

BUDGET AND FINANCE COMMITTEE
Council of the County of Maui

MINUTES

July 13, 2010

Council Chamber, 8th floor

CONVENE: 1:31 p.m.

PRESENT: Councilmember Joseph Pontanilla, Chair
Councilmember Gladys C. Baisa, Member
Councilmember Jo Anne Johnson, Member (in 1:35)
Councilmember Sol P. Kaho`ohalahala, Member
Councilmember Bill Kauakea Medeiros, Member
Councilmember Michael J. Molina, Member
Councilmember Wayne K. Nishiki, Member
Councilmember Michael P. Victorino, Member

EXCUSED: Councilmember Danny A. Mateo, Vice-Chair

STAFF: Gayle Revels, Legislative Analyst
Yvette Bouthillier, Committee Secretary

Leinaala Kihm, Executive Assistant to Councilmember Medeiros

ADMIN.: Helene Kau, Assistant Budget Director, Budget Office, Office of the Mayor
Kalbert L. Young, Director, Department of Finance (BF-4)
Lori Tzuhako, Director, Department of Housing and Human Concerns (BF-75)
Robin Tanaka, Administrator, Kaunoa Senior Services Division, Department of Housing
and Human Concerns (BF-75)
Patrick Matsui, Chief of Planning and Development, Department of Parks and Recreation
(BF-4, BF-5)
Traci Fujita Villarosa, First Deputy Corporation Counsel, Department of the Corporation
Counsel

Seated in the gallery:

Kalbert L. Young, Director, Department of Finance (BF-5)

PRESS: Akaku: Maui Community Television, Inc.

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CHAIR PONTANILLA: . . .(*gavel*). . . The Budget and Finance Committee meeting of July 13, 2010 is now in session. The time is 1:31 p.m. Members that are present this afternoon, we do have our Vice-Chairman, Mr. Molina.

COUNCILMEMBER MOLINA: Good afternoon, Chairman.

CHAIR PONTANILLA: Member Baisa.

COUNCILMEMBER BAISA: Good afternoon, Chair.

CHAIR PONTANILLA: Good afternoon. Member Medeiros.

COUNCILMEMBER MEDEIROS: Aloha, good afternoon, Chair.

CHAIR PONTANILLA: Aloha. Member Nishiki.

COUNCILMEMBER NISHIKI: Good afternoon.

CHAIR PONTANILLA: Good afternoon. And Member Victorino.

COUNCILMEMBER VICTORINO: Good afternoon and aloha, Chair.

CHAIR PONTANILLA: Aloha. And joining us at this time is Member Kaho`ohalahala. Excused at this time, at this time is Member Johnson as well as Member Mateo. Again, supporting the Committee we do have our Committee Secretary, Yvette Bouthillier, and our Legislative Analyst, Gayle Revels. From the Administration, we do have with us our First Deputy Corporation Counsel, Traci Fujita Villarosa, as well as from the Budget Office, the Deputy Budget Director, Helene Kau. And from the Housing and Human Concerns Department, we do have Director, Lori Tshaku, as well as Senior Service Administrator, Robin Tanaka.

Members, we do have several items on the agenda, in fact three. Before we go into those items, is there anyone, Secretary, signed up for public testimony?

MS. BOUTHILLIER: No.

CHAIR PONTANILLA: Thank you. Members, without objections, the Chair, would like to close public testimony.

COUNCIL MEMBERS: No objections.

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CHAIR PONTANILLA: Thank you.

ITEM NO. 75: AMENDING FY 2011 BUDGET, APPENDIX A (KAUNOA SENIOR SERVICES LEISURE PROGRAM REVOLVING FUND) (C.C. No. 10-132)

CHAIR PONTANILLA: The first item this afternoon on our agenda is BF-75. BF-75 is Amending Fiscal Year 2011 Budget, Appendix A (Kaunoa Senior Services Leisure Program Revolving Fund). The Committee is in receipt of the following:

One, a revised *[sic]* proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING APPENIDIX A OF THE FISCAL YEAR 2011 BUDGET OF THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES – SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2011, KAUNOA SENIOR SERVICES LEISURE PROGRAM REVOLVING FUND". The purpose is to create a fund Kaunoa Senior Services Leisure Program Activities *[sic]* Revolving Fund and include an appropriation of \$90,000.

Second, a revised *[sic]* proposed bill "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2011 BUDGET FOR THE COUNTY OF MAUI, AS IT PERTAINS TO REVENUES – FEES, RATES, ASSESSMENTS AND TAXES FOR KAUNOA SENIOR SERVICES LEISURE PROGRAM". And the purpose is to amend Appendix B by adding fees for the Kaunoa Senior Services Leisure Program under a special revenue trust and agency. The revised bill moves the fees from the General Fund section of Appendix B.

And the third one is "A BILL FOR AN ORDINANCE AMENDING TITLE 3, MAUI COUNTY CODE, TO CREATE A REVOLVING FUND FOR THE KAUNOA SENIOR SERVICES LEISURE PROGRAM". And the purpose is to amend Title 3, Maui County Code, to create a revolving fund for the Kaunoa Senior Services Leisure Program.

Members, at this time the Chair would like to call on Helene Kau from the Budget Office for opening comments, if you have any.

MS. KAU: No comments.

CHAIR PONTANILLA: No comments. At this time, the Chair would like to call on the Director of Housing and Human Concerns, Lori Tshako, for opening comments.

