will take action upon significant findings.

ELECTED OFFICIALS

Mayor Rick Blangiardi and Managing Director Michael Formby: Blangiardi reported that the new administration is working quickly on handling the major problems Chinatown has experienced over several years and to not give up hope. Blangiardi referenced a [handout](#) summarizing how each City department is committed to the revitalization of Chinatown.

Questions, comments and concerns followed.

1. Homelessness: Resident Vanhise asked how the Mayor will approach the humanitarian crisis of the community being ripped apart by homelessness; Blangiardi advocated a combination of providing services and programs to the homeless in addition to increased police presence.
2. River of Life: Resident Butera asked about the status of moving the RoL feeding operation out of Chinatown to Iwilei; Formby reported that contract negotiation could be completed within 30 days. Resident Brown asked if anything was known about operations within the RoL property after feeding operations move to Iwilei; Formby noted that RoL may provide boxed uncooked food to the elderly but that there would be no more cooked food public feeding operations in Chinatown by RoL.

Neighborhood Citizen Patrol: Chair Lye presented [images](#) posted to the [May 2021 NB 13 online repository](#) and reported observations by the Patrol during the prior month, including tent cities hiding on the grounds of the Capitol complex, a bicycle rack being used as an odoriferous, illicit open-air bathroom within sight of the Ewa-side Capitol reflecting pool, multiple sit-lie violators, a verbal altercation occurring within the intersection of Hotel and Smith Streets, expansion of illegal semi-permanent structures at Dr. Sun Yat-sen Memorial Park, extensive graffiti and large-format stickering, paid security guards on River Street of uncertain diligence, and evidence that the redesigned at-grade bulb-outs will facilitate unpermitted loading zones where bolted-down bollards are absent. Chair Lye invited the public to walk with the patrol on Tuesday evenings, departing at 8 pm from the Diamond Head tower lobby of Kukui Plaza.

Questions, comments and concerns followed: Kekaulike Courtyards Chinatown Citizen Patrol: Eric Wong invited the public to join their bright orange shirt-wearing patrol every other Thursday morning at 8:30 am, with stretching beforehand at 8:15 am.

ELECTED OFFICIALS

Governor's Representative: State Department of Transportation Deputy Director Derek Chow [derek.j.chow@hawaii.gov] deferred a formal report until a later date in light of other guests. The latest [Capitol Connection](#) had been submitted and posted to the [May 2021 NB 13 online repository](#).

Questions, comments and concerns followed.

1. Senior safety zone: Resident Owens requested that River and Pauahi Streets be designated as a senior safety zone; Director Chow noted that he would investigate but surmised that the state might not have jurisdiction over this area.
2. Voting registration: Shubert-Kwock recommended that the Governor sign the motor-voter legislation on his desk.
3. Online submission of State Department of Taxation Form N-30: Chair Lye asked for information about the ability of small businesses to directly submit corporate income tax Form N-30 rather than through a third-party service; Chow stated that Form N-30 may be filed electronically, by mail, or in person.
4. Voting registration: Armstrong also urged the Governor to sign the motor-voter legislation on his desk.

Mayor's Representative: Deputy Director of Emergency Services Ian Santee [isantee@honolulu.gov] noted continued work on responses to questions posed during the prior meeting and reported the following.

- Elections: Contested 2021 Neighborhood Board elections will take place online from 26 April 2021 to 21 May 2021.
- Short-term rental registration: The registration program has been suspended by the Department of Planning and Permitting, which continues to enforce the short-term rental regulations but will not accept new applications. Complaints about possible violators may be filed at <https://honolulu.gov/dppstr/report-a-violation.html>.

Questions, comments and concerns followed.

1. Limited parking: Shubert-Kwock raised concerns regarding elements of construction occupying parking in the Pauahi, Maunakea, Smith, and Nu'uaniu areas which could otherwise be allocated to business customers for grab-and-go purchases; Santee noted a plan to follow up with the Department of Transportation Services.
2. Sidewalk blockade: Resident Vanhise reported that construction work has blocked certain pedestrian crosswalk entrances; Santee planned to follow up with the DTS Complete Streets program.

