

**COMMITTEE OF THE WHOLE**  
Council of the County of Maui

**MINUTES**

**April 29, 2009**

**Council Chamber, 8<sup>th</sup> Floor**

**CONVENE:** 10:00 a.m.

**PRESENT:** Councilmember Michael J. Molina, Chair  
Councilmember Gladys C. Baisa, Member  
Councilmember Bill Kauakea Medeiros, Member  
Councilmember Wayne K. Nishiki, Member  
Councilmember Joseph Pontanilla, Member  
Councilmember Michael P. Victorino, Member

**EXCUSED:** Councilmember Danny A. Mateo, Vice-Chair  
Councilmember Jo Anne Johnson, Member  
Councilmember Sol P. Kaho'ohalahala, Member

**STAFF:** Kirstin Hamman, Legislative Analyst  
Camille Sakamoto, Committee Secretary  
Amanda Martin, Executive Assistant to Councilmember Gladys C. Baisa

**ADMIN.:** Marian Feenstra, Executive Assistant, Office of the Mayor  
Edward S. Kushi Jr., Deputy Corporation Counsel, Department of the  
Corporation Counsel (substituting for First Deputy Traci Fujita Villarosa)

**OTHERS:** Patricia Eason, Nominee, Board of Water Supply

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

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**CHAIR MOLINA:** . . .(*gavel*). . . The Committee of the Whole meeting for April 29<sup>th</sup>, 2009 is now in session. For the record we have in attendance Committee Members Victorino, Pontanilla, Nishiki, Baisa and Committee Chair Molina. Excused are, well, is the Vice-Chair Mateo and Members Johnson, Kaho'ohalahala, and entering the room from East Maui we have Member Medeiros. Good morning, Members.

**COUNCILMEMBER MEDEIROS:** . . . Good morning.

**CHAIR MOLINA:** I know it's a little early, I guess everything's still slowly moving along, I know the feeling. I'm so accustomed to seeing Member Pontanilla up here so it'll take us a while to get used to our, having our other Committee meetings again. We have two items on our agenda, Members, two hopefully very quick items to deal with today and both items deal with nominations to boards, committees, and commissions. And for the

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

---

record those two items are Committee of the Whole Item 2(3) and Committee of the Whole Item 2(4), nominations to boards, committees, and commissions. From the Corporation Counsel's office accompanying us today is Ed Kushi and from the Mayor's Office we have Marian Feenstra. And we have our illustrious Staff, we have Committee Analyst Kirstin Hamman and Committee Secretary Camille Sakamoto. Good morning. All right. And, Committee Secretary, do we have any signups for public testimony this morning?

MS. SAKAMOTO: No, Mr. Chair.

CHAIR MOLINA: Okay. There is no one signed up for public testimony as well as no one in the gallery awaiting to give testimony. So with no objections, Members, the Chair will close public testimony for today.

COUNCIL MEMBERS: No objections.

CHAIR MOLINA: Okay. So ordered.

CHAIR MOLINA: Alrighty. Members, we'll go right ahead and start. The first item, well, what the Chair intends to do if there's no objections I will introduce both items at once since even though they are two separate items they both deal with the same thing.

COUNCILMEMBER VICTORINO: No objections.

COUNCILMEMBER BAISA: No objections.

CHAIR MOLINA: All right. Thank you very much, Members.

**ITEM NOS. 2(3) and 2(4): NOMINATIONS TO BOARDS, COMMITTEES, AND COMMISSIONS (VARIOUS) (C.C. No. 09-15)**

CHAIR MOLINA: Committee of the Whole Item 2(3), the Committee is in receipt of a correspondence dated March 13<sup>th</sup>, 2009, received March 16<sup>th</sup>, 2009, from the Mayor requesting consideration of the following nominees to boards, committees, and commissions requiring Council approval or disapproval within 60 days, for terms expiring on March 31<sup>st</sup>, 2014 unless otherwise indicated. First, to the Maui County Commission on Persons with Disabilities, Feliciana Sales which is a reappointment; and second, Elsie Santos, replacing Darren Quinn, for a term expiring on March 31<sup>st</sup>, 2010; and to the Molokai Planning Commission, Nathaniel Bacon; and to the Salary Commission, Stephen West which is a reappointment. And now Committee of the Whole Item 2(4) to the Board of Water Supply, well, first the Committee is in receipt of a correspondence dated April 4<sup>th</sup>, 2009, received April 7<sup>th</sup>, 2009, from the Mayor, requesting consideration of the following nominees to boards, committees, and commissions requiring Council approval or disapproval within 60 days for terms expiring on the dates indicated. Now to the Board of Water Supply, we have Patricia Eason, for a

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

**April 29, 2009**

---

term expiring on March 31<sup>st</sup>, 2014; and to the Commission on Children and Youth, Nelton Waikiki, replacing Lis Richardson, for a term expiring on March 31<sup>st</sup>, 2013; and to the Commission on Culture and the Arts, Veronica Yamanoha, replacing Randi Pack, for a term expiring on March 31<sup>st</sup>, 2013; and finally to the Council on Aging, Candice Carter, replacing Peter Durkson, for a term expiring on, by June, excuse me, for a term expiring on March 31<sup>st</sup>, 2011. And again, Members, for this particular item the Council must approve or disapprove the nominations by June 6<sup>th</sup>, 2009 or the nominations will be deemed approved. And the Committee may consider whether to recommend approval or disapproval of the nominations and the Committee may also consider other related actions. So, Members, we did have four Council Members request one of the nominees to be present this morning. For the record we had Members Baisa, Medeiros, Nishiki and Victorino requesting Ms. Eason's presence to be interviewed for the position on the Board of Water Supply. So before I recognize Ms. Eason to give some opening comments and to be prepared to respond to any questions, I'd like to ask Ms. Feenstra if she has any opening comments at this point?

MS. FEENSTRA: Thank...

CHAIR MOLINA: On either, either item.

MS. FEENSTRA: Thank you. No. Mayor would just like to say good morning, Committee of the Whole Chair Mike Molina, Council Members and persons in the audience, which would be Ms. Eason. The Mayor would like to thank previous board members for their volunteer service on the boards and commissions they served. She would also like to thank the nominees that are being considered today for their willingness to serve their communities as future board and commission members. Mayor would also like to thank Council for their consideration on the following nominees.

CHAIR MOLINA: Okay. Thank you, Ms. Feenstra. Committee Members, any questions for --

COUNCILMEMBER VICTORINO: Chair?

CHAIR MOLINA: --Ms. Feenstra? Member Victorino?

COUNCILMEMBER VICTORINO: Well, not a, not a question for Ms. Feenstra, actually a question to you as the presiding officer. I want a point of clarification, so I'll wait to, if anybody has questions for Ms. Feenstra directly, yeah.

CHAIR MOLINA: All right. Thank you.

COUNCILMEMBER VICTORINO: If nobody else, then I'll ask you the question.

CHAIR MOLINA: Oh, okay. Members, any other questions for Ms. Feenstra prior to recognizing Mr. Victorino? Okay. Seeing none, Mr. Victorino?

COMMITTEE OF THE WHOLE MINUTES  
Council of the County of Maui

April 29, 2009

---

COUNCILMEMBER VICTORINO: Yeah. Procedurally you are, your intent is to take both items together as one, one motion --

CHAIR MOLINA: Yeah.