MS. TSUHAKO: Thank you, Mr. Chairman. Thank you, Members. Good afternoon. Thank you for having Robin and I here this afternoon. The Department asks for

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your support in allowing us to create the special grant revenue revolving fund for Kaunoa. Essentially, this legislation allows us to codify some of the practices that Kaunoa has been engaged in over the years to provide leisure services or wellness services to our senior citizen community who use their service at Kaunoa.

I will defer any particular questions to the operations to Mr. Tanaka who's here to provide any reference to you. Essentially, the legislation allows Kaunoa to collect fees to reimburse the County for upfront costs associated with these special events that are put on by Kaunoa, and the money gets deposited into the revolving fund as proposed and that money will be used to then provide the upfront costs for other events subsequent to that. Thank you.

CHAIR PONTANILLA: Thank you. And maybe, Lori, if you can provide them with some little bit history why we doing this, this afternoon. I think the Members need to understand the purpose of this particular bill. Thank you.

MS. TSUHAKO: Thank you, Mr. Chair. I'll, I'll just give you general remarks and then I'll ask Mr. Tanaka to comment in particular. What we found in the process of, of crafting our budget for Fiscal Year '11 is that Kaunoa has been publishing this bulletin. It's called *Leisure Times* and I'm, I'm sure many of you have received it regularly. If you have an older copy of this *Leisure Times* you know that there's a, a statement down on the bottom of each of the programs and it lists a cost for these programs.

The one that I'm looking at is a program called Up Close and Personal with Melveen Leed from the January 2008 edition of *Leisure Times*. What Kaunoa didn't understand is that listing it as a cost of \$15 is actually a fee. And so, this. . .the legislation before you today actually codifies the, the practice to allow Kaunoa to collect fees for those events and deposit them into the special revolving account, which will then be used to reimburse Kaunoa for the upfront costs that were already paid out of their operating expenses.

So, we hope that the. . .these Leisure Programs, the special programs that are offered, we expect that they'll be self-sustaining with the money coming in, because it's really a reimbursement for the costs of those programs. And that those seniors who continue to want to participate in those events will pay the costs associated with making up for those costs, costs to produce these programs. And that we can sustain the programs for those folks who are interested in attending.

CHAIR PONTANILLA: Thank you. Members, any questions for the Department?
None?

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COUNCIL MEMBERS: Recommendation.

CHAIR PONTANILLA: I think Lori did a, a wonderful job in explaining the purpose of this particular ordinance. So, Members, if you don't have any questions, the Chair, would like to make his recommendations.

COUNCILMEMBER BAISA: Recommendations.

CHAIR PONTANILLA: Thank you. The Chair's recommendation is to pass on first reading all three proposed bills as revised and to allow Staff to make nonsubstantive changes to the bills for consistency.

COUNCILMEMBER MOLINA: So move.

COUNCILMEMBER VICTORINO: Second, Mr. Chair.

CHAIR PONTANILLA: Moved by Member Molina, second by Member Victorino. Members...

COUNCILMEMBER MOLINA: Yeah, Chair, I would like to ask that this, I guess, the filing of the communication be incorporated in the motion as well if there are no objections.

CHAIR PONTANILLA: Thank you. And second by Member Victorino.

COUNCILMEMBER VICTORINO: Yes, yes.

CHAIR PONTANILLA: Members, any discussions? Member Baisa?

COUNCILMEMBER BAISA: Yes, Chair, I am very supportive of this bill. I think it's really, really important that we preserve the services at Kaunoa. You know, Maui has one of the most outstanding arrays of senior services in the entire country. And I think this is an opportunity for us to ensure the continuation of that. And so, I am very much in support of this.

CHAIR PONTANILLA: Thank you. Any more discussion? Member Victorino?

COUNCILMEMBER VICTORINO: Yes, I too, you know, make this correction and, and that makes it all right and, you know, and that's, that's all we need to have. I would never want to see one of our programs stop because of a "illegal"... "illegal" way of doing it. So, this one way of correcting the situation. I'm very happy to support it, Mr. Chair. So, thank you very much.

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CHAIR PONTANILLA: Thank you. Thank you. Any more discussion? Member Johnson?

COUNCILMEMBER JOHNSON: And, and, and I think this is such a good example for where we do collect fees in the County, 'cause I know a lot of times other funds in other areas, whether it's Parks and Recreation or other areas, you know, many times it enables us to actually track the success of those particular programs. So, I think, from a statistical perspective it's helped us in other areas to see what we have coming in. We do it with golf. We do it with all kinds of other things, you know, and we may be forced in, you know, in the not too distant future to look at some of our other fees or look at other. . .creating other fees too. But I, I, I really am glad this is being done because then we can segregate those funds and not make that part of, I guess, the, the downfall sometimes of our budget's shortfall, you know, 'cause a lot of these programs are not, you know, they're. . .I don't want to see them go. And if the money is segregated in this way then it earmarks them specifically for those uses. So, thank you.

CHAIR PONTANILLA: Okay, thank you. Members, any more discussion? If not, all those in favor of the motion please say "aye".

COUNCIL MEMBERS: Aye.

CHAIR PONTANILLA: Any opposed? Seeing none, motion is carried, eight ayes, one excused, Member Mateo.

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VOTE: **AYES:** **Chair Pontanilla, and Councilmembers Baisa, Johnson, Kaho`ohalahala, Medeiros, Molina, Nishiki, and Victorino.**

NOES: **None.**

ABSTAIN: **None.**

ABSENT: **None.**

EXC.: **Vice-Chair Mateo.**

MOTION CARRIED.

