ANDREW POEPOE
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MEMBER OF:

HAWAIIAN BUSINESSMEN'S ASSOCIATION
POEPOE, ANDREW K.—Republican
Supt., Transportation
456 Wanaao Road, Kailua 96734

Born: May 2, 1935, Honolulu
Married; 2 children
Education: Kamehameha Schools; Yale Univ., BS; Univ. of Hawaii, MBA
Business Career: Castle & Cooke Terminals, Ltd., Engineer; Dole Company, Engineer
Political Experience: 8th Dist. Vice Chm.; State House 1967-68; City Councilman since 1979; Chm., Council Zoning Comm., 1980
Community Activities & Organizations: Kailua Cnty. Council; Staff, Pali Press; Kaneohe JAYCEES; Ko­o­laupoko Hawaiian Civic Club; Kaneohe Yacht Club; Chamber of Commerce of Hawaii; Society for Advancement of Mgt.; Friends of the Library; Friends of the East-West Center; Windward Planning Council

WHO'S WHO IN GOVERNMENT
State of Hawaii 1981-82
Published by Chamber of Commerce of Hawaii
Council Committee Seeks More Information

Action Deferred on Punaluu Project

By June Watanabe
Star-Bulletin Writer

The City Council's Planning and Zoning Committee yesterday deferred taking action on a proposed resort development at Punaluu, despite a strong recommendation by the city administration that the application be turned down.

Developer Walter S.S. Zane is seeking a shoreline management permit to build his seven-story, two-wing Punaluu Shores project at 53-382 Kamehameha Highway, on the mauka side of the highway.

The plan is to build 54 hotel units and 48 two-bedroom condominium apartments, plus 106 parking spaces, a sewage treatment plant, swimming pool and other recreational facilities.

Because the project is proposed for 1.3 acres that fall under the city's special coastal-zone regulations, Zane must obtain a shoreline management permit in addition to a building permit.

Michael McElroy, director of the city Department of Land Utilization, yesterday urged the Planning and Zoning Committee to deny the permit because a "higher order of land-use decision" would represent a clear foreclosure of planning options," McElroy said.

He pointed out that although the property is now designated for resort development, the administration is seeking to change it to medium-density apartment use. Additionally, proposed Development Plans for Oahu would eliminate further resort development in the area.

The City Planning Commission, an advisory body, earlier recommended that the property be redesignated from resort to apartment use.

McElroy said the planned land-use change "represents a higher order of land-use decision than the shoreline management permit."

But Councilwoman Marilyn Bornhorst disagreed, saying that the nature of shoreline management permits calls for judgmental decisions. She congratulated McElroy for "getting to two basic things that have been ignored in the past" by considering future planning options and attempting to conform shoreline permits with the General Plan.

However, McElroy went on to argue that the proposed land-use changes talked about for the Punaluu area are not something "in the fuzzy, indefinite future" but are "planning options very much on the horizon...so we feel comfortable in recommending this very viable planning option."

Zane has claimed he has a vested right to develop the property because of money already invested. However, McElroy said Zane had the opportunity to build his project as far back as 1975, when the special shoreline permit was not required, but failed to do so.

He characterized the vested-right argument as "a red herring."

However, despite McElroy's arguments, the majority of committee members decided they wanted more information before taking action. The matter was deferred until the committee's Sept. 15 meeting.
Council Supports Mayor’s Fiscal Policies in ‘Vote of Confidence’

By Stu Glauberman
Star-Bulletin Writer

A resolution authorizing city Finance Director Peter Leong to make interfund transfers yesterday became the focal point for a City Council vote of confidence on Mayor Eileen Anderson’s fiscal policy.

Support for Anderson was the key issue when the Council voted on a resolution allowing Leong to transfer funds between operating and capital accounts through June 30, 1982. The resolution was part of a package of bills requested by Anderson and Leong to give them flexibility in managing the $45 million general obligation bond issue the city plans to sell next month.

Anderson was present as Councilman Daniel Clement criticized aspects of her financial program.

Clement, chairman of the Finance Committee, expressed opposition to Anderson’s request for the interfund borrowing power, the $45 million bond sale to replenish operating accounts depleted by capital expenses, and a bill establishing a 13-percent interest ceiling on city bonds.

“I AM VERY very concerned about the combination of the requests that have been made — namely, the bond float of $45 million, the raising of the interest rate to 13 percent, and the ability to interfund borrow,” said Clement.

“We have to take that collectively, and I don’t think that the need is imminent to allow that to occur. Sufficient time should go by so that we can make a determination as to whether or not fiscal responsibility is being exercised,” he said.

Clement also said he would have voted against the $45 million bond authorization had he not been on the Mainland when the Council approved the sale last week.

Before calling for the vote on the resolution, Council Chairman Rudy Pacarro and Floor Leader Frank Loo urged their colleagues to have faith in the mayor.

“I appeal to my colleagues to give the mayor a chance,” Pacarro said.

“The poor lady is stuck with what has happened over the years,” he said. “I’d like to believe that what she is trying to do with this program is catch up.”

The vote was 5-3 in support of Anderson, with Clement, George Akahane and Hiram Fong Jr. voting against the resolution. (Councilman Andrew Poepoe was absent.)

Clement later cast the only vote against a bill increasing the maximum allowable interest rate on city bonds from 10 to 13 percent.

AFTER THE meeting, Anderson told reporters: “I can’t help but think there’s a great deal of misunderstanding on the part of certain Council members — Mr. Clement for example — saying that he would not vote for the bond authorization.

“At this point of time, we’re just trying to bail out of a situation that we’ve inherited and that Mr. Clement was very much a part of.

“Interfund borrowing is a simple year’s work with the ‘substantial financial burden’ it is assuming in deciding to rely on a short-range bus plan.

“If you want to talk fiscal responsibility, the Hirten contract becomes but an ant in a molehill of ‘recent requested decision-making,’ he said, repeating the remark so that everyone would consider the comparison.

Clement charged that Anderson’s decision not to sign a federal agreement authorizing reimbursement of the Council’s $35,000 contract with Hirten “is founded in the fact that Mr. Hirten was hired by the prior administration (of Mayor Frank Fasi) and has nothing to do with his ability to be of help to us.”

Last month, Clement announced the Council would employ Hirten as a consultant on fixed-rail and other transit issues.
Psst: Dan Clement is really flexing his muscles at city hall

By Jerry Burris
Advertiser Politics Editor

George Akakane’s golf handicap is going down.

Toraki Matsumoto sings a little bit like Vaughn Monroe.

Andy Poepoe likes two scoops of rice and macaroni on his lunch.

Hiram Fong Jr. sings a little bit like Vaughn Monroe.

The idea was that the public wasn’t getting enough basic information about the nuts and bolts of council-activities — planning, zoning, appropriations, public works projects and the like.

So the council hired a consultant for $4,000 to plan the format and soon, the word was out.

The second issue, released this week, contains some background on proposed city development plans, a calendar of meetings, details of committee business, briefs on sever al new laws and an exhortation from Council Chairman Rudy Paacarro about the need for public involvement.

It also includes a half-page “gossip” column by “Kahoolono,” a pseudonym for someone “close to council members.”

For instance, about Clement, we learn: “Councilman Dan Clement’s impeccably tailored suits are a bit snug these days. Dan’s been working out with weights and other body building equipment. Over the last year-and-a-half, he’s increased his chest size several inches. The workouts, four times a week, also have resulted in bulging arm and leg muscles.”

And, as part of this regimen Clement says he has changed his diet “practically eliminating red meat.”

There is more. Matsumoto sang at a party honoring his parents in a voice that was described as “sort of a Vaughn Monroe romantic baritone.”

Among the other tidbits are Poepoe’s lunch preferences and the menu at the Fong fund-raiser — “Guests feasted on spit-roasted pig, charcoal-grilled clams, and made-to-order sushi for starters.”

The newsletter, which is supposed to come out four times a year, is printed in-house by the city Print Shop and is written by staffers in the Office of Council services.

The latest issue cost the city government $4,687 including printing and mailing.

Besides the usual list of libraries, community groups, neighborhood boards and others who receive it, it is also mailed to any household with three or more registered voters.
Council forms panel to conserve energy

By Mark Matsunaga
Advertiser Government Bureau

Saying the public "is at the mercy of the public utilities," City Council Chairman Rudy Pacarro yesterday said he'd like to see the city become an independent energy supplier.

Pacarro said the city spent about $15 million on electricity and $10 million for fuel last fiscal year.

"That bothers me is that we're talking about conservation of energy, electricity, gas, oil and all this, and yet when we look to our utility bills the cost has gone up," he said.

"We save and we save and we save and the electricity bill keeps going up. It's a rat race!"

Pacarro made his remarks at a press conference where he announced creation of a new council committee on Energy Development and Conservation.

Republican Councilman Andrew Poepoe will be the committee chairman. Hiram Fong Jr., the council's other GOP member, will be vice chairman.

Poepoe and Fong were stripped of their committee chairmanships in a Feb. 25 shakeup engineered by the council's seven Democrats.

Pacarro said yesterday that their capabilities were being wasted, hence their appointment to the new committee, which will also include Pacarro, Tom Nekota and Frank Loo.

Poepoe and Fong said the new committee will examine a wide variety of energy issues.

The council amended the Oahu General Plan two years ago to add energy conservation and development as another city goal.

Creation of the committee to follow through on that is the "second step," he said.

HPOWER -- the Honolulu Program of Waste Energy Recovery -- that calls for burning garbage to produce electricity will have "a high priority," said Poepoe, adding that he wants to examine the experimental wind farm in Kahuku and a host of other alternate energy and fuel proposals.

The city is now negotiating with Amfac Inc. for an HPOWER facility at Campbell Industrial Park. Amfac's proposal to build the plant in Waipahu was rejected earlier this year, largely because of community opposition.

Pacarro criticized the administration of former Mayor Frank Fasi and Amfac itself for not reaching agreement in "a couple of months," Anderson said, the city may call for new bids.

Under the current HPOWER proposal, electricity produced by the facility would be sold to Hawaiian Electric Co.

