

MINUTES

of the

PUBLIC HEARING HELD ON

APRIL 21, 2016

THE COUNCIL OF THE COUNTY OF MAUI, STATE OF HAWAII, CONVENED A PUBLIC HEARING ON THURSDAY, APRIL 21, 2016 AT 6:02 P.M., WITH CHAIR MICHAEL B. WHITE PRESIDING FOR THE PURPOSE OF RECEIVING TESTIMONY ON THE PROPOSED OPERATING BUDGET AND CAPITAL PROGRAM FOR THE FISCAL YEAR JULY 1, 2016 TO JUNE 30, 2017.

CHAIR WHITE: This public hearing shall please come to order. Mr. Clerk, please call the roll.

ROLL CALL

PRESENT: COUNCILMEMBERS GLADYS C. BAISA, ROBERT CARROLL, DONALD G. COUCH JR., S. STACY CRIVELLO, G. RIKI HOKAMA, MICHAEL P. VICTORINO, VICE-CHAIR DONALD S. GUZMAN, AND CHAIR MICHAEL B. WHITE.

EXCUSED: COUNCILMEMBER ELEANORA COCHRAN.

There were approximately 25 members of the public in attendance.

DEPUTY COUNTY CLERK JOSIAH K. NISHITA: Mr. Chair, there are eight Members present and one Member excused. A quorum is present to conduct the business of the Council.

CHAIR WHITE: Thank you, Mr. Clerk. And may I please ask all those of you in the gallery and Members to please turn off your noise making devices and put your phones on silent.

And, Mr. Clerk, has this public hearing been properly noticed?

NOTICE OF PUBLIC HEARING

DEPUTY COUNTY CLERK: Mr. Chair, the notice of public hearing on the Mayor's Proposed Budget and Capital Program was published in the April 6, 2016 and April 13, 2016 editions of the Maui News.

CHAIR WHITE: Thank you, Mr. Clerk. Members, with that meeting being properly noticed, or this hearing being properly noticed, without objections, we will open public testimony.

MEMBERS VOICED NO OBJECTION.

CHAIR WHITE: Okay, Mr. Clerk, please proceed.

DEPUTY COUNTY CLERK: Mr. Chair, in accordance with Section 9-4 of the Revised Charter of the County of Maui, the public is invited to provide testimony before the Council regarding the Mayor's Proposed Budget for the Fiscal Year ending June 30, 2017, and Proposed Capital Program.

We have established limited interactive communication that enables individuals from Hana, Lanai, and Molokai, to provide testimony from our District Offices. Individuals who wish to offer testify from Hana, Lanai, and Molokai, should now sign up with District Office staff.

Individuals who wish to offer testimony in the chamber, please sign up at the desk located in the eighth floor lobby, just outside the chamber door.

When testifying, please state your name and the name of any organization you represent.

Hana Office, please identify yourself and introduce your first testifier.

MS. DAWN LONO: Good evening. This is Dawn Lono at the Hana Council Office and there is no one waiting to testify.

DEPUTY COUNTY CLERK: Thank you.

Lanai Office, please identify yourself and introduce your first testifier.

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

DEPUTY COUNTY CLERK: Thank you.

Molokai Office, please identify yourself and introduce your first testifier.

MS. ELLA ALCON: Good evening. This is Ella Alcon on Molokai and there is no one here waiting to testify.

DEPUTY COUNTY CLERK: Mr. Chair, we have 11 individuals who have signed up to testify in the Council chamber.

The first person to testify in the chamber is Chris Kelly. Chris Kelly will be followed by Pamela Norris.

TESTIMONY

MR. CHRIS KELLY:

Aloha, Chair. My name is Chris Kelly.

CHAIR WHITE: Can you put the mic, Chris.

MR. KELLY: Oh sure, sorry. Aloha, Chair. My name is Chris Kelly, I'm here on behalf of Maui Economic Development Board. As a organization I went to one of their events called "Startup Weekend Maui". I had an amazing time. The whole process was a, kind of a way to start some entrepreneurial energy and spirit into some of the people who like to start businesses here on Maui.

The way we did that was just going through different ideas that we could pitch and then analyzed by peers and judges. We picked some of the top ideas and then from there formed businesses around them. The businesses that we did try to start was within 54 hours to come up with a program and a company that we could try to call our own.

I did do this with a couple of my fellow colleagues and friends. It was an amazing time. We had a lot of fun just getting a bunch of advice from mentors, people in the business field as well as just some of the local staff with MEDB.

Yeah, if anything else, I don't know, I'm just open to questions.

CHAIR WHITE: Thank you very much, Mr. Kelly. Members, any questions for Mr. Kelly. Seeing none, thank you for being here.

MR. KELLY: Thank you.

CHAIR WHITE: Mr. Clerk.

DEPUTY COUNTY CLERK: The next person to testify is Pamela Norris. Pamela Norris will be followed by Kathleen Platt.

MS. PAMELA NORRIS:

My name is Pamela Norris and I'm--

COUNCILMEMBER VICTORINO: Can you bring the--

MS. NORRIS: CEO of ICEBUDDY Systems, Inc. I'm here to give testimony in behalf of MEDB. I've been fortunate enough to participate in a number of their activities and I wanted you to know as a Council body how important it is that you continue to fund MEDB because as a business owner here in Maui, their services have just been critical.

I was fortunate enough to be the winner of Maui's Small Business Administration "InnovateHER Contest", the end of last year. And, that has been a great honor to represent Maui in that regard. As the winner, the prize came from a venture capitalist and who has, and from that she has shared other resources of other businesses that are available to help small businesses build their reputation.

Besides participating in the Boot Camp that preceded the "InnovateHER Contest", and participating in that contest, I have probably participated in over a half dozen of the seminars put on by MEDB. As the CEO of a company, this is critical. I'm a very busy person. I don't have time to go back to school full-time, but it is critical as a business owner that you stay abreast of the latest in legislation and legal developments that impact the operation of your business.

MEDB does that for small businesses on this island. They bring in outstanding presenters, many of whom my firm will end up contracting with because I've been so impressed with the quality of their knowledge in the field. And so, I just wanted to state that MEDB is providing a great service for small businesses here and I continue to look forward to being a recipient of the services that are provided because of funding that you also provide to them. Thank you.