Councilmember Carol Fukunaga [cafukunaga@honolulu.gov] spoke to a [newsletter](#) posted to the [May 2021 NB 13 online repository](#) and reported the following.

- Graffiti control measures: Strongly worded opposition testimony to [Bill 19](#) was received; the Public Safety Committee has deferred action while outreach to more communities is undertaken and amendments are considered.
- Fire safety: Bill 4 was adopted to reinstate the one-year extension of the fire sprinkler deadline from May 2021 to May 2022; the bill was amended to require quarterly updates from HFD to help identify factors that may prevent high-rise condo associations from being able to complete their Life Safety Evaluations (LSE) by the May 2022 deadline.

Questions, comments and concerns followed.

1. Criminal elements: Carvalho requested a focus on cleaning up Dr. Sun Yat-sen Memorial Park, noting homelessness, theft, noise, narcotics transactions, and the need for compassion, and inquired about pairing HPD with behavioral therapists for the mentally ill; CM Fukunaga referenced restoration of Weed and Seed programs, and noted that a meeting could be arranged with the staff of the city prosecutor.
2. Graffiti: Armstrong inquired if CM Fukunaga's office was working to counter the criticisms of [Bill 19](#); CM Fukunaga reiterated that outreach to more communities concerned about graffiti was recommended to gain a broader consensus.
3. Tax credit: Shubert-Kwock suggested that support for [Bill 19](#) may be greater if it included a tax credit for building and business owners to remove graffiti.
4. Older buildings: CM Fukunaga added that an initial discussion with condo associations, HFD, and professional design firms is being organized to determine how best to meet fire safety requirements for older buildings.
5. Red-light cameras: McDonald noted that the pilot program was state-funded; CM Fukunaga confirmed this but clarified that most of the camera sites are within the jurisdiction of Council District 6.

Senator Karl Rhoads [senrhoads@capitol.hawaii.gov]: no representative was present; a [report](#) had been provided and posted to the [May 2021 NB 13 online repository](#). Chair Lye noted an inquiry about [SB 1034](#) regarding Sunshine Law and board use of interactive technology, and hoped for additional information about such upon the return of Senator Rhoads.

Representative Scott Saiki: No representative was present [repsaiki@capitol.hawaii.gov]; a [report](#) had been provided and posted to the [May 2021 NB 13 online repository](#).

Questions, comments and concerns followed: Absence of elected representatives and actions thereof: McDonald noted the chronic absence of legislative representatives to NB 13 and commented that the State House had reported an inability to pass a bill—which would have given millions of dollars in rent relief to residential and commercial properties—due to running out of time, and that such was not an acceptable reason for inaction.

Representative Daniel Holt: No representative was present [repholt@capitol.hawaii.gov]; no report was provided.

PUBLIC CONCERNS

Liliha Civic Center: Nathalie Razo noted work by PBR Hawaii & Associates, Inc. on the [Liliha Civic Center](#) master plan and invited the public to a virtual community meeting on Wednesday 12 May 2021 from 6 pm to 8 pm to review the pertinent infrastructure study.

Renaming of Central Middle School: CMS teacher Brandon Galarita addressed the proposed change of the school name to [Ke'elikōlani Middle School](#).

Chinatown Business and Community Association: Shubert-Kwock recounted an attempted restaurant robbery during a recent CBCA meeting, noted that this reflected the seriousness of crime in Chinatown, and announced that next CBCA meeting will be at 10 am on 11 May 2021 at Golden Palace.

Chinatown Improvement District: Lee Stack reported Hawaii Theatre's request that the privately funded community patrol add Dr. Sun Yat-sen Memorial Park to its route, noted the imminent release of a draft report from HART about historic buildings in Chinatown, and reported an inquiry from a professor at UH–Mānoa about researching the fresh produce available in the downtown–Chinatown area and opportunities to expand the [SNAP Double Bucks](#) program to cover produce vendors in Chinatown.

River Street homeless camp: Butera conveyed community bewilderment about how this eyesore adjacent to senior housing is permitted to persist despite continuous drug activity, debauchery, and illegal sidewalk occupation, and hoped for clarification about such from Governor's Coordinator on Homelessness Scott Morishige.