COUNCILMEMBER VICTORINO: --right?

CHAIR MOLINA: Yeah. If there are no objections we can do it in one motion. Procedurally how I wanted to --

COUNCILMEMBER VICTORINO: Okay.

CHAIR MOLINA: --go is have the interview with Ms. Eason. Once we're done with that, then the Chair will make a motion. And then if there's any request for separation, you want one of these nominees or any of the commissions to be voted on separately from the motion that I would make for, the blanket motion, if you will, we'll go that way.

COUNCILMEMBER VICTORINO: Okay. And that was, that was where I was heading to.

CHAIR MOLINA: Yeah.

COUNCILMEMBER VICTORINO: Well, okay. So if you have that intention in case there is a challenge, okay, thank you . . . *(inaudible)* . . .

CHAIR MOLINA: Oh yeah, definitely the Chair will open up the floor if anybody would want a separation, separate these items for a separate vote . . . *(inaudible)* . . .

COUNCILMEMBER VICTORINO: Okay. Thank you, Chair.

CHAIR MOLINA: Okay. Thank you, Mr. Victorino. Okay. Members, I will now call upon Ms. Eason, if you could come on up to the front, the podium? And thank you very much for making yourself available to respond to questions from the Committee.

MS. EASON: You're welcome.

CHAIR MOLINA: And, and prior to having the Members ask the questions, Chair would like to give you an opportunity to just make a few brief opening comments with regards to your nomination to the Board of Water Supply.

MS. EASON: Well, I feel like I'm being recycled because I . . . *(laughter)* . . . have been on a commission before. But it's, it's wonderful. I, I really enjoy learning different things and I'm sure I'll be learning a lot with the Department of Water.

CHAIR MOLINA: Okay. Thank you very much.

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

---

COUNCILMEMBER VICTORINO: Chair?

CHAIR MOLINA: Alrighty. Committee Members, we'll start, work our way down. We'll start with Mr. Victorino.

COUNCILMEMBER VICTORINO: Yes. Thank you. And thank you, Ms. Eason, for being here, and thank you for your volunteering for this opportunity to serve the people of Maui County. You've just mentioned that you're being "recycled"--

MS. EASON: Uh-huh.

COUNCILMEMBER VICTORINO: --but you've never served on the Water Board?

MS. EASON: No. No.

COUNCILMEMBER VICTORINO: Okay. "Recycle" means because you've been on the Planning Commission and all that?

MS. EASON: Yeah.

COUNCILMEMBER VICTORINO: That's what you meant? Okay. I, I was kind of concerned.

MS. EASON: Which is fine, you know, we want to do things green, so recycling is good  
...*(laughter)*...

COUNCILMEMBER VICTORINO: Okay. Oh, yes, yes. Thank you very much.

MS. EASON: And I'm "green" in this job so.

COUNCILMEMBER MEDEIROS: ...*(laughter)*...

MS. EASON: ...*(laughter)*...

COUNCILMEMBER VICTORINO: Okay. Let me ask you a couple quick questions. You have a background in administration, I see your background here. How, what do you feel you could bring to this particular Commission, you know, the Water Board, what you can bring to this Board as far as your experience? And I know you got to learn water issues but your experience? Because you were on the Planning Commission so I guess that does give you some, a leg up on most people.

MS. EASON: Well, you know, my organizational skills and I think I'm a, a good communicator. I like to think I'm a lifelong learner so I'll have, you know, some, I think, important questions to ask.

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

---

COUNCILMEMBER VICTORINO: Okay. And then the next question I have for you is, your background and knowing the issues of water being very important both to East Maui and anywhere in this County for that matter, how do you feel you will approach the water issues in general?

MS. EASON: Well, specifically, I know I'll be more concerned with my, in the Hana area and the water concerns there, but certainly water as a concern in our whole island. And therefore I will make a concerted effort to really, you know, learn about all the other concerns in the other areas.

COUNCILMEMBER VICTORINO: Yeah. And you realize that East Maui is an intricate [*sic*] part of our water systems throughout the County, especially for the Upcountry and the areas of Maui, East Maui has been an intricate [*sic*], the ag and all that, yeah?

MS. EASON: Yes, definitely.

COUNCILMEMBER VICTORINO: Okay. Well, thank you. I, I, I, I look forward to your responses. Your, your, been very positive and I, I like that very much and thank you very much. And I appreciate you putting yourself out here and to help the people of Maui County.

MS. EASON: You're welcome.

COUNCILMEMBER VICTORINO: Thank you, Mr. Chair.

CHAIR MOLINA: Okay. Thank you very much, Mr., Mr. Victorino. And I know Member Baisa had her hand up earlier too. So if Member Medeiros and Member Nishiki don't mind, maybe could yield to Member Baisa?

COUNCILMEMBER BAISA: Chair, I'd like to yield to the area representative. No problem.

CHAIR MOLINA: Okay. So noted. Mr. Medeiros, you have the floor.

COUNCILMEMBER MEDEIROS: Mahalo, Mr. Chairman. And, Ms. Eason, thank you for being here this morning.

MS. EASON: You're welcome.

COUNCILMEMBER MEDEIROS: Hopefully there weren't any landslides.

MS. EASON: No, I drove really fast--

COUNCILMEMBER BAISA: . . .(*laughter*) . . .

COUNCILMEMBER MEDEIROS: . . .(*laughter*) . . .

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

---

MS. EASON: --when I got to that spot. . . .*(laughter)*. . .

COUNCILMEMBER MEDEIROS: Thank you for taking the time to wake up early and be here this early. The Council and this Committee...

MS. EASON: But you know when you're older you get up as a habit, you know, like at 5.

COUNCILMEMBER BAISA: . . .*(laughter)*. . .

COUNCILMEMBER VICTORINO: . . .*(laughter)*. . .

MS. EASON: So when you're a senior citizen, no matter what you're doing you get up at the same time.

COUNCILMEMBER VICTORINO: . . .*(laughter)*. . .

COUNCILMEMBER MEDEIROS: Okay. Member Victorino asked about your background and, and your general view on water issues, and you did mention that you were on the Planning Commission.

MS. EASON: Yes.

COUNCILMEMBER MEDEIROS: I think the Planning Commission and the Board of Water Supply are, are two Boards or Commissions that sometimes receive very contentious issues and reviews of different items. How do you think your experience on the Planning Commission will help you on the Board of Water Supply as far as reviewing and discussing contentious issues?

MS. EASON: Well, I think it has, as an administrator also you have to be very objective, and I always would, first of all, look into what the situation is and make, you know, a decision based on the facts rather than emotion. And I think I would carry that into the, the Water Board.

COUNCILMEMBER MEDEIROS: Okay. And your application, and I, too, thank you for submitting your name to be considered because all the boards and commissions are important, but especially Board of Water Supply, one of the more important ones that deals with a lot of important issues. What is, have you been following the issues regarding the instream flow of East Maui streams and also the Na Wai Eha issue here in Waikapu, Waihee and Wailuku area?