CHAIR WHITE: Thank you very much. Members, any questions for the testifier. Seeing none, thank you very much for your testimony this evening, Ms. Norris.

Mr. Clerk.

DEPUTY COUNTY CLERK: The next person to testify is Kathleen Platt. She will be followed by Takuya Kuribayashi.

MS. KATHLEEN PLATT:

Aloha, Councilmembers, Chair and staff.

CHAIR WHITE: Aloha.

MS. PLATT: Thank you for having me. I'm representing a group at Maui Community College or actually its UH MC now. We're in a new program called Community Health Workers and one of our projects is that we're trying to get flashing crosswalks installed at the bottom of Happy Valley. I'm going to be reading this letter that has been passed out to you folks by one of my colleagues.

I don't know why she did this, Mr. Hokama, but she's addressed her letter to you.

Dear Riki Hokama,

My name is Sherry Kupau and I am a mother of seven children. I am writing to you today with hopes that we together can join forces to advocate for a flashing crosswalk in Happy Valley at the intersection of Market Street, Mokuhau Road, Piihana Road, and Kahekili Highway.

My son who is nine years old and other kids catch the bus at the corner on Market and Piihana Road. He leaves the house at 6:30 a.m. and walks to the bus stop to catch a bus at 6:45 to go to school in the mornings. When my child leaves home it is still dark, and especially during winter and early spring, visibility is poor. My child must also wear black or orange school shirts required by the school, making it even harder to see him as he ventures out each day. The street lights in the area are too dim for motor vehicles to see pedestrians in the crosswalk. Our children are forced to cross this dangerous intersection and put their lives at risk.

I have witnessed cars speeding through that intersection on numerous occasions and children must wait five to ten minutes to find an opening. Cars do not stop for them. The intersection is a 20 mile per hour zone; however, vehicles do not acknowledge the road signs. There is also a blind spot coming down the road on Kahekili Highway where vehicles that's speeding around the corner cannot see the child they are about to hit. I am asking as a parent and representing other parents.

We care and worry about the safety of our children. We take the initiative to stop traffic so that the students may cross the street, but even then they are put into jeopardy. I witnessed a mother of one of the students who walked out to stop traffic and one car was speeding down the highway not paying attention and almost hit her while she was in the crosswalk. Our biggest fear as parents is sending our children to the bus stop and getting a call to say our child has been hit by a car.

So anyway, this goes on and there's also some other things that have, a fact sheet for lighted crosswalks, and that talks about pedestrian deaths. I have a proposal from a company in California that would charge \$6,500 to install LED lit crosswalks and that would also include posts for each end of the crosswalk. They also recommend having a flashing light installed on Kahekili Highway.

CHAIR WHITE: If you could provide a concluding remark, that would--

MS. PLATT: Thank you.

I found out that the, that portion of Kahekili Highway is County run, so it would be under your jurisdiction and not a State thing. We know that you have them in Kihei and this is a, this area is poor, it has a lot of Hawaiian Natives and for that price it would really do a lot for the Wailuku pedestrians.

So please, read our testimony and we look forward to hearing from you and seeing these crosswalks for these kids and the kupuna.

CHAIR WHITE: Thank you very much, Ms. Platt.

COUNCILMEMBER VICTORINO: Chair.

MS. PLATT: I also have a bunch of petitions here and I'm going to send them to you Mr. Hokama when I have them all filled out. I have about 500 names right now, and that was only over four days.

COUNCILMEMBER VICTORINO: Chair.

CHAIR WHITE: Thank you very much, Ms. Platt.

MS. PLATT: Thank you. Any questions.

CHAIR WHITE: Mr. Victorino.

COUNCILMEMBER VICTORINO: Thank you, and thank you. And please send me that.

MS. PLATT: Okay.

COUNCILMEMBER VICTORINO: All right, cause that's my district and I've already looked into this matter. I've talked to Mr. Goode and we're working on something and I will be contacting you because now I have your information.

Thank you, Mr. Chair.

MS. PLATT: You better, because my mom's Emily Bott and I'm going to tell her on you.

COUNCILMEMBER VICTORINO: I know your mom well. She loves me well. Thank you very much.

Thank you, Chair.

MS. PLATT: Aloha, aloha. Thank you.

CHAIR WHITE: Mr. Clerk.

DEPUTY COUNTY CLERK: The next person to testify is Takuya Kuribayashi. He will be followed by Javin Smith.

MR. TAKUYA KURIBAYASHI:

Aloha. I am Takuya Kuribayashi of Hitachi. Hitachi is one of Japanese electronics company and I am an engineer with the Japan/U.S. Collaborative Smart Grid Project called JUMPSmartMaui.

The project is funded by 54 million . . . from NEDO. NEDO is one of organization of the Japanese government. The goal of our demonstration project is to investigate more renewable energy into the electrical grid using our smart grid technology and electric vehicles.

As you know, we launched this project from 2011, with a lot of local partners, Maui, County of Maui, Hawaiian Electric Company, Maui Electric Company, MEDB and so on.

This project is very special from other smart grid projects which Hitachi has done or doing. Because we need to recruit volunteers from Maui residents, Maui Economic Development Board is our very important partner for volunteer recruitment and engagement because MEDB has helped us create many positive relationships with Maui residents.

MEDB has recruited more than 250 electric vehicle volunteers, that incredible result and much more than we expected because our initial target was 200 volunteers. And there are not so many . . . users on Maui when we began. It means initial target was so challenging but MEDB and their team worked extremely well.

This Smart Grid Demonstration Project and Maui is gaining a lot of publicity in Japan and internationally. We have already hosted and given briefing to more than 30 groups and 400 people from Japan, Asia, and U.S. Mainland.

This includes many of Hitachi executives, executives and partners and prospective customers. We will keep going forward this project with additional investment from the Japanese government. We launched the new phase Smart Power. This key . . . of new . . . realize solution called . . . Power Plant, by using the discharging function from electric vehicle batteries. With MEDB help, we are recruiting more volunteers. We have around . . . now.

So, MEDB has provided very valuable guidance to our company and to our project in many ways as we conduct our work on Maui. Thank you for attention.

CHAIR WHITE: Thank you so much, Mr. Kuribayashi. Members, any questions for the testifier? Seeing none, thank you so much for being here and thank you for all that you company has done for the island of Maui.

