

# HEALTHY FAMILIES AND COMMUNITIES COMMITTEE

Council of the County of Maui

## MINUTES

June 18, 2020

Online Only via BlueJeans Link

**CONVENE:** 1:30 p.m.

**PRESENT:** Councilmember Riki Hokama, Chair  
Councilmember Yuki Lei K. Sugimura, Vice-Chair  
Councilmember Tasha Kama  
Councilmember Kelly Takaya King  
Councilmember Michael J. Molina  
Councilmember Tamara Paltin  
Councilmember Keani N.W. Rawlins-Fernandez

**NON-VOTING MEMBERS:**

Councilmember Shane M. Sinenci (out 2:19 p.m.)

**STAFF:** Richard Mitchell, Legislative Attorney  
Lesley Milner, Legislative Analyst  
Shelly Espeleta, Legislative Analyst  
Rayna Yap, Committee Secretary

**ADMIN.:** Karla Peters, Director, Department of Parks and Recreation  
Lisa Almeida, Permits Officer, Department of Parks and Recreation  
Josiah Nishita, Deputy Managing Director, Department of Management  
Michael Hopper, Deputy Corporation Counsel, Department of the Corporation Counsel  
Scott Teruya, Director, Department of Finance  
May-Anne Alibin, Deputy Director, Department of Finance

**OTHERS:** Bill Sides, Hāna Event Coordinator, Festivals of Aloha (HFC-60)  
Susie Thieman, Executive Director, Lokahi Pacific (HFC-60)  
Kyle Caires, Maui Livestock Agent, Hawaii State 4-H Program;  
Animal Scientist, Assistant Extension Agent, University of Hawaii, Manoa (HFC-19)  
Charlene Kauhane, Lead and Organizer, Maui County Farm Bureau and 4-H Livestock Group (HFC-19)  
Warren Watanabe, Executive Director, Maui County Farm Bureau (HFC-19)

**PRESS:** Akakū: Maui Community Television, Inc.

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CHAIR HOKAMA: . . . (gavel) . . . . . (inaudible) . . . so one-minute recess, Members.  
. . . (gavel) . . .

**RECESS: 1:32 p.m.**

**RECONVENE: 1:33 p.m.**

CHAIR HOKAMA: . . . (gavel) . . . Okay. We'll go back to order. So, therefore, this is our HFC Committee. Again, we'll go through the Committee's membership. Vice-Chairman Yuki Lei Sugimura.

VICE-CHAIR SUGIMURA: Good afternoon, Chair.

CHAIR HOKAMA: Hi, good afternoon. Thank you for being here. We have Committee Members this afternoon with Ms. Kama.

COUNCILMEMBER KAMA: Aloha `auinala, Chair.

CHAIR HOKAMA: Aloha e. Ms. Kelly King.

COUNCILMEMBER KING: Aloha, good afternoon, Chair.

CHAIR HOKAMA: Aloha to you. Mr. Mike Molina.

COUNCILMEMBER MOLINA: Good afternoon, Mr. Chairman, to you and everyone from paniolo country Makawao.

CHAIR HOKAMA: Giddy up, giddy up. Next we have Ms. Paltin.

COUNCILMEMBER PALTIN: Aloha mai kākou mai Nāpili.

CHAIR HOKAMA: Aloha e. And, of course, from our Moloka`i, we have Ms. Rawlins-Fernandez.

COUNCILMEMBER RAWLINS-FERNANDEZ: Aloha `auinala, Chair, mai Moloka`i nui a hina.

CHAIR HOKAMA: `Ae, aloha e. Members Lee and Mr. Sinenci may participate with us, especially Mr. Sinenci with the Aloha Festivals item. So we welcome those Members should they wish to join us for this afternoon's discussions.

COUNCILMEMBER SINENCI: Aloha, Chair.

CHAIR HOKAMA: So, Members, the Committee will entertain . . . aloha, Mr. Sinenci. Thank you for joining us this afternoon. Mahalo. We'll, at this time, take public testimony of anyone wishing to share their comments on any of the agendized items. Just for some information, we allow three minutes. Our Staff will assist those testifying with time and notify you when your three minutes are up. Some of the housekeeping items, I

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wish to share with you that our other committee chairs have also shared is that we intend to keep the same meeting link and phone number for future Healthy Families and Communities meetings. So if you would please be aware of that. Second, for those that are testifying, we respectfully request that you share your first and last name for our Committee records. And if you do represent an organization, we ask that you share that with us. And if you are a paid lobbyist and registered lobbyist, if you would also share that information with the Committee. As always, BlueJeans chat component will not be allowed to be used for testimony or . . . and we will not allow comment on testimony from others or allow you to chat with other testifiers. So, stating that, Lesley, if you would assist us? Do we have anyone requesting to provide testimony this afternoon, please?

MS. MILNER: Yes, Chair. Our first testifier is Kyle Caires.

CHAIR HOKAMA: Thank you.

### **. . . BEGIN PUBLIC TESTIMONY. . .**

CHAIR HOKAMA: Mr. Caires, please share your thoughts with us.

MR. CAIRES: Aloha, Chair, thank you for allowing me to testify.

CHAIR HOKAMA: Aloha.

MR. CAIRES: I wanted to keep the testimony a little shorter. I'm here just speaking on behalf of Maui 4-H Livestock program. In support of a five year site license for the Maui Agricultural Fest and 4-H Livestock Fair. The event will provide us a lot of stability at that venue and provide the best access to bring . . . you know, the Upcountry, the rich heritage of farming and ranching to the bigger part of the population on the island. And ultimately set the stage for our keiki to get the support they deserve while they're enrolled in their Youth Livestock projects, and that's really it, and I thank you guys for making all this happen.

CHAIR HOKAMA: Thank you very much, Mr. Caires. And we appreciate all you do in the agricultural sector for our community and our County. So, thank you for your part. Members, any questions for Mr. Caires at this part? I did request that he if possible stick around as a resource person when we do bring up the item. But if there's anyone that has a question at this time please make yourself known please, Members. Okay. I see none, Members. So, Mr. Caires, again if you'd please . . .

VICE-CHAIR SUGIMURA: Chair, I have a question.

CHAIR HOKAMA: Oh. Yes, Ms. Sugimura.

VICE-CHAIR SUGIMURA: Yeah. So, Dr. Caires, I'm just curious because there's no Ag Fest this year and the 4-H . . . the livestock. So, what's happening to their cattle or what are

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you doing for this year and plans for the future? I think that's a big part of the Ag Fest.

MR. CAIRES: Yeah. Yeah. Okay. So, this year obviously with COVID-19, it affected the 4-H Livestock program as it did most of our lives. The kids were given four options, and this was determined by the deans at CTAHR and various people across the state working together to come up with four options. So, they could, you know, either return the animals to their breeders, market their animals private treaty. At the current state continue feed their animals out in line with the project that they enrolled in and market them private treaty. And lastly option four if they followed the 4-H procedures they could use the 4-H emblem along with the marketing of their livestock projects. We've actually had several of those 4-H'ers successfully market those projects individually and with the help of myself at the extension level. So --

VICE-CHAIR SUGIMURA: Oh very good.

MR. CAIRES: --the other . . . yeah, the other side of that is USDA Farm Service Agency. Richard "Buddy" Nichols, has been really, really good about trying to help the kids with relief. And I've been supporting his efforts with breakeven analysis in terms of what each of those species require. And now we're adjusting to the new market prices to help get the kids like the best settlements possible. The plan . . . the second part of your question, come back bigger and better next year. Some of our 4-H'ers we're just waiting from the . . . to get the okay from the State, which appears to be the end of June, to start doing some community service projects with the Maui Food Bank and some other local venues.

VICE-CHAIR SUGIMURA: Thank you. Thank you, Chair.

CHAIR HOKAMA: Okay. Thank you. Does anyone have a question at this point in time, Members? Again we'll ask Mr. Caires to join us during the item. Les, if you would please entertain our next testifier please.

MS. MILNER: Our next testifier is Charlene Kauhane.

CHAIR HOKAMA: Thank you. Ms. Kauhane?

MS. KAUHANE: Hi there. Aloha.

CHAIR HOKAMA: Hi.

MS. KAUHANE: Hi. So, just a short note to thank you for everything that we've been working on so far to change the dates and to get the permanent license. As you know the Maui Agricultural Festival merged with 4-H Program last year when we held the event. And this year we cancelled because we wanted to make sure that we could represent both sectors well. So, I'm going to standby if you folks have any questions. I fully support the event; I think the central location is great for the community

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because it's easy to get to. And with a permanent license we can market and be more efficient in everything that we do with the event. So, thanks for everything.

CHAIR HOKAMA: Thank you for your testimony this afternoon. Members, any questions to clarify at this point in time for Ms. Kauhane on her comments? Having none, we thank you very much for sharing those thoughts with us. We appreciate that. Les, if you would introduce the next testifier, please?

MS. MILNER: Chair, we have no additional testifiers on the list. If there's anyone wishing to testify who has not done so, please unmute yourselves now and begin your testimony.

MR. WATANABE: Chair Hokama, this is Warren. Can I . . .

CHAIR HOKAMA: Yes, Mr. Watanabe, please, yeah, please provide your comments. Thank you.

MR. WATANABE: Okay. Yeah, good afternoon, Chair Hokama and Members of the Committee. My name is Warren Watanabe. I'm the Executive Director of the Maui County Farm Bureau. You know, securing a site license for a period of five years provides security and stability for the Maui County Farm Bureau and the Maui 4-H Livestock Program benefitting our farmers and ranchers and our 4-H youth Development efforts. Specifically with keiki enrolled with the Youth Livestock projects. The other added benefit of a five-year license with fixed dates is that it gives our residents, community members, vendors, suppliers, and local businesses the opportunity to plan for and plan around our recurring event. Similar to the Maui Fair being known as Maui's largest event in the fall, the Maui Ag Fest and 4-H Livestock Fair will be known as Maui's first and largest event to kick off the summer festival season. A five-year license will allow Maui County Farm Bureau to plan more efficiently and effectively knowing we will have a dedicated site with set dates. We will be able to repurpose marketing and educational materials knowing the layout and needs for the venue. We will be able to perfect our build out and breakdown in an effort to manage paid workers and volunteer services. And the dedicated site provides greater ease for our organizations to prepare official paperwork and plans required by the County. From a marketing standpoint we will be able to seek multiyear sponsorships and grow the event knowing the venue requirements and potential. We can firmly establish our event at this time of year for all ag-related information, promotion, education, and fun. In addition, having a five-year license for one venue with set dates allows the Maui County Farm Bureau and the Maui 4-H to the greatest potential to minimize expenses and generate revenue. Lastly, having a venue that is centrally located, visible, easy to access, and with ample parking makes it easier for our organizations to welcome residents from all areas of Maui. Residents and visitors are able to spend the whole day or a couple of hours with us given our central location and ease of access. Thank you.

CHAIR HOKAMA: Thank you for those comments, Mr. Watanabe. And would ask that you would be one of the resources when we bring up the specific item for Committee discussion shortly.

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MR. WATANABE: Yes.

CHAIR HOKAMA: So, yeah, if you wouldn't mind please.

MR. WATANABE: Yeah. I'm okay with that.