NEW BUSINESS

Discussion of state goals for addressing homelessness: Governor's Coordinator on Homelessness Scott Morishige [scott.s.morishige@hawaii.gov] spoke to a [presentation](#) posted to the [May 2021 NB 13 online repository](#).

- Accountability: The state is aware of being held responsible for decisions regarding expenditures of funds, will better monitor efficiency, will improve approaches to counting and classifying the homeless population, and will no longer pay a flat rate to homeless housing providers in light of prior low utilization rates.
- Housing specificity: Permanent housing is a main focus, as temporary housing is not an effective long-term solution. Collection of more specific data is a way to evaluate the success of these programs.
- All hands on deck: Partnering with multiple City departments will address complicated homeless issues.

Questions, comments and concerns followed.

1. **Encouragement:** Resident Owens asked what the state is doing to encourage the homeless population to access their potential and help themselves to do better, as providing housing is not enough; Morishige provided an example of how this element is being added to state programs.
2. **Solution scalability:** Resident Vanhise inquired how these solutions can be scaled to effectively combat homelessness in a reasonable amount of time; Morishige reiterated collection of additional data and using available funds efficiently.

Sturges departed at 7:34 pm; eight members present.

3. **COVID-19:** A resident asked what will happen with the homeless population several years down the road; Morishige responded that the State can effectively use CARES Act funds to avoid evictions and minimize additions to the homeless population.
4. **Homelessness:** McDonald commented that homelessness is not as complicated as the state is making it out to be.
5. **Evictions:** Armstrong asked about the large number of potential impending evictions in light of the pandemic; Morishige made note of CARES Act funding, increasing housing inventory, and avoiding cutbacks in state-funded social services.

Sturges returned at 7:40 pm; nine members present.

Storm Water Utility Fee update: Cami Kloster [CamiK@g70.design] (Group 70) and Dr. Roger Babcock [rbabcock@honolulu.gov] (Director, Department of Facility Maintenance, City and County of Honolulu) spoke to a [presentation](#) posted to the [May 2021 NB 13 online repository](#).

Questions, comments and concerns followed.

1. **City responsibilities:** Shubert-Kwock asked if the City will be held accountable for waterway blockages on city land which result in flooding which impacts thousands of residents; Dr. Babcock responded this proposal would shift funding for the storm water utility from property taxes to this fee structure, and that the city does the best it can to maintain its property.
2. **Tax:** McDonald commented that the plan appears to be a new tax for which residents are responsible and that it is difficult to own a home let alone pay more taxes; Babcock responded that this is a revenue-neutral endeavor and that property taxes would be reduced by the total storm water usage fee paid.
3. **Iterative evaluations:** Chair Lye asked if annual satellite imagery would be used to reassess impervious ground coverage; Dr. Babcock described the opportunity for property owners to contest assessed permeability ratios or request on-property inspections, and Kloster noted that tree canopies count as pervious areas.
4. **Cost:** Resident Vanhise asked if the process of collecting the data to charge each household would cost more than the proposal would save; Dr. Babcock responded that the requisite information is free and readily available, and would not be recalculated unless requested by the property owner.

Armstrong requested Shubert-Kwock to be called to order. Chair Lye called Shubert-Kwock to come to order or to exit the gallery. Sergeant-at-Arms McDonald was asked to address the disruption. Shubert-Kwock departed at 7:48 pm; eight members present.

Resolution 2021-003 [Allowing full participation of 16- and 17-year-olds on Neighborhood Boards]: Armstrong moved to adopt the resolution and read its content for the gallery.

Discussion:

1. Resident Laylo supported the resolution and noted that the Black Lives Matter protest march at the state capitol was organized by a Moanalua High School student.
2. Resident Vanhise supported the resolution and stated that 16- and 17-year-olds need to be brought into political discussions.
3. McDonald voiced opposition to the Resolution while encouraging young residents to attend meetings and influence the Board, but felt that one should be an adult to serve.
4. Carvalho expressed concern about the ability of 16-year-olds to serve in light of labor law restrictions on evening work-hours and encouraged the school system to teach students about civics. Armstrong noted that volunteer work differed from employment.
5. Logue felt that civics education could be garnered with participation on the Board, that 16- and 17-year-olds would not be drafting legislation that would impact lives, and that a diverse array of ideas is needed to keep a neighborhood thriving.
6. Sturges recommended that 16- and 17-year-olds be non-voting interns rather than full members, and noted the possible need for guardians if meeting-hours were of concern.
7. Chair Lye noted working extensively with Armstrong to iterate the resolution to version displayed on-screen, but made note of critical differences in comprehension and thinking between 16- and 17-year-olds and those of age 18 and older. Board discussions often involve complicated matters for which minors simply do not yet have prior experience or context sufficient for understanding or to render impactful decisions. Chair Lye commented that he is hopeful of the capabilities of minors within our jurisdiction to diligently research and consider Board matters but would prefer implementing a graduated process, and related a recent conversation with the NCO Executive Secretary about the current inability of the Office to accurately identify and permit voting by 16- and 17-year-olds. Chair Lye noted the ease with which 16- or 17-year-olds in high school could likely secure more votes

from their peers alone than most current Neighborhood Board members have ever garnered during any prior Neighborhood Board election, setting the stage for Neighborhood Board upheavals in which minor–majority Boards are discussing matters such as liquor license petitions.

Chair Lye moved to amend the resolution to request that NCO inform the Neighborhood Commission of the logistic feasibility of voting and participation by 16- and 17-year-olds, and accepted a friendly amendment from Armstrong. The amendment was ADOPTED 6–2–0 (Aye: Armstrong, Carvalho, Kamoshida, Logue, Lye, Sturges; Nay: McDonald, Moore; Abstain: None), yielding the following:

RESOLVED, Downtown-Chinatown Neighborhood Board № 13 requests the Neighborhood Commission Office of the City and County of Honolulu provide information to the Neighborhood Commission by 1 July 2022 regarding the potential interest in and logistic feasibility of voting for and participation on their respective Neighborhood Boards by legal 16- and 17-year-old residents of O`ahu.

The amended resolution was ADOPTED 6–2–0 (Aye: Armstrong, Carvalho, Kamoshida, Logue, Lye, Sturges; Nay: McDonald, Moore; Abstain: None).

COMMUNITY GROUP REPORTS

Safe Haven: [Mental Health Koku](#) (MHK) CEO Greg Payton [gpayton@mhkhawaii.org] spoke to a [handout](#) and the [Pūnāwai Rest Stop 2020 Evaluation](#) posted to the [May 2021 NB 13 online repository](#).

Questions, comments and concerns followed. Pūnāwai Rest Stop: Lye asked who had commissioned the extensive [report](#); Payton noted that the MHK contract with the City and County of Honolulu to operate the rest stop mandates an annual independent evaluator and that HPU has won that contract for the last two years.

Honolulu Authority for Rapid Transportation (HART): Harry Cho [harry.cho@hawaii.gov] referred to a [report](#) posted to the [May 2021 NB 13 online repository](#). For more information, please visit the HART website at www.honolulutransit.org, call the project hotline on (808) 566-2299, or email a question to info@honolulutransit.org.

Questions, comments and concerns followed.

1. Rain mitigation: Chair Lye relayed a question about the [Bring it on Board](#) plan for the rail and how in-train runoff from wet gear such as bicycles will be managed; Cho noted that there will be roving station and train attendants able to address such.
2. Test runs: Sturges inquired if test runs of the rail system had started; Cho responded that Hitachi is actively testing the trains from East Kapolei to Aloha Stadium on Mondays through Fridays at all hours of the day and night, and on weekends as needed.
3. Rail opening: Carvalho asked if the Kapolei to Aloha Stadium segment could indeed be open by December 2021 and if the rail would extend past Middle Street; Cho clarified that HART is responsible for constructing the rail system after which DTS will be responsible for operations, that HART hopes to release the first ten miles to DTS by the end of 2021, and that HART is planning to build the project in accordance with the full funding agreement—from Kapolei to Ala Moana Center—although the funding shortfall has yet to be resolved.
4. Contract: McDonald noted large project cost overruns and asked who had made the decision to offer a contract worth \$924,000 to Colleen Hanabusa; Cho noted that it was the intention of the HART Board to establish a liaison with the city, state, and federal government to secure additional funding.
5. HART potential project changes document: Chair Lye requested information next month about the [report](#) and how and why the train wheels do not match the rails.