Pacarro said he would prefer the facility to be sold to the public, "there's a possibility that the project would have flown. Or if we knew that we were going to have that kind of problem, it could have been referred to someplace else and we wouldn't have wasted all of that time till today."

While negotiations are continuing with Amfac, which submitted the lowest HPOWER bid last year, Poepoe said, "I'd be interested in opening it up to anyone who could come up with a proposal that would satisfy the demands of the community. If another firm came up with a new proposal, whichever route they want to take, we would look at that. I wouldn't want to put any conditions on it at this point."

Mayor Eileen Anderson yesterday that talks with Amfac are "progressing" and that she has received several new proposals for HPOWER facilities, some of which would be wholly financed with private funds. (The current HPOWER proposal would use city money to construct the facility.)

If the city and Amfac don't reach agreement in "a couple of months," Anderson said, the city may call for new bids.

Mayor Eileen Anderson and City Council Chairman Rudy Pacarro made arrangements to crack down on fireworks.

If necessary, we'll give him suggestions and hope that we can have a consensus between him and us. That will make the bill that much stronger," the mayor said.

Pacarro, who has not yet made a version of his draft measure publicly available, said he hopes it will act as a "catalyst" for a fireworks bill that will be acceptable to the City Council.

A measure which Anderson sent to the city council earlier this year died in committee for lack of votes. The earliest the council could pass a fireworks measure would be September, barring special meetings.

Rudy Pacarro
It's a rat race

passed a limited fireworks ban in November. That measure was vetoed by Frank Fasi, the mayor, at the time, under pressure from merchants who said they already had ordered their fireworks for the following New Year's.

Anderson said yesterday that this excuse "won't work this time." She has said repeatedly that merchants have had ample warning to expect a crackdown on fireworks.

Mayor, police studying Pacarro fireworks bill

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Pacarro said he would prefer giving the benefits "directly back to the people" and avoid HECO altogether.

But he and the Republicans agreed that they have no intention of turning the city into a competitor with HECO.

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BILL NO. 71 (1931)
A BILL FOR AN ORDINANCE TO AMEND
SECTION 13-14.3, R.O. 1978, AS AMEND­
ED, RELATING TO RULES AND REGULA­
TIONS RELATIVE TO THE USE OF PUBLIC
PARKS, PLAYGROUNDS, BEACHES AND
OTHER PUBLIC AREAS.
This Bill proposes to amend Section 13-14.3(a),
Revised Ordinances Of Honolulu 1978, as amend­
ed, by providing that any person using the recrea­
tional and other areas and facilities under the
control, maintenance, management and operation
of the Department of Parks and Recreation for
the activity of hang gliding shall first obtain a
permit from the department.
Date of Introduction: July 8, 1981—Honolulu,
Hawaii.
Copies of the foregoing Bill, in full, are on file
at the City Clerk's Office for use and examination
by the public during regular business hours.
I hereby certify that the foregoing Bill Passed
Second Reading at a meeting held by the Council
of the City and County of Honolulu on August 12,
1981, and was ordered published according to law
by the following vote:
AYES: Mr. Akahane, Mrs. Bornhorst, Mr.
Fong, Mr. Loo, Mr. Matsumoto, Mr.
Nekota, Mr. Poepeoe, Mr. Pacarro.—8
NOES: None.
EXCUSED: Mr. Clement.—1.
(S) WILFRED M. MITA, Esq.
City Clerk

BILL NO. 70 (1931)
A BILL FOR AN ORDINANCE PROVIDING
FOR THE COST OF IMPROVEMENTS IN
"IMPROVEMENT DISTRICT NUMBER TWO
HUNDRED FIFTY-FIVE, EWA BEACH
SEWERS, SECTION 2, PUNALOA, OAHU,
HAWAII, JOB NO. W-2520," AND
FIXING THE PORTIONS OF THE COST TO
BE ASSESSED AGAINST THE OWNERS
OR LESSEES THEREOF, RESPECTIVELY,
AND IMPOSING A LIEN AGAINST EACH LOT OF
PARCEL OF LAND ASSESSED ACCORDING
TO THE RESPECTIVE ASSESSMENTS.
This Bill proposes to provide for the cost of improvements in "Improvement District Number Two Hundred Fifty-Five, Ewa Beach Sewers, Section 2, Punaloa, Ewa, Oahu, Hawaii." and contains provisions relating to confirmation by the City Council of all proceedings heretofore had and taken under the Improvement Statutes and Chapter 24, Revised Ordinances of Honolulu 1978, as amended, with respect to the development, creation, and establishment of said Improvement District, and by reference incorporates the Assessment Report of the Director and Chief Engineer of the Department of Public Works, dated March 31, 1981; the cost of authorized improvements in said Improvement District; the moneys to be placed in the Special Assessment Revolving Fund; the appropriation by the City and County; the total cost charged, assessed, and to be collected from all private properties; the assessment lien, the assessment rates against properties which are privately owned and not specifically exempted herein; the installment payments of assessments; and the effective date of this Bill.
Date of Introduction: July 8, 1981—Honolulu,
Hawaii.
Copies of the foregoing Bill, in full, are on file
at the City Clerk's Office for use and examination
by the public during regular business hours.
I hereby certify that the foregoing Bill Passed
Second Reading at a meeting held by the Council
of the City and County of Honolulu on August 12,
1981, and was ordered published according to law
by the following vote:
AYES: Mr. Akahane, Mrs. Bornhorst, Mr.
Fong, Mr. Loo, Mr. Matsumoto, Mr.
Nekota, Mr. Poepeoe, Mr. Pacarro.—8
NOES: None.
EXCUSED: Mr. Clement.—1.
(S) WILFRED M. MITA, Esq.
City Clerk
RESOLUTION NO. 81-138

PROVIDING FOR THE ABANDONMENT OF PORTION OF PAUL LANE, LOCATED AT KALIA, WAIKIKI, HONOLULU, OAHU, HAWAII.

The City and County of Honolulu proposes to abandon the use of said portion of Pau Lane, being a portion of Pau Lane, same being also a portion of Bruce Waring Tract (unrecorded), covered by a portion of Grant 2789 to W. L. Mochonua and a portion of R. P. 6303, L. C. Award 2081 to Kaoneana for Loeau, situated at Kalia, Waikiki, Honolulu, Oahu, Hawaii, and containing an area of 852 square feet.

Date of Introduction: July 8, 1981, Honolulu, Hawaii.

Copies of the foregoing Resolution, in full, are on file in the Office of the City Clerk for public inspection and information.

I hereby certify that the foregoing Resolution Passed Second Reading at a meeting held by the Council of the City and County of Honolulu on August 12, 1981, and was ordered published according to law by the following vote:

AYES: Mr. Akahane, Mrs. Bornhorst, Mr. Fong, Mr. Loo, Mr. Matsumoto, Mr. Nekota, Mr. Poepoe, Mr. Pacarro.

NOES: None.

EXCUSED: Mr. Clement.

SIGNED:

WILFRED M. MITA, Esq.
City Clerk


BILL NO. 87 (1981)

A BILL FOR AN ORDINANCE TO AMEND CHAPTER 5, REVISED ORDINANCES OF HONOLULU 1978, BY ADDING THEREO A NEW ARTICLE ESTABLISHING MAXIMUM INTEREST RATE FOR GENERAL OBLIGATION BONDS AND BY REPEALING ORDINANCE NO. 81-28.

This Bill proposes to amend Chapter 5, Revised Ordinances of Honolulu 1978, as amended, by adding thereto a new article establishing maximum interest rate for general obligation bonds. It provides that, except as may be otherwise provided in an ordinance authorizing the issuance of general obligation bonds, all general obligation bonds of the City and County of Honolulu shall bear interest at a rate or rates not exceeding thirteen (13) percent per annum. Further, it provides for the repeal of Ordinance No. 81-28.

Date of Introduction: August 12, 1981—Honolulu, Hawaii.

Copies of the foregoing Bill, in full, are on file at the City Clerk’s Office for use and examination by the public during regular business hours.

I hereby certify that the foregoing Bill, as amended, Passed Second Reading at a Special Meeting held by the Council of the City and County of Honolulu on August 14, 1981, and was ordered published according to law by the following vote:

AYES: Mr. Akahane, Mr. Fong, Mr. Loo, Mr. Matsumoto, Mr. Nekota, Mr. Poepoe, Mr. Pacarro.

NOES: None.

EXCUSED: Mrs. Bornhorst, Mr. Clement.

SIGNED:

WILFRED M. MITA, Esq.
City Clerk

"THE WINDY"

FOURTH OF JULY:

"Kailua - International Rainbow" - the theme of the 33rd Annual Kailua Fourth of July Parade. Plans are well underway for this wonderful celebration of our Nation's birthday. 110-115 units, including 11 bands! 3 of these bands are from California. Mayor Eileen Anderson will be the Grand Marshall. U. S. Senator Dan Inouye, U.S. Representative Dan Akaka, Lt. Governor Jean King, State Senators Ralph Ajiifu and Mary George, State Representatives Whitney Anderson, John Medeiros, Russell Sakamoto, Jimmy Wong, and Honolulu City Councilmen Dan Clement, Frank Loo, Andy Poepoe, and City Prosecutor Charles Marsland, have accepted invitations to join us that day. Bud Pinkosh, Honorary Mayor of Kailua, Steve Blackburn, Kailua Chamber President, Alan Vollert, President, Kailua Community Council, Mrs. Joseph Keanu, President, American Legion Auxiliary and Orvil T. Shonk, Department Commander, American Legion, will be with us also.

The Parade will be held on Saturday, July 4, 1981, at 10:00 a.m., and will proceed down Kainalu Drive, from Omao Street to Kailua Intermediate School. The reviewing stand will be located in front of St. Christopher's Church, 93 No. Kainalu. Our favorite Master of Ceremonies, Ted Scott, will be with us again. Immediately following the parade, the Awards Ceremony will be at the Arts & Crafts Fair, Kailua Elementary School parking lot.

The Kailua Arts & Crafts Fair will be from 10:00 a.m. - 5:00 p.m. at Library Square. The happy day will end with our fireworks display from Flat Island - 8:00 p.m.

Come join the festivities!
There are signs that the City Council again may breathe new life into the ill-fated Pulama Gardens housing project in Kahaluu that was plunged into bankruptcy by the collapse of THC Financial Corp.