CHAIR HOKAMA: Yeah. Thank you. Members, yeah, Mr. Watanabe will be joining us during the item. Is there any need for a clarifying question at this time please? Okay. Thank you, Mr. Watanabe.

MR. WATANABE: Thank you.

CHAIR HOKAMA: We'll take up the item shortly. Is there anyone else that would like to share testimony before the Committee at this time regarding any of the three items we have agendized, please make yourself known and we'll provide you with your opportunity. Okay. Hearing none, Members, with no objection, we'll close public testimony for today's meeting.

COUNCILMEMBERS: No objections.

CHAIR HOKAMA: And we'll also accept written testimony, Members. No objections for any written testimony?

COUNCILMEMBERS: No objections.

CHAIR HOKAMA: Okay. Thank you very much, Members. So ordered.

**...END OF PUBLIC TESTIMONY...**

**ITEM HFC-60: AUTHORIZING A USE PERMIT FOR THE 2020 FESTIVALS OF ALOHA** (CC 20-301)

CHAIR HOKAMA: Let us go straight to the first item. And I know Mr. Sinenci would like to participate. We will quickly bring up HFC-60. This is a request for a permit for the 2020 Festivals of Aloha, under HFC-60. We do have a resolution proposal from Department of Parks and Recreation that would authorize a permit of 11 consecutive days, 11, one one, of the use of the Hāna Ball Park, Hāna Beach Park, Helene Hall, Hāna Community Center Mail [sic] Hall, and Hāna County parking lots for the 2020 Festivals of Aloha pursuant to Section 13.04A.100, Subsection (D) Maui County Code. That's a hell of a resolution title. Okay. At this time Parks Director, Ms. Peters, if you would care to give any comment to the Committee please on this request. Can we unmute Parks please?

MS. MILNER: Parks is unmuted, Chair.

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CHAIR HOKAMA: Okay. Thank you. Ms. Peters, any comments from you or your Department regarding the proposal?

MS. PETERS: Thank you, Chair. Thank you, Committee. Good afternoon. The Department has been working with the applicant Lokahi Pacific and the Hāna Festivals of Aloha Committee in preparing this resolution for the 11 day activity proposed in Hāna in October. And I believe we have Susie here from Lokahi Pacific as well as Mr. Sides, who would be best to give some information. Along with me here in our conference room at the War Memorial Complex is Lisa Almeida, our Parks Permit officer. And we have Deputy Managing Director Josiah Nishita. Thank you.

CHAIR HOKAMA: Okay. Again yeah, Committee Members, for information and our community, the request is for a period from October 16 to October 26 of 2020, 11 consecutive days. I'll ask Mr. Sinenci, if you would like to share any comments, Mr. Sinenci, as our colleague from the Hāna District?

COUNCILMEMBER SINENCI: Mahalo, Chair Hokama. And just some brief comments and then I'll refer to Ms. Thieman and Mr. Sides. But just for background, Members, as you know our Aloha Week festival is . . . we're a unique situation, we have the entire week. It corresponds with our cultural Makahiki season, the opening of the Makahiki season. And it's been going on for almost 75 years. And so for Hāna residents the festival is an . . . is an economic driver, supplement, and an opportunity to showcase their local cuisine. So, we're just asking for your . . . we're still . . . Bill, will answer any questions about this year. But I think this a step in the right direction to streamlining the County permitting process. And you know, beyond this we would like to see maybe a license agreement since we've had this for almost 75 years. So, thank you for my opportunity to comment, Chair.

CHAIR HOKAMA: No. We appreciate your comments and your perspective, Mr. Sinenci. It's important for us to understand the histories and the traditions of the festival for East Maui. So, thank you for sharing that. Before I ask Mr. Sides or maybe Ms. Thieman for their comments, one thing I wanted to ask Parks Department, have you had any word from either DOE or MIL regarding need of our facilities for either school or athletics during this period of time that may . . . that we would need to know prior to . . . as we discuss this item, Director Peters?

MS. PETERS: Thank you, Chair. I'll turn it over to Lisa Almeida, our Parks Permit officer.

CHAIR HOKAMA: Okay. Thank you. Ms. Almeida, if you could share some comments with the Committee please.

MS. ALMEIDA: Good afternoon, Chair. So, we've had this event . . . it's an annual event so we've had the event on the calendar for quite some time. So we've scheduled the MIL and DOE requests around the event.

CHAIR HOKAMA: Okay. No, that's great. I have no issues with that. I just wanted to make sure that we avoid as much any potential conflicts so that we can mitigate if we need

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to in advance. Ms. Sugimura, any questions for our resource people, Ms. Thieman, Mr. Sides, Parks Department regarding the request?

VICE-CHAIR SUGIMURA: Yeah. So I understand what the request is and why. So, Mr. Sides, is Festivals of Aloha in Hāna scheduled to happen this year? Because I heard HTA pulled all of the funding event . . . funding from Festival of Aloha. You know because of no visitors and no TAT and I think they cancelled all of the . . . what the grants I guess or the financial commitments that they had from earlier in the year. So I think Festivals lost all of its funding from HTA. Oh, he can't get out of the . . . can you unmute him?

CHAIR HOKAMA: Okay. We'll see if we can assist with the audio and video.

MS. MILNER: Mr. Sides, you're muted on your side so I cannot unmute you. If you are in BlueJeans you might be able to unmute yourself by just hitting the M key.

CHAIR HOKAMA: Susie, Ms. Thieman, are you able to maybe share some comment until we can get Mr. Sides reconnected with his audio?

MS. THIEMAN: Yes, Chair Hokama, I'd be happy to. Yuki Lei is correct. HTA pulled their funding earlier. Certainly, they called it because of the budget crunch. And it was a minor part of the funding I should say, I mean it certainly helped with the full event. But we feel very confident that we can put on a great event without that. Especially since we're looking at probably . . . again due to the COVID-19 the first three or four, five weeks of festivals probably won't happen just because we're still going to be . . . only able to have minor groups together. But we're hoping that by the time we get to the October 16<sup>th</sup> date for this maybe that will be lifted, maybe it won't. But looking forward we wanted to continue with the process on this permit because we do have some options. We're looking at maybe creating a virtual concert where we can have a certain number of people attend it and video it and show it to everyone. We just want to keep the spirit alive. We know this is a big thing for Hāna, it's a big thing for all of us. And so we're looking to do whatever we can to make it happen and still keep everyone safe and healthy.

CHAIR HOKAMA: Okay. Yeah, thank you for sharing that. Ms. Sugimura?

VICE-CHAIR SUGIMURA: So I guess what you're saying, Susie, is that the Hāna festivals are going to proceed. I heard from, Daryl Fujiwara, earlier because I asked him when I saw that Councilmember Hokama had scheduled this. That I asked if festivals was still happening and it sounds like not. But I guess I just asked him that question what about Hāna. So it sounds like Hāna is proceeding and maybe the rest of . . . are not because of COVID, is that what's happening?

MS. THIEMAN: Right. That's pretty much what Daryl and I agree to as we've talked practically weekly about status because . . . and he's of the same feeling and he'd love to do the . . . if the only thing we can do is the big concert that's what we'll do. And he's working on trying to round up the people that are needed to do that. But we're



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really excited about the prospect of being able to share this with the community . . . well the world at large if we can stream it. Or show it later on, have it on, you know, whatever platform he puts it on. We just don't want to go through this year without any Aloha Festival.

VICE-CHAIR SUGIMURA: Hāna . . . *(inaudible)* . . .

MS. THIEMAN: I think we need it more than ever.

MR. SIDES: I'm connected up now. I have audio.

VICE-CHAIR SUGIMURA: Thank you.

CHAIR HOKAMA: Okay. Mr. Sides, if you have a comment we would appreciate hearing from you at this time. Do you have a comment to share to Ms. Sugimura's question she posed earlier?

MR. SIDES: Hello. Yeah, Bill Sides. Are you hearing me?

CHAIR HOKAMA: Yes, we can, Mr. Sides.

MR. SIDES: Okay. Sorry about that I hit the mute button but it didn't want to go on. So I had to start over, sorry about that.

CHAIR HOKAMA: Yeah, that's okay. That's okay.

MR. SIDES: Now I've got to kind of catch back up on my thinking. I just what to say, you know, I've been running this week event for about 30 years now as chairman and on and off and running the parade. And you can tell that from looking at my beard I've turned white over the time period from all the stress of doing the paperwork, and my hair's turned a bit invisible on top. But it's a lot of work to get all this paperwork done every year. And it used to be a few years back to run the event was very simple, back in like '80 and you'd just get a couple people that you'd hire to direct traffic and you'd hire a couple cops to run . . . to direct traffic. And get a couple of permits from the . . . you know, for your Fire Department and all that and that was it. But I don't that everybody realizes how much paperwork is involved because they're all looking at it from each of their own locations. Like the Fire Department has their paperwork, the Public Works has theirs, the Parks Department. And then you have on top of that all of the insurance paperwork and receipts that you have to collect, and it's getting overwhelming. So, this is just one step that each year we have to go through to try and spilt the project up into two segments so we don't run a full week. And I was hoping with this resolution running it through that it would last for like four to five years, that's the way we understood it. We got all of our drawings together, we got all of our Fire, you know, permit done and everything well ahead of time because we were looking at this thing being extended to five years. I'd like to see the regulation get changed itself or this resolution at this meeting be extended for five years. Or some way to make it where that it's just not one more step we have to go through each year

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because there's so much we have to do already. And it's difficult to keep people involved in these kind of community events when there's so much paperwork and time consuming for people who are essentially volunteering their time and servicing and doing something that's a service to the community. I know for me it's just gotten more and more each year and it's very exhausting just to get everything done just to do the event. Then the event itself over running the event with . . . I think we've got like 17 different events for over that week. You know, parade day, the talent show, the golf, the . . . it just goes on and on. And every one of those, you know, you have a lot of work involved, and it's just additional work when there's so much paperwork required. I know it's part of the system, it's the way things are but anything the County can do to ease it up so that everybody who is involved and donating their time doesn't have such a difficult process to go through. And my feeling is if it continues to get more and more regulations these events are going to just go away, people are just not going to want to spend the time it takes to do everything they have to do to make these events happen. And I've talked to Hāna Canoe Club, I've talked to the Limu Festival, the Taro Festival, all of the different groups and they're all saying the exact same thing. So, they're all having issues too, they're having a hard time. And so I don't know what the solution is, I know that I just think if there's anything at all the County can do to make it easier for us to put our events on, you know, the better it would be. I'm getting . . . I'm 77 years old and I can't keep doing this forever and I got to get young people to come in and help and lot of people don't want to get into it, they just look at it and go this is just too much. You know, and it's just going to be a loss to the community if these things are not allowed to continue because it requires so much paperwork. So that's just one thing, if you can get this one thing done so that we don't have to deal with it every year that would be a start. Okay.

CHAIR HOKAMA: Thank you, Mr. Sides. We appreciate your thoughts on you experience with this event. So thank you very much. Ms. Kama, you have a question?

COUNCILMEMBER KAMA: Yes I do, Chair. Thank you so very much. So, I just wanted to clarify if I heard Mr. Sides say that besides the parade, on the field you folks had golf. You guys have a golf something coming up with that. So, can you help me to understand what are the different events that are happening each day because I assume that there's different things going on and that you need all that . . . those many days to make all of that happen. So, can you share that because I've never gone to a festival out there?