Mr. Clerk.

DEPUTY COUNTY CLERK: The next person to testify is Javin Smith. He will be followed by Leon Arquero.

MR. JAVIN SMITH:

Hello, Councilmembers and Council Chair. Today I'll be talking to you to help fund the Maui High Auto Program. It's a program that takes about four years through your high school career and it's a really beneficial and helpful program. It's really hands on. It helps to teach kids different styles of learning. It's more of a troubleshoot, look at the problem, like you got to look at it and figure it out and it really teaches you different styles of learning. And it really helped most of us in the program out a lot on how to figure out situations. Now we kind of step back and we look at the problems and then think of solutions for instead of just going on the first thing that comes to mind.

The Maui High program is a really good program for kids who like hands on work and is really a fun program. There's a lot to do and a lot to learn. Thank you.

CHAIR WHITE: Thank you very much for being here this evening. Any questions for Mr. Smith.

COUNCILMEMBER COUCH: Mr. Chair, can we get his, him to identify himself, please, for the record.

MR. SMITH: Oh, sorry, my name is Javin Smith.

COUNCILMEMBER COUCH: Thank you.

CHAIR WHITE: Thank you very much. Any other questions, Members?

COUNCILMEMBER HOKAMA: Can he introduce his team?

CHAIR WHITE: I believe they're going to be coming up and talking. Are each of you talking or, maybe you can introduce the others that are with you.

MR. SMITH: Oh, this is Kilo, this is Kilo right here. This is Leon and this is Justin.

CHAIR WHITE: Great, welcome.

Okay, Mr. Clerk. Next testifier.

DEPUTY COUNTY CLERK: The next person to testify is Leon Arquero. He will be followed by Caitlin O'Connell-Rodwell.

MR. LEON ARQUERO:

Good evening, Councilmembers. I'm representing the Maui High Automotive Program. I've been in the automotive program--

COUNCILMEMBER VICTORINO: Your name. Can we have your name please.

MR. ARQUERO: My name is Leon Arquero and I've been in the automotive program for four years. Because of, I've learned a lot of things in this automotive program like being confident. I've also learned how to effectively--

CHAIR WHITE: Just act like we're, you're talking to your parents.

COUNCILMEMBER VICTORINO: Oh, not, maybe not.

COUNCILMEMBER COUCH: Maybe not.

COUNCILMEMBER VICTORINO: Classmates.

COUNCILMEMBER BAISA: Maybe your friends.

COUNCILMEMBER VICTORINO: Classmates.

MR. ARQUERO: --effectively solve a solution. This automotive program helps prepare future mechanics in their career because what we do in our program is the same thing as they do in, in technician schools.

By not funding our program, you are breaking down the foundation of which, or mechanics need. The programs they go through high school help them achieve, help them achieve to get their title of, or their certificate in automotive mechanics. If programs like these are not funded, you are losing out on, on mechanics as there's less mechanics, there are less cars being fixed. Thank you for your time.

CHAIR WHITE: Thank you very much, Leon.

COUNCILMEMBER BAISA: You did good.

CHAIR WHITE: And you know, you guys have to know this is, this is one of the more popular programs that come before this group. So thank you for being here this evening.

MR. ARQUERO: Thank you.

CHAIR WHITE: Members, any questions for Leon.

COUNCILMEMBER COUCH: Thank you, Leon, you did a great job. The question I have for you is have you been told that we're not, we're not funding this program or--

MR. ARQUERO: No, I've just been told that we are just defending our funding.

COUNCILMEMBER COUCH: Okay, okay, great. Thank you.

CHAIR WHITE: Okay, any other questions, Members.

MR. ARQUERO: Thank you.

CHAIR WHITE: Thank you guys for being here this evening.

Mr. Clerk.

DEPUTY COUNTY CLERK: The next person to testify is Caitlin O'Connell-Rodwell. She will be followed by Sandy Ryan.

MS. CAITLIN O'CONNELL-RODWELL:

Good evening, Councilmembers and Council Chair. I'm Caitlin O'Connell-Rodwell and I'm the Director of Life Sciences at HNu Photonics. And I'm here to testify in support of the Maui Economic Development Board. I was here last year to testify for the Economic Development Revolving Fund and we were--

(Councilmember Crivello was excused from the public hearing at 6:23 p.m.)

MS. O'CONNELL-RODWELL: --able to get one of those grants and I'm here to talk about how important that grant was to us and how important members of MEDB were to help position us to get that award.

As I said at the time, you know, timing is really critical for small business, and receiving those funds and getting that support from MEDB launched us into a position to be able to get a NASA Phase II SBIR, which was huge for us. And really to be able to have the, the, what, what the grant funded was the development of a biology platform for the Space Station.

And getting enough along on that project really got NASA's attention. And they recognized that we were actually going to be able to do this and they gave us a million dollar award to, to finish this project. And now we're in a position where we can apply for match funds for the Phase II SBIR from the State, and we're going to be doing that on Monday.

So the whole program, the State program and the County program have been really invaluable for us as a small high-tech company on Maui and I want to really put in our support for the Maui Economic Development Board for facilitating and liasing and really partnering with us to, to position us for these kinds of opportunities. Thank you for your time.

CHAIR WHITE: Thank you. Members, any questions for the testifier? Seeing none, thank you for being here this evening.

Mr. Clerk.

DEPUTY COUNTY CLERK: The next person to testify is Sandy Ryan. She will be followed by Barry Rivers.

MS. SANDY RYAN:

Aloha, Chair White, Councilmembers. Thanks for being here this evening. My name is Sandy Ryan, and I'm a program director at Maui Economic Development Board and I lead our annual AMOS Conference. MEDB has presented and organized the AMOS Conference since its inception in 1999.

In the 17 years since, the conference has evolved to address the global advances and challenges involved in space object and debris tracking. This vital work touches us every day with every cellphone call we make, with every ATM withdrawal we take, we're using these space technologies.

In those years, our audience has grown to include commercial groups that launch satellites, civil agencies that monitor them, government and military organizations, private industry, national labs and international universities.

I've distributed a handout, it's teal, I see it on some of your desks, highlight some of our key partners, relationships that we've cultivated to help guide and publicize the conference both nationally and abroad. Among them are industry stakeholders and international policy makers.