MEETING MINUTES

Minutes of 1 April 2021: Chair Lye moved to amend the [circulated draft minutes](#) to reflect a tally of seven members present at the start of the meeting; no additional amendments were requested. **The amendment was ADOPTED without objection 8–0–0 (Aye: Armstrong, Carvalho, Kamoshida, Logue, Lye, McDonald, Moore, Sturges; Nay: None; Abstain: None).** The [amended meeting minutes](#) were **ADOPTED without objection 8–0–0 (Aye: Armstrong, Carvalho, Kamoshida, Logue, Lye, McDonald, Moore, Sturges; Nay: None; Abstain: None).**

BOARD BUSINESS AND REPORTS

Chair’s Report:

- Email correspondence: Members should avoid openly replying to or courtesy-copying multiple board members when discussing matters which could potentially come before the board.
- Central fire station relocation: [Resolution 2021-005](#) approved on 1 April 2021 was posted to the NCO subwebsite listing [NB 13 resolutions](#) on 4 May 2021.
- Helicopters: NB 21 in Pearl City has shared a resolution template regarding [helicopter flight-paths](#) which may be of interest.
- Department of Housing follow-up: A report was received from Department of Housing Executive Director Anton Krucky following his [presentation](#) and visit on 1 April 2021 [“We continue to follow up on the items I presented at your meeting. Alex Koslov, Director of Design and Construction, has been assigned to be our leader/coordinator for our Chinatown projects. Our work with

River of Life is almost done, we had a good meeting with the Chair. We are not doing anything currently with Mental Health Kokua.”].

- Video archive: At the 02:20:27 mark within the [audiovisual file of the meeting of 1 April 2021](#) now archived on [‘ŌleloNet On Demand](#) is an apparent *unannounced* muting—in addition to that which obscures the obscenity spoken by member Shubert-Kwock at the 02:06:28 mark—precisely when the Chair names and indemnifies the then-extant Neighborhood Assistant of any involvement in the errors within the March 2021 draft meeting minutes, as such were attributable solely to the prior NA and the NCO reviewer of the draft meeting minutes.
- Training: Additional training for all board members about the Neighborhood Plan has been considered by NCO Executive Secretary Yonenaka.
- Banners: NCO is attempting to investigate apparent fiscal malfeasance and determine who within NCO may have executed a purchase order discordant with a motion for expenditure of funds as approved by NB 13 during the previous term.

Informational meeting disclosure safe harbor: Three members of NB 13 [Lye, McDonald, and Sturges] attended at least one meeting of the Downtown–Chinatown Neighborhood Citizen Patrol during April 2021 but did not discuss any matters on which a vote by the Board is reasonably likely.

Oahu Metropolitan Planning Organization (OahuMPO) Citizen Advisory Committee: No member of NB 13 noted attending the [April 2021](#) or [May 2021](#) CAC meetings; no information was relayed to the Board or the gallery. Carvalho noted a plan to attend meetings of the CAC on behalf of NB 13 moving forward. Additional CAC information is posted to the [May 2021 NB 13 online repository](#).

Financial Report: The [April 2021 financial report](#) was reviewed by Treasurer Armstrong, who reported a remaining balance of \$147.58.

Board Members’ Concerns:

1. Armstrong noted that he plans to proffer a resolution next month regarding the change in name of Central Middle School and hopes it gains the support of the Board.
2. Carvalho noted that this Board has been divisive and interruptive, and that mutual respect could help increase efficiency and professionalism.

Resolution 2021-006 [Regarding censure of Board Member Chu Lan Shubert-Kwock for violation of Neighborhood Plan §§2-13-104(a), 2-14-117(a), and 2-14-118(a)]: Lye moved to adopt the [resolution](#) and declared its ultimate clause:

RESOLVED, that the Downtown–Chinatown Neighborhood Board № 13 formally censures Member Chu Lan Shubert-Kwock and requests that she immediately review and improve her attitude, civility, language, and conduct for the good of the community and our Neighborhood Board meetings.