MS. EASON: Well, more so the concerns in Hana. You know when you drive through Hana and you see, you pass Keanae and you see signs concerning their water. You know as I said some of those things are done or emotionally charged. So as I said I would make

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

---

the, a decision based on the facts and after seeing both sides and being very objective. So I have been following it to that degree.

COUNCILMEMBER MEDEIROS: Good. Good. And how do you think your past experience in belonging to other professional organizations and community organizations, and you've listed the, you know, Hana Cultural Center, Hana Youth Center, the Hana Health, Hana Maui Trust and others, help you in deliberating on some of these items?

MS. EASON: Well, it, it forces you to really work as a team and to listen to other people's opinions, and also still making a decision based on what you think is right and what the facts are. So I think I'm a, a team player, in fact, I know I am.

COUNCILMEMBER MEDEIROS: And finally like all of us that come from East Maui and Hana side, will you be able to bear the trips in order to come to the meetings, and will you be available and committed to attendance of the meetings?

MS. EASON: See, that was one thing I've always said--if I have accepted a position on a committee or council, I am committed to attending. And I think in the years that I was a Planning Commissioner, I missed maybe three meetings. So, yes, and I can, I can handle the drive, not a problem.

COUNCILMEMBER MEDEIROS: Yeah. I, I know you can . . .*(laughter)*. . . And then like most people from East Maui, you know, we all carry cane knives, tow straps and sometimes chainsaws. So . . .*(laughter)*. . .

MS. EASON: . . .*(laughter)*. . .

COUNCILMEMBER MEDEIROS: Thank you, thank you for being here this morning --

MS. EASON: Oh, you're welcome.

COUNCILMEMBER MEDEIROS: --and for your application to be considered.

MS. EASON: You're welcome.

COUNCILMEMBER MEDEIROS: Mahalo, Mr. Chairman.

CHAIR MOLINA: Thank you, Mr. Medeiros. Member Baisa, followed by Member Nishiki.

COUNCILMEMBER BAISA: Thank you very much, Chair. And thank you very much, Ms. Eason, for being here this morning. It's a pleasure to attach a face to the name.

MS. EASON: . . .*(laughter)*. . .

COUNCILMEMBER BAISA: You've been spoken of in a very positive manner.

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

---

MS. EASON: Thank you.

COUNCILMEMBER BAISA: It's delightful also to know that you're another senior citizen that wakes up early. I do, too.

MS. EASON: Yeah.

COUNCILMEMBER BAISA: So it doesn't really matter--

MS. EASON: No.

COUNCILMEMBER BAISA: --you know, what time I have to be here in the morning, it's not an issue for me.

MS. EASON: That's what I say.

COUNCILMEMBER BAISA: Yeah.

MS EASON: At 72 I've been, I have a habit, and that's the habit I'm going to keep. . . .(laughter). . .

COUNCILMEMBER BAISA: Terrific. Well, I'm not very far behind you so thank you. I'm looking forward to, you know, good years ahead.

MS. EASON: Yes.

COUNCILMEMBER BAISA: You know it's nice to know that seniors are still contributing and now that we have the experience, the time to do this. So that makes me very happy. I just have one question that I wanted to ask you in, in addition to what's been already asked.

MS. EASON: Yes?

COUNCILMEMBER BAISA: And the reason I'm asking this question is because, you know, we had a rather difficult time over the last Water Board nominations that we did.

MS. EASON: Uh-huh.

COUNCILMEMBER BAISA: There were, it was kind of difficult to make those choices, because people had their own ideas about who would be the best people to have on the Water Board. And there was a sincere and serious concern about the East Maui representative. And one of the reasons that was brought up, of course, was the knowledge of the East Maui water situation and making sure that water got to the taro farmers.

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

---

MS. EASON: Uh-huh.

COUNCILMEMBER BAISA: And I'm just concerned and would like to clear up, you know, so everybody knows--what is your relationship with those people, and do you understand their needs, and will you be able to be an advocate for them? I mean in a fair sense that you have to look at the big picture.

MS. EASON: Yes. I, I always look in big picture and when you say "related", you know, because they're part of the community and that is the relationship, I think I, I, no matter what the relationship is, I still base all of my decisions on what is right, what is best for the community, on facts.

COUNCILMEMBER BAISA: So you'll be able to look on both sides?

MS. EASON: Yes.

COUNCILMEMBER BAISA: Are you a lifetime Hana resident?

MS. EASON: No. I was born on Kauai, raised in Honolulu, and I moved to Maui in 1974 --

COUNCILMEMBER BAISA: So you...

MS. EASON: --fell in love with it when I got married and went there for my honeymoon in '61.

COUNCILMEMBER BAISA: Oh, my goodness. So you've been in Hana for a very long time.

MS. EASON: Very long.

COUNCILMEMBER BAISA: So you're very familiar with the community?

MS. EASON: Yeah. I think in fact when Malia walked in, I was her teacher when she was in the sixth grade.

ALL: ...*(Laughter)*...

COUNCILMEMBER BAISA: You know we hear this from anybody who's been an educator, you know --

MS. EASON: Oh, yeah.

COUNCILMEMBER BAISA: --there's my student going by. I was at an event last night and the Mayor was talking to one of the kids that they were honoring, and said, oh, I had him in, in high school --

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

---

MS. EASON: I know, it . . . *(laughter)* . . .

COUNCILMEMBER BAISA: --or whatever. You know...

MS. EASON: It's amazing.

COUNCILMEMBER BAISA: . . . *(laughter)* . . . Yeah. I'm sure it's fun to watch the kids grow up.

MS. EASON: Yes, it is.

COUNCILMEMBER BAISA: Well, anyway, I think I've heard that you have the background and you have, certainly, the skills. . . and you have the commitment--and that is the really important part. You know when you take on a position, you've got to do the job, otherwise, you know, it's not fair.

MS. EASON: No.

COUNCILMEMBER BAISA: So I really appreciate your commitment and your offering of service. And thank you very much for coming today so we could get to know you a little better.

MS. EASON: You're welcome. Well, also, you know, as a principal of a school, sometimes you had to make decisions that were not popular, but what was best for the, for the students and for the majority is what I always--

COUNCILMEMBER BAISA: Well, thank you very much--

MS. EASON: . . . *(inaudible)* . . .

COUNCILMEMBER BAISA: --'cause, you know, we find ourselves in that situation constantly, too.

MS. EASON: Uh-huh.

COUNCILMEMBER BAISA: It's been a very hard month . . . *(laughter)* . . . as we did--

MS. EASON: . . . *(laughter)* . . .

COUNCILMEMBER BAISA: --budget, and that was not fun.

MS. EASON: Well--

COUNCILMEMBER BAISA: But we had to do what we had to do.

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

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MS. EASON: Uh-huh. Yes.

COUNCILMEMBER BAISA: So thank you, again.

MS. EASON: You're welcome.

COUNCILMEMBER BAISA: Thank you very much for your professionalism. I really appreciate it.

MS. EASON: You're welcome.

CHAIR MOLINA: Thank you, Member Baisa. Member Nishiki?

COUNCILMEMBER NISHIKI: Thank you.

. . . I was listening to--

CHAIR MOLINA: Oh, excuse me, Mr. Nishiki, can--

COUNCILMEMBER NISHIKI: --to--

CHAIR MOLINA: --can you use your microphone please? Thank you.