The Council's Planning and Zoning Committee yesterday referred attorney John Chanin's request for an 18-month extension of a dormant planned-development permit for the project to its Committee of the Whole meeting a week from today.

Chanin, the receiver for LR&I Development One, said Lone Star Hawaii Inc. has offered to buy the Pulama Gardens site near Kaalaea Valley for about $2 million, provided that the Council extends the life of the rezoning measure to enable the developer to obtain a building permit.

The Council granted the planned-development permit to LR&I Development One for the 164-unit project in 1975 and extended it twice in as many years.

Former Zoning Committee Chairman-Andrew Poppoe said he assumed that the permit "died" last year when the Council failed to renew it. He recommended that the committee deny the request.

"I think you make a mockery of the legislative process if you say things are going to die at this point and then they do not," he said.

But City Deputy Corporation Counsel Jane Howell advised that the zoning change remains in effect until a new ordinance repeals it. And, she said, a stay issued by a bankruptcy court prevents the city from repealing it.

Chanin said money from the proposed sale would be split, with $900,000 going to the 14,000 depositors of the defunct THC Financial and the rest going to LR&I debenture holders. But Councilman Daniel Clement said he wants Lone Star to come forward with details of the deal.

The Committee also killed a proposed zoning code amendment that would have allowed state-licensed adult family boarding homes on Oahu to increase the number of patients from three to four.

The 171 boarding homes now operating on Oahu are permitted to have up to three patients. The amendment would have allowed the operators of the homes to add a fourth patient in compliance with a recent change regulating the licenses issued by the state Department of Social Services and Housing.

Without the amendment, each operator who wants to increase the number of patients by one will have to apply to the city Land Utilization Department, which in turn will have to schedule public hearings on the request.

Jack Gilliam of the department's regulations branch noted that there are also 222 family-care homes on Oahu, licensed by the state Department of Health. Since 1970, the city has permitted them to house up to four patients.

In recommending approval of the amendment, he said that family-care homes with as many as four patients have had "no noticeable impact on neighborhoods."

But Councilman Tom Nekota took exception. "I disagree," he said. "If adult family boarding-home operators want to add, they have to go through the process."

Councilwoman Marilyn Borrhorst, who is not a committee member, said one more patient wouldn't make a difference. "And besides," she said, "there's a great need."
On 'Inclusionary Zoning'

Council Panel Goes In and Out

By June Watanabe
Star-Bulletin Writer

First there was a meeting, then there wasn't a meeting, then there was a meeting.

In the midst of all this, a proposal to require developers to provide a certain percentage of major housing projects for low- and moderate-income families, or to provide the equivalent in land or money, was approved for formal discussion before the City Council.

The requirement is termed "inclusionary zoning" and it is quite a controversial topic.

The matter came up in the City Council's Community Development Committee yesterday morning as a last-minute addition to the agenda.

Committee Chairman Marilyn Bornhorst noted that the apparent sentiment expressed in a Planning and Zoning Committee meeting the day before was to push the inclusionary zoning issue to the forefront again.

BORNHORST HAS been a strong advocate of inclusionary zoning, but most of her colleagues have been less than enthusiastic.

The former city administration introduced a proposed inclusionary zoning ordinance a year ago but, despite much discussion, no action was taken by the Council.

The matter has been in limbo since the takeover by Mayor Eileen Anderson of the city administration, which asked for time to come up with its own views.

At the beginning of yesterday's meeting, Bornhorst asked her colleagues if it was permissible to discuss inclusionary zoning — specifically the bill proposed last year.

Hearing no objection, Bornhorst scheduled the matter for discussion at the end of the agenda.

THE MEETING proceeded routinely, but as it wound down, Councilmen Rudy Pacarro and Hiram Fong Jr. left the room.

That left Bornhorst with only committee member Toraki Matsumoto in attendance and no quorum with which to act on the proposed ordinance. Bornhorst patiently asked Pacarro and Fong to return.

When they failed to return immediately, she called a recess.

After a few minutes, an angry Bornhorst adjourned the meeting.

"I guess they didn't want to commit themselves," Bornhorst told reporters. "With this Council majority, you can't get any inclusionary zoning out."

Later, as she stormed to her office, she said, "It's all shibai." The reference was to statements made by some of her colleagues about the need to make a policy decision regarding the building of low- and moderate-income housing.

ASKED WHY NO one was around
Come Early and Get a Hug

Harmony Throbs at Council

By Stu Glauberman
Star-Bulletin Writer

For the third time in as many City Council meetings, Chairman Rudy Pacarro played a tape of one of his favorite tunes and then climbed down from his podium to hug some of the people around him.

Pacarro played "Waialua Sky" by The Krush and then, before stepping down to hug members of City Clerk Wilfred Mita's staff, he instructed the other Council members present to shake hands and hug each other.

During two meetings last week, Pacarro chose songs by Shirley Bassey and Frank Sinatra and threw his arms around Mita and other Council members.

Despite the chairman's expressions of harmony, there were notes of discord yesterday as one Council member boycotted the opening ritual and others later pooh-poohed the public expression.

Councilman Tom Nekota, who entered the Council chamber after the hugging, later issued a statement explaining why he didn't take part.

"I AM NOT speaking against the PSI program (which Pacarro recently attended). I think that there is a place and a time for such a program to be expressed," Nekota said.

He said a City Council meeting is neither the time nor the place for members to listen to tapes or share thoughts engendered by PSI (People Synergistically Involved) and other self-improvement programs.

Pacarro has never mentioned PSI from the podium but Council members understand that his new interest in love songs and understanding others springs from his recent involvement in the course.

Three other Council members — George Akahane, Hiram Fong Jr. and Toraki Matsumoto — and several of their aides also have taken the $300 seminar offered by PSI World of Hawaii.

Councilman Andrew Poepoe, who missed the first few minutes of yesterday's meeting, later said he wasn't protesting, but added that he might skip the ritual if the practice continues.

"I could do without it," he said.

"Next time, I'll consider coming in late to avoid my hug."

FLOOR LEADER Frank Loo suggested that the Council begin with a prayer instead of a tune and a thought from the PSI program.

"Music and hugging is better than punching at each other," said Loo, a former boxer. "But there are other programs (similar to PSI) and when you have money involved, that makes it different. Having prayers is better. They're non-commercial and non-political."

Once the meeting got under way, the Council acted unanimously, extending seven interim development control bills until June 30, 1982, and adopting three shoreline management permit resolutions, including one for Honolulu Airport improvements.

After a 30-minute executive session, the Council adopted a committee report recommending that it reject a developer's request for a park-dedication fee refund.

Council members agreed to defer indefinitely any action on the request from Rainalter Holdings Ltd., which is seeking credit for a $142,945 fee it paid the city in June 1977 to comply with the park-dedication ordinance.

The company later dedicated land for a private park at the Windward Passage condominium to comply with another provision of the park-dedication law.
Council Housing Session
Canceled; No Quorum

Lack of a quorum forced the cancellation of the City Council's Planning and Zoning Committee this morning, leaving more than four dozen residents angry and two councilmen as well.

More than 50 residents turned up to voice opposition to Lear Siegler Inc.'s proposed Top of the Ridge housing development at the end of Kaonohi Street in Pearl Ridge. The Council was scheduled to take final action on Lear Siegler's proposal to build luxury townhouse units in the area at its regular meeting tomorrow.

The residents expressed anger at the cancellation, saying the great majority of them had taken time off from their jobs to attend the meeting.

"People think if you just keep delaying this (development issue) that people are going to give up and they're not," said Susan Watson, president of the Pearl Ridge Estates Community Association.

Councilman George Akahane, committee chairman, told the crowd he was forced to postpone the meeting for lack of a quorum after waiting about 30 minutes beyond the scheduled 10 a.m. start. Only one of his committee members—Councilman Andrew Poepoe—was present at the time, although non-members, Council members Marilyn Bornhorst and Toraki Matsumoto, were on hand.

The other committee members are Tom Nekota, who was excused because of a trip to Japan, Frank Loo and Daniel Clement.

Just as Akahane pounded the gavel, Loo showed up, providing the three members necessary for the meeting to convene officially.

However, Akahane told reporters it was "kind of late" to convene the meeting, saying some of the interested observers had already left.

But Clement, who showed up shortly after 10:30 a.m., told reporters he couldn't understand the furor and that "I'm not going to be the fall guy for this."

Clement said he told his secretary he was going to be delayed because of a 10 a.m. meeting at his Bishop Trust office and that he had someone pick him up at '10:30 on the dot.'
POEPOE, ANDREW K.—Republican
Supt., Transportation
456 Wanaao Road, Kailua 96734

Born: May 2, 1935, Honolulu
Married: 2 children
Education: Kamehameha Schools; Yale Univ., BS; Univ. of Hawaii, MBA
Business Career: Castle & Cooke Terminals, Ltd., Engineer; Dole Company, Engineer
Political Experience: 8th Dist. Vice Chm.; State House 1967-78
Community Activities & Organizations: Kailua Cmty. Council; Staff, Pali Press; Kaneohe JAYCEES; Koolau-Poko Hawaiian Civic Club; Kaneohe Yacht Club; Chamber of Commerce of Hawaii; Society for Advancement of Mgt.; Friends of the Library; Friends of the East-West Center; Windward Planning Council
Inclusionary zoning sparks

Mark Matsunaga

City Council’s long-simmering debate over inclusionary zoning — making developers set aside a portion of their projects for low- and moderate-income buyers — came to a boil again yesterday.

It was just a preview of the full-scale debate over an inclusionary zoning law that’s expected later this year.

Mayor Eileen Anderson’s administration is still drawing up its proposal for a law requiring all developers to provide affordable housing in exchange for the right to develop.

The proposal isn’t expected for at least another month. When it is ready, it will go to the council’s Community Development Committee.

Yesterday, however, inclusionary zoning popped up in Planning and Zoning Committee.

It started with a seemingly innocuous rezoning request that went before the council’s Planning and Zoning Committee yesterday — and ended up being put off until next month’s meeting.

Venture Fifteen Inc. wants to rezone 15.4 acres of agricultural land in Waimalu to construct 45 homes.