MR. SIDES: You should come out and see it, it's quite an event. The first day, Saturday, we have a parade. I'm trying to remember everything we have going on. We have a parade that day and then we usually have a . . . the sports night starts up that evening and then that Saturday. And the parade is a big event, we try and get bands to come in. They have the motorcycle clubs come over, the car clubs, we have all the kids from the school, we have floats, that's a whole big deal, and then we have judging of the floats and everything. And then the sports night starts that night, they have volleyball and tennis and stuff like that. And then the next day on Sunday is a fishing tournament, and then that day they also have a play day where the kids come down to the beach and the adults have games and the kids have games. And then Monday we

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have a continuation of the sports nights along with Sunday, and I believe they . . . they varies, it moves around but we have a kupuna luncheon for the older people. We have a talent show, it's a lot of fun, everybody comes down involved in the talent show, we have all the keikis and all that. And let's see, you have . . . and then you have cross-country golf and you have . . . well see, opening night we had last year, it varies upon the events. We have . . . let's see, kupuna luncheon, talent show, we have one night usually Hawaiiana night or Friday Hokulea night. And then finally you have the closing luau. I'm thinking . . . I'm sure I'm missing a couple things there but there's a bunch of different . . . and then there's a rodeo that's separate from us, it's on the last night Saturday. So it goes from Saturday to Saturday but you need Friday to set up all your tents and then you need Monday to take down your tents.

COUNCILMEMBER KAMA: Yeah. Yeah.

MR. SIDES: And we share our tents with the different groups. Okay.

COUNCILMEMBER KAMA: Okay. So thank you for sharing that with me and I have a great understanding. I used to do the Paukukalo Hawaiian Homes Kuhio Day Festival for like 25 years. But one of the things I think that we learn as native people is that whenever we do something we don't do it by ourselves, we always bring the kids along so that when we're ready to go they're just right there next to us and taking over. So, I think sometimes that what happens is that we do so much ourselves and we forget that we're not supposed to do it by ourselves, that we have a community of people that can help us. So I just wanted to put that out there to you. But knowing --

MR. SIDES: Well, we have . . .

COUNCILMEMBER KAMA: --that we have so much. So thank you, Chair. And thank you, Mr. Sides, I appreciate.

MR. SIDES: Well one more thing I would like to say to that is that yes you're right . . .

CHAIR HOKAMA: Mr. Sides, we have things to do, Mr. Sides. So, hold on yeah. I'll ask Ms. King for her question. Ms. King, do you have any questions on this proposal?

COUNCILMEMBER KING: No. I just . . . I think what . . . if we can ascertain, which it sounds like we have, that it's not going to interfere with any other activities out there. I'm supportive of it and whatever makes it easier.

CHAIR HOKAMA: Okay. Thank you. I appreciate that.

COUNCILMEMBER KING: Yeah.

CHAIR HOKAMA: Yeah, and I'll be coming up with a recommendation to maybe can address all party's concerns. Mr. Molina, do you have a question you would like to pose at this time?

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COUNCILMEMBER MOLINA: Yes. Thank you very much, Mr. Chairman. Maybe question for Mr. Sides. With the COVID-19 and I guess looking ahead in October, was there any pushback from the community? Maybe concerns because, you know, East Maui there's restrictions for outside people going in and out. Were there any concerns like that brought up by the community as it relates to the festival in October?

MR. SIDES: Well, right now...you know, the odds of this event happening this year... I'm actually out for five years this year but the thing is for this year the odds are pretty slim that we'll probably have anything. But you have to understand that I'm trying to keep it open as long as I can. The reason being is that the hotel was just recently purchased and the new owners are a small operation and they have just as soon as they bought their place it's been closed down. And so they are in financial straits I'm sure and the community itself is 75 percent unemployed. So, if there's some way we could bring in something to bring in some entertainers and get them some money and put them at the hotel to get the hotel some funds and to build a little economic boost to the community I want to try to keep it open as long as I can. But like I say the odds are that it's... and also it might just end up to be a local event and not having people come from the other side because we haven't had any cases in Hāna in two months. So that's why I'm thinking about it. I'm not... like I say it's slim odds but I just want... if there's an economic boost that we can make for Hāna, I'd like to try.

COUNCILMEMBER MOLINA: Okay. Thank you very much for your response, Mr. Sides. Thank you, Chairman.

CHAIR HOKAMA: Thank you, Mr. Molina. Ms. Paltin, any questions?

COUNCILMEMBER PALTIN: I'm supportive.

CHAIR HOKAMA: Thank you. Ms. Rawlins-Fernandez, any questions you would like to ask?

COUNCILMEMBER KAMA: No, let's do it.

COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, Chair.

COUNCILMEMBER KAMA: Do it.

CHAIR HOKAMA: Yes. Go ahead, Ms. Rawlins-Fernandez.

COUNCILMEMBER RAWLINS-FERNANDEZ: Yeah. So, I'm supportive of this. I just wondering... so as we move forward we have no idea when, you know, we'll get a vaccine for this virus and future viruses. If there's a permit in place for five years we would still have... I don't know, as a Council some say in whether it would go forward or not? Or would we lose all approval power over that?

CHAIR HOKAMA: I would say, Ms. Rawlins-Fernandez, if we approve... and that's part of the discussion yeah, I'll bring up in my recommendations, but I'll share it with you

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now. I don't have a problem with this year because they gave us a date specific so we all can plan accordingly. My thing was to consider pushing this version out, allow Mr. Sinenci to come back with a proposal for an additional four or five years with specific dates for us to consider. Just like we're asking Ag Fest, Maui Fest, the County Fair, whatever. We're going to be asking them for give us more specific timeframes so that we can then make better decisions including request of other entities that would like to use the facilities around the same time. So, that's how we're going to be looking at it. As well as . . . again I appreciate Mr. Sides' comments about the difficultness regarding reporting. But for those of you were with me, you know, the debacle we had with the State HTA and what was called Aloha Festivals. And that our local vendors, especially on Moloka'i . . . I think it was Moloka'i and Lāna'i, that provided service and invoices were never paid. Never paid, okay. So our County chose to support Festivals of Aloha and we fund that, not Aloha Festivals. They stopped supporting and participating with the State in their program because of their treatment of our businesses. And to this day there is still outstanding invoices. So, that's part of the reporting requirements is because our people got shafted in the past by not getting their invoices paid. So, that's how I plan to approach it. Work with Mr. Sinenci, try and get the community to propose a little bit more tight specific date so that the Department can schedule accordingly. And then I was planning to entertain that request to give them a longer period of time to plan and schedule accordingly. So --

COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, Chair.

CHAIR HOKAMA: --it would take care of Mr. Sides' request, Ms. Thieman's request, Mr. Sinenci's request. But it will be a two-step process, Members. 'Cause I don't want to hinder this year's request. If they can pull it off I support that because I consider Festivals of Aloha a local thing, a resident thing, an island cultural thing that the visitors get to benefit. But I don't consider this for the visitor, I consider this for our residents. This is about our culture and our history, we should be celebrating and embracing it and allow our visitors to participate. But it should never be about the visitor, it should always be about our people and that's how I look at Festivals of Aloha. So, Members --

COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, Chair.

CHAIR HOKAMA: --any questions, Members, on --

COUNCILMEMBER RAWLINS-FERNANDEZ: . . . *(inaudible)* . . .

CHAIR HOKAMA: --how we'd like to proceed with this?

COUNCILMEMBER RAWLINS-FERNANDEZ: And just to . . .

CHAIR HOKAMA: Ms. Rawlins-Fernandez?

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COUNCILMEMBER RAWLINS-FERNANDEZ: So, I'll follow up with that last question. So, on Moloka'i it's always the same time of year. I think it's the second week in October. So, is that --

MR. SIDES: Third week.

COUNCILMEMBER RAWLINS-FERNANDEZ: --the same for Hāna?

MR. SIDES: Third week.

COUNCILMEMBER RAWLINS-FERNANDEZ: Where it's the same . . . no, no. I'm saying for Moloka'i. For Moloka'i it's the second week.

MR. SIDES: Oh, okay.

COUNCILMEMBER RAWLINS-FERNANDEZ: So, are you saying that for Hāna it's the third week of October every year?

MR. SIDES: That is correct.

COUNCILMEMBER RAWLINS-FERNANDEZ: Okay. So then that shouldn't . . . the dates shouldn't be hard to come up with. It's just the third week of October. Okay. Mahalo, Chair.

CHAIR HOKAMA: Lāna'i's I believe is middle of September I think is the normal time of the season for Lāna'i's opportunities for our Festivals of Aloha. So, yeah. One, my goal was that no district festival would be competing against each other. That we should all be supporting and assisting one another where we can also either participate or attend each other's festivals and not be competing which one to attend. So, you know, that's part of it is the scheduling to make sure that our people can participate and utilize the festivals to its maximum benefits. So, any other comments, Ms. Thieman? You have any comments you'd like to share with us as we . . . you've heard my recommendation, move the original forward, and then work on your request to have a longer agreement with more specific dates?

MS. THIEMAN: Chair Hokama, we'd really appreciate that. And just maybe to further clarify what you were talking about, not having any competition on the events and the locales. The Festivals of Aloha begins with the first Friday in September with the Wailuku First Friday event and goes through each weekend. There's something going on somewhere through to where this one would end, October 26<sup>th</sup> in Hāna with that party, the event that we were talking about with Mr. Sides. And it's . . . excuse me just a second, the . . . all the things that are included, the floral lei contest are some of the things that he missed. The health fair, and the . . . of course rodeo which is separate, but it's in that week. And then the big event, the concert that we were talking about, if that becomes the only thing we can do we'll figure out a way to do it and share it with the rest of our residents. We appreciate your support.

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CHAIR HOKAMA: Okay. Thank you for that. Mr. Sides, you've heard the proposal. You have any comments you wish to share with us before we start making any decisions?

MR. SIDES: Well . . . yeah. It was brought up earlier about bringing kids in and this last . . . you know, we've been trying to do that in this last year. We went directly to the school and they were going to take on Hawaiiana Night. And we're trying to get the school to be . . . to get into being the royal court. So, we're trying to move the high school kids into the, to our Aloha Festivals in the future. And that's a good direction. And other than that I think everything's been said. I would hope that we can just, like I say, get it extended to five years at least. Thank you for your time.

CHAIR HOKAMA: Yeah, we'll be happy to . . . we are happy to consider that, Mr. Sides. Mr. Sinenci, we'd be happy to hear any additional thoughts you may wish to share with us.

COUNCILMEMBER SINENCI: Thank you, Chair Hokama. We're okay with working with the Parks Department and Lokahi Pacific drafting up a longer agreement. We know that it's every third weekend of every October. So, that would be the two-step process. I'm not sure if . . . and I can support that move; however, if you guys wanted to . . . I don't know if you wanted to just say the third weekend of October. But, I mean that's the dates that we always have.

CHAIR HOKAMA: Yeah. So, Mr. Sinenci, this is what I am going to be recommending to the Committee, that we recommend to Council the adoption of the proposed resolution as presented to this Committee today. And that as part Committee report we make note that we are open to receiving a proposal for a longer term agreement so that the Hāna community and Festivals of Aloha can do the appropriate planning. So, that we'll be happy to look forward to a longer term agreement proposal that we can take up on behalf of your community. And we'll put it in a community report --

COUNCILMEMBER SINENCI: I'll . . . I'll . . .