COUNCILMEMBER NISHIKI: Thank you. I was listening to some of your answers, and I think I need more clarification. When you mentioned about and Gladys asked you about making decisions and being that you come from East Maui now and there is a concern for water, what do you mean by "making the best decision for the majority"? Is that for all of Maui County --

MS. EASON: No.

COUNCILMEMBER NISHIKI: --or Maui island? Let's put it that way. Or for, say, just for the East Maui residents?

MS. EASON: Well, I don't assume I know everything about *all* of Maui County. But my, my focus would be on East Maui and Hana, the Kanae to Kaupo area. And that is, as I said, would be the area that I would be most concerned with.

COUNCILMEMBER NISHIKI: And, and what do feel they're. . .most concerned about?

MS. EASON: Water. You know we have farmers in the area, rather, there, you know, instead of just taro farm, farmers, we have people with flower farms. And everything that grows needs water.

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

---

COUNCILMEMBER NISHIKI: And, and what has happened to the water on the East side, if I may ask, that you may be concerned about?

MS. EASON: Sometimes they don't get the water that will fulfill their needs and I think that is a concern.

COUNCILMEMBER NISHIKI: And have you paid attention to the last State Water Commission ruling?

MS. EASON: You know, I have to be honest, no.

COUNCILMEMBER NISHIKI: Okay. And, and there were many farmers from the East side attending that hearing, and a lot of them were requesting that water be released. And a lot them were requesting that this was ultimately so that they may have, save their dignity and their rights to kuleana water that has been diverted. Your thoughts about those diversions and the plea for many that want to, again, raise taro in their loi?

MS. EASON: Well, when, *if* I am on the Board, I certainly will be at the meetings and I'll be able to hear for myself their concerns. But as I said, I was not privy to, or I didn't attend the other meeting that you're talking about.

COUNCILMEMBER NISHIKI: Your thoughts about farming in general; kuleana rights in general; and the ability of an East Maui farmer to get water to their property that perhaps has been diverted so, therefore, they're not getting the necessary water to raise a healthy taro crop?

MS. EASON: Well, as I said I, I will be learning a lot about this water concerns and water matters. And in the past, all I was worried about is if I turned on my faucet and if I had water. And I'm being very honest with you, that's all I was concerned about.

COUNCILMEMBER NISHIKI: Yeah. Well, now if you're a Water Commissioner you will have --

MS. EASON: I'll learn--

COUNCILMEMBER NISHIKI: --to take care of your entire community. And, and for me that's important. And so lastly...

MS. EASON: It is very important. But, you know, you can't please everyone.

COUNCILMEMBER NISHIKI: I, I understand that.

MS. EASON: Okay.

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

---

COUNCILMEMBER NISHIKI: But you also mentioned something about driving along there and seeing signs--

MS. EASON: Uh-huh.

COUNCILMEMBER NISHIKI: --and you described that as being emotional.

MS. EASON: It's --

COUNCILMEMBER NISHIKI: Is there emotion in...

MS. EASON: --emotional because the sign says thou shall not steal. Now that's one of the Commandments and it is emotional.

*NOTE: Silence.*

COUNCILMEMBER NISHIKI: If you were where a farmer is and all through your life, except when the diversion occurred, you were getting water to, as you said, the only thing I thought, I thought about was opening my --

MS. EASON: Yes.

COUNCILMEMBER NISHIKI: --own faucet and that as, as far as your thoughts about water.

MS. EASON: Uh-huh.

COUNCILMEMBER NISHIKI: Now if you're in this position, you're having to think about those individuals that are pleading for water.

MS. EASON: I understand--

COUNCILMEMBER NISHIKI: You do not think that they deserve that water?

MS. EASON: I'm not saying I don't think they deserve it. I'm just, you know, I'll have to really listen to both sides and see. I, I really don't have the facts. . .so I couldn't make that decision at this time.

COUNCILMEMBER NISHIKI: . . . I'm done.

CHAIR MOLINA: Okay. Thank you, Mr. Nishiki. Mr. Pontanilla?

COUNCILMEMBER PONTANILLA: Thank you. Good morning, Pat. How are you?

MS. EASON: Good morning. How are you? Nice to see you.

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

---

COUNCILMEMBER PONTANILLA: Same here. First question is I, I know you've been on the Planning Commission and I served with you --

MS. EASON: Yeah.

COUNCILMEMBER PONTANILLA: --several years I think. So you--how many years you served on the Planning Commission?

MS. EASON: Five.

COUNCILMEMBER PONTANILLA: Five? So you completed the whole five years. And I know during the meetings that we've had in regards to, especially, water issues, you know, wasn't as contentious as, as it was today and basically, you know, we queried the Director at times and at length. So I, I think you understand as far as, you know, the type of questions that is asked of anyone.

MS. EASON: Uh-huh.

COUNCILMEMBER PONTANILLA: You know Member Nishiki brought out some interesting points in regards to your, you know, in regards to his comments regarding farming, agriculture, not only the Hana side but throughout Maui County.

MS. EASON: Uh-huh.

COUNCILMEMBER PONTANILLA: You know there's water contentions here in Central Maui, you know, the area that I represent. And one of the things that we talk about prior to the different commissioners that were selected couple months back was, you know, looking at experience. But I know experience comes with, you know, learning--

MS. EASON: Uh-huh.

COUNCILMEMBER PONTANILLA: --what, you know, what, what the goings on as far as the Water Department. So I know you're an open-minded person, you know, you, you, you want to work on, on, on facts rather than emotion--'cause I've seen that. And one of the things that I, one of the questions that I would like to ask you is that the community plan, you know, what, what do you think about the community plan and, and how water is distributed throughout the island of Maui?

MS. EASON: You know the community plan that I was, I was privy to was the one that they did in, in the '70s. So I'm sure now they have an updated one and, again, I have not looked at it.

COUNCILMEMBER PONTANILLA: Thank you. And, and do you believe, I know in, in the Hana Community Plan area, you know, water for that particular community plan area is that you don't transport water from one community plan to another.

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

---

MS. EASON: Uh-huh.

COUNCILMEMBER PONTANILLA: So you believe in that?

MS. EASON: You know we need to get the water from the source that would service our, our area. And the transporting of water, that's why they had the flumes made and whatnot to transport water to the farmers. But I, as I said, you know, I am learning about, I will be learning about these things and I am certainly going to make it an effort for me to read past minutes or past concerns so I can be prepared for what is going to be asked of me.

COUNCILMEMBER PONTANILLA: I know you will. . . .*(laughter)*. . . One last question, you know, the Committee themselves, you know, do look at--one of the issues that I want to bring up is that they look at appeals . . .

MS. EASON: Uh-huh.

COUNCILMEMBER PONTANILLA: . . . and similar to the Board of, you know, Appeals, yeah, Variance [*sic*] and Appeals.

MS. EASON: Uh-huh.

COUNCILMEMBER PONTANILLA: So you're going to be acting in that capacity also when, you know, the Department, you know, once they make a decision and, and people come out to appeal. So what do you think about appeal process for the Water Department?

MS. EASON: I think it should be, certainly, something that is practiced because not everyone may agree with the decisions that were made, and they should have the opportunity to make an appeal.