Discussion:

Chair Lye requested that the board focus on what is being addressed by the submitted resolution: a profane word spoken by Shubert-Kwock directed at another member that was explicit enough for ‘Ōlelo to require editing of the recording of the meeting before sharing it with the public. Chair Lye noted that any number of other resolutions could have been submitted for consideration but were not. The demonstrated behavior was not becoming of a member of Downtown–Chinatown Neighborhood Board № 13 and is prohibited by rules within the Neighborhood Plan. Members who do not believe that rules matter should strongly consider resigning in writing from the board. If we are not to be held accountable to Neighborhood Plan §§2-13 and 2-14, then why do we bother? Actions have consequences.

Armstrong lamented that it is a shame that the public is not able to hear on the now-muted video the degree of vulgarity of the comment by Shubert-Kwock.

McDonald opined that it does not matter who used the word or the level of nastiness thereof; it matters that the guidelines for decorum had clearly been broken and had potentiated a negative impact on the ability of NB 13 to reach its constituents. McDonald reiterated that the resolution is one of censure and does not sanction Shubert-Kwock.

Carvalho noted that prior to the incident on 1 April 2021, Shubert-Kwock had not interrupted anyone that evening, that she had become provoked and was exhausted by interruptions from Armstrong, that the explicit word should not have been said, and that the entire exchange should have been interrupted by the Chair.

Armstrong stated that Shubert-Kwock has been on the board for about twenty years and still demonstrates an inability to pose a motion in an efficient manner; he apologized for interrupting Shubert-Kwock but noted her invective-filled reaction and declared that if the board had demonstrated courage when Shubert-Kwock had childishy stormed out of previous board meetings and displayed unbecoming conduct, a message that such behavior was not acceptable could have been delivered. Instead, the board has continued to permit such to occur.

Kamoshida felt that the resolution was hypocritical, claimed that other board members had also used profanity several times in the past,

and did not understand why this motion was being put forth. Lye clarified that each member of the board had the right to put forth motions.

Sturges, although not condoning such, felt that Shubert-Kwock was provoked to use derogatory language, that both members should be censured, and that the interruptions should have been throttled. Lye pointed out an apparent recurring theme during the evening of reassignment of personal responsibility by the members.

Carvalho claimed that no board member has the right to say that another member does not know how to articulate a motion, further claimed that Shubert-Kwock “was good that night” and had not interrupted anyone until the time of the discretion, and noted that the exchange should have been interrupted.

McDonald agreed that members of this board have problems maintaining decorum and need to improve on knowing when to speak at the proper time and not interrupt other members, and felt that Shubert-Kwock, when she swore, clearly violated defined rules of decorum. McDonald rebutted the claim by Kamoshida that any other member had openly used a curse word, much less any action that mandated editing of the audiovisual recording of a meeting or impacted the timeslot in which such could be broadcast by ‘Ōlelo, and noted that the offense in question has impacted NB 13 negatively and clearly violated the Neighborhood Plan.

Chair Lye commented that he provides a certain amount of leeway to the members, relies upon the members to become familiar with the rules, encourages members to read the Neighborhood Plan and Sunshine law, and reiterated the personal responsibility involved in knowing about the conduct of meetings. He noted incredulity at the persistent attempts this evening to defer the personal responsibility of Shubert-Kwock for her own actions. Lye confirmed by citation that parliamentary guidance^a had been followed when addressing the incident of disorder and profanity during the April 2021 meeting, and that the step of moving to censure the offending member is that which is outlined therein. Chair Lye reiterated that [Resolution 2021-006](#) had been duly submitted for consideration, that it defined and demonstrated the clear violation of the Neighborhood Plan by Shubert-Kwock, and that the members should feel compelled to vote in favor of the motion.

McDonald noted that censure is a tool provided to the board to address concerns about behaviors of a troublesome member, and that the board must act to address the actions by Shubert-Kwock which had impacted the ability of the board to reach the public. McDonald added that he would support submission of resolutions regarding the actions of any member.

Without objection Lye recessed the meeting at 9:00 pm to reset one of the rear-wall projectors and permit continued display of [Resolution 2021-006](#) to the gallery. Lye returned the meeting from recess at 9:01 pm.