CHAIR HOKAMA: --and await either your, new proposal from you or the department requesting that longer term period.

COUNCILMEMBER SINENCI: Thank you. Mahalo.

CHAIR HOKAMA: Thank you, Mr. Sinenci. Members you've heard my recommendation so that I would ask . . . I would entertain a motion to move forward the proposed resolution entitled . . . gosh I got to read this whole thing. This is the title now, Members, Authorizing the Issuance of a Permit of 11 Consecutive Days for Use of the Hāna Ball Park, Hāna Beach Park, Helene Hall, Hāna Community Center Main Hall and Hāna County Parking Lots for the 2020 Festivals of Aloha Pursuant to Section 13.04A.100, Subsection (D), Maui County Code; and filing of any appropriate communication; allowing Staff to make any non-substantive adjustments. So, I will entertain a motion.

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VICE-CHAIR SUGIMURA: So moved.

COUNCILMEMBER KAMA: So moved. Second.

CHAIR HOKAMA: Okay. I have a motion by Ms. Sugimura, seconded by Ms. Kama. Members, any discussion you folks would like to have at this time please? Okay. Seeing none . . . yes, Ms. Sugimura?

VICE-CHAIR SUGIMURA: So, I just want to recognize Mr. Sides for all your years of service as you've described. But and also your community, Shane and Mr. Sides, amazing what Hāna does. And I think the one thing that you didn't mention is the keiki muumuu and aloha shirt contest. I remember seeing that and if the poke contest I think you had to go out and catch the fish. So, there's a lot of things that Hāna did that was very unique and just amazing. But congratulations and thank you, Susie, for taking this on as a non-profit. Thank you. Thank you, everybody.

CHAIR HOKAMA: Okay. Thank you, Ms. Sugimura. Anyone else? Having none, all in favor of the motion please say "aye" and --

COUNCILMEMBERS: Aye.

CHAIR HOKAMA: --raise your hand. Opposed say no or raise your hand. Okay. We have a unanimous support for this motion at seven-zero.

**VOTE:       AYES:       Chair Hokama, Vice-Chair Sugimura, and  
                              Councilmembers Kama, King, Molina, Paltin, and  
                              Rawlins-Fernandez.**

**NOES:       None.**

**ABSTAIN:   None.**

**ABSENT:    None.**

**EXC.:       None.**

**MOTION CARRIED.**

**ACTION:    Recommending ADOPTION of resolution and FILING of  
             communication.**

CHAIR HOKAMA: So, thank you very much. Thank you, Susie, Ms. Thieman. Thank you, Mr. Sides. Thank you, Mr. Sinenci, for your participation on this item this afternoon.

COUNCILMEMBER SINENCI: Mahalo, Members.



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CHAIR HOKAMA: Okay.

MR. SIDES: Aloha.

CHAIR HOKAMA: Thank you.

MS. THIEMAN: Mahalo and thank you.

CHAIR HOKAMA: Gosh, we pushed out an item, Staff. Okay.

**ITEM HFC-19: MAUI AGRICULTURAL FESTIVAL AND 4-H LIVESTOCK FAIR, WAR  
MEMORIAL COMPLEX (CC 19-197)**

CHAIR HOKAMA: May I please direct you now to HFC-19. This is under the heading of the Maui Agricultural Festival and 4-H Livestock Fair at the War Memorial Complex. And also under HFC-19, also from the Director of Parks dated March 11<sup>th</sup>, they do have a proposed resolution Authorizing the Proposed Maui Ag Fest and 4-H Livestock Fair License Agreement Pursuant to Section 13.04A.100, Maui County Code. Director Peters, any comments on this item please?

MS. PETERS: Thank you, Chair. So, on March 24<sup>th</sup> we did come forth with this proposed license agreement. The item got deferred as well as Mr. Watanabe had indicated that the event would be cancelled for this year due to the pandemic.

CHAIR HOKAMA: I'm sorry, Director. Yeah, my apologies. I was . . . Members, what I'm doing right now is sharing with the Staff to put on Granicus for you if possible. Mr. Watanabe and his group were kind enough to come up with specific dates for the proposal that I would like to share with you. But in the meantime I can tell you that one of the proposals was to start on . . . I believe Monday of Memorial Day weekend, or was it Sunday. But I wanted to ask Parks Department, with their proposed five-year schedule, Director Peters, I know it runs into the Memorial Day weekend at the end of the month of May. And so my question to you at this time for the Committee is, are there events that we traditionally allow use of the site for regular activities or as well as annual veterans memorial activities or services. Can you tell us . . . since, again it is the War Memorial Complex. So I'm assuming we give veterans priority use of our war memorials.

MS. PETERS: Thank you, Chair. I'll turn it over to Lisa again and she can best describe the events that happen that weekend.

CHAIR HOKAMA: Thank you. Ms. Almeida, if you would care please to share your comments.

MS. ALMEIDA: Yes. Good afternoon, Chair. So, that weekend we do have preexisting activities. Unfortunately right now not a lot of veteran . . . excuse me, memorial type

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events. But we do have some preexisting very large tournaments and competitions on that weekend. So, in discussions with the Ag Fest we did request that the eight-day period begin on the Tuesday.

CHAIR HOKAMA: Okay. For the Committee's, you know, general appreciation of . . . what type of activities are normally requested of our facilities there, please, Ms. Almeida?

MS. ALMEIDA: Yes. There's the Sakamoto Invitational swimming meet, which has been ongoing for a number of years. As --

CHAIR HOKAMA: Okay.

MS. ALMEIDA: --well as currently the Barrio Fiesta used to be on that weekend but now we host the basketball tournament that weekend. And then also the . . . there's an All PONO statewide baseball tournament that happens on that weekend as well that runs somewhere up to 60 teams.

CHAIR HOKAMA: All at the War Memorial Complex?

MS. ALMEIDA: Yes, sir. All at the War Memorial Complex.

CHAIR HOKAMA: It's a busy place, yeah, for a three-four day period. Wow. Thank you for that. Mr. Watanabe, if you would care to share some comments with the Committee at this time regarding the request or Mr. Caires, or Ms. Kauhane. We would appreciate it. Mr. Watanabe?

MR. WATANABE: Yes. As you stated I did send you the schedule for the five years.

CHAIR HOKAMA: Thank you.

MR. WATANABE: Yes. And we are starting . . . and we discussed it with Parks, the day after Memorial Day. So, it starts on the Tuesday and we are running eight days until the following Tuesday. And so that's build out and breakdown. And the event is always on the Saturday.

CHAIR HOKAMA: Okay. Thank you for that. Ms. Sugimura, do you have quick questions you would like ask our resource people, Mr. Caires, Ms. Kauhane, Mr. Watanabe, or the Department?

VICE-CHAIR SUGIMURA: This is really good to see to ensure that this happens so that they can plan for the next five years. And I don't see the correspondence with the dates but I'm sure you . . .

CHAIR HOKAMA: Yeah, I've just asked Committee Staff if we could access that and then make it available on Granicus. So we're doing that right now, Ms. Sugimura.

VICE-CHAIR SUGIMURA: Okay. Okay.

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CHAIR HOKAMA: So I apologize, yeah. It's something, yeah, we received today and it was a request to Mr. Watanabe, and he was kind enough to at least give us some specific dates to work with. And you've just heard his comments, he understands the War Memorial weekend impacts and that it'll be a Tuesday to Tuesday eight-day period at this point in time.

VICE-CHAIR SUGIMURA: This is very good. So, I totally support this. Thank you for taking it up, and any way that the County can help then we should. So, this helps and reaches out to a lot of organizations.

CHAIR HOKAMA: Okay. Thank you. Okay. I'm just going to change it up a little. So, I'm going backwards. Ms. Rawlins-Fernandez, you have any . . . everybody will have your chance. So, Ms. Rawlins-Fernandez, you have any questions you would like to pose at this time?

COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, Chair. Yes, I have two questions. My first question is based on the minutes from our May 13, 2019 meeting. . . .*(inaudible)*. . . mentioned that there's 25 kids that were participating in the 4-H program. I just wanted to clarify if that was the case, like it's about 25 youngsters that participate in the 4-H program?

CHAIR HOKAMA: Mr. Caires, can you respond to that?

MR. CAIRES: Yes. No problem. No problem. Thank you, Chair. Yeah, the 4-H program ranges from year to year. Maui's has had increased participation in each of the last few years. You know we had well over 70 members in our local Maui 4-H Youth Livestock organization in this last year. And this year for instance, you know, we had more animals than we've had in the previous 20 slated for, you know, the finale. Unfortunately, what happened, happened. So, participation could easily range between 20 to 30 or 40 kids with projects and then another 20 to 30 others that are novice or apprenticing or Cloverbuds that, you know, are interested. They're helping doing community service stuff but they may not have an animal project yet. In the case of Cloverbuds that's for the young kids that aren't allowed to actually raise a long-term project yet. So they may have a bunny or a chicken or, you know, a guinea pig, something along those lines. And, you know, they get a chance to like, you know, speak in front of a crowd, and do some of those skill development activities. Prior to this what we've always done is have the livestock judging contest before the event. We may actually have some of that activity occurring at the event in future years. But it's hard because, you know, we were bouncing around from year to year with the Upcountry Fair, oh no is it going to happen. This gives us a lot of stability. But the number of kids participating does range quite a bit.

COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, Mr. Caires. And then I have a . . . I have a question for you, Chair. Regarding the correspondence to Managing Director Baz on May 16<sup>th</sup>, 2019 about the appropriateness of using the County seal on flyers, I

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didn't see a response to your letter. Is there . . . was there ever a response to your questions?

CHAIR HOKAMA: Thank you for that question, Ms. Rawlins-Fernandez. I am still anticipating a response from the Department of Management as of today. So we'll be following up with the Managing Director if he'll please send us a response to the Committee's questions. And then I'll forward it to all of you as soon as possible. Members, if you do refresh your program, my understanding is on the Granicus program you will be able to see update that we've just provided regarding their proposed dates for the five years. So, if you would do that you should be able to have that information on Granicus. Thank you, Members. Anything else at this time, Ms. Rawlins-Fernandez?

COUNCILMEMBER RAWLINS-FERNANDEZ: No. And I got the item on Granicus. Mahalo.

CHAIR HOKAMA: Great. Thank you.

COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, Chair.

CHAIR HOKAMA: Thank you. Okay. Ms. Paltin, any questions you'd like to pose at this time please?

COUNCILMEMBER PALTIN: No. I'm supportive. I mean . . . I guess May, the end of May works out good. So if the Parks is good with it right after all those activities I'm good with it. Go --

CHAIR HOKAMA: Okay. Great.

COUNCILMEMBER PALTIN: --4-H.

CHAIR HOKAMA: Great. Thank you. Mr. Molina, any questions sir for our resource people or Department?

COUNCILMEMBER MOLINA: Nope. Chairman, no questions. I think this is just a \_\_\_\_\_ wonderful, wonderful thing. And I guess it's just a question of the dates and if there's any conflict with other events going on. But I think this is certainly a worthwhile event for all of Maui County. So, I'm very supportive of it. Thank you.