COUNCILMEMBER PONTANILLA: Thank you. Thank you, Chairman.

CHAIR MOLINA: Okay.

MS. EASON: May I ask a question?

UNIDENTIFIED SPEAKER: Yeah?

MS. EASON: How many people are on the Board?

CHAIR MOLINA: Presently, I believe nine. Mr. Victorino, is that--

COUNCILMEMBER VICTORINO: That is correct.

MS. EASON: How many?

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

---

COUNCILMEMBER MEDEIROS: Nine.

COUNCILMEMBER VICTORINO: Nine.

MS. EASON: Nine?

COUNCILMEMBER VICTORINO: Well, there's actually presently eight, if I'm correct. You would make the ninth--

UNIDENTIFIED SPEAKER: Right.

COUNCILMEMBER VICTORINO: --member.

MS. EASON: I see.

COUNCILMEMBER MEDEIROS: It's a nine-member board.

COUNCILMEMBER BAISA: Nine members.

COUNCILMEMBER VICTORINO: Nine-member committee.

CHAIR MOLINA: Okay--

COUNCILMEMBER VICTORINO: Nine-member board.

MS. EASON: And it was difficult to find nominations from the East Maui area?

CHAIR MOLINA: Yeah. Well, that's, I guess, something for the Mayor to. . . Mayor's Assistant to give a response if need be. But. . . anyway, Members, any other questions for the nominee before I make a recommendation? Mr. Nishiki?

COUNCILMEMBER NISHIKI: Yeah. Um . . .

. . . You know you said you saw that sign that says thou shall not steal, and you say that perhaps that's a very important thing coming from the biblical. . . Commandments.

MS. EASON: Well, those weren't my words, but anyway.

COUNCILMEMBER NISHIKI: Yeah. Yeah.

MS. EASON: Yeah.

COUNCILMEMBER NISHIKI: Similar anyway.

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

---

MS. EASON: I get your drift.

COUNCILMEMBER NISHIKI: But, but for me, it's like, understanding where water comes from. . .I know that it's the good ol' Lord that provides this water. And it's coming down the East side and for years that water has come down. And for years the major landowners. . .the Hawaiians, especially, believed in that water should flow from the mountains to the ocean.

MS. EASON: Uh-huh.

COUNCILMEMBER NISHIKI: And they took care where their land was to make sure there was no diversion and everything else. Then, as you've stated, someone diverted, created these tunnels and everything else and moved water from the East side to the Central Maui, and it was used for perhaps some farming and also for urban growth. Now --

MS. EASON: Right.

COUNCILMEMBER NISHIKI: --that water that was diverted in the simplest sense, wouldn't you say it was stolen from the people that once shared this water below?

MS. EASON: Well, I didn't say exactly how you stated it.

COUNCILMEMBER NISHIKI: Uh-huh.

MS. EASON: But anyway stealing is a very, you know, harsh word--

COUNCILMEMBER NISHIKI: Okay.

MS. EASON: --when you use it. And some people say, well, borrowed. But, you know, they're not going to return it.

COUNCILMEMBER NISHIKI: Or divert it.

MS. EASON: And, or divert it. And. . .I don't think it was stealing.

COUNCILMEMBER NISHIKI: Okay.

MS. EASON: It was more sharing.

COUNCILMEMBER NISHIKI: Okay. And, and I hope that you in saying that it was sharing, meaning that when you share you don't kill that person that lives makai of the water to where he or she now has to beg.

MS. EASON: . . .*(inaudible)*. . .

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

---

COUNCILMEMBER NISHIKI: And, and that is, to me. . .inhumane.

MS. EASON: I see.

COUNCILMEMBER NISHIKI: Thank you.

MS. EASON: Uh-huh.

COUNCILMEMBER NISHIKI: I don't know what your feeling is --

MS. EASON: I do know what yours is.

COUNCILMEMBER NISHIKI: --how I described it--

MS. EASON: . . .*(inaudible)*. . .

CHAIR MOLINA: All right, Committee Members, any other questions before the Chair gives you his comments and a recommendation?

COUNCILMEMBER VICTORINO: Recommendation?

CHAIR MOLINA: Okay. All right. Members, so prior to the recommendation, Chair would like to thank Ms. Eason for putting yourself on the line here to --

MS. EASON: No problem.

CHAIR MOLINA: --respond to the questions from the Committee. And I know your experience . . .*(tape ends, start tape 1B)*. . . give you some good preparation for what's to come on the Water Board should you be selected to serve. And I, I know with you having been a former teacher and administrator, you're fully aware of the need to, or shall I say accustomed to all the reading that you'll have to do to make a fully informed decision on the Board should you be put on there. So, again, I just wanted to thank you so much for making yourself available, making the drive all the way from East Maui to here to be with us this morning.

MS. EASON: We always have tons of things to do when we drive out. But I also would like--

COUNCILMEMBER BAISA: . . .*(laughter)*. . .

MS. EASON: --to thank the Members for their very thoughtful questions. And certainly I will do my best to perform my duties.

CHAIR MOLINA: All right. Thank you very much. Before I call for recommendation, Ms. Feenstra, quick comment with regards to the selection process for East Maui

COMMITTEE OF THE WHOLE MINUTES  
Council of the County of Maui

April 29, 2009

---

representative to serve on the Board, just to inform us about how, you know, if there were other applicants as well.

MS. FEENSTRA: Yes. There are. . .two, actually three other applicants from the area.

CHAIR MOLINA: Okay. And it was just the Mayor's decision to go with Ms. Eason--

MS. FEENSTRA: Yeah--

CHAIR MOLINA: --based on qualifications?

MS. FEENSTRA: --the Mayor's decision was based on knowledge of the applicant and prior service that she has, she has provided the community in Hana. . .as well as the Planning Commission, and her years of service as a . . .educator.

CHAIR MOLINA: Okay. Thank you very much. Mr. Nishiki, a question for Ms. Feenstra?

COUNCILMEMBER NISHIKI: Yeah. And, and, and I, I heard throughout the . . .period when we were discussing the representative from East Maui. I think a lot of us voiced, well, not, not "a lot of us", *some* of us voiced the fact that we would want perhaps a native Hawaiian farmer or someone that was involved in the growing of crops. Was there any person that applied on that list?

MS. FEENSTRA: . . . As far as an active farmer? No, there, there were no active farmers that applied. There. . .and this is the Mayor's nomination based on, you know, who she selected. So you know it's up to you folks to make that decision. But we did not have, we did make some phone calls to some taro farmers and, unfortunately, they don't have the time to come forward.

COUNCILMEMBER NISHIKI: . . .*(inaudible)*. . .

MS. FEENSTRA: At least that was. . .and of course I didn't call every taro farmer, just those that were recommended. Unfortunately, they do have a very, you know, tough job and weren't able to make a commitment to serving.

COUNCILMEMBER NISHIKI: Thank you. Thank you, Mr. Chair.

CHAIR MOLINA: Okay. Thank you, Mr. Nishiki. Okay. Seeing no other questions --

COUNCILMEMBER MEDEIROS: Chair?

CHAIR MOLINA: --the Chair will make...

COUNCILMEMBER MEDEIROS: Chair, a question please?