The city Department of Land Utilization has endorsed the rezoning, provided the developer agrees to several conditions.

One is that prospective buyers be warned there is a pig farm 3,000 feet upwind of the project site. That’s to make sure the pig farmer doesn’t get complaints later.

Angry words in council

After all, he’s been there for years.

That condition was no problem.

The second condition would require the developers to set aside 10 percent of the housing units for low- and moderate-income families.

According to city officials, Venture Fifteen had already agreed to meet both conditions.

But Councilman Rudy Pacarro, who made a rare appearance at yesterday’s meeting (he’s not a member of that committee), criticized the housing requirement.

While the Land Utilization department has held developers to inclusionary zoning requirements in the past, Pacarro said it should “cease and desist.”

The council, he said, has never passed an inclusionary zoning law. Councilman Andrew Poepoe agreed, saying, “If we’re going to do inclusionary zoning, we should pass a law.”

Planning and Zoning Chairman George Akahane and Councilwoman Marilyn Bornhorst (also not a member of the committee) disagreed, saying they have voted on rezoning measures that carried housing requirements in the past.

However, Pacarro described such requirements as “hammers hanging over the developers’ heads.” He said they waste a lot of developers’ time.

And he said, “I’d feel more kosher if we had a law or policy set forth. You don’t apply the rule to everybody equally,” he told Land Utilization officials in the audience.

Then Councilman Tom Nekota said he opposes inclusionary zoning because “I don’t think the nine other buyers (in a project) should help pay for the one other low-income or moderate-income unit. They are being unfairly taxed.”

Bernard Kea of Community Planning Inc., agents for Venture Fifteen, estimated the developers would charge about $150,000 for each home, and about $70,000 for the four or five low- and moderate-income homes. That, he said, means the “market” home buyers would have to subsidize about $80,000 for each “assisted” home in the project.

Councilman Daniel Clement said, “The real essence of low- and moderate-income housing is that you have an enforceable buy-back provision.”

Bornhorst, whose Community Development Committee has several proposals for an inclusionary zoning law, said there are other ways to prevent people from turning around and selling their assisted housing at “market prices.”

At one point, the committee almost approved the rezoning request, without the housing provision.

Bornhorst said, “I had no idea we were going back 10 years. Rather than going forward, we’ve moved back.”

Then get the law out,” said an irked Poepoe, who wrestled with inclusionary zoning when he chaired the Zoning Committee.
Committee against ridge rezoning

By Mark Matsunaga

Committee Chairman George Amenabar voted with the Peoria People to stop action on the rezoning request.

The Peoria Ridge Estates Community Association had asked the City Council to issue permits for the development of the site.

Committee members today voted to withhold action on the rezoning request until the City Council meets.

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Planning panel hearing a comedy of quorum

It's not how you count, it's who and when

By Mark Matsunaga
Advertiser Government Bureau

What if they held a meeting and nobody showed up?

Well, no. Actually, about 60 people showed up at city hall for a meeting of the City Council Planning and Zoning Committee yesterday. It's just that they weren't the right kind of people.

Three City Council members were needed to call the meeting to order. Not just any old council members. They had to be the right kind.

Four council members showed up for the 10 a.m. meeting, including committee Chairman Gerge Akahane and member Andrew Poepoe.

Council members Marilyn Bornhorst and Toraki Matsumoto were also there. But they didn't count because they aren't members of the Planning and Zoning Committee.

When 10 o'clock rolled around:

- Committee member Daniel Clement was attending a meeting downtown. Clement is an officer of Bishop Trust Co.
- Committee member Frank Loo was at a court hearing. Loo is an attorney.
- Committee member Tom Nekota was in Japan, on an official council trip under the "Sister Cities" program with Hiroshima.

Meanwhile, back at city hall, people packed the committee room. Most were there to oppose a controversial rezoning request from Lear Siegler that would permit the firm's Top of the Ridge residential development at Pearl Ridge.

A few minutes past 10, Akahane turned to the microphone and said, "We're waiting for other members of the committee to arrive." In the meantime, he said, why not have a progress report from Fred Bosselman, the council's consultant on the proposed Oahu development plans?

Bosselman spoke. Akahane and Bornhorst asked a few questions. Bosselman answered. They called city planning director Tim Chow to the stand. He answered a few questions.

They ran out of questions at 10:26. That's when Akahane said, "It looks like we're not going to have a quorum. We can't officially call the meeting to order. We're going to have to defer all the items on the agenda."

He apologized to the audience and said he would try to call the meeting later, when he could muster a quorum.

Someone asked that the meeting be rescheduled for an evening. Akahane said he will "take that under consideration." Later in the day, the meeting was rescheduled for 9 a.m. next Wednesday.

Bornhorst pointed out that she and Matsumoto are not members of the committee.

After a short pause, the message sank in.

People got up. Some headed for the exit. Others just sort of milled around.

One man tore off the "Stop Top of the Ridge" label that was stuck to his shirt. He said he had taken off from work to attend the meeting. "This is very, very disappointing," he said.

He was not alone.

Sue Watson, Pearl Ridge Estates Community Association president and one of the leading opponents of the Lear Siegler development, said she took off from her job as a private secretary.

"You just keep delaying people, hoping they'll give up. But we're not going to give up. Today, the people got mad," Watson said.

Marty Aldinger, of Pearl Ridge Estates, said, "I busted my butt to finish up my housework yesterday so I could come to this meeting. I even washed the puppies."

At 10:31, Loo walked into the room.

"Hey, they can start the meeting."

See Hearing on Page A-4
Hearing goes down for the count

from page one

someone from Pearl Ridge said.

Not so. The other committee mem-
bers had left. Akahane said mo-
moments later that he was not going to
start the meeting. "A lot of the peo-
ple have left," he observed.

The crowd filtered away.

Pearl Ridge resident Mel Sussot
said, "I have never in my whole life
had a meeting pulled out from under
me."

Loo said he checked in at his law
office right after his court• appear-
cance:

"I finished at court. My office is
close by. I just checked at my office.
They did call, so I said, okay, tell
them I'm coming. So I came.

"There was nothing about no quo-
rum," Loo said. "Most times there's
a quorum. It's a very, unusual
thing."

Clement arrived a few minutes af-
after Loo.

He said he had notified Akahane —
through his secretary and Akahane's
committee clerk — earlier yesterday
morning that he expected to arrive
for the meeting right after 10:30.

"I even had somebody come and
pick me up at my Bishop Trust of-
cice" to hurry back to city hall, Cle-
mant said.

Akahane said he hadn't heard
from Clement or Loo before yester-
day's meeting.

"It's just courteous to let us know if
they're not coming or if they're go-
ing to be late," Akahane said.

"Unless they let somebody know,
my assumption would be that
they're not coming."

Loo said Akahane could have ap-
pointed Bornh. or Matsumoto to
the committee temporarily, in order
home from a meeting because of a
lack of a quorum. Added Matsumo-
to, "I've been on the council 13
years."

But Clement said: "What's wrong
with that? You can reschedule the
meeting. Is that a problem?

"Some people may have emergen-
cies at some time that will arise,
just like anybody else," he said.

"We're subject to the same emer-
gencies that may arise in our daily
lives like anybody else."

Asked whether his meeting yester-
day was an emergency, Clement
said, "I had a meeting at my Bishop
Trust office at 10 o'clock which coin-
cided with the committee meeting.

"The fact that there was no quo-
rum would not have been based upon
my absence. There are other cir-
cumstances involved. There are
other people out of town and so
forth. It's not because I was at a
meeting at my office that they didn't
have a quorum."

Later, at about 11 a.m, Clement
summoned reporters to his office
and said he had been "very heated"
and "very angry" earlier:

"I'm very conscientious about at-
tending my meetings. My record is
almost 100 percent since I've been
on the council. I knew and I inform-
ed my secretary that I had a con-
flict. In fact, I sent a car over so I
wouldn't have to walk from Bishop
Trust..."

"There's no reason (to believe)
that I have caused the fact that
these people came out here for noth-
ing. I don't want the impression to
be communicated is my point. You
might get the idea that I say the hell
with them and my job comes first.
The fact is, there will be conflicts in
what we do when you're part-time
and employed by someone else, and
this was one of those situations."

Clement's secretary said she told
the committee clerk that Clement
would arrive a few minutes after
10:30. And the clerk said she gave
the message to Akahane at about 10

Akahane said he was not notified.

Clement said, "I took all the
reasonable action necessary."

Loo said, "It was a combination of
things. I didn't know Dan wasn't
going to be there."

Continued next page
ment said.

Akahane said he hadn't heard from Clement or Loo before yesterday's meeting.

"It's just courtesy to let us know if they're not coming or if they're going to be late," Akahane said. "Unless they let somebody know, my assumption would be that they're not coming."

Loo said Akahane could have appointed Bornhorst or Matsumoto to the committee temporarily, in order to start the meeting. But Akahane said, later that council rules forbid that.

Shortly after he arrived at city hall, Clement told reporters, "What's the problem? Why is this major news?"

Told that about 60 people showed up for the meeting and that many of them took off from work to attend, Clement said, "A lot of us work. We have responsibilities, too. There was a conflict in responsibilities and I informed Akahane well in advance."

"I don't want this reported, by the way," Clement said. "I don't think this should be reported."

He added, "My secretary said he (Akahane) was informed. That's standard procedure."

It's not uncommon for council meetings to start a few minutes later than scheduled. But Matsumoto and Loo said they could not recall the last time everyone was sent
Solution
Offered at
Hawaii Kai

By Shu Glauberman
Star-Bulletin Writer

City Councilman Daniel Clement has proposed a development-rights exchange to compensate Hawaii Kai master developer Kaeor Realty Inc. for the proposed removal of Queen's Beach from state urban and resort-use designations.

Clement yesterday suggested that the Council consider transferring R-6 residential zoning at Queen's Beach to inland areas slated to change from residential to conservation zoning upon adoption of the city's proposed area development plan.

Clement, who represents East Honolulu, said the development-rights exchange would offset a potential claim by the developer that the reclassification of Queen's Beach amounts to a taking of private property without just compensation.

He made the suggestion at yesterday's Council meeting and in a letter to Willard Chow, city General Planning Director.