CHAIR HOKAMA: Thank you. Ms. King, any questions at this time please?

COUNCILMEMBER KING: Yeah. I just wanted to . . . thank you, Chair. I just wanted to ask, I guess, Mr. Watanabe, because I'm really happy that you guys started pairing the Ag Fest with the 4-H Festival. But didn't you used to have two days of Ag Fest? So it sounds like it's only one day now.

MR. WATANABE: No. We've always had it only one day. People have asked whether we would consider doing two days. But it's . . . as you know, I mean your husband's a

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farmer right. It's very difficult for the farmers to take two days. I know the public would like it but it's consideration of our farmers and the vendors. Some of them do come from Oahu.

COUNCILMEMBER KING: I just . . . I just thought I remembered it being two days but maybe that's just because there's so much going on it seems like two days' worth of activity jammed into that one day. . . .*(inaudible)*. . .

MR. WATANABE: Yeah, but the first . . . yeah, the first year we did it at War Memorial and then as you know we relocated to Maui Tropical Plantation. But it was always a one day on Saturday.

COUNCILMEMBER KING: Okay. Yeah, that's interesting but a great event. I'm glad you're continuing to do it and expand it. Actually I was hoping that someday soon that with our other focus on our feral animal program that maybe we would be able to add axis deer to the livestock. Really hoping that that happens soon. And then my only other question was on the agreement which says five years but it says 2020 to 2025. So on the schedule it's 2021 to 2025. So I'm not sure --

MR. WATANABE: Yeah. Yeah.

COUNCILMEMBER KING: --you did cancel this year. So, that was when you thought you were going to . . .

MR. WATANABE: Yes. So, we are requesting that the reso start from next year, 2021.

COUNCILMEMBER KING: Oh, okay. Okay. That's all. I fully support this, and thank you for keeping the event going.

CHAIR HOKAMA: Okay. Thank you, Ms. King. Ms. Kama, you have any questions you'd like to ask or comments?

COUNCILMEMBER KAMA: I just . . . sir, I just wanted to make sure that . . . did somebody check with the DOE for graduation during that time and for the forthcoming years too? Did you guys do that?

CHAIR HOKAMA: Department, Miss . . . Director Peters, you have any comment you could share with us?

MS. PETERS: Thank you, Chair. So, typically the graduations are before Memorial Day. And we coordinate that with the schools every year.

CHAIR HOKAMA: Okay. Ms. Kama, any follow-up?

COUNCILMEMBER KAMA: Oh, no, no. I just wanted to make sure that we weren't going to bump into anybody doing graduation. Because, you know, this year's graduation, you know, our kids didn't get the full on, you know, next year I think the kids are looking

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forward to that and I don't want them to be disappointed, you know, again. So, I just want to make sure that we're okay with it. Thank you, Chair. Thank you, Ms. Peters.

CHAIR HOKAMA: Thank you, Ms. Kama. You're a loving grandma and mother. Thank you. Okay. So, Members, your Chair . . . I'm going to take a short recess just to confer with Staff. So, you know what it's 2:34 on my clock. Why don't we take the recess till 2:40, six minutes, and then I'll give you my recommendation and move to decision making on this item. And then we'll take up the last item regarding the update status on concessions. So, we'll be in recess till 2:40. Thank you very much, Members. . . . (gavel) . . .

**RECESS:            2:34 p.m.**

**RECONVENE:    2:41 p.m.**

CHAIR HOKAMA: . . . (gavel) . . . Okay. We are back live on *Akakū*, Members. So, we bring this Committee meeting back to order. Thank you, *Akakū*, for assisting us this afternoon with our agenda. Okay. Members, this is your Chair's recommendation regarding HFC-19. Your Chair's going to recommend that we defer this item. What I'll be doing is working with the staff to redraft the proposed resolution for a new time period from 2021 through 2025 with the proposed dates as we shared . . . were shared by Mr. Watanabe. It'll be a Tuesday to Tuesday consecutive proposal for eight days. The event will be held on a Saturday. And then I will repost for the Committee to re-review the revised proposed resolution for decision making and recommendation for Council. That way it'll be a clean proposal with all the appropriate dates and any adjustments that the Committee and the Department feels appropriate. The one thing I will tell you as we discuss the next item, Members, is that in the future some of the concession rules may impact our agreements. But we've had discussion with the Department and Corp. Counsel that all agreements will need to conform eventually to the official County concession program within the ordinance and within appropriate rules and regulations that is promulgated by public procedure. So, stating that, that would be my recommendation, Members, to defer and let your Chair to redraft the proposal. Yes, Ms. Rawlins-Fernandez?

COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, Chair. One question.

CHAIR HOKAMA: Yes.

COUNCILMEMBER RAWLINS-FERNANDEZ: So is your intention to redraft the proposal for a five-year permit --

CHAIR HOKAMA: Yes, ma'am.

COUNCILMEMBER RAWLINS-FERNANDEZ: --or four year? Okay. So it would it be 2021 through 2026?

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CHAIR HOKAMA: Twenty-one, '22, '23, '24, '25. It'll be five years. From 2021, '21 will be the first, '22, '23, '24, '25. That'll be the five-year period, Ms. Rawlins-Fernandez.

COUNCILMEMBER RAWLINS-FERNANDEZ: Oh, okay. I was just looking at what's been posted and it says for the period 2020 through 2025. And so I wasn't sure if we're going to just move it back both one year or . . .

CHAIR HOKAMA: I'm just going to make it a five-year proposal. Because that's --

COUNCILMEMBER RAWLINS-FERNANDEZ: Okay.

CHAIR HOKAMA: --part of the consistency that we're talking about for the Department, you know, make it more consistent in how we approach this type of agreements. So, we're going to work on a five years, 2021 to 2025. Work with the dates as proposed and take the appropriate adjustments for the Memorial Day weekend. And then I will repost that revised resolution for Committee action at the next meeting.

COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, for that clarification, Chair. Support.

CHAIR HOKAMA: Okay. Thank you. Any other questions 'cause we do have . . . you know, one of the nice things that Mr. Watanabe gave us is a little time because we're not going to do the 2020. So, that's why the Chair would like to work off of clean documents for you and not have Council do any of this Committee's work at the Council meeting.

MR. WATANABE: Okay. That's fine. And we thank you for . . .

CHAIR HOKAMA: Mr. Watanabe, yeah, so again yeah, we'll work with you and the Department. We'll get the language cleared up clearly for the agreement as well as the resolution and we'll post it so that you have enough advance time to do the appropriate planning for your events.

MR. WATANABE: Thank you.

CHAIR HOKAMA: And one thing that I would ask yes since I forgot to ask my question. But if you can do anything regarding value added opportunities through your Ag Fest and 4-H program that would be appreciated. Especially if you could tell us what a commercial kitchen does for farmers or livestock people. That if you have this additional opportunity through a commercial kitchen or whatnot, what type of value added opportunities our small businesses and farmers will have to be more viable to succeed in this difficult times. We would appreciate those type of comments and opportunities that you could share with us.

MR. WATANABE: Okay. We can do that. We recognize value added is an important component to keeping the industry viable. We agree.

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CHAIR HOKAMA: Whatever it be, yeah. Whether it be limu, whether it be sea salt, whether it be honey bee. I mean, you know, I think we have a great opportunity with our young people. And if we're willing to do the walk regarding agriculture then you event is going to be one of the better promotion and educational events that this County can support. So, you know, that's what we're looking for, Mr. Watanabe. Yeah, so --

MR. WATANABE: Well, thank you.

CHAIR HOKAMA: --we appreciate your work. Mr. Caires, thank you so much. Ms. Kauhane, we appreciate all you do for our young people and those that are truly interested in farming and livestock production. So, Members, if there's no objection I would like to defer this --

COUNCILMEMBER KAMA: No objection.

CHAIR HOKAMA: --item and work on it for our Committee.

COUNCILMEMBERS: No objections.

**COUNCILMEMBERS VOICED NO OBJECTIONS.**

**ACTION: DEFER PENDING FURTHER DISCUSSION.**

CHAIR HOKAMA: Okay. Thank you. So ordered this item will be deferred.

**ITEM HFC-13(10): CONCESSIONS AT COUNTY FACILITIES (RULE 7(B))**

CHAIR HOKAMA: We have one less item for today, Members. That is Item 13-10 under Concessions at County Facilities. This is to give you an update of where we are since the Council passed the ordinance to create such a revenue stream for the Parks and Recreational program. I'll ask the Director, Ms. Peters, if she could give us some comment regarding the current status of administrative rules regarding concessions. Director?

MS. PETERS: Thank you, Chair. The Department has been working diligently on the draft of the administrative rules for concessions. In coordination with the Department of Finance in looking at adhering to the procurement code and with Corporation Counsel. It is now in its final review and draft with Corporation Counsel and we should be ready for the required public hearing in late August.

CHAIR HOKAMA: Okay. Thank you. Could you give us some information, Director, please yeah. Again, we would . . . I would really like as much public or resident participation regarding the public process on the rules. So, with the impact of the virus and ability of us to participate in person, can you share with us how the Department is going to go outreach to try and get the best resident input regarding our proposal, please?



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MS. PETERS: Thank you, Chair. Yes, so we would be publishing it in *The Maui News* as required. And having a BlueJeans similar to this type of public hearing where it would be moderated. We would also be taking in written testimony and comments and then also utilizing our . . . the County's, you know, media, social media site. So we want to ensure that we can get everyone who wants to be able to provide input the opportunity.

CHAIR HOKAMA: Okay. Have you folks considered also maybe expanding and broadening the ability of our residents to submit more things in a written form or another format than just the traditional oral type of comments? I know we allow written testimony, and so I'm just wondering if we're going to give some wider parameters for them to participate in providing comment.

MS. PETERS: Thank you, Chair. Yes, we would definitely take written comments. And that would probably be sent through our Parks Department e-mail and monitored accordingly. So, as much as we can we'll be trying to utilize the various ways to reach out to the community as well as get input.

CHAIR HOKAMA: Okay. So, I'm assuming you have a master list of various leagues of various sports that you can contact to help us participate and get that information out. As well as maybe help receive and share and submit to us what their members may share with them directly, Director. I think that might be one of the good ways of using the structure --

MS. PETERS: Yes.

CHAIR HOKAMA: --that you have with leagues and the organizations and the officials.

MS. PETERS: Yes, Chair. And I'll turn it over to Lisa Almeida, and then she can address . . . describe how we get or coordinate our leagues and our partnerships.

CHAIR HOKAMA: Okay. Thank you. Ms. Almeida, any comments please?

MS. ALMEIDA: Yes, Chair. So we do have a coordinated communication effort that we use with the leagues and all of the organizations that pull major permits. So we can coordinate and push out the same public information message at the time of the public hearing. And then provide everyone a consolidated funnel that we can receive the information back through for our different e-mails throughout the Department.

CHAIR HOKAMA: Okay. Thank you for that comment. I'll ask the Committee Members for their questions regarding this item. Ms. Sugimura, do you have a question you'd like to pose please?

VICE-CHAIR SUGIMURA: Yeah. So, since this is a concession for all County facilities the schools use our facilities as well as, like the . . . I know my niece does soccer and there's all kinds of, you know, youth organizations that use our facilities. So, I guess

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the Department maybe if you could answer, will they be also responsible to follow these new concession rules?