ACTION: **FIRST READING** of revised bill to add an appropriation for the “Kaunoa Senior Services Leisure Program Activities Revolving Fund” of \$90,000 to Appendix A of the Fiscal Year 2011 Budget; **FIRST READING** of revised bill to amend Appendix B of the Fiscal Year 2011 Budget by adding fees for the Kaunoa Senior Services Leisure Program Activities; **FIRST READING** of revised bill to amend Title 3, Maui County Code, to create a revolving fund for the Kaunoa Senior Services Leisure Program Activities; and **FILING of communication by C.R.**

ITEM NO. 4: FINANCE DIRECTOR’S QUARTERLY AND CIP REPORTS
(C.C. Nos. 09-322, 10-51, and 10-114)

CHAIR PONTANILLA: Members, the next item is BF-4, the Finance Director’s Quarterly and CIP Reports. The Committee is in receipt of Finance Director’s Quarterly Report and Capital Improvement Projects Report for the periods ending September 30, 2009, December 31, 2009, and March 31, 2010. The Chair’s intent for this meeting is to focus on the Department of Parks and Recreation, in particular the South Maui Community Park and the War Memorial Stadium Complex Improvements. So, at this time I would like to invite personnel from the Park’s Department. The Chair would like to call on Ms. Kau for opening comments.

MS. KAU: No comments. Thank you, Chair.

CHAIR PONTANILLA: Thank you. Opening comments from Mr. Matsui?

MR. MATSUI: I have no comments. I’m just open to questions you may have on the report pertaining to Parks and Recreation projects.

CHAIR PONTANILLA: Okay, thank you. Members, as I stated earlier one of the two projects that, you know, for me I want to discuss this afternoon is the South Maui

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Community Park and the progress of that particular park. And if Mr. Matsui would give us some progress report regarding that community park in South Maui. As you know, the construction has already started and the cost for that park is about \$12 million to construct it. Mr. Matsui?

MR. MATSUI: The project is going along very well. Most of the heavy grading is done. They've done putting the big league utility lines and they're going to start next week on digging the, the bases for the light poles for the soccer field and the ball field. So, you know, the earth work part should be done by the end of this month. And, and we still looking at end of the year to actual turn it over to the County and for public use.

CHAIR PONTANILLA: Thank you. Just a fast question from the Chair in regards to the budget shortfall that was identified earlier. Have the Budget Office and the Parks Department found money to complete that project?

MR. MATSUI: My understanding is that we'll be coming in shortly for an amendment to the 2010 Budget. We're, we're looking at a shortfall closer to \$100,000. There's some change orders that we're negotiating. We're looking at by the end of this month the, the unknowns, we'll be, we'll be passed the unknowns, and basically the unknowns are the excavation where we have to dig and hopefully not find anything that's not normal that would cause a change order.

CHAIR PONTANILLA: Thank you. Ms. Kau, comments on?

MS. KAU: Thank you, Chair. I do know that Wendy Taomoto, our CIP Coordinator, has been working with Parks and, you know, as Pat indicated to identify areas that can be changed or reduced or, you know, ways to minimize the impact of a potential budget amendment. So, we're continuing to work on that.

CHAIR PONTANILLA: Thank you very much, and I'm happy to hear that Wendy is doing that looking for monies elsewhere rather than coming in for a budget amendment. Members, any questions? Member Nishiki?

COUNCILMEMBER NISHIKI: Thank you. I, I, I think that the biggest concern for all of us when we heard the Mayor come down to defend her budget was the fact that for a park facility and it's first for the community of Kihei. I think that this Council under your leadership was gracious enough to fund the entire project. I think what was alarming to all of us was the fact that somehow because of our actions in the budget the community was going to not have some of the amenities. And I, I think that the testimony from the Kihei Community Association...and,

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and I was pretty surprised to see them here. And so, then I think your office, Mr. Chairman, and the Budget Office, put a lot of energy into trying to rectify it.

And so, I think, you need to tell the community that's probably listening in and watching and, and those of us Council Members that are concerned that some of the amenities you, you mentioned might be eliminated. So I, I, I would hope that this Administration did not in any way put in jeopardy certain things that the South Maui community is going to not see. Because we had. . .this Council had no intention and, and, and, and, and was hoping that you would rectify some of these so-called shortfalls by hoping not to eliminate the amenities. That somehow you're going to find the money to make sure that the park would have all the amenities and not cheat so-call the people of South Maui and the youth community. Can we hear from you?

CHAIR PONTANILLA: Department?

MR. MATSUI: Yeah, I want to assure the Councilmen that we are keeping everything that we originally planned to build. We're not taking anything out. What we were talking about was some value engineering, there's some trees we're replacing, types of landscaping. But the end result is we're still going to end up with, with a fully functional park, a lighted soccer field, and a lighted ball field, and the graded pad for a second soccer field, and the graded pad for a another ball field.

COUNCILMEMBER NISHIKI: And, Mr. Chairman --

CHAIR PONTANILLA: Thank you.

COUNCILMEMBER NISHIKI: --I, I, I think, I think this is gratifying. I thank your office and I thank the rest of the Council Members that had some concern that what we heard from this Administration is that the South Maui community would not be hurt by a so-called budget shortfall. So, we want to thank this Administration for rectifying the scare that we heard at the closing of the budget session. So, thank you.

CHAIR PONTANILLA: Thank you. And we look forward to the completion later this year. Member Victorino?