In 2015, the AMOS Conference contributed over \$1 million to Maui's economy. This year a record 148 researchers have chosen the AMOS Conference to present their work. And we've received the highest number of international submissions to date including Australia, Austria, Canada, Chile, France, Germany, Italy, Japan, New Zealand, Republic of Korea, Singapore, Switzerland, Turkey, and the United Kingdom. They'll all be joining us in September.

We will also welcome 250 middle school students to the conference on one day where they will meet an astronaut, go hands on with science activities and tour the exhibit venue. The conference participants really enjoy it just as much as the kids do.

We also use the AMOS Conference as a key business development tool to nurture Maui's optical and astronomy sector. For example, the AMOS Conference found a new collaboration between a Maui company and a larger national company that lead to work being done on Maui and renting office space in the Maui R&T Park.

The Council has an open invitation to attend the conference in September and we'll be following up with you to make sure that it's on your calendars. Mahalo for continuing to support the diversification of Maui's economy through programs like the AMOS Conference.

CHAIR WHITE: Thank you very much, Ms. Ryan. Members, any questions for the testifier?

MS. RYAN: Mahalo.

CHAIR WHITE: Seeing none, thank you for being here.

Mr. Clerk.

DEPUTY COUNTY CLERK: The next person to testify is Barry Rivers. He will be followed by Patricia Cadiz.

MR. BARRY RIVERS:

Aloha, how are you?

CHAIR WHITE: Good evening.

MR. RIVERS: Thanks for letting me speak to you. I'm here just to thank you really for just all the support for so many years, because I represent the Maui Film Festival, sorry for those who don't know. And we've been supported by the Council for 17 years now and would not be the festival we are without that support.

(Councilmember Crivello returned to the public hearing at 6:28 p.m.)

MR. RIVERS: So to all of you who supported the last couple of years and all the Councilmembers long gone who supported us, I just want to say a big hearty mahalo truly to all of you.

You know, with your help we've been able to spread the word that there's a film festival on Maui, there's a film festival on Maui as I like to say in the first ten years. And, it's held in very high regard, we've worked our okoles off to make it that and the good news is that's how the world sees it.

Just, in fact just yesterday, TripAdvisor, you know, one of the most highly regarded websites in probably the planet, talked about the best places to, I think it was visit, I want to say destinations, I don't think it was islands, but I might have been, I could be wrong about that, but Maui was number one.

And among the things they talked about were the room nights in Wailea and the, and the cost of staying down there, you know. I think, I like to think, and I think the Wailea Resort Association support is a, is a measure on some level of the value they see in the festival. I think it's one of the reasons that they've become this sort of sexy beast that they have, you know, not that they don't have beautiful properties, but this adds a certain special something down there every year.

And moreover when they, they, when they talked about the beautiful things to see and do on Maui other than normal cultural events, they mentioned Haleakala and they mentioned Maui Film Festival. And there was a little line there that said "Book Now" for the Maui Film Festival, with the dates. So, you know, it's out there and we're proud of that and we're really, you know, behold to you in large part for the support.

You know, we've done billions and billions and billions, probably hundreds of, hundreds of millions of dollars' worth of media impressions. I know we've been over a billion impressions around the world, that's in large part thanks to Getty Images which is the largest photo house in the world. They're coming back again this year.

You might have seen the paper in the last couple of days we announced Viola Davis as one of our honorees. Today we announced Bryan Cranston, who's just Academy Award nominated. Last week we also have, I can't tell you who else I have, we have some other people coming but, you know, you'll see them in short order.

And Variety has been spreading their sponsor as has the Hollywood Reporter and lots of media outlets both here in Hawaii and on the Mainland. And they've, excuse me, sorry, they spread that word all around the world. So, so far so good. So we're just really in the midst of building this year's festival, we're shooting for about, you know, somewhere between 17, 18,000, 20,000 attendees again this year, that's pretty much where the numbers been for quite some time.

We're doing, oops, we're doing a lot of free stuff and a lot of Hawaiian films so I just want to get that in for kids especially. So, as we've done since the beginning. So, anyway, thanks for the support, please support the Mayor's line item and I want to thank Jeanne Skog who I think may have left and the MEDB without who's help this would not have been possible. They are fiscal sponsor and I couldn't be more pleased to work with Jeanne and her team down there. So thank you all so much

CHAIR WHITE: Thank you very much, Mr. Rivers.

MR. RIVERS: Questions.

CHAIR WHITE: Mr. Couch, you have a question.

COUNCILMEMBER COUCH: As we all know who he is, but can we get him to identify himself for the record, please.

MR. RIVERS: Oh, Barry Rivers, Maui Film Festival.

CHAIR WHITE: Any questions for the testifier, Members. Seeing none, thank you for being here this evening.

MR. RIVERS: Thanks for all your hard work, appreciate it. Thank you.

CHAIR WHITE: Mr. Clerk.

DEPUTY COUNTY CLERK: The next person to testify is Patricia Cadiz. She will be followed by Alan Cadiz.

MS. PATRICIA CADIZ:

Aloha, my name is Patricia Cadiz.

CHAIR WHITE: Could you pull the microphone down a little.

COUNCILMEMBER VICTORINO: Patricia, can you put the mic closer to you. Thank you.

MS. CADIZ: I'm here to testify about CORA fees. I want to thank you for receiving my testimony. I'm not here to ask for money, I'm here to ask you not to raise our CORA fees again. As you remember last year we worked out a compromise which resulted in a hundred percent fee increase for the smallest CORA operators.

Recent discussions in the EAR Committee on March 15, regarding CORA and specifically our fees have raised concerns that you're considering another 100 percent or more increase to our fees. And I want to address a couple of the inaccuracies that were in the testimony you received that day.

At least one is it is not accurate that we hold permits we do not use. The roll of small parks in our business is completely different than the large park of Kanaha. One of the reasons is Kanaha is a park with over 400 parking stalls. We have permits in three other parks, they have 17 parking stalls, 24 parking stalls, and 12 parking stalls.

So you can see that none of those parks actually replace Kanaha. And when the weather is not good at Kanaha, we can't just move our whole operation and descend upon those tiny parks. But those parks do form a very important roll for us because when things shut down at Kanaha, which they've done over half of the days in the first quarter of 2016, thanks to the Godzilla of el nino, we've had to relocate to try to do a few lessons elsewhere.