CHAIR HOKAMA: Department please?

MS. PETERS: Thank you, Chair. Lisa will be answering that question.

CHAIR HOKAMA: Okay. Thank you. Ms. Almeida?

MS. ALMEIDA: Thank you, Chair. Councilmember Sugimura, we have a section of the Code, and I apologize I don't have the item number right in front of me, but it does allow for temporary refreshment concessions and those would be the ones that would be in line with the local leagues. So, the local leagues . . . there may be some umbrella concessions that they may have to follow depending on what we put through this process, if pouring rights or something like that were to occur. But the temporary refreshment concessions will still be allowed through the league permits.

VICE-CHAIR SUGIMURA: So, just for clarification . . .

CHAIR HOKAMA: Ms. Sugimura?

VICE-CHAIR SUGIMURA: If I could, Chair?

CHAIR HOKAMA: That's the proposal, yeah, Ms. Sugimura.

VICE-CHAIR SUGIMURA: Okay. So that would be . . . they would be exempt from having to follow this?

MS. ALMEIDA: No.

CHAIR HOKAMA: Again, yeah, Ms. Sugimura, after . . . it needs to go . . . it'll go through the process first, yeah. Because pouring rights work when you give a supplier exclusive rights and that is why they will pay the County certain fees for that exclusivity. Without that exclusivity the ability for the Department to earn the amount of revenue we anticipated is lessened.

VICE-CHAIR SUGIMURA: Okay. So it will be clarified then.

CHAIR HOKAMA: So, the key is remember why we enacted the concession law. It was to assist the Department in maintaining and improving facilities, which means they got to generate money. Yeah. We're not here to, yeah, give break to others, we're here to maintain the Department's ability to provide service and facilities safely and timely. So that's the primary purpose of the concession requirements.

VICE-CHAIR SUGIMURA: Thank you, Chair.

CHAIR HOKAMA: Okay. Thank you. Ms. Kama, questions?

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COUNCILMEMBER KAMA: Oh, okay. I just wanted . . . I just, real simple. So, where is the concession law found in Code, can you cite that so I can go read it?

CHAIR HOKAMA: Director?

MS. ALMEIDA: Yes. Hi, sorry this is Lisa, Chair. Section 13.04A.410, so it's actually Article VIII of Section 13.04A of the Maui County Code. It's a section titled Concessions, Sponsorships, and Donations.

COUNCILMEMBER KAMA: Thank you, Chair. Thank you.

CHAIR HOKAMA: We passed that about two/three years ago, Ms. Kama. And so --

COUNCILMEMBER KAMA: Thank you.

CHAIR HOKAMA: --the Department is now in the implementation stage, yeah. Thank you.

COUNCILMEMBER KAMA: Right. Right. Thank you.

CHAIR HOKAMA: Ms. King, any questions you would like to ask at this time?

COUNCILMEMBER KING: Yes I do. Thank you, Chair. Thank you, Karla, for being here. So, in the concession rules, I know this is a little outside of what you're asking for input on, but is it possible to also, when you're doing that outreach on that, on those proposed rules, to also include a list of all the facilities and their usage? Because I think there's still a lot of confusion around things, like when the new gym opened up and people started trying to apply to have their baby luaus or personal wedding and there was like no we're not doing that there, we're only doing sporting events. So there's a confusion about what types of activities can happen at what venues, and so if that could be part of it then it's easier to picture which of those venues would have concessions. If you can specify where you're looking for those concession contracts, which venues. I think that would be very helpful for the public. Can you do that?

MS. PETERS: Thank you, Chair. Thank you, Member King. So, we as part of the Admin. Rules the Parks Department will need to put out a list of those park facilities that would be qualified to have a concession agreement applied to it. So, when we started looking at and went in depth in looking at other municipalities and criteria that they were looking at. And so it would depend on the type of concession and then if the facility or park had the proper infrastructure, if there was adequate parking. There's a whole list of things that we want to ensure that if we were to have a concession within that park that it would be adequate . . . there would be adequate resources available.

COUNCILMEMBER KING: Yeah. No, I understand that. But I'm just saying in addition could you outline for the public what is allowed, what kind of activities are allowed at each of those venues. Because people don't understand the difference between the

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aquatic center where the community . . . you know, the community meeting space and the new gym in the regional park. So I know you have like specific things, like if you want to go have a baby luau you can go try to get the community center facility but you can't do it in the gym. So, I'm just saying the . . . I mean along with the concession the proposed rules if you could list out the facilities that you're talking about having the concessions at and what types of activities are allowed . . . that you guys are allowing in those facilities.

MS. PETERS: Thank . . . *(inaudible)* . . .

CHAIR HOKAMA: Ms. King, I will follow up that very good question and request. So, I will follow up in a written request to the Director, so that we have an item that we can follow up for you. But I thought that was a very good question and we'll work with the Department because I think that will eliminate a lot of questions in the future what can and cannot be allowed at a gym versus community center versus the swimming pool or whatever it be, the tennis court. So, I --

COUNCILMEMBER KING: Okay.

CHAIR HOKAMA: --will follow up with the Department for you.

COUNCILMEMBER KING: Great. Thank you, Chair. Thank you.

CHAIR HOKAMA: Thank you. Mr. Molina, then followed by Ms. Paltin, then Ms. Rawlins-Fernandez. Mr. Molina?

COUNCILMEMBER MOLINA: Yeah. Thank you, Chair. For Director or Ms. Almeida, you know, this COVID-19 era we live in now; I don't know if you touched upon it earlier. Any additional requirements you're going to ask of vendors for holding their events as it relates to COVID-19 precautions, maybe asking them to take out extended liability insurance? So, anything like that that's been discussed?

CHAIR HOKAMA: Director Peters?

MS. PETERS: Thank you, Chair. Thank you, Member Molina. Yes, so we are currently looking right now and working with Corporation Counsel on all of our indemnification forms to ensure that we can cover that, or that liability issue is covered. Additionally, we would then put into the concession agreements whatever CDC guidelines, the public health emergency rules, those would be standard language, and we're also adding that to our permits as well. So, you know, with return to play plans, guidelines, those types of things we definitely are looking at making sure that we can incorporate all of those guidelines into our agreements and permits.

COUNCILMEMBER MOLINA: Okay. Great. Thank you for the response. Thank you, Mr. Chairman.

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CHAIR HOKAMA: Thank you, Mr. Molina. Ms. Paltin, any questions, or comments you'd like to pose please?

COUNCILMEMBER PALTIN: Oh yeah. Thank you. I got choke. I was wondering . . . so I refreshed my items but I didn't . . .

UNIDENTIFIED SPEAKER: . . .(inaudible). . .

COUNCILMEMBER PALTIN: I was wondering are you just trying to get brainstorm for us or I know that we're not voting on legislations, it's just discussion. But do you guys have like a draft of the administrative rules? Like I'm looking at the Code, I see the concession section but I'm not sure what we're discussing because there's no information on the Granicus under the thing except for a little tiny paper. Where it says legislation text, the Committee may discuss the matter and no legislative action will be taken. So, are you just like brainstorming with us like what we think that you think that we mean or . . . I'm just a little bit . . . I might have missed it when I was not paying attention or . . . I'm not sure, I'm not sure.

CHAIR HOKAMA: Yeah. Yeah. Ms. Paltin, your Chair's intention was just to ask, again yeah, since we did pass this two to three years ago, I just wanted the Department and the Director to give us a status of where they were regarding the implementation. And so they have the draft rules and regs. that they will take out to public hearing. Because it's a draft I wasn't comfortable in presenting that to the Committee at this time. Once the Department is ready to go and have a public hearing on this, public meetings on this taking input, I will then post on this Committee site the proposed rules and regulations that the Department will be asking for public comment on. And that's the reason you have nothing currently. They do have a draft but I prefer not to deal with working documents until the Department is ready to actually receive comments on the finalized proposal that Corporation Counsel has signed off. And we have . . . I have not received that final version or a Corporation signed-off proposal as of yet. So that's why you only have what you have today, but I thought it would be important for us to get a status as well as keep the community apprised of how we're moving forward with concessions and how we're going to approach our park and recreational facilities during this COVID times. So, that's why we're . . . where we are at this time, Ms. Paltin.

COUNCILMEMBER PALTIN: Okay. I guess then in that case I hope that my discussion questions and things don't cover things that you are already aware of. But my main concerns would be, you know, the standard way that we've held canoe regattas for long time. We have, you know, it's kind of like a moneymaking event for the canoe clubs, and the canoe clubs in the West Maui area do a lot and take care of the park as well. It's not just the take situation. Other concerns I would have is, you know, in making money for the County that's great, but now that we're talking about diversifying our economy I would hope that some consideration is given to, you know, locally made products, value added and not like foreign corporations and things like that. Consideration is made to address waste so that it's not, you know, just somebody buys a popsicle and next thing you see is all these popsicle sticks on the

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ground. And you know, without seeing the things that you guys are focusing on I . . . that's all I can really think of off the top of my head. I think that, you know, a lot of times . . . when I used to work at the park plenty people wanted to buy like, you know, maybe a soda machine or used to have one guy that sit in the parking lot sell coconuts. And I don't know about the legalities of that, nobody was able to stop him. But you know, it's just I think there is a big opportunity but we got to be really responsible about it and keep our local economy at the top of the . . . at top of mind. And also, you know, healthy things like preference to things grown here. You know, preference to systems that are like zero waste, you know, if somebody is selling coconuts then what are they doing with the husks. Is it something that we can utilize the husk or if they're selling any kind of organic food can we have composting on site and just promote those types of things would be my preference. Like not only to benefit the County as revenue because that is important but to also to benefit the community as healthy, self-sustaining. And you know, just a little bit more creative way than the standard way things are done. Like you could easily put up a soda machine but do our kids and families really need more sugar, you know. And I mean aluminum cans is easy to recycle but, you know, in this day and age I think we got to progress beyond those types of things.

CHAIR HOKAMA: Great comments, Ms. Paltin. I have no disagreement with you. I think we should find ways of promoting Made in Maui County products. I think we should find ways of supporting local small business and entrepreneurs with services and products that are locally made. I mean I think that's part of why we thought about the concession, is how to promote and in a sense it becomes a little or micro County economic development project.

COUNCILMEMBER PALTIN: Yeah.

CHAIR HOKAMA: . . . *(inaudible)* . . .

COUNCILMEMBER PALTIN: When I used to work on the Big Island too. You know, we had the manapua man and he used to sell shave ice when the truck come by. And you know at one time like . . . I mean I don't know if it was legal but he would give us the ice shave and then he would tell eat it real slow and make it look good. But for some reason the County of Hawaii they stopped the guy from coming to the park and I don't know if it's because they didn't have the concession thing but that was a big loss for our community, you know. And . . . *(inaudible)* . . . but . . .

CHAIR HOKAMA: Yeah. Yeah. No, I appreciate your comments and I know Department is listening, the Director and, Ms. Almeida. So, no, those are very good suggestions I hope . . . I'll make sure we follow up because part of this is to support our local businesses as well. And you know, we put big money in Made in Maui County, you know, from our budget. So, we should do the walk besides the talk. So, I'm with you, Ms. Paltin. Thank you for those comments. Yeah. Ms. Rawlins-Fernandez, then Ms. Sugimura.