COMMITTEE OF THE WHOLE MINUTES  
Council of the County of Maui

April 29, 2009

---

CHAIR MOLINA: Mr. Medeiros?

COUNCILMEMBER MEDEIROS: Thank you. So your recommendation will be just on *this* nominee?

CHAIR MOLINA: No--

COUNCILMEMBER MEDEIROS: Oh, . . . *(inaudible)* . . .

CHAIR MOLINA: --it'll be a blanket for all the, the nominees. However, if any of you would request a separation...

COUNCILMEMBER MEDEIROS: Can we speak to some of the other applicants --

CHAIR MOLINA: Yeah.

COUNCILMEMBER MEDEIROS: --without separating it?

CHAIR MOLINA: Yes, you may, sure. And I'll go ahead and ask for a motion to be put on the floor, and then at that point the Chair will recognize anyone who'd like to make comments on all of the nominees for the various boards and commissions. And, oh, by the way, Ms. Eason, you're, you're free to --

MS. EASON: Thank you.

CHAIR MOLINA: --have a seat now . . . *(laughter)* . . .

COUNCILMEMBER MEDEIROS: . . . *(inaudible)* . . .

COUNCILMEMBER VICTORINO: . . . *(laughter)* . . .

CHAIR MOLINA: We've kept you up there for some time. All right. Members, the Chair will ask for a motion to support the nominations to the various boards, committees, and commissions for Committee of the Whole Item 2(3) and Committee of the Whole Item 2(4).

COUNCILMEMBER VICTORINO: So moved.

COUNCILMEMBER MEDEIROS: Second.

CHAIR MOLINA: Okay. It's been moved by Member Victorino, seconded by Member Medeiros. And right now, at this point, the Chair will ask--is there any consideration for separation of any of the boards or commission nominees? Mr. Nishiki?

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

---

COUNCILMEMBER NISHIKI: Yeah. I'd like to separate the . . . member to the Board of Water Supply.

CHAIR MOLINA: Okay, so noted. We will separate the Board of Water Supply nominee for a separate vote after we conduct the vote for all the other boards and commissions and committees. Any other considerations for separation before the Chair calls for the votes?

COUNCILMEMBER VICTORINO: No.

CHAIR MOLINA: Okay. Mr. Medeiros, you wanted to make some comments with regards to the other nominees for various boards and commissions? The Chair will open the floor for your comments on those nominees.

COUNCILMEMBER MEDEIROS: Mahalo, Mr. Chairman. Yes, I'd just like to speak a little on Commission on Persons with Disabilities. The applicant, and I hope I pronounce the name correctly, is Sales?

CHAIR MOLINA: That's correct.

COUNCILMEMBER MEDEIROS: Okay. And, and I think the applicant has a very good resume that is sore, so connected with the Commission on Persons with Disabilities. And she's from Pukalani. And we know for disability, persons with disabilities any kind of hilly, sloppy areas like Pukalani and Upcountry certainly presents a challenge to persons with disabilities. So I think she brings a, that too with her application. She's a nursing instructor, so she's knowledgeable as far as the physiological part of a person and, you know, she works at Hale Makua that deals with a lot of people with disabilities. So I think she makes a very good applicant and I just want to speak to support her. And on the second one I'd like to speak to, Mr. Chairman, is Ms. Santos, who's from Kahului and she certainly is one that lives the challenges of a person with disabilities. She has similar challenges, she's concerned with ADA and accessibility. She has been wheelchair bound since 1989 and she's a volunteer on Aging and Housing, Spinal Cord Injury Support Group. So I think, Mr. Chairman, these two that I have speak, speak of--and she lists what the challenges are for somebody in a wheelchair, some of it and that's certain buildings and sidewalks. And she even says fear and uncertainty and, and you can understand that for a person with disability to get to someplace and fear how you're going to access that place. So I, I just wanted to speak in my support of Ms. Sales and Ms. Santos in their application and the Mayor's nomination. Mahalo, Mr. Chair.

CHAIR MOLINA: Okay. Thank you, Mr. Medeiros.

COUNCILMEMBER VICTORINO: Chair?

CHAIR MOLINA: Members, any other comments with regards to the nominees to the various boards and commissions? Mr. Victorino?

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

---

COUNCILMEMBER VICTORINO: Thank you, Chair. I think all of our nominees, first of all, in reviewing 'em bring extra, extra and extraordinary qualifications to the various boards and commissions that they are being asked to be appointed to. And I think the Mayor is doing a fine job trying to find qualified, able body, *willing* people to serve. And that's one of the real challenges, the willingness. And not to say there, no, there are not more people out there that willing to serve, but sometimes people become very selective in what they would prefer serving and not take anything else. The two people I was referring to that I was very impressed is Candice Carter on the Office [*sic*] of Aging. I think she brings an extended resume, in fact when I looked at her typed-out resume, it is many, many years of fine service that she's dedicated not only to this community but to other areas as far as AARP and other organizations that are well-connected, oh and very involved with our seniors throughout the County. The other one was. . .what's her name? Excuse me. Oh, Nelton Waikiki for the area of Commission on Youth and Children [*sic*]. I've known Nelton for many years, very active in the community. I think he brings a real good ambience to the job and to the requirements in that area. And I think they will be really, really helping this community and the County at large. So, but all the candidates from reviewing their applications, I was extremely impressed and very thankful they were willing to come forward. And again I would like to, my, my, on my behalf thank the Mayor and Ms. Feenstra for working so hard, picking, bringing, bringing forward, what I call, some excellent candidates to do what is so well, so deservingly needed by the people of Maui County. Thank you, Mr. Chair, for this opportunity.

CHAIR MOLINA: Okay. Thank you, Mr. Victorino. Committee Members, any other comments with regards to the boards, committees, and commissions, excluding the Board of Water Supply?

. . . Okay--

COUNCILMEMBER MEDEIROS: Mr. Chairman?

CHAIR MOLINA: Mr. Medeiros?

COUNCILMEMBER MEDEIROS: Mahalo, Mr. Chairman. Just a question. So after we, you, you afforded us this opportunity, because the nominee for the Board of Water Supply is separated we will speak --

CHAIR MOLINA: Yes.

COUNCILMEMBER MEDEIROS: --to that when, when you bring that nomination?

CHAIR MOLINA: That is correct, Mr. Medeiros.

COUNCILMEMBER MEDEIROS: Mahalo, Mr. Chairman.

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

---

CHAIR MOLINA: Okay. All right. Seeing no other comments, the Chair will call for the vote. Again, this vote does not include the Board of Water Supply. So all those in favor of the nominations to the boards, committees, and commissions for Committee of the Whole Item 2(3) and Committee of the Whole Item 2(4) signify by saying "aye".

COUNCIL MEMBERS: Aye.

CHAIR MOLINA: All those oppose?

. . . Okay, thank you. The Chair will mark it six "ayes"; with three "excusals", Members Mateo, Johnson and Kaho'ohalahala.