Those tiny parks can accommodate a little bit of private lessons, never group lessons because they're so small. Even on a normal day, the parking is full at those tiny parks. So to think that you can incentivize increased commercial use by raising the CORA fees at those small parks, it's an error because you'll trigger public complaints.

And if you remember the reason we have Chapter 13.04 and Admin Rules is because we were addressing over commercialization at the small parks and we're trying to get that under control. Now it seems Parks Department is going a full 180 and asking us to, asking you to raise the fees so that we'll give up our permits and somebody else will come in and do more business in those parks.

Back to Kanaha though, all of those permits are important to us. All three of those alternate locations offer us a small chance to offer a few lessons when Kanaha is not satisfactory. These opportunities allow me to keep my instructors employed. We're trying to run a legitimate business. We have all the expenses of all legitimate businesses.

And without the diversity and flexibility of taking other activities or other parks, we probably lose those people because you can't tell somebody I have no work for you for two or three weeks, and expect them to be able to pay their rent and their bills. So our HST good reputation by having these quality employees that I'm able to retain through, through the low times is part of your good tourism image. That's part of what we're doing for you. We are literally your face of aloha.

And it stings that our Parks Director has advised you to raise our fees, to change the very structure of our business and undermine the things that we're doing right for your tourism economy.

I listen to all the testimony requesting grant allocations for good business and it strikes me as so unfair that the Parks Director is actually asking you to undermine our businesses while he's, somebody else is asking you to fund theirs. We do all the things that those good businesses do too. We provide jobs, we service the visitors, we service the locals, we provide free defacto lifeguard services at the park every day. We are good citizens, working hard, and we don't appreciate somebody telling you you should upturn what we've worked on for 31 years.

So please if any of you are contemplating an increase in our CORA fees, reach out to us, let us tell you the facts, there's plenty of other things you've heard that aren't true.

CHAIR WHITE: Thank you, Ms. Cadiz.

COUNCILMEMBER VICTORINO: Chair.

CHAIR WHITE: Members, any questions.

Mr. Victorino.

COUNCILMEMBER VICTORINO: And thank you, Ms. Cadiz for being here.

MS. CADIZ: Thank you.

COUNCILMEMBER VICTORINO: You're saying that the, the, our Director has been telling you that they're going to raise the fees. Is that what he's telling you--

MS. CADIZ: Well--

COUNCILMEMBER VICTORINO: --or you assuming by his actions that, that's what he's looking to do.

MS. CADIZ: There was a Parks Committee meeting, EAR meeting on March 15, and at that meeting Chair Guzman asked him what do you think about the CORA fees. And he said you should raise them, you should raise them all to like \$2,000 not just the first two, but all of them. And he said that you guys are, he said they're making \$2,000 a day, which is not true. He said that our fees don't even pay for the Park Rangers, but the Park Rangers are just a miniscule, sorry, CORA, administrating CORA, enforcing CORA is just a miniscule part of what the Park Rangers are supposed to do.

So we, we shouldn't be responsible for paying for the, all the Rangers when the Rangers are primarily working on illegal camping and vandalism and drugs and--

COUNCILMEMBER VICTORINO: They do a wide variety of subject matters so I, I'll be okay with that. But what I'm saying is so, but in this budget you didn't see a raise.

MS. CADIZ: No, there's no, there's no proposed raise by the Mayor, but the meeting on March 15, was all about what should we do about CORA fees. And Director advised the Committee at that time that you should raise our fees. Which is inconsistent with what the Mayor's budget said. Yes, you're absolutely right.

COUNCILMEMBER VICTORINO: Okay, Ms. Cadiz, thank you. I, I just wondering where you were getting that from. And it was a meeting, we talked general, and maybe sometimes you're jumping the gun, maybe, you know, so, but as far as we know right now, we haven't suggested anything, neither has the Mayor. So, thank you very much. Thank you, Chair.

CHAIR WHITE: Any other discussion, Members. Seeing none, thank you very much for being here this evening.

MS. CADIZ: Thank you very much.

CHAIR WHITE: Mr. Clerk.

DEPUTY COUNTY CLERK: The next person to testify is Alan Cadiz. He will be followed by Brett Fahnstock.

MR. ALAN CADIZ:

My name is Alan Cadiz, I'm the Director of Hawaiian Sailboarding Techniques, so a lot of people know me as Patty's husband. What a tough act to follow. I think she covered just about everything there.

You're right, it is not in the Mayor's budget, but last year, we were caught by surprise in a, in a late night meeting where it was passed, considerable amount, I think it was \$3,000 and we came back in the second and third reading and got it back to a compromise. I don't know if you remember that.

But it was a substantial increase last year, we don't want to see an increase this year. Some of the logic that the Park Director has, has got me baffled. Suggesting that the permit should be raised so that we're forced to give them up because we can't afford them. And we couldn't. So that they could be reissued to someone else.

But the fact is no new CORA permits have been issued since I think, 2002. I think there was one by mistake, through Administration. But none, it's been I think a policy of attrition to get rid of us. And I've stood here before defending, you know, why I'm good for Maui County, and the parks, and tourism, and the employment in the past.

So it, it seems strange to me that the Parks Director is saying that we should reissue them so the parks can be used to their fullest extent. And I live here and I understand, you know, the pressures and when I go to the beach, you know, I don't want to see commercial activities so I'm very careful not to interfere with other people's activities. I wouldn't be in business for 30 years if I wasn't. That's all.

CHAIR WHITE: Thank you, Mr. Cadiz. Members, any questions for the testifier.

MR. CADIZ: Thank you.

CHAIR WHITE: Seeing none, thank you for being here this evening.

Mr. Clerk.

DEPUTY COUNTY CLERK: The next person to testify is Brett Fahnestock. He will be followed by Dustin Tester.

MR. BRETT FAHNESTOCK:

Good evening. My name is Brett Fahnestock, I'm testifying on behalf of myself. I, I'm on the Board at South Pointe which is a condominium association in Kihei, but I'm, I'm representing myself today.

I'm testifying on the water rate structure. I couldn't be here when you discussed the water and I apologize for that. So I came tonight. I've given you a handout, I think you have it. It's got the Honolulu rate and the Maui water rate structure and they're very different structures. And I think there's some very important differences that I hope you would take into consideration this year.