COUNCILMEMBER VICTORINO: Yeah, thank you. And this shortfall and these change orders that you're referring to. In what kind of nature are these changes orders, you know, what kind of, what kind of...or what rationale do you have for these change orders?

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MR. MATSUI: One of them was additional work from the Water Department. They had required us to tie into a...to a different waterline that, that we had, we had planned on tying into. So, that was an additional cost for that.

Then another one there was this material that we excavated that was in a critical area and, and basically was. . .it looked like leftover kiawe trees or what that...the previous owner had buried there underground and, and that's, you know, it's critical that the ground be solid where that excavated material was. So, so, we, we had to replace that. So, that was a, a large one.

The other ones were landscaping changes or substitution for plants, types of plants, and, and trees.

COUNCILMEMBER VICTORINO: And would those be more drought tolerant plants that will...because of the tremendous heat in Kihei and the lack of rainfall, will those types of changes be better suited for that region?

MR. MATSUI: Yeah, they were equal and, and, and we look at, you know, our landscape architects look at the climate.

COUNCILMEMBER VICTORINO: Okay.

MR. MATSUI: And, and, you know, they're not going to put a real tropical type plant in, in the, the Kihei area, so.

COUNCILMEMBER VICTORINO: And, and, since this morning our. . .my Committee had a lot of discussion about reclaimed water. We're using reclaimed water in, in this park, right?

MR. MATSUI: Yes, we are.

COUNCILMEMBER VICTORINO: Okay, I wanted to make sure the public heard that one. Thank you very much. Thank you, Mr. Chair.

CHAIR PONTANILLA: Thank you. Members? Member Molina?

COUNCILMEMBER MOLINA: Yeah, thank you, Chair. Good afternoon, Mr. Matsui. So, in, in regards to the, the grading, so. . .well first of all who's, who's doing the project? Who got the bid on this?

MR. MATSUI: Goodfellow Brothers.

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COUNCILMEMBER MOLINA: Okay, and this area is there a lot of blue rock as part of the grading and blasting and everything?

MR. MATSUI: Yes.

COUNCILMEMBER MOLINA: Okay, so, that's why they, I guess, spent an, an extra amount of time, I guess, in grading, yeah, with the blue rock and all of that. Is that one reason?

MR. MATSUI: No, the change order was due to. . .there was an area that, that was dug out and, and they had buried some trees and all that, which we, we didn't know about 'cause it was underground. And so when they excavated that we had to replace that.

COUNCILMEMBER MOLINA: Okay, and they. . . and everything is still on schedule, yeah, so we're, we're not looking at any delays at this point, yeah?

MR. MATSUI: Everything is on schedule, yes.

COUNCILMEMBER MOLINA: Okay, well that, that's good to hear and hopefully we don't get any more change order requests, you know. And, I guess, it was a, a good bid, you know, being now things are becoming a little bit more competitive with the downturn in the economy. So, as you know, Mr. Chair, you recall we've had projects done then the contractor gets a bid then later on they tell us oh, well, you know, unforeseen expenses then cost the County more in the long run. So, hopefully, we don't encounter any things of that nature. So, thank you, Mr. Matsui. Thank you, Chair.

CHAIR PONTANILLA: Thank you, Mr. Molina. Members, any more questions? Member Medeiros?

COUNCILMEMBER MEDEIROS: Mahalo, Mr. Chairman. Mr. Matsui, does the project have a project manager and is that the consultant or is that...that oversees the project on behalf of the Parks Department and the County?

MR. MATSUI: We have Warren Unemori Consultants who's the design consultant and they doing some of the project management. We also have our Staff...Karla Peters is our Staff assigned to the project. She's also involved in managing the project.

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COUNCILMEMBER MEDEIROS: So, is there anyone there on a daily basis to represent the County in the oversight of the project, or do they go there periodically at different junctures or phases of construction?

MR. MATSUI: At some times when it's real critical we have someone there all the time, like when they're doing the . . .when they're excavating and, and backfilling. We have to make sure that it's properly compacted and, and that the soils that they excavate is, is...and put back is correct. So, at certain key times we have someone there all the time. Some other times it's, it's not necessary so, so, you know, we won't have anyone there.

COUNCILMEMBER MEDEIROS: Okay, and finally, you know, if, if we're excavating and, and you mentioned excavating some kiawe logs that had been buried that you weren't aware of. Well when we're excavating rock or blasting in order to create the grade we need, are we able to utilize that material in other parts of the project?

MR. MATSUI: Yes, that...that's why we do have a soils engineer who looks at the size of the. . .and they also have a crusher so they're reusing a lot of that rock for base course. And so, our consultants are making sure that it's the right size and, and, you know, the, the right material.

COUNCILMEMBER MEDEIROS: Okay, mahalo, Mr. Matsui. Mahalo, Mr. Chairman.

CHAIR PONTANILLA: Thank you. Members, any more questions for Mr. Matsui? If not, I, I got one fast one. What kind grass you guys going put? Seashore paspalum?

MR. MATSUI: I think it's seashore paspalum. Lately, we've been moving to that. We used to use a hybrid but the hybrid seashore is, is getting to be a better grass. So, I, I believe that's what we have.

CHAIR PONTANILLA: Okay, good, thank you. Member Kaho`ohalahala?

COUNCILMEMBER KAHO`OHALAHALA: Chair, is it appropriate to ask questions on other parts?

CHAIR PONTANILLA: Well I'm concentrating on the South Maui Park right now at this time.