**VOTE:        AYES:        Councilmembers Baisa, Medeiros, Nishiki, Pontanilla, Victorino, and Chair Molina.**

**NOES:        None.**

**ABSTAIN:    None.**

**ABSENT:     None.**

**EXC.:        Councilmembers        Johnson,        Kaho'ohalahala,        and  
Vice-Chair Mateo.**

**MOTION CARRIED.**

**ACTION:     Recommending APPROVAL of all nominees (excluding the Board of Water Supply nominee), and TRANSMIT copy of committee report to the Mayor.**

CHAIR MOLINA: Okay. Members, we are now, we will now conduct the vote on the Board of Water Supply and the Chair's recommendation is to approve the appointment of Patricia Eason to the Board of Water Supply for a term expiring on March 31<sup>st</sup>, 2014.

COUNCILMEMBER VICTORINO: So moved.

COUNCILMEMBER PONTANILLA: Second.

CHAIR MOLINA: Okay. It's been moved by Member Victorino, seconded by Member Pontanilla. Mr. Victorino, as the maker of the motion, you have the floor.

COUNCILMEMBER VICTORINO: Mr. Chair, I'll yield to the area representative for his comments and then make my comments thereafter.

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

---

CHAIR MOLINA: Okay, so noted. Mr. Medeiros, are you prepared to make comments at this point for the nominee to the Board of Water Supply?

COUNCILMEMBER MEDEIROS: Yes, I am.

CHAIR MOLINA: Proceed.

COUNCILMEMBER MEDEIROS: Mahalo, Mr. Chairman. I, I think Member Nishiki asked some very good questions and I, I just, little bit concern on any applicant or nominee that is sent down--whether it's appropriate to ask a person's position on anything. I think if a nominee or applicant answers to that, that means they're predisposed before they even get to the board or commission. I think we can ask general questions about their feelings about general issues, but I think to ask an applicant what is your position on or is it yes or no on this, I, I think doesn't serve us well in our interview of that person. But on be, on the nominee, Ms. Eason, I've known her for a long time. When she came to Hana, unfortunately she wasn't my teacher--

COUNCIL MEMBERS: . . .*(laughter)*. . .

COUNCILMEMBER MEDEIROS: --because . . .*(laughter)*. . . I had already left for Kamehameha Schools, and so I wasn't there when she got there. But I have always been a part of Hana School because my children went to Hana School in their early years when she was there, and she certainly was a very good administrator and a good educator. And what impressed me about Ms. Eason is that she has the demeanor of calmness and of deliberating on issues in a way that even though we spoke about emotion, it's my experience with her that she didn't let emotion become a part of her decision-making. And I think that's important on anyone that sits and deliberates on any of our boards and commissions. She has been a long-time resident of, of Hana. She lives an area that we call Muolea. A lot of times when we talk about streams in East Maui, we only talk about from Kaupakalua [*sic*] to Keanae. However, the water that comes down the streams for farmers are also very important beyond Hana--the areas of Muolea, Koali, Kipahulu and Kaupo all have streams that farmers use for farming. So those become very much a part of the review and, and the discussion. But I am in support of Ms. Eason and I appreciate her applying for this nomination. And, and I want to say when, and I appreciate the. . .Members that allowed us to look at and get a nominee from East Maui. However, on my own efforts it was difficult, even though I too wanted a farmer to be a member that, an applicant that was considered. But in talking to the farmers, I think as the Administration has said, their work is so demanding that they do not have the time to come here, especially traveling from East Maui. If, if they were farming in Kahului, you know, you could come up to a meeting. But coming from East Maui is an entire day loss for travel, meeting time and so forth. So I just want to say that, yeah, I had hoped we would have had more farmers or the Mayor would have considered any farmers in East Maui if they did apply, but this is the nominee from the Mayor's Office. And because we're deliberating on this nominee, I want to voice and express my strong support for Ms. Eason for the Board of Water Supply. Mahalo, Mr. Chairman.

COMMITTEE OF THE WHOLE MINUTES  
Council of the County of Maui

April 29, 2009

---

CHAIR MOLINA: Okay. Thank you, Mr. Medeiros. Committee Members? Mr. Nishiki?

COUNCILMEMBER NISHIKI: Mr. Chairman, before I make my. . .statement, I need to ask Administration a question because otherwise I don't want my statements to be construed as not true.

CHAIR MOLINA: Okay. Mr. Nishiki--

COUNCILMEMBER NISHIKI: Okay?

CHAIR MOLINA: --proceed. Ms. Feenstra?

COUNCILMEMBER NISHIKI: Thank you. So, Ms. Feenstra, was Lynn Scott an applicant? Because we were told that she was.

MS. FEENSTRA: . . . Uh, just give me a minute, I'm going to go through the applicants. Is she from Hana?

COUNCILMEMBER NISHIKI: Yes.

*NOTE: Silence.*

COUNCILMEMBER NISHIKI: . . . She also is a kalo farmer down at Honopou. . .and a niece of Beatrice Kekahuna.

*NOTE: Silence.*

MS. FEENSTRA: . . . Oh, I, I don't see her name on my list or in my applications from the Hana district. But I can, I can check to see if we did receive an application.

COUNCILMEMBER NISHIKI: . . . Okay. Anyway I'm going to speak to the nomination, Mr. Chairman . . .(laughter). . . despite that --

CHAIR MOLINA: Proceed.

COUNCILMEMBER NISHIKI: --we had done some work and, and found out that Lynn Scott, again, a niece of Beatrice Kekahuna and kalo farmer in Honopou, Maui. And I think that the thrust of not accepting the last applicant which we denied was based on the fact that we had asked that the thrust of finding someone was to represent the taro farmers in that area. And, you know, they have fought a long battle with the Native Hawaiian Legal Corporation to get East Maui kalo farmers sufficient water restored to their streams to feed their loi. And it's for this reason, personally, nothing against Mrs. Eason but to keep that integrity of having a true farmer there. And we were told by many people that *true* farmers should be cultivating their land and, and growing. But I think it's come to a

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

---

point for many of the farmers on the East side that they now know that they need to participate. And if Lynn Scott was an applicant and for myself in getting more information a true kalo farmer then I think that this individual should have been put on as the representative for East Maui, who is a true kalo farmer. So *this* is the reason why I am voting against the nomination, Mr. Chairman. Thank you.

CHAIR MOLINA: Okay. Thank you, Mr. Nishiki. Members, any other comments? Member Baisa?

COUNCILMEMBER BAISA: Chair, could we have a very short five-minute recess, please?

CHAIR MOLINA: Okay. Recess subject to the call of the Chair. We shall return at 10:55. . . .(*gavel*) . . .

COUNCILMEMBER BAISA: Thank you.

**RECESS: 10:49 a.m.**

**RECONVENE: 10:55 a.m.**

CHAIR MOLINA: . . .(*gavel*) . . . The Committee of the Whole meeting for April 29<sup>th</sup>, 2009 is now back in session. Members, we are, we currently have a motion on the floor to approve Patricia Eason to the Board of Water Supply. And the last person to speak was, we had Member Baisa on the floor. Member Baisa, you have anything else to add to the, the motion?

COUNCILMEMBER BAISA: No. I asked for a recess so that I could clarify something. I'm prepared to vote.

CHAIR MOLINA: Okay. Thank you, Member Baisa. Mr. Victorino?

COUNCILMEMBER VICTORINO: Yes. As the maker of the motion, I've heard a lot of discussion today.