Part of the reason that I have a concern about the rate is you can live on a, in a house on Makena Beach and you can pay less for water than you do at Harbor Lights. So, you say to yourself you got a guy flying in on his jet, and he's going to pay less for 15,000 gallons of water at Makena Beach than they pay at Harbor Lights.

And so, and then you can look at Harbor Lights or places like Harbor Lights, South Pointe, Kihei Villages, where thousands and thousands of people live, and you can say well these people pay the same rate as the people staying at the Grand Wailea or the Four Seasons. The water rate structure really needs a good look this year.

The Honolulu rate takes into consideration the multi-family, the, I don't know, there's probably five or 600,000 people on Oahu and they're able to provide water to the multi-family people, consistent kind of, as if you were in a house on Oahu and I'm hopeful that we could work toward that on Maui.

Right now we don't, we, if you're in a condo on Maui you pay in the all other category, which is the same as any business or any hotel. An example of that is South Pointe. For 15,000 gallons of water to bathe my kids, it cost us \$83.00. If we were in a house across the street, it's \$63.00. So it's \$20.00 difference a month for my house. You go, okay, that's not bad, but if you, South Pointe has 346 units. If you multiply \$20 by 346 units, it's 7,000 a month, it's 84,000 a year. It adds up a lot over the years.

We do pay a premium, in the condos we subsidize the homes, there's no question about it. They don't do that on Oahu. At some point they learned to, to give the condos a, their own rate structure.

I've been told that you're going to do a water rate study this year. I hope you do. I would ask one thing, if you could please leave the Water Department out of it and have an independent study completely independent of the Water Department. And if you could please not have Dave Taylor involved in it, I would appreciate that. Not against him, I just, I think we need an independent study and I appreciate it. Thank you so much.

CHAIR WHITE: Thank you very much, Mr. Fahnestock. Members, any questions for the testifier.

MR. FAHNESTOCK: Thank you.

CHAIR WHITE: Seeing none, thank you for coming and sharing your thoughts.

Mr. Clerk.

DEPUTY COUNTY CLERK: The next person to testify is Dustin Tester. Ms. Tester is the last individual who has signed up to testify in the Council chamber.

MS. DUSTIN TESTER:

Hi, thank you for listening, letting me testify. My name is Dustin Tester, I own Maui Surfer Girls and I'm a CORA operator out of Ukumehame Beach Park. And I'm just, well I've been, I've had my permit for 16 years and just in the last year it just doubled and I've just noticed, I just wanted to point some issues going on at the park that I've been teaching at for many, many years. And just kind of questioning if there is a hike in the CORA permit fees, what exactly the services are going to be increased.

So for example, there's no enforcement at all at Ukumehame Beach Park and, and there's a lot of unsafe things that's been happening, down trees that aren't being cut and pulled away and rebar that's up and dangerous. So, yeah, just concerns me that there could be a hike in our fees when I'm not getting the services that I feel like I deserve after, you know, paying a lot of money every year going forward.

And, then I've also heard that the Parks Department is sitting on 24 permits that aren't being issued. And, I actually have the opposite problem of Patty's business where I don't have an alternative park to teach at. And Ukumehame as you guys know has really strong trade winds and it can be very dangerous and so there's times where I really would love to have another park to operate out of. So, I don't know, I just feel like the CORA permit system is kind of broken and just concerned about the, the fee hikes and the services that we're getting at our parks right now are pretty, pretty bad. So, that's about all.

CHAIR WHITE: Thank you, Ms. Tester. Members, any questions for the testifier?

Mr. Guzman.

VICE-CHAIR GUZMAN: Thank you, Chair.

Thank you for coming to testify.

MS. TESTER: Thank you.

VICE-CHAIR GUZMAN: How many years have you had your permit?

MS. TESTER: Sixteen.

VICE-CHAIR GUZMAN: Sixteen.

MS. TESTER: Sixteen years. Yeah, and actually honestly I've seen an enforcement officer less than five times to ask me if my permit, you know, for my permit. And then meanwhile, I've seen just several illegal businesses everywhere around me, and I call the park, hey there's illegal people here, no one shows up, no one enforces. So it's like what's the point of even having my permit every year when I'm not getting any services or enforcement down there. Or an alternative park to be safe at. So, I don't know, I just, it's frustrating.

Yeah, it took about four months for a tree to get cleared, a kiawe tree fell in all the wind we've had. And our students are stepping on kiawe thorns. And I call the park, I said hey I can organize my instructors to clean up this, this is dangerous down here. Oh, do you want me to supervise. I was like it would be nice if you guys would do it, but we'll do it. We'll bring down chainsaws, so it's kind of pathetic. No service.

I'm not complaining because I love having a permit, don't get me wrong, but if they're going to increase the rates, then I feel like I deserve more enforcement, more services, and a safer park to operate out of. So just something to consider when you guys are getting a, you know, a budget hikes and stuff.

CHAIR WHITE: Thank you very much for your testimony.

MS. TESTER: Thank you.

CHAIR WHITE: Members, any other questions, Members? Thank you for being here this evening.

MS. TESTER: Thank you.

CHAIR WHITE: Mr. Clerk.

DEPUTY COUNTY CLERK: Mr. Chair, there are no further individuals signed up to testify in the Council chamber.

If there are any additional individuals in the Council chamber or at the District Offices who would like to offer testimony, please identify yourself to the appropriate staff and proceed to the testimony lectern or District Office phone at this time.

Hana Office, are there any additional testifiers?

MS. LONO: The Hana Office has no one waiting to testify.

DEPUTY COUNTY CLERK: Thank you.

Lanai Office, are there any additional testifiers?

MS. FERNANDEZ: The Lanai Office has no one waiting to testify.

DEPUTY COUNTY CLERK: Thank you.

Molokai Office, are there any additional testifiers?

MS. ALCON: There is no one here on Molokai waiting to testify.

DEPUTY COUNTY CLERK: Thank you.

Mr. Chair, there are no other individuals in the District Offices nor the chamber who wish to offer testimony.

CHAIR WHITE: Thank you, Mr. Clerk

Members, we have received written testimony. Is there any objection to entering into the record.

MEMBERS VOICED NO OBJECTION.