COUNCILMEMBER KAHO`OHALAHALA: Okay.

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CHAIR PONTANILLA: Yeah. So, any more questions regarding the South Maui Park? If not, I got a question on the Maui. . .the War Memorial Stadium Complex Improvements. What's the progress on that?

MR. MATSUI: Right now, we're waiting for the Golden Baseball League to end. Their schedule either...initially was at early September and it sounds like they might go into later September because of the. . .they're in the playoffs. But once they're out our contractor is ready to start.

We're looking at a six-month construction period. Our contractor did some, I guess, volunteer work. Part of his original scope was to remove the existing netting that, that was behind the back stop and, and put in a replacement netting that was a lighter gauge that, that you'd have a better visual, you can see the game better through the skin [*sic*], the, the screen. And he volunteered to put it in just for the league as an extra. He's going to have to take it down again, work on the roofing, but that's at his expense. So, we were fortunate that the contractor decided to be so generous.

CHAIR PONTANILLA: Thank you. Members, any question on this particular item --

COUNCILMEMBER VICTORINO: Chair?

CHAIR PONTANILLA: --the baseball stadium? Member Victorino?

COUNCILMEMBER VICTORINO: Yeah, thank you, and, and for just the public to know, who's the contractor? I know, but let, let the public know.

MR. MATSUI: He's Duane Ting.

COUNCILMEMBER VICTORINO: Yeah, okay, so, sometimes we got to recognize them when they do these extras for us. And it has made it much more visually clearer to watch the baseball game than that old, thick netting that we had there for more years than I wanted to count, you know what I mean.

The other question is this is only for baseball or is this part of the football stadium repairs too?

MR. MATSUI: This is only for the baseball stadium.

COUNCILMEMBER VICTORINO: Baseball, yeah. This is the, this is the. . .we haven't allocated any money for the football stadium at this time?

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MR. MATSUI: We have from this year and, and then next. . .the 2011, 2.2 million and we're looking at doing the lights.

COUNCILMEMBER VICTORINO: Lights. What about the...

MR. MATSUI: Replacing and the Wailuku side bleachers.

COUNCILMEMBER VICTORINO: Yeah, yeah, yeah, okay, yeah.

MR. MATSUI: Yes.

COUNCILMEMBER VICTORINO: 'Cause I was going say they're in pretty bad disrepair at this time, yeah?

MR. MATSUI: Yes.

COUNCILMEMBER VICTORINO: Yeah, okay. So, the lights. . .what about the sound system? And I, I ask that question because I was there last night and, I mean, Saturday night and our sound system not too good.

MR. MATSUI: That...that's something we're working on whether we're going to replace it or repair it, you know, I'm not sure what, what we're going to do yet.

COUNCILMEMBER VICTORINO: Okay. You know being that it is the jewel of our, our, our County and, and we have all the high school and as well as other football and soccer games, you know, that sound system has been a pretty, pretty shoddy one for a long time. And I understand it's gotten old and, you know, it's been costly to repair. So, I, I would hope that some, some effort is done in that one as long...and the, the seating too. . .the bleachers 'cause the bleachers are in pretty bad shape when I as there on Saturday. I was kind of surprised how bad it's gotten over the last four or five months, yeah. Okay, Mr. Chair, thank you very much.

CHAIR PONTANILLA: Thank you. Members, any more questions regarding the War Memorial Baseball Complex? If not, Mr. Matsui, I just want to commend you folks on taking care of the turf in the football stadium. You know, like Member Victorino, I was there on Saturday. I was kind of surprised as far as the, the turf. I don't know what kind of turf it is but it's, it's like walking on carpet. So, thank you. Member Johnson?

COUNCILMEMBER JOHNSON: Yeah, are, are we moving on to other topics now?

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CHAIR PONTANILLA: If there's no more questions regarding the stadium? So I think Member Kaho`ohalahala had some questions.

COUNCILMEMBER JOHNSON: Yeah, that's fine.

CHAIR PONTANILLA: And then we follow up.

COUNCILMEMBER JOHNSON: Yeah, I just, I just need a clarification.

CHAIR PONTANILLA: Okay, fine.

COUNCILMEMBER KAHO`OHALAHALA: Okay, well, thank you, Chair, then I wanted to ask questions on the Lanai Community Planned area and in the, the quarterly report you have here the certified kitchen project, which is the Lanai Rec Center. But I, I noticed that of the amount that was appropriated that there was a \$38,000 lapse so that, that funds are no longer there. Can, can you explain why?

MR. MATSUI: What, what page is this?

COUNCILMEMBER KAHO`OHALAHALA: It would be on Page 11.

COUNCILMEMBER VICTORINO: Page 9, yeah?

COUNCILMEMBER JOHNSON: Which report?

COUNCILMEMBER KAHO`OHALAHALA: I'm looking, I'm looking at the May 12th communications for the CIP projects and on Page 11.

CHAIR PONTANILLA: Members, that's the 30...March 31, 2010 . . .*(inaudible)*. . .

COUNCILMEMBER KAHO`OHALAHALA: Yeah.

MR. MATSUI: Yeah, that was lapsed in '07. That was money leftover after the bid, you know, the bids came in less than the amount we estimated, so.

COUNCILMEMBER KAHO`OHALAHALA: Okay, so can you explain to me then what was actually done?