. . . And as all you remembered, I was the swing vote that went against the former nominee. And my idea, my passion and my hope at that time was that the Mayor would bring down, first, somebody from East Maui, somebody who may be an active or someone who's involved in kalo. . . farming or a farmer in general. A farmer in general, it did not have to come from East Maui, it could have come from Kula, it could have come from anywhere but a farmer, someone who works the land. And that was my, my premise, I wanted someone who worked the land. Someone from East Maui, kalo farmer, and a farmer, that was the order of importance in my mind. I see Ms. Eason, I've listened to her response, I'm very pleased that she's able to be open-minded; that she will look at all views of point, points of view I should say, excuse me; and that she will do what is good for the people of Maui County with East Maui, and as she said, being her priority. I

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

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have no qualms with somebody from an area having a priority. But again everything we deal with is *Countywide* and including the Water Board. So it's important that open, fairness and ability to discuss and make a comprehensive, informed decision will be important for whoever the nominee is. I've heard people say that oh then we got to say yes to everybody if certain specifics aren't met. The Mayor is charged with sending down nominees. We are charged to look at their qualifications, their abilities, and the potential for them to do a good job for the people of Maui County. That's our responsibility, we do supposedly the selection. Now most of them, we're just thankful to have volunteers. Isn't that correct? And it's, it's not easy and it's getting harder to find volunteers--*especially*, especially when it seems that we question their abilities; we question even to the point, maybe, their integrity. That becomes very dangerous. 'Cause I can tell you, personally, I come out to volunteer and you'd question some of those areas, I might take it as you really don't want me and maybe I shouldn't be bothered. Again it's nonpaying, long and cumbersome, lots of reading. I've been there, done that. So I think Ms. Eason would bring a great ambience to the Board of Water Supply. I think she brings the concerns of East Maui. I believe she will do her homework--and she stated that. She'll get up to snuff, in other words, on all the various issues. I think there are people out there that are willing to work with her and she's willing to work with them. So I can support Ms. Eason to the Board of Water Supply even if she's *not* a farmer which would have been one of my criterias [*sic*] or a kalo farmer which would have been even better. And hopefully in the down, in the future someone can come forward in that area, because that expertise is really needed on the Board of Water Supply and we haven't had a true farmer for a couple of years now. And I hope that in the next, next round of appointees a farmer can be brought forth. That is my hope. It is up to the Mayor to make that decision. Thank you, Mr. Chair.

CHAIR MOLINA: Okay. Thank you very much, Mr. Victorino. Any other comments? Seeing none, the Chair will call for the vote. All those in favor, signify by saying "aye".

COUNCILMEMBER MEDEIROS: Aye.

COUNCILMEMBER VICTORINO: Aye.

CHAIR MOLINA: All those oppose?

COUNCILMEMBER NISHIKI: No.

CHAIR MOLINA: Okay. We have five "ayes"; one "no", Mr. Nishiki; and three "excusals", Members Mateo, Johnson and Kaho'ohalahala.

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

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**VOTE:       AYES:   Councilmembers Baisa, Medeiros, Pontanilla, Victorino, and Chair Molina.**

**NOES:       Councilmember Nishiki.**

**ABSTAIN:   None.**

**ABSENT:    None.**

**EXC.:       Councilmembers       Johnson,       Kaho‘ohalahala,       and Vice-Chair Mateo.**

**MOTION CARRIED.**

**ACTION:    Recommending APPROVAL of nominee, Patricia Eason, to the Board of Water Supply, and TRANSMIT copy of committee report to the Mayor.**

CHAIR MOLINA: Staff, is there anything else we need to consider for today’s agenda?

MS. HAMMAN: No.

CHAIR MOLINA: Okay. Seeing none...

COUNCILMEMBER MEDEIROS: Mr. Chairman?

CHAIR MOLINA: Mr. Medeiros?

COUNCILMEMBER MEDEIROS: Yeah. I, I just have, want to ask Administration a question if it’s appropriate?

CHAIR MOLINA: Okay, one question.

COUNCILMEMBER MEDEIROS: Okay, thank you. On the applications that we receive in our binders, and I mentioned this before, there’s nothing on the application says what board or commission they’re applying for. It’s written at the top. Many times when copies are made, that’s cut off. I would suggest that that become a standard part of the application--board or commission applying for, with a line they fill out. Right now there’s nothing. We, if we get this and it’s cut off at the top, we don’t know what board or commission . . .*(laughter)*. . . they’re applying for. So would you as a representative of the Mayor really take that into consideration and possibly make that change? It would be appreciated.

MS. FEENSTRA: Yes. I’ll, I’ll see what we can do. I’ll check with Corp. Counsel. We do have that, their *selections* on the second page.

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

April 29, 2009

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COUNCILMEMBER MEDEIROS: Which we don't get.

MS. FEENSTRA: Right.

COUNCILMEMBER MEDEIROS: . . .*(laughter)*. . .

MS. FEENSTRA: But that, because some people select more than one board that they're interested in.

COUNCILMEMBER MEDEIROS: Right. So they have more than one application.

MS. FEENSTRA: No. One application serves for...

COUNCILMEMBER MEDEIROS: They, they can write as many as they want?

MS. FEENSTRA: Yeah. They can, they can select up to eight or they can say that they are interested in any board.

COUNCILMEMBER MEDEIROS: And, and they list that on a second page, but we don't get to review that second page.

MS. FEENSTRA: Right. And then the nomination, I write down --

COUNCILMEMBER MEDEIROS: Okay.

MS. FEENSTRA: --which board they're--

COUNCILMEMBER MEDEIROS: Yeah. As I said --

MS. FEENSTRA: --but unfortunately --

COUNCILMEMBER MEDEIROS: --but some of it --

MS. FEENSTRA: --in the copying it gets cut off--

COUNCILMEMBER MEDEIROS: --is cut off because it's written at the top. Okay. Thank you, Administration. Mahalo, Mr. Chairman.

CHAIR MOLINA: Okay. Thank you, Mr. Medeiros. One quick announcement, Members. This Friday, don't forget we do have a Council meeting beginning at 9:00 a.m. So just for your information, Members.

COUNCILMEMBER VICTORINO: . . .*(laughter)*. . .

**COMMITTEE OF THE WHOLE MINUTES**  
Council of the County of Maui

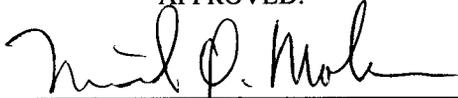
**April 29, 2009**

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**CHAIR MOLINA:** Chair wants to thank all of you who are here who made yourselves available to be here at this special Committee of the Whole meeting. And the Chair thanks you for all your dedication and professionalism, as well to our Staff and to the Administration. It is two minutes after the hour of 11 o'clock. This Committee of the Whole meeting for April 29<sup>th</sup>, 2009 is now adjourned. . . .(gavel). . .

**ADJOURN:** 11:02 a.m.

APPROVED:



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MICHAEL J. MOLINA, Chair  
Committee of the Whole

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Transcribed by: Daniel Schoenbeck

**COMMITTEE OF THE WHOLE MINUTES**  
**Council of the County of Maui**

**April 29, 2009**

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**CERTIFICATE**

I, Daniel Schoenbeck, 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 19<sup>th</sup> day of May, 2009, in Pukalani, Hawaii

  
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Daniel Schoenbeck