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COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, Chair. Okay. I'm with Member Paltin, I guess. I understand that you kind of led this concessions bill to become ordinance so I understand the needed update or the desired update on this. So, I guess my question just for clarification is what exactly is the timeline on the proposed administrative rule Chapter 13?

CHAIR HOKAMA: Director Peters, please?

MS. PETERS: Thank you, Chair. Thank you, Member Rawlins-Fernandez. So, the . . . we're projecting that the public hearing will be held sometime late in August. The current draft is with Corporation Counsel going through its final review.

COUNCILMEMBER RAWLINS-FERNANDEZ: Okay. And then . . . so, the public hearing in late August would be held by the Parks Department?

CHAIR HOKAMA: Director?

MS. PETERS: Thank you, Chair. Yes, it would be held by the Parks Department. Per requirements it would be advertised in *The Maui News* with a link to the document which would be on our website. And then, like we shared earlier, we would be reaching out to all of the community to be able to provide input.

COUNCILMEMBER RAWLINS-FERNANDEZ: Okay. So, the proposed Chapter 13 Admin. Rules would only apply to Maui Island?

MS. PETERS: The entire Maui County.

COUNCILMEMBER RAWLINS-FERNANDEZ: Okay. Mahalo, Ms. Peters. So, is there a reason that it wouldn't be advertised in the *Moloka'i Dispatch* or the *Lāna'i Today* or somehow . . . because we don't . . . our community doesn't read *Maui News*.

MS. PETERS: Sorry, my apologies. Thank you, Chair. Yes, it would be in all of the publications.

COUNCILMEMBER RAWLINS-FERNANDEZ: Okay. Mahalo, Director Peters. Okay. And then the public hearing late August is being planned to be online?

MS. PETERS: Yes. Currently with the current conditions we're planning to have it similar to your meetings now.

COUNCILMEMBER RAWLINS-FERNANDEZ: Okay. Awesome. And it . . . will there be any kind of measure of success for outreach? So number of people who ultimately show up to the hearing to provide input?

CHAIR HOKAMA: Director?

MS. PETERS: Thank you, Chair. I'll turn it over to Ms. Almeida.

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CHAIR HOKAMA: Okay. Thank you.

COUNCILMEMBER RAWLINS-FERNANDEZ: Aloha, Ms. Almeida.

MS. ALMEIDA: Thank you, Chair. Member Rawlins, I'm not sure that . . . Rawlins-Fernandez, I'm not sure that we've ever had that done before. We've have had a number of public hearings but we don't have a means of measure to determine if outreach was successful based on attendance.

COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, Ms. Almeida. I'm just curious because sometimes, you know, it's a . . . public hearings are advertised in the newspapers or the publications and no one shows up. And, you know, those public hearing notices are not really user friendly or is something that everyone in the community . . . it's not like . . . it's not like a flyer. It's not super attractive, it's not really easy to read and to understand how to contribute to, you know, the Admin. Rules drafting or adoption. So, if no one shows up is it just check-in-the-box where we had a public hearing so check and then just roll it through?

CHAIR HOKAMA: Department?

MS. PETERS: Thank you, Chair. So I believe that what we would try to do to avoid having that, where no one would come and provide input because it's definitely something that we want to do as the Department is get the adequate amount of outreach that we can. So, what we typically do also with all . . . with other events is that we can post them at signage at all of our permit offices, at all of our parks, you know, we have that opportunity to be posting that as well. So, you know, at our pools, so that everyone who would be at a park would be able to see what was . . . what would be available and the date and then how to best give their input.

COUNCILMEMBER RAWLINS-FERNANDEZ: Okay. Mahalo, Director Peters. Last question. So, when it's advertised . . . the public hearing is advertised, will it provide a link or some way to access what the proposed Admin. Rules are?

MS. PETERS: Absolutely. There would be a link and it would link it to our webpage where someone would be able to pull it up. It's a little bit too long for us to actually publish all of it and it cost . . . it does cost us. So in efforts to be fiscally responsible we would want to then connect you to that link, yes.

COUNCILMEMBER RAWLINS-FERNANDEZ: Okay. Perfect. Mahalo, Director. Mahalo, Chair.

CHAIR HOKAMA: Thank you for those good questions. Yeah. So yeah, couple things the Chair is going to say that one, I am going to request some hard copies. I would like, you know, to have it at various locations like for Lāna`i and Moloka`i or Hāna. I think the school library or our County offices should at least have one hard copy should people want to look at it without having . . . if they have no access to broadband. So I



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would like that. I'm also going to ask the Department, like with some of the other Federal proposals that we extend or allow a reasonable time period to allow for additional written comments to be submitted after the date of the hearing itself. You know, I know the Feds usually look at ten additional working days after the hearing for additional written comment from those that would still like to provide some sort of comments. So, I'm looking at that. And then I'm going to recommend that the Department also look at radio, Hawaiian stations, Filipino stations, rock-n-roll stations, goodies but oldies stations. Again, yeah, people receive messages in all different kind of communication ways so I think we need to use as many options as possible to get the message out that we would like to have your comments. And that's my . . . and that's the effort I would like to put out, Members. So, I appreciate your comments, Ms. Rawlins-Fernandez, to maximize public participation. So that's my key thing is to expand the comment period on the proposed rules and regs. And not make it so tight that, you know, we limit participation at all.

COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, Chair.

CHAIR HOKAMA: Yeah. I'll also ask Mr. Teruya . . . and I appreciate him standing by to give comment because I wanted to know if he has any comments or issues as how Finance is going to need to participate, ensure the concession revenue is adequately booked, posted, and accounted for. So, Mr. Teruya, if you are still there I would ask if you would share any comments that you have for this item please with the Committee?

MR. TERUYA: Hi, Chair. I don't have any comment at this time. I didn't get a chance to review. I think Deputy Director's on, she's been in contact with Parks. Is she on, May-Anne?

CHAIR HOKAMA: Ms. Alibin, thank you. If you're here we're very interested if you have any comments and would care to share with us regarding this concession proposal. Thank you.

MS. ALIBIN: Hi, Chair. So, as far as the setup and the funding we had already set that up since the ordinance was passed. So it is currently in the Fiscal Year '20's budget under the Appendix A, Part 2. And so as soon as . . . we're actually have been in contact with Director Peters, and we would love to take a look at the administrative rules to review to make sure that as far as the procurement if concerned and then as well as on the financial reporting part.

CHAIR HOKAMA: Thank you for that, Deputy Director. That is very important to know. And so . . . also, yeah, Directors Teruya and Peters, part of the thing for this status update is also so that as we are moving along the timetable to get the rules squared away, implementation. I . . . my request is also because I would like the Budget Committee and its Chair, our Chair, to prepare sufficiently for the new budget if certain types of fee or rate proposals needs to be taken into consideration for the implementation of the rules itself regarding charges or how we're going to approach pouring rights and other things like that. So, part of it is to give Budget, Council's Budget Committee sufficient time also to prepare for the upcoming budget requirements that this may

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take. So, any comments on that, Finance, regarding maybe time or dates that we need to look at for regarding preparation of fee schedules or anything for concessions? Finance, any comments on that one? No? You guys can wait till March or . . .

MR. TERUYA: None from me, Chair.

CHAIR HOKAMA: Okay. Parks, do you have any comments regarding proposals regarding fee structures or anything that Budget Committee may need to address?

MS. PETERS: Thank you, Chair. So in reviewing the agreement what we wanted . . . or what actually we are going to proceed with doing is the concessions would then go . . . it would go out to public bid. So, following the procurement code, requests for proposals would go out and for each concession agreement. So that's what we're looking at in looking at the procurement code and talking with the Procurement Officer. Procurement for concessions would go out as an RFP.

CHAIR HOKAMA: Okay. Yeah. Thank you for that. Again, I mean I know I'm looking down the road but one of the reasons why I ask you these questions is that it'll help Budget Committee if we understand the type of revenues potential or certain streams we will be counting on. In some of the areas adjustment the Committee can take under the . . . your fee schedule is on the residential use of community County facilities. And that's where we give the residents the adjusted structure because we have the concession to pay for the maintenance and upkeep of our facilities, yeah. It doesn't have to be burden on the resident basically or the user, it'll be by the concession program. So that's one of the reasons why I was curious because I think then the Budget Committee can make appropriate adjustments on residential use. Whether it be the so-called baby luaus or what have you, yeah. I'm not too concerned about the big commercial events or whatnot but the regular residential requirements of community centers and whatnot. I'm going to ask, Budget Chair Rawlins-Fernandez, do you have any questions you might want to ask . . . like to ask either Finance or Parks at this time?

COUNCILMEMBER RAWLINS-FERNANDEZ: Yeah. Mahalo, Chair, for bringing that up. So, would . . . I guess, would . . . is the Parks Department envisioning like a contract? So, it would change from year to year or . . . because you're saying like an RFP, so it wouldn't be like a fee structure like the Chair is asking. So, it wouldn't be in . . . what was that, Appendix A, rates and fees.

CHAIR HOKAMA: Yeah. It would be in the Appendix yeah, Chair Rawlins-Fernandez, where you would look at, you know, the Department also every year gives us their proposal, right. War Memorial Stadium, the gym, community centers, the pools, you know, we have the non-profits, for-profits, and all that. My thing was, Chair, if you understood . . . let's say from pouring rights and the County gave ABC sodas a five-year agreement and they agreed to give us \$3 million for that exclusive pouring right. That \$3 million it doesn't have to made from your fee structure of groups or residents usage, you know. And so you could either lower their fee charges or use the money to either improve the facility and air condition everything or, you know, things

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like that. So, my thing it would give the Committee more options, Budget Committee more options on how to give resident benefit from another revenue source and that was my intent. And that is why I was hoping that we could move so much forward this calendar year, Chair, so that you would be able to plan appropriately for the next term of the Budget Committee would like to look at Parks and Recreational request.

COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo for that.

CHAIR HOKAMA: Yeah.

COUNCILMEMBER RAWLINS-FERNANDEZ: So, Chair . . .

CHAIR HOKAMA: Any . . . *(inaudible)* . . .

COUNCILMEMBER RAWLINS-FERNANDEZ: Yeah. Did you envision having a like separate fund for that? So we have like park assessment fees, so they would need . . . okay, I see Director Teruya nodding his head.

CHAIR HOKAMA: Yeah. Yeah. Mr. Teruya, if you would chime in we would be happy to hear your thoughts. Thank you.

MR. TERUYA: It's . . . one of the things . . . I mean we talk about the park assessment fee. I mean that itself hasn't been looked at in a long time on how we figure out that item. And I know Ms. Martin had . . . we had talked about this years and years ago about how it's not even really applicable anymore. It might be something that you might want to start taking a look at, whether or not you're even getting anything in return to be honest with you. So, I think if anything that park assessment fee needs to be looked at over again because I don't think it's serving the purposes it was originally intended to do. So, thank you for that, Chair. Appreciate it.