MR. MATSUI: The contract was awarded, you know, a couple years ago. And, and we. . .the contractor is still holding on to his price. They're looking at starting in August to work on the kitchen and, and the community center. You know, one

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we were tied up with permits and when we finally got the permits then we needed to close the center so that's where we are now.

COUNCILMEMBER KAHO`OHALAHALA: Okay, so are you saying that the amount that's lapsed was funds in excess of the, the, the kitchen improvement or the certification?

MR. MATSUI: Yes, in excess of the bid. So, we did award that contract and, and we still. . .so the money is still there to pay the contractor to do the work.

COUNCILMEMBER KAHO`OHALAHALA: Okay, so, the encumbered amount is still there?

MR. MATSUI: Yes.

COUNCILMEMBER KAHO`OHALAHALA: So, the 11,000 is there? But 38,000 is lapsed?

MR. MATSUI: Yes.

COUNCILMEMBER KAHO`OHALAHALA: And then is the 11,000 then going to be sufficient to provide that Recreation's Center with all of the necessary improvements to allow it to be certifiable?

MR. MATSUI: Yeah, if you look further down, 99,000 from '08, that's encumbered too, that's the same contract.

COUNCILMEMBER KAHO`OHALAHALA: Further down meaning?

MR. MATSUI: Right below.

CHAIR PONTANILLA: It's below.

MR. MATSUI: On the next column over further down. Below the 11,000, you have 99,600.

COUNCILMEMBER KAHO`OHALAHALA: And that is to. . .for the certified kitchen?

MR. MATSUI: Yes, that's part of that.

COUNCILMEMBER KAHO`OHALAHALA: Okay, does this include then the, the fact that you're going to do an ADA?

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MR. MATSUI: Yes.

COUNCILMEMBER KAHO`OHALAHALA: So, is the 99 part of the ADA improvements?

MR. MATSUI: Well that's part of that contract, which includes ADA and, and kitchen improvements.

COUNCILMEMBER KAHO`OHALAHALA: Okay, I just want to be sure that, that we're making appropriation of 150,000 but right now almost 40,000 of that has been lapsed. So, I want to ensure that when you say we're going to move forward that we're going to render that facility with a certified kitchen as well as the ADA improvements, and that you have determined that the 40,000 lapsing is not needed to complete that. Is that, that what you're saying?

MR. MATSUI: Yes.

COUNCILMEMBER KAHO`OHALAHALA: Okay, and then when is this anticipated to be completed then?

MR. MATSUI: Well they're starting in August so, you know, three months.

COUNCILMEMBER KAHO`OHALAHALA: Three months?

MR. MATSUI: Yeah.

COUNCILMEMBER KAHO`OHALAHALA: So, beginning. . .so by this, by this winter then that facility should be completed?

MR. MATSUI: Yes.

COUNCILMEMBER KAHO`OHALAHALA: Okay. Okay, Chair, then thank you.

CHAIR PONTANILLA: Thank you. Member Johnson?

COUNCILMEMBER JOHNSON: Yes, and, and I'm looking at the details actually in the gold colored books, but on Page 22 and Page 23 this would be actually, yeah, Page 22 and Page 23, this would be of the 3-31, the 6-30-10 to 3-31-10, I don't know, fiscal year ending 6-30-10, and that as of 3-31-10. I'm looking at. . .can you clarify for me, Pat, I see towards the bottom of Page 22, there's West Maui Skate Parks, and then I see balance available 520...I guess there's one zero

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missing but 520,000. It says 100 percent of the budget is available. Then on Page 23, you go down and you look at West Maui Skate Parks, and this is mid-way down the page, and then you see current encumbrance zero, year-to-date expended 14,078. Is somebody in Finance or somebody, you know, and it shows budget lapsed 485,922. So, if somebody can explain to me what, what does that actually mean and why is it listed twice?

MR. MATSUI: Yeah I haven't found the entry you're looking at.

COUNCILMEMBER JOHNSON: Okay, well this would be in the West Maui Community Plan, it's on. . .the page numbers I have, Page 22 and Page 23, are the pages I'm talking about in the gold colored books, you know, which is actually the, the data. And it's the report ending 3-31-10.

MR. MATSUI: Okay.

COUNCILMEMBER JOHNSON: Okay, the, the code on the first one is 304029, West Maui Skate Park, 520,000. It says 100 percent of budget available, and then West Maui Skate Park is now another code 394026, West Maui Skate Park, 500,000, and then it says current encumbrance zero, and expended year-to-date, 14,000. I, I just. . .can you understand my confusion, Chair?

MR. MATSUI: Okay, originally there was 500,000 if you recall, and because of the status we, we were not able to encumber that funds. So, it got re-appropriated. So, that first 500 entry, the 19...no, 394026, that was the one that was lapsed. And then it got re-appropriated in, in next year's budget, and, and, and 520,000 was appropriated so that's how much we have.

COUNCILMEMBER JOHNSON: Yeah but how much, how much is the skate park actually going to cost? Wasn't that a matching fund situation?

MR. MATSUI: Yes, and then we have another 480 from Federal funds.

COUNCILMEMBER JOHNSON: Well, are you sure that one is not the 480,000 and the other one is the 520?

MR. MATSUI: No, this is the County funds. The Federal funds is not shown up in...

COUNCILMEMBER JOHNSON: They're not shown on this.

MR. MATSUI: Yeah.

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COUNCILMEMBER JOHNSON: Okay, so, what amount has actually been expended then? Has anything been done at all? Are we doing anything on it?