Chow already is reviewing the Queen's Beach question and Clement said that review is nearly complete.

"Accordingly upon finding Queen's Beach inappropriate for resort use, I am hereby requesting that you petition the state Land Use Commission for a land-use change from urban to conservation for this site," Clement wrote.

"This request is consistent with the expressed position taken by the governor and the Legislature by way of appropriations to acquire this site for park use," he said.

QUEEN'S Beach near Makapuu Point is one of a few off-Waikiki areas of Oahu that is targeted for resort development by both the city General Plan and the state Tourism Plan.

Current city land-use policy calls for 102 acres of resort area at Queen's Beach but the proposed development plan ordinance would reduce the resort area to 29 acres.

The Council referred Clement's proposal to its city Planning and Zoning Committee. A resolution aimed at eliminating the resort-use area from the General Plan was withdrawn by its sponsor, Councilman Andrew Poepee.

In other action yesterday, Councilman George Akahane said he would resign from the St. Francis Hospital lay advisory board on the advice of a Council attorney who also advises the city Ethics Commission.

Akahane said he doesn't understand why his unpaid participation as a hospital adviser appears to be a conflict of interest, but said he would resign to avoid any suspicion.

Earlier this month, a special-use permit sought by the hospital for a dental clinic was blocked by three members of Akahane's Planning and Zoning Committee.

Akahane did not vote at an April 10 meeting when the City Council approved a shoreline management permit for a 39-acre development on the edge of Kawainui Marsh in Kailua.

The Star-Bulletin incorrectly reported a 6-3 vote on the permit. With Akahane missing, the vote was 5-3.
Council Votes Confirmation of Planner

By Stu Glauberman
Star-Bulletin Writer

The City Council yesterday reversed itself and unanimously confirmed the appointment of Frank G. Reichel to the city Planning Commission.

The move to reinstate Reichel is likely to go a long way toward reducing the friction between the Council and Mayor Eileen Anderson that arose when the Council rejected Reichel's appointment last month with little warning or explanation.

At its March 18 meeting, the Council voted 6-3 to deny Reichel's confirmation without giving Anderson the customary courtesy warning so that she could have withdrawn the nomination.

The denial came nearly a month after Council members George Akahane and Daniel Clement questioned Reichel briefly at a public hearing.

The initial objection to the appointment was based on Reichel's relatively short length of residence in Honolulu and limited knowledge of Oahu's planning process.

Reichel, who moved to Hawaii about three years ago from Southern California, was a volunteer worker in Anderson's mayoral campaign last year. Anderson chose the Kaneohe chemical engineer for the advisory planning post soon after she took office in January.

THE MOVE TO reinstate Reichel came after Floor Leader Frank Loo and Councilman Tom Nekota met with him privately a few days ago.

Both had voted against the appointment. Loo said he met with Reichel because he wanted to be fair to him and to the mayor. Nekota said he wanted a chance to ask questions that he did not want to ask at the public hearing.

Loo said Reichel has promised to embark on a "crash program to learn more about our people" upon his confirmation.

The Council also confirmed the appointment of Lawrence Yamamoto as a member of the Board of Trustees of the Policemen, Firemen and Bandsmen Pension Fund.
Oust councilmen?

To the many disappointed members of the community and the many civic organizations whose members worked so hard to secure passage of a bill to ban fireworks except by permit for religious purposes, do not give up hope.

It is too bad that all of you could not have seen the April 8th City Council meeting. Councilman Frank Loo made a spectacle of himself by raving and ranting and interrupting the procedures for 40 minutes while Councilmembers Fong, Jr., Matsumoto, Nekota, and Poepoe grinned at his antics. He shouted down anyone who tried to talk and the fireworks bill died in the committee much to their pleasure.

These are the men that you elected to better serve your community. They are serving their own selfish interests instead of yours.

We know that all concerned, sensible citizens want this carnage stopped. We thought we needed public opinion to secure it. However, we now know the roadblock is in those five members of the City Council itself.

So the solution to the problem is quite simple. Peace and quiet will not prevail until we get rid of those councilmen either by a recall movement or at next election time.

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ROBERT W. MEINHOFF
Sarita may end up as ‘David Stockman’ of the Garden Isle

By Jan TenBruggencate
Advertiser Kauai Bureau

LIHUE — Eddie Sarita, who is the Kauai County Council’s lone Republican and heads its most powerful committee, doesn’t want to scare people off — but his message is clear: The administration’s budget needs to be cut.

Sarita, chairman of the council’s Finance Committee, is faced with a budget proposal calling for a tax rate hike of $1.50 — from the long-standing $14.50 to $16 per $1,000 assessed value. (If you had a $100,000 piece of property with no exemptions, based on the 60 percent taxable valuation, it would mean a tax bill raised from $870 to $960.)

As he sits at budget hearings with members of various administrative departments, he has facing the department heads a copy of the Feb. 16 cover of Newsweek. It shows federal Budget Director David Stockman sitting with a stack of budget documents. Next to Stockman’s face are the words: “Cut, Slash, Chop.”

Sarita says he’s not trying to scare them. He doesn’t want a tax hike — but he won’t opposed one if he believes it’s necessary.

“ ‘I’ve been asking for as much justification as possible to support their requests,” Sarita said. “My task will be to see if there’s an alternative to a tax increase.’

On its face, the problem seems overwhelming. Sarita said he gets the same complaints the mayor does about insufficient county services, the need for more and better parks and playgrounds.

And at the same time county departments say they’re inundated with work, insufficiently staffed, and dealing with old or the wrong equipment.

Still, Sarita said he’s discouraged at how much the budget has grown.

The administration is asking for nearly 60 new positions. Sarita has calculated they’ll cost $760,000 in salaries alone, not counting fringe benefits.

Some of those jobs were formerly funded, and some are associated with federal programs that have ended. Sarita said he’ll want particularly good justifica-

tion for those.

“ ‘Without their programs, there’s nothing further to administrate,’ he said.

Last year the Police Department got a major increase in staffing and equipment.

“We gave them cars, programs, bodies, tac (tactical) crime units, and now they say they need more. I would say now they’re going to have to justify it fully — that these added expenditures are going to aid in the war against crime.”

There’s a substantial increase proposed in staffing and plans for the office of Economic Development. Sarita said the administration shouldn’t fund things it can’t finish within the present term, since a new political term could bring a new mayor and council with new priorities.

Sarita said he’ll be heading committee meetings with administration aides through May 6, with three weeks of decision-making to follow.

Sarita finds himself in a tricky position. A Republican in a year with a Republican president, but in a bipartisan coalition that could break up instantly if the democrats get together.

“This situation could change overnight. Poepe and Fong were thrown out overnight,” he said, referring to the change in the Honolulu City Council.

Of his powerful committee chair, Sarita said:

“ ‘It has been said it’s one of the most powerful positions, but I still have to deal with six other members of the council, and on the committee, there are four others, and I have to get two of them to agree with me (to form a majority).’

Sarita noted the irony in facing a tax hike at the county level during a year of Reagan-supported national tax cuts.

“The federal government is hacking away and here this little county is proposing an increase. It seems like happy days are here again,” he said.

“ ‘The dollar-half increase is something that I will look at personally as something we can eliminate,’ Sarita said.”
City Council Tells Maeda: He's Going

By June Watanabe
Star-Bulletin Writer

City Council Democrats moved today for a major reorganization along party lines and signaled the firing of City Clerk Paul Maeda.

A stunned Maeda told reporters he had not been aware of the Council's plans until a resolution calling for his replacement by attorney Wilfred Mita was dropped on his desk this morning.

Maeda is a former campaign and close friend of Councilman Hiram Fong Jr., one of the Council's two Republicans who lost leadership roles in today's planned shuffle. Fong has headed the Community Development Committee, while GOP colleague Andrew Poepeo chairs the Zoning Committee.

Fong sponsored Maeda's appointment two years ago, when the Republicans formed a coalition with Democrats Pacarro, George Akahane, Toraki Matsumoto, Daniel Clement and Tom Nekota. That left Democratic Council members Marilyn Bornhorst and Frank Loo without leadership positions, a situation that was to have changed today.

Loo was to take over as the new majority floor leader, replacing Akahane, while Bornhorst, who has been an irritant to the majority Democrats, was to replace Fong as chairman of the Community Development Committee.

MITA IS a former deputy director of the Office of Council Services and now serves as a legal adviser to the Council.

Pacarro said today he believes Mita, as an "old-time attorney," would be better able to handle the election laws, which he said have become more complicated. That was all the chairman would say about Maeda's dismissal.

Pacarro told reporters the reorganization was meant to pull the Democrats together in the hopes of establishing better relations with the new mayor, Eileen Anderson, and the state administration.

He said there were problems in keeping the bi-partisan coalition together.

"Generally speaking, the Democrats were unhappy with the setup," he said. "But, the reorganization was more in line with establishing a new image of us working together as Democrats. It has nothing to do with personalities."

THE SEVEN Democrats met this morning in Pacarro's office to discuss the new Council makeup.

Poepeo said he was aware of the meeting. He explained the reshuffling as resulting partly from "differences of philosophy in the running of the Zoning Committee."

Under the proposed reorganization, which was to have been voted on during the Council's meeting today, Pacarro would retain his chairmanship. Clement and Matsumoto would continue as finance and budget chairmen, respectively, while Akahane would chair an expanded planning and zoning committee. The current zoning committee would be folded, Loo would chair the intergovernmental committee, replacing Nekota, who would head a new committee on parks and recreation.

INDICATIONS OF the reorganization came this morning during a Council vote to override Anderson's veto of legalized chemical self-protection devices.

The measure, introduced by Pacarro, died when Fong, who had voted for the bill last month, joined three other Council members opposed to it.

Fong recommended that Pacarro reintroduce the legalization measure to answer concerns about the bill raised by the Honolulu Police Department, which had called for greater controls and training for its users.

Anderson, echoing the police concerns, vetoed the bill Feb. 12.

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Continued from Page One
The changes were approved by the council yesterday, with only Fong and Poepper voting "no." It appears the two will be voting "no" much more frequently in the future. The tear gas vote is just the first example.