The resolution was **NOT ADOPTED 4–4–0 (Aye:** Armstrong, Lye, McDonald, Moore; **Nay:** Carvalho, Kamoshida, Logue, Sturges; **Abstain:** None).

[Resolution 2021-007 \[Recognition of service by Hawai‘i Pacific University\]](#): Lye moved to adopt the certificate as presented online and displayed onscreen to be presented to HPU during the subsequent meeting with the option of converting the [arcuate text to “Appreciation”](#) rather than “Recognition” if the NCO template can accommodate such.

Hawaii Pacific University is recognized on this day 3 June 2021 for its dedication to serving the residents of the Downtown–Chinatown community and this Neighborhood Board by continuing to provide a welcoming venue for its monthly meetings.
Mahalo nui loa for your ongoing assistance.

The [motion](#) was **ADOPTED 8–0–0 (Aye:** Armstrong, Carvalho, Kamoshida, Logue, Lye, McDonald, Moore, Sturges; **Nay:** None; **Abstain:** None).

Election of Board Secretary: Action on this item was deferred.

Consideration of Resolution 2021-004 [Requiring monthly interaction with the Downtown–Chinatown Neighborhood Board № 13 by elected local and state representatives]: Armstrong moved to add the [resolution](#) to the June 2021 meeting agenda and suggested that there should be consequences for elected and paid officials who do not attend board meetings yet wish to speak during the election season.

Discussion:

Chair Lye noted that any attempted restriction on speech of incumbents at certain times during meetings could be effectively overridden by the official simply commenting during the period of public concerns, opined that it may be more effective to articulate dissatisfaction with an incumbent by making clear to the public that he or she is not attending meetings regularly, suggested directly addressing an incumbent about such whenever in attendance, and recommended voting against the motion as the current form of the resolution, if adopted, could bring negative repercussions to NB 13.

^a “In dealing with any case of disorder in a meeting, the presiding officer should always maintain a calm, deliberate tone....Under no circumstances should the chair attempt to drown out a disorderly member—either by his own voice or the gavel—or permit himself to be drawn into a verbal duel.” *RONR* (11th ed.), p. 645, ll. 11–17.

McDonald voiced support for the motion and hoped that the resolution, if adopted, would encourage elected officials to show up more often.

Logue noted that it would be difficult to mandate that elected officials attend meetings of the board, but felt that it should be relayed to rarely attending officials that the board and constituents are aware of their absences.

Moore moved to end debate; the motion was adopted without objection.

The motion to place [Resolution 2021-004](#) on the June 2021 meeting agenda was **ADOPTED 6–2–0 (Aye:** Armstrong, Carvalho, Kamoshida, Logue, McDonald, Sturges; **Nay:** Lye, Moore; **Abstain:** None).

ANNOUNCEMENTS

- Potential upcoming speakers and future items of new business were relayed by Chair Lye.
- The next regular meeting of Downtown–Chinatown Neighborhood Board № 13 is scheduled for 6:00 pm on Thursday 3 June 2021 at Hawaii Pacific University, 1 Aloha Tower Drive, Multi-Purpose Room 2; please [monitor for updates](#) regarding site confirmation.
- The Downtown–Chinatown Neighborhood Citizen Patrol departs each Tuesday evening at 8:00 pm from the Diamond Head tower lobby of Kukui Plaza. Please wear a mask, bring a friend, join the patrol, and help identify areas of concern within our Downtown–Chinatown community.
- Rebroadcasts of Downtown–Chinatown Neighborhood Board № 13 meetings are scheduled on ‘Ōlelo channel 49 every third Thursday at 9:00 pm, as well as 6:00 am on the second and fourth Saturdays of each month. An archive of past meetings may be found on <https://olelo.org/olelonet/> upon searching on <Downtown Chinatown>.
- Find an archive of handouts and referenced materials apropos to Downtown–Chinatown Neighborhood Board № 13 [here](#).

ADJOURNMENT: With no further business at hand, Chair Lye adjourned the meeting without objection at 9:14 pm.

Submitted by Dylan Buck, Neighborhood Assistant

Reviewed by Casey Ishitani, Public Relations

Final review by Kevin Lye, Chair, Downtown–Chinatown Neighborhood Board № 13