MR. MATSUI: We're going to be advertising for bids. We finally got. . .we're at the last leg of getting the Federal approval. Remember we had to do a land exchange.

COUNCILMEMBER JOHNSON: Right.

MR. MATSUI: And, and, so, that application finally went to the Federal government and, and we were told that within a few weeks we would get the approval. Okay, so, in the mean time we're moving ahead. We're going to be advertising for bids.

COUNCILMEMBER JOHNSON: Okay. For the construction of that?

MR. MATSUI: For the construction.

COUNCILMEMBER JOHNSON: We got all EA and all the other stuff done for approval for that skate park?

MR. MATSUI: That's correct.

COUNCILMEMBER JOHNSON: Okay, all right. So, within. . .once you go out to bids and assuming that we get the approval from the Federal government for that land exchange, what would be the projected timeline that we're looking at for beginning of construction?

MR. MATSUI: Well from the time we advertise to awarding the contract, actually having the contract in hand awarded to the contractor, we're looking at 90 days.

COUNCILMEMBER JOHNSON: Ninety days?

MR. MATSUI: Okay. And then...

COUNCILMEMBER JOHNSON: And what period of time since you're just putting this out to bid now, how long does that take before you actually award the contract?

MR. MATSUI: Ninety days.

COUNCILMEMBER JOHNSON: So --

MR. MATSUI: So, if we start advertising --

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COUNCILMEMBER JOHNSON: --six months.

MR. MATSUI: --two weeks from now, 90 days from. . .plus two weeks.

COUNCILMEMBER JOHNSON: So, in 2011?

MR. MATSUI: No, 2010. 'Cause this is July, see August, September, October.

COUNCILMEMBER JOHNSON: Yeah, you got hundred and...you know, so you got...isn't 180 days six, six months?

MR. MATSUI: Right.

COUNCILMEMBER JOHNSON: We're already in July.

MR. MATSUI: Ninety days to award, that's three months to award, and then another six months to construct. So, we're looking at nine months plus.

COUNCILMEMBER JOHNSON: So, it's 2011?

MR. MATSUI: For completion. To start would be --

COUNCILMEMBER JOHNSON: Oh, to start

MR. MATSUI: --to start would be three months plus.

COUNCILMEMBER JOHNSON: Oh, I see, I see what you're saying. I'm confusing. I'm thinking from the time that you get the bid and you award it. Then construction can start immediately?

MR. MATSUI: Yes.

COUNCILMEMBER JOHNSON: Okay, all right, all right. And then, okay, I'm okay with that, Mr. Chair. Can, can I ask another question? This is just a technical one.

CHAIR PONTANILLA: Sure, go ahead.

COUNCILMEMBER JOHNSON: And this would be on that same Page 22. This is just up from the bottom of the page on the left hand side. It's called Regional Parks in South Maui under the West Maui government facility. I just. . .is that a typo? What are we co-mingling, you know, with South Maui? 'Cause it's 90163 and

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then it, it just, it's got a little asterisk there, regional parks in South Maui. I, I don't know what that means. Do you see the...do you see what I'm talking about?

MR. MATSUI: Yeah, it's a typo 'cause the appropriation is for regional parks for West Maui.

COUNCILMEMBER JOHNSON: Okay, all right.

MR. MATSUI: And that comes from the park assessment for West Maui.

COUNCILMEMBER JOHNSON: Okay, all right. I noticed for budget you're getting your zeros cut off too in the column on Page 22, at least on, on that particular one, like it looks like, you know, if you look in the right hand column all of your zeros are getting cut off. So, it's kind of hard to, you know I mean my assumption is I'm just going to add in the zeros so if you can kind of space it over so that we have accurate information.

And, I guess, the only other question I had was on some of these items where I'm looking like at the tennis courts and like if you look on Page 23 and you see the Lahaina Civic Center Fireflow Waterline. Encumbrance is 282,232 of out of 850,000. So, am I to understand that that fireflow waterline is done 'cause you've only expended year-to-date \$263? Or, is that a project not done?

MR. MATSUI: The project is actually finished.

COUNCILMEMBER JOHNSON: Well...

MR. MATSUI: So...

COUNCILMEMBER JOHNSON: Why, why do we get these weird things then coming in these balances?

MR. MATSUI: Well this is a financial statement. It's. . .if, if want to really look at the, the status of the project, you should look at Item BF-5 where, where --

COUNCILMEMBER JOHNSON: Okay.

MR. MATSUI: --we show the status and some of the funding. This is more a financial statement that Finance comes up with.

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COUNCILMEMBER JOHNSON: But I'm used to getting financial statements, Mr. Chair, and I, I don't think, you know, that I was that clueless. But, you know, what it says is different from my understanding of what's going on, and one should square with the other, you know, because I'm just looking or taking the figures from one place and putting in the other and it, it just. . .so what page was that on, Mr. Matsui, the one I'm looking at? Page 5?

CHAIR PONTANILLA: Page 5, yeah. And this is the April 28th, 2010.

COUNCILMEMBER JOHNSON: Okay. Well I'll, I'll find that but anyway. I guess that's all that I have in this particular area, 'cause those were the ones that I had the most concern about. And then the pool filter replacement. I guess, Mr. Matsui, because it's not just for the Lahaina District, but how are we doing on our pool filter replacements in general? Are, are we up to snuff on that?

MR. MATSUI: Yes, we're. . .the Upcountry one is completed and also the Lahaina one is completed. We just still going through the. . .we're getting it functioning correctly. . .*(inaudible)*. . .