When Anderson vetoed the bill last week, the two-thirds vote at the council needed to override it seemed likely, since the council had approved the measure by a 173 vote, despite strong opposition from the police.

"After switching his vote," Fong said, "When I'm part of the team, I play. Now I'm a free agent, and I can vote my conscience."

Yesterday's vote killed the current tear gas measure, which took more than eight months to get through the council.

Any new legalization attempts will have to go through the council's entire legislative process, including public hearings.

Council Chairman Pacarro, who introduced the bill to legalize tear gas sprayers last year, said he would introduce a new measure "quickly."

Fong said he agreed with the three who voted against the bill initially, that the measure is "not a good bill.

Council members argued the case for and against legalization once more before taking the vote. Horst cited the lack of "safeguards."

She said a "legalization measure should require prospective tear gas buyers to sit through a minimum two-hour self-defense training course. Crime prevention training was one alternative to tear gas, which Anderson suggested in her veto message.

But during the discussion, Akahane said, "I'm the father of four girls and all of my girls have one of these sprayers; I'm hopeful they'll never have to use it; but if they have to, I'd prefer training over to training or no training. I'm sure they'll use it effectively because I just think they need that much training."

But the council's failure to override the veto left Akahane's daughters in a technical violation of the law, and the council's staffs was "not an element" in the fills with unusual tension and drama because of the reorganization.

Poepper contended that another irritating factor was that he and Fong refused to go along last year when several of the Democrats tried to remove Pacarro out of his role as council chairman.
By Mark Matsunaga
Advertiser Government Bureau

The Honolulu City Council yesterday approved a controversial measure which paves the way for development of 153 homes on the edge of Kawainui Marsh.

The vote was 5-3 to grant a shoreline management permit to Hawaiian Papaya Co. Inc. and Associates. The company wants to develop the homes below Castle Memorial Hospital and the 20-year-old Kukanono subdivision, on a 20-acre strip owned by Iolani School, the Harold K.L. Castle Estate and Henry H. Wong.

Although the project's opponents were disappointed by the council's action yesterday, city Land Utilization Director Mike McElroy said, "It doesn't necessarily mean there's going to be a subdivision. There are other things they have to do before they come in for the subdivision permit."

The Honolulu attorney Jack Schwiebertt claims 39 of the proposed 153 house lots fall within the wetland and he is pursuing a lawsuit to overturn the state Land Use Commission's designation of the project site as "urban."

Honolulu Mayor Eileen Anderson wants the city to buy a 9.1-acre slice of Kawainui Marsh that would become part of huge regional park envisioned for the marsh.

State officials wanted the council to deny or at least postpone Hawaiian Papaya's application because the state is still studying the entire Kawainui area.

"This is not the first proposal for the development of Kawainui Marsh," Poepoe said. "There have been several proposals in the past and they were all turned down based on sound reasons which still apply today."

"There is no question about that," Poepoe said. "The weight of the opinions indicates we should deny the application. There is no question about that."

The marsh, a humongous expanse mauka of Kailua town, has been eyed for all kinds of development over the past 20 years, including shopping centers and subdivisions and various kinds of parks.

There has been much talk about developing a city regional park in the marsh proper, where the city owns some 750 acres. Although the Hawaiian Papaya project would be on the edge of the marsh, opponents fear it would cause irreparable harm to the marsh.

In 1977, Hawaiian Papaya proposed a 764-home development along the marsh's edge. The request was withdrawn in the face of criticism from the city Department of Land Utilization and almost certain rejection by the council.

Land Utilization recommended approval of the scaled-down request.

There is evidence that Kawainui was once a bay, open to the ocean. Archaeologists have found traces of Hawaiian settlements dating back to 355-655 A.D.

Poepoe said Kamehameha the Great "once labored in a fishpond at Kawainui to set an example for his people." Poepoe also noted that the marsh was declared eligible for the National Register of Historic Places in 1979.

And the former state representative said allowing Hawaiian Papaya's development "violates the spirit and intent" of state coastal zone management laws.

Councilwoman Marilyn Bornhorst also argued against approval, saying the marsh is "a major environmental and archaeological treasure."

Bornhorst criticized the city and state governments for not moving more quickly to preserve Kawainui. But, she added, "to just whittle it away because the city and state have dallied so long is just compounding the error."

In a separate matter involving Kawainui, Mayor Anderson is asking the City Council to approve buying the 9.1-acre parcel of the marsh from ITT World Communications Inc. for $500,000.

The property is located in the makai-Waimanalo corner of the marsh, and has "potential to be used by conservation groups as an entrance to the future Kawainui Regional Park and for an educational center," Anderson said.

The city already owns the 750 acres of the marsh and plans to acquire another 259 acres after 1987.
Veteran Honolulu City Councilman George Akahane said yesterday he is "seriously considering" not seeking re-election to the council next year.

Akahane, 51, is serving his third four-year term on the council. All nine council seats will be up for grabs in next year's elections.

Akahane, who represents Pearl City, part of Waipahu, Ewa and the Wai'anae Coast, told The Advertiser yesterday, "I'm seriously considering not seeking reelection. There will be a time when new ideas are needed."

Akahane, former council chairman and now chairman of the Planning and Zoning Committee, said, "My goal is to finish the (draft) development plans."

Once the plans are adopted, Akahane said, "I may be seeking different things to do, perhaps in business. . . . Most everybody likes to finish on top."

Akahane said he might even consider seeking another public office.

He added, however, that he has not "completely ruled out" seeking a fourth term on the council.

At yesterday's council meeting, he had other business to deal with.

Earlier this month, in a planning and zoning committee meeting, his recommendation to approve construction of a proposed dental clinic and parking garage at St. Francis Hospital was voted down by committee members.

The hospital's plans drew heavy community opposition, and committee members Andrew Poope, Tom Nekota and Frank Loo voted against approval. Daniel Clement and Akahane favored it.

The full council yesterday adopted the committee report, officially killing the hospital's application for a permit that would have allowed the hospital to expand its facilities in a residential area.

Akahane revealed yesterday that he is a member of the St. Francis Hospital Lay Advisory Board.

Akahane said he has received a "verbal, unofficial" ruling from Deputy Corporation Counsel Yoshiaki Nakamoto that "there was an appearance of conflict and there was some doubt about whether I could vote on this particular matter."

"I really cannot see that kind of reasoning behind a person doing community service — serving on a non-paying lay board and advising the hospital," Akahane said. The board, he said, makes no policy decisions and only offers advice to the hospital.

He added, however, that he is resigning the board position "to take away this suspicion, this gray cloud."

Akahane said will also seek a formal ruling from the city Ethics Commission.
Planning appointment

By Mark Matsunaga
Advertiser Government Bureau

Frank Reichel, whose appointment as planning commissioner was rejected by the City Council last month, will be given another chance. His appointment will be back before the council when it meets tomorrow.

Mayor Eileen Anderson nominated the 51-year-old Reichel to the Honolulu Planning Commission shortly after she took office.

On March 18, the council voted 6-3 against his appointment — primarily because Reichel has lived in Hawaii for only three years and was said to lack “expertise” in planning affairs.

Councilman Daniel Clement said at the time that Reichel was “not qualified” to be on the commission.

Anderson was angered by the rejection, saying that there were no residency or professional requirements for planning commissioners and that Reichel, a chemical engi-

nent, was a capable person.

She added that the council reneged on an agreement to warn her about objections to her appointments before they were made public. She said that Clement was the only council member to voice any opposition and that he assured her he would not stand in the way of the appointment.

At the March 18 meeting, Clement spoke against Reichel’s appointment. Clement later denied that he promised Anderson that he would support the appointment or that the council was obligated to warn her about the coming rejection.

The flap clearly signaled the end of the “honeymoon” between the council and the new Anderson administration.

Since then, however, at least two of the council members who voted against Reichel’s appointment have had a change of heart. They are Frank Loo and Tom Nekota.

Nekota said yesterday that he and Loo spoke with Reichel after they voted him down in March.

Those interviews convinced them that Reichel’s appointment to the Planning Commission was a good one, Nekota said, and they asked for reconsideration of the appointment.

Nekota said he had been unable to meet with Reichel before the vote was taken on March 18.

Nekota said he voted no then because “procedurally, once we accept a guy it’s very difficult to reconsider.” It was much easier to reject an appointment and then bring it back for reconsideration, Nekota said.

Nekota said his and Loo’s votes together those of Marilyn Bornhorst, Hiram Fong Jr. and Andrew Poepoe, the three March 18 dissenters — will be enough to confirm Reichel’s appointment.

Actually, Nekota almost brought the matter up before the council two weeks ago, when it last met. Reichel and his wife and Anderson were present at the April 8 meeting, anticipating another council vote on the matter.

Nekota said, however, that Council Chairman Rudy Pacarro asked him to postpone the matter as a courtesy to the other council members.

It was at that April 8 meeting that the council waived its own rules and passed six appointments, including an urgent Charter Commission appointment, only minutes after holding public hearings on them.

“I think it’s nice that they’re reconsidering,” Anderson said yesterday, “but I felt from the beginning that Frank Reichel would be a valuable addition to the Planning Commission.”

It’ll take at least five votes on the council tomorrow to complete the resurrection of the Reichel appointment.

“That seems likely,” Nekota said, “as long as nobody’s absent from the meeting.”

** HONOLULU ADVERTISER Tuesday, April 1, 1981

### capitol calendar

Today is the 57th day of the regular 60-day session of the 1981 Legislature. The Senate and House convene at 11:30 a.m.

The schedule of committee hearings:

**Today**

8:30 a.m. — House Employment Opportunity and Labor Relations; Youth and Family Affairs; Tourism; Resolution on continuation of CETA youth programs, stimulating the economy of Hawaii County and establishing an apprenticeship Council within the labor department. Room 308.

9 a.m. — Senate Education. Governor’s message on appointments to Hawaii Public Broadcasting, Education Commission of the United States, Library Advisory Commission and Hawaii Education Council. Also resolutions on requiring counties to provide common core and minimum curriculum offerings at high schools. Room 5.

2:30 p.m. — Senate Finance. Governor’s message on appointments to the Hawaii Public Broadcasting Commission and the Hawaii Education Commission. Also resolutions on requiring counties to provide common core and minimum curriculum offerings at high schools. Room 5.