CHAIR HOKAMA: So, Members, what I'll do is have a discussion with Chair Lee, and I'll also ask her to include Ms. Paltin under the Planning Committee, that this may be something that we could eventually propose an amendment to revise the park dedication or park requirements, part of the ordinance that we would make it applicable to current times. So, Director, we appreciate that comment. Anything else on the concession component you would like to give comment on or you're Deputy would like to give comment on this afternoon, Director Teruya?

MR. TERUYA: Not for me, Chair. I'll defer to Deputy if she has any comments.

CHAIR HOKAMA: Thank you. Ms. Alibin, anything else you'd like to share with us this afternoon regarding concessions at County facilities? And that also includes this County Building now, County facilities. It's not just Park's buildings, it could be the Water Department building, can be this County Building. It's not just a Park facility, it's all County facilities that the concession law applies to.

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MS. ALIBIN: Chair, the only comment I'm going to have is possibly relooking at the Budget Appendix A, Part 2. Currently . . . this . . . the revolving fund is setup as County Parks special revolving fund. So if needed . . . *(inaudible)* . . . body is to cover for all County facilities that I think we would have to make some changes on that one.

CHAIR HOKAMA: Yeah. And again yeah, we on the Committee we understand, yeah, the State statute regarding government facility space for disadvantaged or disabled, but yeah, this is in no way intended to circumvent that component for that part of our community, yeah. That is not the intention at all. So, that will be part of the program, it will be not excluded from anything that we move forward with. So, Ms. Sugimura, last questions? Any last questions you'd like to ask at this time?

VICE-CHAIR SUGIMURA: So, I looked at your committee report and this happened in April 2017. So, you worked on it and finalized it, it was good job at that time and I'm glad to see it come this far. So, as the Department goes through their rules I'm just curious what happens to something that's so important. Like the Maui Invitational where they bring this huge event to our Lahaina Civic Center and if you have pouring rights that's what made me think of it. How does that interplay with this and maybe they'll cover it in their rules but that was one of my passing thoughts. I look forward to seeing the rules, Chair.

CHAIR HOKAMA: We . . . again, yeah, with Corporation Counsel's participation we have legal agreements with the tournament, yeah. Under terms and conditions set forth, we have fee schedule for per seat on an escalating annual basis. So, my thing is we already have a legal contract on the terms and conditions and that we should abide and fulfill that. The future agreement though should have language that states that anything within the concession law or its rules and regulations would need to be adhered to in the future agreements. And that is why interesting enough in the current invitational tournament the Department worked hard where the County has also at the invitational tournament a concession right to operate during the tournament. We worked hard to get that additional option where the County could utilize it to either support other non-profit activities or organizations. But, yeah, the Department worked hard and we got it in place in the agreement where we have a concession component at the tournament with the tournament's approval and support. So, again yeah, there's ways to make it work for us, Ms. Sugimura.

VICE-CHAIR SUGIMURA: Thank you, Chair. Good job.

CHAIR HOKAMA: Okay. Thank you. Ms. Kama, any last questions you'd like to ask?

COUNCILMEMBER KAMA: No, Chair, thank you. I'm just excited to hear when they come out so we can all give our input on that. So, I'm going to be looking forward to that. Thank you, Chair.

CHAIR HOKAMA: Thank you. Ms. King, any last questions?

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COUNCILMEMBER KING: No. I think you answered them all. And that was one of my main concerns is that if we have events there that, you know, if there's a sports game that the organizers can still come out and sell if they have concessions that they want to sell so that it's not conflicting with . . . that would be my biggest concern. So, it sounds like the intent is not to supplant that ability.

CHAIR HOKAMA: No. Yeah, yeah. Thank you, Ms. King. Mr. Molina, any final questions, or comment?

COUNCILMEMBER MOLINA: No questions, Chair. Just appreciate the progress being made by the Department on this bill. Thank you.

CHAIR HOKAMA: Thank you. Ms. Paltin?

COUNCILMEMBER PALTIN: Just . . . thank you. Just following up that I don't need to do anything about the park assessment fees, it's just going to come magically to my Committee? Or I mean nobody else is . . .

CHAIR HOKAMA: I'll talk to Miss . . . Chair Lee. And again yeah, you know, I'll ask her to just refer to the right place and then we can work on it cooperatively.

COUNCILMEMBER PALTIN: Okay. Awesome. I just was --

CHAIR HOKAMA: So if you have it that's fine with me.

COUNCILMEMBER PALTIN: --I just was . . . okay. I just was checking if I had any responsibility to get it there.

CHAIR HOKAMA: Yeah. I'll be touching base with Chair Lee. Thank you, Ms. Paltin.

COUNCILMEMBER PALTIN: Okay. Thank you.

CHAIR HOKAMA: Thank you. Ms. Rawlins-Fernandez, any last questions, or comments?

COUNCILMEMBER RAWLINS-FERNANDEZ: Yes. Mahalo, Chair. So, the public hearing will be late August. Director Peters, do you know when the closing date for public comment will be?

CHAIR HOKAMA: Director?

MS. PETERS: Thank you, Chair. Thank you, Member Rawlins-Fernandez. So, we are still working on formalizing all the information and as soon as we get that we'll let you all know.

COUNCILMEMBER RAWLINS-FERNANDEZ: Okay. Mahalo, Director.

CHAIR HOKAMA: Yes, Director --

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COUNCILMEMBER RAWLINS-FERNANDEZ: Oh, go ahead, Chair.

CHAIR HOKAMA: --if you'll share with us, Director, because I would like the Members to have that information so they can also assist in sharing that information with the district and their constituency as well. So, whatever you got we're happy to be a venue of providing information and education on your proposal.

COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, Chair. And then . . .

CHAIR HOKAMA: Ms. Rawlins . . . yes?

COUNCILMEMBER RAWLINS-FERNANDEZ: So, is the public hearing or public comment period 30 days? Chair had asked if it could be longer and I agree if you could . . . it could be.

CHAIR HOKAMA: Director --

MS. PETERS: Chair . . .

CHAIR HOKAMA: --if you could give a response please?

MS. PETERS: Yeah. Can we defer to Corp. Counsel on the required rules for public hearing?

CHAIR HOKAMA: Okay.

COUNCILMEMBER RAWLINS-FERNANDEZ: Under Chapter 91.

CHAIR HOKAMA: Okay. Mr. Hopper, are you available at this time? Are you able to give us a comment?

MR. HOPPER: I have not been working with the Department on the rules so I'd want to discuss with the deputy who's been reviewing those. I know that there's generally a 30-day period that's prior to the hearing, it basically says you have to have the hearing within that period. And you have to post the notice at least, in the paper at least 30 days before the hearing date. And then after the hearing I believe the Department has to announce its decision at the hearing or announce the date that it will make its decision. And what you want to avoid obviously is getting things that come in after the hearing that the public wasn't aware of at the hearing that they would be, you know, using to factor into the rules. And so we'd want to look into that and to see . . . I know you mentioned Federal law. You know, I have not been asked that question by a department, I do know that departments have made changes at the hearing based on the testimony that they hear at the hearing. So I think that's reasonable, but to have testimony outside of the hearing later we'd want to look into that. It may be possible; I don't want to foreclose that possibility, but I do know that there's that requirement of 30 days before the hearing and normally we . . . they will make amendments based on what happened at the hearing and not things received

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afterwards. But we can look into that and the Department can certainly ask our office to look into that if that's something they want to pursue.

COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, Mr. Hopper. Mr. Hopper, our departments follow HRS Chapter 91 rule making process, right?

MR. HOPPER: Yes. That's the requirements for the 30 day public hearing notice.

COUNCILMEMBER RAWLINS-FERNANDEZ: Okay. Mahalo, Mr. Hopper. And then, Chair, is your plan to then have a . . . have this back in Committee after the administrative rules are adopted?

CHAIR HOKAMA: Yes, I am.

COUNCILMEMBER RAWLINS-FERNANDEZ: Okay.

CHAIR HOKAMA: Yeah, my plan is to defer this item, Members, and again yeah, to use it as a venue of providing updated information and education on the proposal as it continues to move forward. So, yeah, my plan is to defer this and I will follow up with a written request to Mr. Hopper regarding the period that's allowable for additional comment. And upon receipt of his response I'll have that distributed to all Members of the Committee. Okay.

COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, Chair.

CHAIR HOKAMA: Is there any other request from the Members to the Chair that I can follow up. Ms. Paltin?

COUNCILMEMBER PALTIN: Thank you, Chair. And I . . . when this came up, to Ms. King's point early on I was thinking of like, you know, structures and parks. And I just was wondering are we also in this conversation talking about the Banyan Tree Park, and I was just not sure because of the cultural resources and the historic designation if this is also part of the concession conversation?

CHAIR HOKAMA: I'll have Parks . . . in their response to us, yeah. Since I think one of the other Members had asked about the . . . I think Ms. King asked, you know, what would be allowed various types of facilities. So in that response I'll ask the Department to also specify these areas that would be proposed to be excluded from the concession program. That may be one of them, Ms. Paltin. Again yeah, it's still a work in progress so, you know, those kind of comments/recommendations are still open for consideration.

COUNCILMEMBER PALTIN: So, currently we're not sure if Banyan Tree . . . the Banyan Tree area is a part of this concession consideration?

CHAIR HOKAMA: I'm going to . . . you know, we're going to double check the executive order. What was the, you know, the parameters, they've set the parameters on what is

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allowable and not allowable. And if need be we'll check with Department of Land and Natural Resources Land Board if there's an interpretation or revision that is going to be required before we move anything. Because I can tell you, Na Kupuna is . . . has been verily regularly contacting me about their concern and love of the Banyan Tree. So, I'm very aware, Ms. Paltin, of the aloha and sensitivity for that area. And so, yeah, we will make sure that, yeah, we make the appropriate decisions for sensitive historic places like that.

COUNCILMEMBER PALTIN: Okay. Thank you.

CHAIR HOKAMA: Okay. Any other requests, Members? If not, the Chair intends to defer this with no objections.

COUNCILMEMBERS: No objections.

CHAIR HOKAMA: Okay. This item is deferred.


**COUNCILMEMBERS VOICED NO OBJECTIONS.**

**ACTION:           DEFER PENDING FURTHER DISCUSSION.**

CHAIR HOKAMA: I want to thank all of you for your time today. I appreciate it. And I want to thank the Department, particularly Parks and Finance. And to, Mr. Nishita, yeah, I'm sorry we didn't have an opportunity to chat with you but I appreciate you making time for us earlier in your day. And so, Members, with no further business thank you so much. This meeting is adjourned. . . . *(gavel)* . . .

**ADJOURN:**    3:38 p.m.

APPROVED:

  
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RIKI HOKAMA, Chair  
Healthy Families and Communities  
Committee

hfc:min:200618:aj

Transcribed by: Ashley Joan



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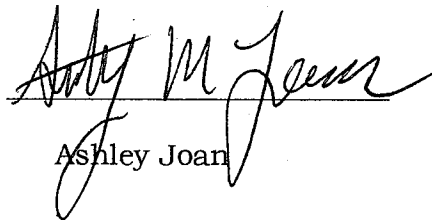
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**CERTIFICATE**

I, Ashley Joan, hereby certify that the foregoing represents to the best of my ability, a true and correct transcript of the proceedings. I further certify that I am not in any way concerned with the cause.

DATED the 13<sup>th</sup> day of July, 2020, in Pukalani, Hawaii

  
Ashley Joan