THERE BEING NO OBJECTION, WRITTEN TESTIMONY RECEIVED FROM THE FOLLOWING INDIVIDUALS WERE MADE A PART OF THE RECORD OF THIS PUBLIC HEARING.

1. Sherry Kupau;
2. Sandy Ryan; and
3. Brett Fahnestock.

CHAIR WHITE: Thank you very much. And just a reminder this public hearing was duly noticed. So with no objections, I'm sorry. Without objections, we will close public testimony.

MEMBERS VOICED NO OBJECTION.

CHAIR WHITE: Thank you.

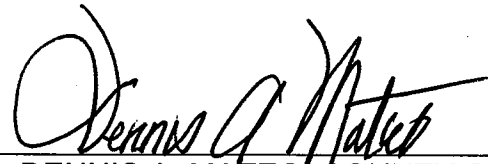
Mr. Clerk.

DEPUTY COUNTY CLERK: Mr. Chair, there is no further business.

CHAIR WHITE: Thank you. Thank you, Members. And thank you to those of you in the public who came this evening. We are adjourned.

ADJOURNMENT

The public hearing of *APRIL 21, 2016*, was adjourned by the Chair at 6:47 p.m.

A handwritten signature in black ink, reading "Dennis A. Mateo". The signature is written in a cursive style with a large initial "D" and "M".

DENNIS A. MATEO, COUNTY CLERK
COUNTY OF MAUI, STATE OF HAWAII

April 21st 2016

Dear Riki Hokama,

My name is Sherry Kupau and I am a mother of 7 seven children. I am writing to you today with hopes that together we can join forces to advocate for a flashing crosswalk in Happy Valley at the intersection of Market Street, Mokuhau Road, Piihana Road, and Kahekili Highway.

My son who is 9 years old and other kids catches the bus at that corner of Market Street and Piihana Road, he leaves the house at 6:30am and walk to the bus stop to catch a bus at 645am to go to school. When my child leaves home it is still dark, and especially during winter and early spring, visibility is poor. My child must also wear black or orange school shirt required by the school making it even harder to see him as he ventures out each day. The street lights in the area are too dim for motor vehicles to see pedestrians in the crosswalk, our children are forced to cross this dangerous intersection and put their lives at risk.

I have witnessed cars speeding through that intersection on numerous occasions and children must wait 5 to 10 minutes to find an opening – cars do not stop for them. The intersection is a 20 mile per hour zone however vehicles do not acknowledge the road signs. There is also a blind spot coming down the road on Kahekili Highway where vehicles that's speeding around the corner cannot see the child they are about to hit. I am asking as a parent and representing other parents.

We care and worry about the safety of our children. We take the initiative to stop traffic so that the students may cross the street, but even then they are put in jeopardy. I witnessed a mother of one of the students who walked out to stop traffic and one car was speeding down the highway not paying attention and almost hit her while she was in the cross walk. Our biggest fear as parents is sending our children to the bus stop and getting a call to say our child has been hit by a car.

We the parents of happy Valley would like to ask you to join us in making flashing cross walk signs a priority this year. I grew up on this street and I am now 38 years old and the traffic 10 times worse then when I was growing up, I have witnessed multiple accidents at that intersection with many injured and thankfully only one fatality. The children should be our number one priority and their safety should be taken into serious consideration. The cost of a flashing cross walk is \$6500 a minor budget item. Let's join forces and make this happen. Thank you for your time, and I look forward to working closely with you on this matter.

Mahalo,

Sherry Kupau (kupaus@hawaii.edu) PH: 808-954-5391

✓Kathleen Platt (kbonmaui@gmail.com) PH: 808-205-2414

Fact Sheet for Lighted Crosswalks

The Facts:

- In 2012 27 pedestrian deaths happened in the State of Hawaii
- In 2012 565 pedestrians were injured in Hawaii
- Of that 34% of pedestrian victims were struck in the crosswalk
- 59% of crashes were determined a result from driver error
 - a) 38% of those drivers were being inattentive
 - b) 25% failed to follow the right-of-way
 - c) 18% of them were from speeding

Happy Valley:

- Happy Valley is a low income neighborhood with heavy traffic
- We have busy street corners with Maui Bus stops
- School bus pick ups
- 4 way stops with no stop lights in either direction

Our children are at risk:

- Today more children are forced to walk to school or walking farther crossing streets to reach pick up zones for school buses due to changes in bus pick-ups
- More deaths are occurring in crosswalks all over the state due to no proper warning to on-coming traffic or careless reckless driving
- The hours between 6:00am – 7:00am, When children are leaving for school are the worst visibility

You can help:

- We need a street lighted crosswalk with Warning signs and flashing signs
- This has helped protect children in Kihei
- The Public also needs to be aware

Please help us advocate for this flashing crosswalk

Email or call me at:

Sherry Kupau

kupaus@hawaii.edu PH: 808-954-5391

Kathleen Platt

kbonmaui@gmail.com PH: 808-205-2414

PROPOSAL FOR FLASHING CROSSWALK

Silicon Constellations - Pricing & Information

I attached cost estimates here for your lighted crosswalk project along with our 'Installation Manual'. I included the link below to a short video showcasing the simplicity of the in-roadway light install.

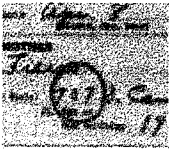
As you likely already know, there is no electrical involved therefore anyone can install our equipment. The typical cost of installing a system like the ones I have quoted here is in the \$5,900-\$6,500 range. That would include two push button poles.

Lastly, I just looked at the location again after quoting materials. I would seriously consider installing our wireless flashing beacon in advance of that crosswalk about 150-200 ft on Kahekili Hwy. Push button activated, of course, it has a range of about 1000ft line of sight and would give an even better advanced notice to drivers coming into town. The added cost of that would be about \$2,200.

Please review youtube link for installation process.