**Tomorrow**

8:30 a.m. — Senate Education, Environment and Recreation. Governor’s message on appointments to Environmental Quality Commission and Stadium Authority. Room 3.

1 p.m. — Senate Human Resources. Governor’s message on appointment of James Clark to the Hawaii Public Employers’ Relations Board. Room 3.
St. Francis loses bid for clinic, garage in 3-2 council panel vote

By Mark Matsunaga
Adviser Government Bureau

The City Council Planning and Zoning Committee yesterday killed St. Francis Hospital's proposal to build a dental clinic and parking garage on its Liliha grounds.

The committee voted 3-2 to reject a request for a permit which would have allowed the hospital to expand its facilities in a residential area.

Two dozen supporters and opponents of the project packed a council committee room yesterday.

Councilmen Andrew Poespe, Tom Nebotan and Frank Loo voted to kill the request. Committee chairman George Akahane and Councilman Daniel Clement disented.

St. Francis had planned to build a three-story, 6,000-square-foot dental clinic and a two-story parking garage to accommodate about 200 cars.

The project generated much opposition from Liliha and Puunui residents who said it would have worsened the traffic, parking and noise problems in the area.

Loo, who represents Liliha, said, "This is a case of the right project in the wrong place. This dental clinic and dental educational facility is needed and wanted by the people. It will help the poor, the deprived and the young to attain better dental health."

Loo added, "By itself, this dental facility would not cause too much problem in the area. However, when added to the greatly expanded hospital and the medical offices already built on the St. Francis Hospital grounds, we reach an overload - an incongruous, incompatable, non-conforming monstrosity in a formerly quiet, peaceful single-family residential neighborhood."

Saying that "most of the people who will be serviced by this proposed dental facility are from the Kalihi-Palama area," Loo proposed that it be built instead at the old OR&L railroad depot in Aala, Palama Settlement, Honolulu Community College "or some other location in the Kalihi-Palama area."

But St. Francis spokesman Gene Tiwanak said afterward, "In fact, we have had a walk-in dental clinic for the indigent in the OR&L building for three or four years."

The proposed facility, he said, was intended to provide dental service to people with medical problems. "That's why it had to be close to general hospital services."

Tiwanak said it is unclear what effect yesterday's rejection will have on future construction at the hospital. The hospital will look at using its existing space for the dental clinic, he said.

"There is some disappointment," Tiwanak said of the rebuff. "Ultimately, the patients who need that service are the ones who are going to suffer."

Tiwanak noted that the state Health Planning and Development Agency supports the dental clinic project. The state agency had termed the existing dental facilities at St. Francis "obsolete" and "inadequate."

The committee also postponed action on a controversial rezoning request which would allow Lear Siegler Inc. to develop homes at the top of Pearl Ridge.

Clement suggested the delay, saying that community opposition to the project may be linked to current attempts by Pearl Ridge Estates residents to purchase their property in fee from Bishop Estate. Many of the Lear Siegler opponents are residents of Pearl Ridge Estates.
Move to block resort at Queen's Beach dies

City Councilman Andrew Poepeo yesterday staged an unsuccessful attempt to quash possible resort development of Queen's Beach.

At a council meeting, Poepeo introduced a resolution to remove the Oahu General Plan's resort designation from Queen's Beach, an undeveloped site between Sandy Beach and Makapuu Point.

The measure was tabled, however, by a 6-3 vote. Voting with Poepeo in favor of the resolution were Marilyn Bornhorst and Hiram Fong Jr.

In support of his measure, Poepeo said the council has not taken "significant action" to keep the 1977 General Plan current.

"The City Charter requires that the General Plan be kept up to date, including specifying that revisions should be made at least every five years," said Poepeo, who represents Windward Oahu.

He said Oahu residents are "vehemently opposed" to the possibility of developing a resort at Queen's Beach. "I think the council should respect their desires," he said.

But Councilman Daniel Clement — in whose district Queen's Beach lies — said it is zoned for residential use and that a resort cannot be built there unless the site is rezoned.

Clement said that he, too, opposes resort development at Queen's Beach, but that Poepeo's move is ill-timed.

But Poepeo said, "I intend to put us on record as opposing the zoning."

It was another piece of fallout from last month's council reorganization, which stripped Republicans Poepeo and Fong of their committee chairmanships. Bornhorst — a former outcast — rejoined the council's ruling majority in the shakeup.

Yesterday, however, she clashed with fellow-Democrat George Akahane. Akahane, Planning and Zoning Committee chairman, said that he hopes to have the Oahu Development Plans adopted by the end of October.

Three years in the making, the plans would carry out the 1977 General Plan, which gives projected population figures for various areas of Oahu in future years and gives broad directions about where growth will take place.

Akahane said that Fred Bosselman, the council's $150,000 consultant on the Development Plans, has said that the population figures spelled out in the General Plan are "advisory only."

But Bornhorst disagreed, saying, "Those were the only thing in the General Plan that had any teeth in them."

The matter was left unresolved.

Akahane said he envisions holding a second round of public hearings this summer, after Bosselman recommends changes to the Development Plans. Akahane said there might even be another round of hearings once the new city administration makes its recommendations on the plans.

Also yesterday, Council Chairman Rudy Pacarro was trying to complete arrangements that would give former City Clerk Paul Maeda a new job in City Hall.

Maeda was fired in the council shakeup last month. Shortly afterwards, Pacarro announced that he was attempting to create a minority research staff — headed by Maeda — to serve the two GOP councilmen.

Yesterday, Pacarro said he was still trying to "finish the details" and that the new office would be a part of the Office of Council Services — not separate as he had indicated earlier.

Pacarro said he will make an announcement on the matter today.

In other business yesterday, the council:

- Approved a $2.8 million supplemental budget request for construction which appropriates $2.8 million for various sewer projects and $30,000 for City Hall modifications.
- Gave tentative approval to a $3.4 million supplemental budget request for city operations, including about $1.5 million to pay for electrical bill increases.
Councilmen Decline Amfac's 4-Day Junket

By Stu Glauberman
Star-Bulletin Writer

Four City Council members have turned down invitations to be whisked away to Wisconsin tomorrow on a four-day informational tour, arranged and paid for by Amfac.

The Council members—Marilyn Borhnost, Torak Matsumoto, Tom Nezota and Andrew Poepoe—had some reservations in visiting a solid waste recovery plant in Madison, Wis., but, they said yesterday that they were no longer interested in joining an Amfac-sponsored tour leaving tomorrow.

"An Amfac spokesman said the names of the four Council members along with that of Matsumoto's aide, Lisa Conant, were taken off the list yesterday, but five or more members of the ILWU and the Waipahu community will make the trip.

Among those accepting Amfac's invitation to get a close-up view of a working waste recovery plant are the Mayor's aide, Bart Alcaraz, Dave Mori and Loreto Raquindin, and Waipahu Community Association members Clarence Neelhara and Walter Osakada.

Keith Mabee of Amfac's public relations department said George Akahane, company's project engineer, will accompany the group to Madison.

He said the company was anxious to have, as many city councilmen, ILWU officials and Waipahu community members as possible to visit the Madison facility, just to show them what it looks like, sounds like and smells like.

AMFAC, IN partnership with Combustion Engineering, a Connecticut firm, has proposed construction of a $90.4 million solid waste recovery plant for the city that would use some of the technology in operation at the Madison plant, also designed by Combustion Engineering.

The Amfac Combustion Engineering plant would be built alongside Amfac's Oahu Sugar Co. mill in Waipahu, which would become part of the overall waste collection, recovery and energy production complex.

The Council has until May 14 to decide whether to accept the Amfac CE bid, which was the lowest submitted.

Meanwhile, it is holding public hearings on a bill authorizing the issuance of $142.7 million in bonds to finance the proposed HPOWER (Hawaiian Program for Waste Energy Recovery) plant.

Mabee said the company scheduled the 10-week tour to educate city lawmakers and community leaders in advance of an important public hearing March 27 at 7 p.m. in the Leeward Community College theater.

Waipahu community groups propose the site for the garbage facility, arguing that it has no place in a residential area.

While the Council members have declined to make the trip at Amfac's expense, some said they would consider going there at their own expense.

BORNHORST SAID she's busy this weekend and can't see making another trip with Amfac, but she will get on a plane and go to Madison in a few days to see the plant at its own expense.

RICHARD MATSUMOTO said he supports the proposed system for using waste to create energy and doesn't need to go to Madison to see the plant since he has visited it before.

Matsumoto said he's too busy with the city budget review to leave town and as such would pay his own way to Wisconsin if he wants to see the plant at a later date.

POEPOE SAID he's interested in learning more about the plant but not accept a free trip from Amfac. That would be unwise, he said, but added that it is not wrong for community people to make the trip at Amfac's expense.

Council members George Akahane and Andrew Poepoe already visited the Madison plant while traveling on the mainland in connection with other business trips.

Clement said a visit to the plant was worth it, because it helped him visualize the location with respect to the surrounding neighborhood and to see how the garbage is deposited at the plant and converted to fuel.

However, he said he had advised his colleagues not to accept the trip offered by Amfac.

MABEE SAID invitations had been extended to all of the Council members. The members of the Waipahu Community Association, the ILWU and others. Opponents of the plant also were invited, he said.

"We want people to see the plant because it answers a lot of questions they have about noise, traffic and smells," he said.

He said that while the company had offered to take others to Madison, tomorrow's tour will be the first to get off the ground.

For those who don't go to Madison, Poepoe said he hopes to visit the facility a later date.

MATSUMOTO said he couldn't attend the March 27 hearing. He said three aldermen (councilmen) and the county's principal engineer will be in Honolulu for two days.

In opposition to the HPOWER plant, community leaders have said the technology is not the latest available, and if it is approved the company will need to add two more units.

MABEE, MABEE SAID the Waipahu plant would be located in the commercial center of Waipahu and would be an industrial park.

He said the first phase of the facility would be built next to the Madison plant to get the technology going.

MABEE SAID the second phase of the project would be built in an industrial area.

The company will be in the area for at least 50 years, he said.

MABEE SAID the company had already approached the City Council with a resolution urging the city to consider the plant as a waste disposal and land use plan.

MABEE SAID the company had offered to hold an informational meeting about the plant at the Waipahu Community Association building, but the group decided to have a meeting a later date to discuss the issue.

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By Russ Lynch
Star-Bulletin Writer

Republicans will react to this week's "fiasco" in City Council reorganization by running strong candidates against the seven Democrats on the Council, Obie Olson, acting chairman of the Republican Party of Hawaii, said today.

Olson said the reasons for the reshuffle, in which the Democrats acted as a bloc to strip GOP Councilmen Andrew Poepoe and Hiram Fong Jr. of committee chairmanships and fire City Clerk Paul Maeda, a friend of Fong's.

What upset people the most was "the closed door, the secrecy, the method by which it was done," Olson told a news conference at party headquarters on Union Mall, and he said Maeda's firing was done "in a rather unfeeling manner."

Maeda did not find out he was getting fired until a resolution naming Wilfred Mita as his successor was being printed up shortly before Wednesday's Council meeting.

Olson said the reasons for the reshuffle, which Democrats officially describe as a means to unify the Democrats on the Council, were "very petty, extremely petty."

And he said he is glad that the GOP councilmen are now free to act according to their conscience and no longer have to go along with the Democrats as they did for a time under the Council's "coalition" structure.

An example was Fong's switch Wednesday, after the reorganization, to vote against the motion to override Mayor Eileen Anderson's veto of a bill to legalize chemical self-protection devices.

Fong, who had supported legalization the first time around, was able to change his mind because the breakdown of the Council into a partisan body "freed him from restraint" and allowed Fong to vote according to his conscience, Olson said.

He said the "entire Council is very vulnerable" in the elections now and he singled out Councilman Frank Loo, a "dissident," as possibly the most vulnerable to a Republican challenge.

Olson said the reorganization consisted of "politicians taking a giant step backwards while trying to improve their image as back-room operators."

"Again, the Democrats on the Council have chosen the alley-way of secret closed-door meetings to conduct the business and affairs of the people."

"In addition they have seen fit to dismiss a public employee for another reason than his friendship with a Republican Council member. The image of the Democrat-controlled Council just keeps getting more tarnished as each day goes by," said Olson, who was standing in for party chairman Frank Cooper.

Cooper is on a trip to the Mainland.
BIOGRAPHICAL DATA

Name: ANDREW K. POEPOE

Birthdate: May 2, 1935, Honolulu, Hawaii.

EDUCATION: Kamehameha School, 1953
Yale University, 1957; Bachelor or Science
Degree in Engineering and Business
UCLA School of Engineering and Management, 1961
University of Hawaii, 1971; Masters Degree
in Business Administration

PROFESSIONAL EXPERIENCE:

Superintendent, Transportation Services,
Dole Company, 1975 to present
Superintendent, Planning and Production
Engineering, Dole Company, 1962-75
Engineer, Castle and Cooke Terminals, 1957-62

LEGISLATIVE EXPERIENCE:

Councilman, City and County of Honolulu, 1979-
Chairman, Zoning Committee 1980
Member, Finance, Expenditures and
Operations Committee 1979-
Member, Planning and Zoning Committee 1979-
State House of Representative, 1966-1978
House Republican Leader, 1974-76
House Minority Whip, 1968-72
Director, House Minority Research Office,
1968-72
Member, House Finance Committee, 1968-74
Member, House Committees on Education,
Higher Education, Culture & Arts,
Agriculture, Ecology & Environmental
Protection, Ocean & Marine Resources
and Water/Land Use/Development &
Hawaiian Homes
COMMUNITY INVOLVEMENT:

Founding Member and Past Director, Hawaiian Businessmen's Association
Member, Kailua Hawaiian Civic Club
Member, Kailua Community Council
Member, Bishop Museum Association
Parent Advisor, Class of 1981, Kamehameha School
Member, Kamehameha School PTA
Member, Kamehameha Alumni Association
Member, Yale University Alumni Association
Member, Friends of the East-West Center
Member, Windward Marathon Clinic
Former Coach, Iolani School Rowing Team
Former Member, Kaneohe Yacht Club
Former Member, Kaneohe Jaycees
Former Member, Koolaupoko Hawaiian Civic Club

AWARDS AND RECOGNITION:

Men and Women of Hawaii (9th edition)

Who's Who in American Politics (1st, 2nd, 3rd, 4th, 5th, 6th and 7th editions)

Who's Who in the Government (3rd edition)

Minority Achievers of Industry, Black Business & Professional Association of Hawaii

FAMILY: Spouse, Jaya Ramulu Poepoe
Sons, Stephen (19) and Alan (17)
Fireworks Ban, HPOWER Die on Vine

Continued from Page One

it was needed because the current law allowing adults to use fireworks during holidays poses health and safety hazards and cannot be enforced by police.

But Councilman Frank Loo, who led the move to put the bill on ice, said he is against further controls because "the majority of Island people" want the right to burn fireworks on special occasions.

"Enforcement is not the problem," Loo told reporters. "That's their problem (referring to police). The problem is that the people are against it (banning fireworks)."

Joining Loo in his successful bid to keep the bill from going to the Council floor was committee member Andrew Poepoe. Toraki Matsumoto, proprietor of a Wahiawa store that sells fireworks, abstained from the vote to avoid a conflict of interest.

WHILE FINANCE Committee Chairman Daniel Clement favored the controls, there was no second when the fifth member, George Akahane, made a motion to move the bill out of committee.

Without the three required signatures, the bill is dead.

Last month after Poepoe failed to show up for the discussion, Clement threatened to change the composition of the committee to move the bill out. Earlier, he also tried to move the bill by appointing a temporary member.

Clement said yesterday he did not make good his threat to change the committee because Poepoe was once again participating in the proceedings.

Committee approval was moot because Clement said he probably did not have the five votes needed to get the bill passed on the Council floor.

He said the committee's minutes will be forwarded to the administration, which must recommend a new bill if any further action is to be taken to restrict fireworks use.

COUNCILMAN Marilyn Bornhorst, who supported the bill but could not vote in committee, suggested that the city consider setting up a "fireworks monopoly."

Under her plan, adults would have to go to fire stations to buy fireworks from the city while agreeing to accept responsibility for their use.

Clement resurrected the possibility of restricting public use to certain city parks where the activity could be better-supervised by police or fire officials.

Loo once again suggested that a plebiscite would prove that about 75 percent of adults on Oahu oppose a total ban on fireworks.

When the Council met later yesterday, he gleefully proposed an amendment to the City Charter protecting a plethora of ethnic practices including fireworks and a potpourri of activities, among them the making of kalua pig and huli huli chicken, the Japanese Bon dance and Filipino bamboo-stick dance, and "other ethnic customs."

The Council took no action on a resolution drafted by Loo that would add a "Unique Lifestyle Bill of Rights" to the City Charter.

THE COMMITTEE members were in concert when they killed two bills that would have authorized the city to proceed with $142.7 million financing for the proposed HPOWER plant in Waipahu.

They took the action in the wake of strong opposition from Anderson and Waipahu residents, who objected to locating the trash-to-energy plant beside the Oahu Sugar Co. mill, but they also expressed some second thoughts about the administration's fiscal planning for HPOWER.

HPOWER is the city's acronym for the Honolulu Program of Waste Energy Recovery, a project designed to create electricity and revenues for the city while eliminating the need for future landfills.

The plant was designed by Amfac Inc, in partnership with Combustion Engineering, a Connecticut firm.

MATSUMOTO, who represents the part of Waipahu where the HPOWER plant was to have been built, said the administration did not come forward with detailed fiscal plans for the project, which would have required the largest bond issue in the city's history.

The committee was unanimous in its decision to file the bills, essentially killing them, but its members later said the action should not be taken as a sign that the Council objects to the principle of waste energy recovery.

Akahane noted that public outcry against the project was directed at the site. "I think we agree that it was a bad choice," he said.

He said the city should have sought industrial zoning for the site so that the residents of the area would have been aware of the administration's plans.

Because city lawyers held the zoning change was not needed, public hearings were not held prior to the city's selection of the Amfac bid.

Akahane said the Council can set up a task force to look at new sites for the refuse facility.

"I do not think that we are going to wish away refuse," he said.

Following the committee action, Frank Doyle, the city's refuse division chief, said the Public Works Department will re-evaluate the Amfac proposal and decide what can be done to make HPOWER a reality as soon as possible.
Fireworks Ban, HPOWER Funds Die in Committee

By Stu Glauberman
Star-Bulletin Writer

Faced with the City Council's failure to enact a ban on the public use of holiday fireworks, Mayor Eileen Anderson yesterday said she isn't sure what her administration can do to prevent the annual outcry against fireworks abuse that usually ushers in the New Year.

She expressed dismay upon learning that the Council's Finance Committee shelved a bill she had backed to restrict year-round fireworks use to permit holders.

"I assumed the Council would act," she said. "One way or another, if they're not going to act, we'll have to think about the alternatives."

Asked if she thinks her administration can recommend a new bill for enactment by the Council before Dec. 31, she replied: "I really don't know."

City Hall was less surprised yesterday to learn that the key Council committee also had killed two money measures for the proposed HPOWER waste recovery plant at a controversial Waipahu site.

Anderson opposed the site because she said it is too close to residential areas.

IN A LETTER OF support for the fireworks bill now locked in committee and considered dead, Anderson had asked the Council to make the proposed ordinance become effective upon its passage rather than wait another year to give those who sell fireworks additional notice.

In December 1979, the Council passed a fireworks bill limiting public holiday use to certain parks, but Mayor Frank Fasi vetoed it because vendors stood to lose money on the last-minute measure and because police had strong reservations about their ability to enforce it.

This year's fireworks-control bill, developed by police and fire officials after Council task force meetings last summer, would have extended the permit process now in effect to include New Year's Eve, Chinese New Year and the Fourth of July.

Under the proposed law, the permit-issuing function would have been transferred to the Fire Department and permits would have been issued to individuals and groups for religious, ceremonial or cultural use.

However, the celebration of a new year or Fourth of July would not have been justification for obtaining a permit.

ADVOCATES OF the bill claimed...