Installation:

<https://www.youtube.com/watch?v=HfAZftlAtpw>



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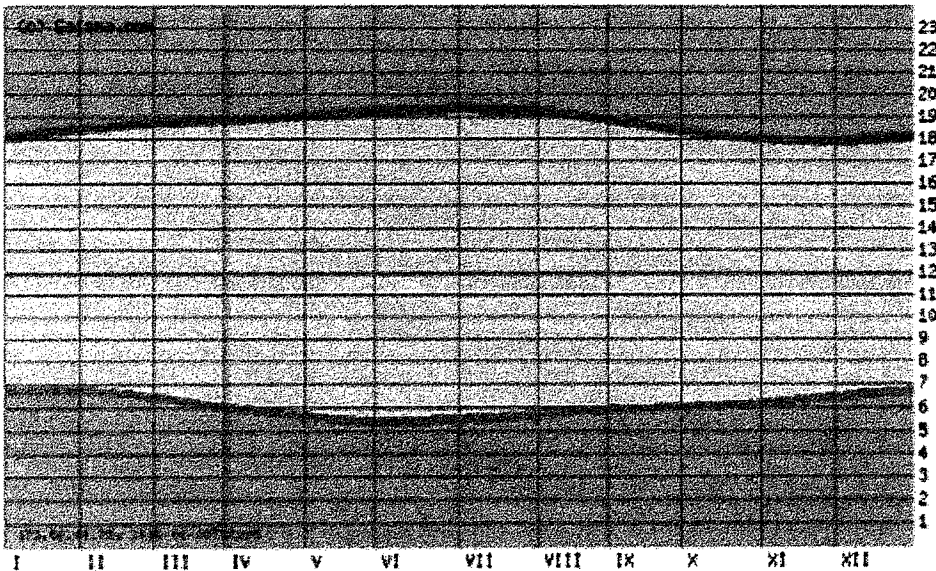
Call 800-828-8282

Kahului, Hawaii, United States - Sunrise, sunset, dawn and dusk times, table

Date	Sunrise	Sunset	Length	Change	Dawn	Dusk	Length	Change
Today	06:18	18:41	12:23				13:08	
+1 day	06:17	18:41	12:24	00:01 longer			13:10	00:02 longer
+1 week	06:12	18:43	12:31	00:08 longer			13:17	00:09 longer
+2 weeks	06:06	18:45	12:39	00:16 longer			13:25	00:17 longer
+1 month	05:55	18:51	12:56	00:33 longer			13:44	00:36 longer
+2 months	05:44	19:04	13:20	00:57 longer			14:08	01:00 longer
+3 months	05:49	19:11	13:22	00:59 longer			14:12	01:04 longer
+6 months	06:17	18:13	11:56	00:27 shorter			12:40	00:28 shorter

Notes: Daylight saving time. * = Next day. Change preferences.

Kahului, Hawaii, United States - Sunrise, sunset, dawn and dusk times, graph



Darkness Sunshine Notes: How to read this graph?
Change preferences.

Kahului, Hawaii, United States - Sun path diagram

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Brett Fahnestock 866-4480

Honolulu Water Rates with Multi-Family Rates for Condos

Amended by Resolution No. 814, 2011, effective January 1, 2012

Billing Charge

There is a billing charge each time a bill is rendered effective as follows:

January 1, 2012	July 1, 2012	July 1, 2013	July 1, 2014	July 1, 2015
\$6.40	\$7.02	\$7.70	\$8.44	\$9.26

Quantity Charge

In addition to the billing charge, there is a charge for all water drawn for each 1,000 gallons effective as follows:

Single Family Residential (Monthly Per Unit)	January 1, 2012	July 1, 2012	July 1, 2013	July 1, 2014	July 1, 2015
Block 1 (Gallons) First 13,000 or any part thereof	\$3.06	\$3.35	\$3.68	\$4.03	\$4.42
Block 2 (Gallons) 13,001 - 30,000 or any part thereof	\$3.68	\$4.04	\$4.43	\$4.86	\$5.33
Block 3 (Gallons) Over 30,000	\$5.49	\$6.02	\$6.61	\$7.24	\$7.94
Multi-Family Residential (Monthly Per Unit)	January 1, 2012	July 1, 2012	July 1, 2013	July 1, 2014	July 1, 2015
Block 1 (Gallons) First 9,000 or any part thereof	\$3.06	\$3.35	\$3.68	\$4.03	\$4.42
Block 2 (Gallons) 9,001 - 22,000 or any part thereof	\$3.68	\$4.04	\$4.43	\$4.86	\$5.33
Block 3 (Gallons) Over 22,000	\$5.49	\$6.02	\$6.61	\$7.24	\$7.94
Non-Residential	January 1, 2012	July 1, 2012	July 1, 2013	July 1, 2014	July 1, 2015
All Usage	\$3.43	\$3.76	\$4.13	\$4.53	\$4.96
Agricultural * (Monthly Per Account)	January 1, 2012	July 1, 2012	July 1, 2013	July 1, 2014	July 1, 2015
Block 1 (Gallons) First 13,000 or any part thereof	\$3.06	\$3.35	\$3.68	\$4.03	\$4.42
Block 2 (Gallons) Over 13,000	\$1.31	\$1.43	\$1.57	\$1.72	\$1.89
Non-Potable **	January 1, 2012	July 1, 2012	July 1, 2013	July 1, 2014	July 1, 2015
All Usage	\$1.71	\$1.88	\$2.06	\$2.26	\$2.47

Maui Water Rates with NO Multi-Family Rates for Condos

Water Charges

Water Use Charges for Fiscal Year 2016

All figures are in dollars per 1,000 gallons. The Fiscal Year runs from July 1 to June 30. For example, Fiscal Year 2016 is from July 1, 2015 to June 30, 2016.

Rates for Single-Family Dwellings with 5/8" Meters

Gallons	Total
0 - 5,000	\$1.90
5,001 - 15,000	\$3.60
15,001 - 35,000	\$5.40
Over 35,000	\$6.05

General Rates for All Other Water Consumers

Gallons	Total
0 - 5,000	\$1.90
5,001 - 15,000	\$3.60
Over 15,000	\$5.40

Agricultural Rates

Gallons	Total
Over 15,000	\$1.00

Non-Potable Agricultural Rates

Gallons	Total
All usage	\$0.75

Water Service Charges

Below are regular and agricultural water service charges.

Size of Meter	Cost Per Meter Per Month
1/8 inch	\$17.50
3/4 inch	\$28.00
1 inch	\$42.00
1 1/2 inch	\$80.00
2 inch	\$125.00
3 inch	\$220.00
4 inch	\$380.00
6 inch	\$700.00
8 inch	\$1,100.00