COUNCILMEMBER JOHNSON: Okay. And we're still having. . .'cause I know that was an issue before us, but, but is the, the filters that we're utilizing, are those now working in those particular facilities or are we still working on having them be reliable?

MR. MATSUI: They're working now. Yes, they were installed and completed.

COUNCILMEMBER JOHNSON: Okay, okay, and then the vendor, if we have any problems we call the vendor right away?

MR. MATSUI: Yes.

COUNCILMEMBER JOHNSON: Yeah, 'cause I know some people, you know, before they were really concerned about the pool filter replacements. Okay, that's all Mr. Chair, I had on Parks. I, I have one other question which would be a general question on the County morgue, but that's not with Parks.

CHAIR PONTANILLA: Oh, okay. Any more questions, Members? Member Medeiros?

COUNCILMEMBER MEDEIROS: Mahalo, Mr. Chairman. Mr. Matsui, on Page 8 of the same report you, you just looked at for Parks and Recreation Hana Community Plan Area. And this would be attached to cover letter...

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CHAIR PONTANILLA: That's the March 31st.

COUNCILMEMBER MEDEIROS: That's the March 31st?

CHAIR PONTANILLA: Yeah, 2010.

COUNCILMEMBER MEDEIROS: Yeah, March 31st, 2010, Capital Improvement Projects page...I'm sorry, Page 4, wait not Page 4, I'm trying to relocate now.

CHAIR PONTANILLA: Page 8.

COUNCILMEMBER MEDEIROS: Oh, yeah, it was Page 8.

MR. MATSUI: I don't see it.

COUNCILMEMBER MEDEIROS: Are you able to find that under cover letter May 12, 2010? And this is as of 3/31/2010, Capital Improvement Projects Report, Page 8.

MR. MATSUI: Okay, what, what project is this?

COUNCILMEMBER MEDEIROS: Yeah, under Parks and Recreations at the top of Page 8 under Hana Community Plan Area. You know, we did have the meeting on Paanimai Park very recently where Parks came into Hana and we met with the Hana Committee. Can you give an update for the record and, and so that people that aren't able to come and be at these meetings but certainly watch our proceedings on *Akaku* sometimes during the rebroadcast, where we are on Paanimai Park?

MR. MATSUI: We've gone through the land use entitlements. We have a master plan completed. We have an SMA completed. We're just getting our. . .the subdivision approved, which, which would combine it with the. . .at the least the land that the ranch is going to turn over to the County.

COUNCILMEMBER MEDEIROS: Correct.

MR. MATSUI: And, and so right now we're focusing on doing a community build skate park, you know, on the skate park area.

COUNCILMEMBER MEDEIROS: Okay.

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MR. MATSUI: And we're getting quotes right now to clear the skate park area, and then we're going to be working with putting in the, the first part of the skate park.

COUNCILMEMBER MEDEIROS: Okay, so that would be the first phase of the skate park, which would be the street model skate park where it's made for novice or people learning skateboarding and not so much for advanced kinds of park design for that?

MR. MATSUI: That's correct.

COUNCILMEMBER MEDEIROS: Correct. Okay, so, this, this portion that we are planning to put the first phase of the park in with the assistance of the community and contractors in the Hana area, is this park going to be on the land area that the Hana Ranch is donating? Or, are we still on the existing area of the park?

MR. MATSUI: It's going to be on the area that the ranch is donating to the County.

COUNCILMEMBER MEDEIROS: Okay, okay. And we're able to get on to this property through a right of entry or an agreement with the ranch?

MR. MATSUI: Yes, you know, it's going to take a little while for them to actually turn it over to us.

COUNCILMEMBER MEDEIROS: Right.

MR. MATSUI: And it's got to get Council approval. So, we're, we're trying to get a right of entry, and, and one was drafted and we're working out the. . .some minor details on that. But once we get the right of entry we can start the grubbing.

COUNCILMEMBER MEDEIROS: Okay. And, you know, I, I want to thank you especially and your staff for coming to Hana to meet with us and, and, together with the community, we seem to be putting together the resources and the people to move forward on this project. So, thank you on that.

Helene Hall Improvements, which I assume--under Paanimai Park--is for the roof replacement. Is, is that what the improvements are?

MR. MATSUI: Yes, that was...

COUNCILMEMBER MEDEIROS: And the status of that?

MR. MATSUI: That was completed.

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COUNCILMEMBER MEDEIROS: Okay.

MR. MATSUI: Just completed.

COUNCILMEMBER MEDEIROS: Thank you. And then finally on the Hana Community Center Sprinkler System, the status on that? And, and this, I'm assuming is not landscape sprinkling. It's the . . .in the building fire sprinklers, right?

MR. MATSUI: Yes.

COUNCILMEMBER MEDEIROS: Okay.

MR. MATSUI: We had a consultant do a study for the cost and, and for each of the buildings, and, and that was transmitted to the Council. You know, the amount is really high and their recommendation is, is we not do it.

COUNCILMEMBER MEDEIROS: Okay.

MR. MATSUI: Our recommendation.

COUNCILMEMBER MEDEIROS: Who...whose recommendation?

MR. MATSUI: Well the Department.

COUNCILMEMBER MEDEIROS: Department?

MR. MATSUI: Yeah.

COUNCILMEMBER MEDEIROS: Okay, because we're going to still pursue this being that that's our only community center and it wasn't built to be a community center. It's our old Hana School that was turned over to the County through an executive order so that we could use it for a community center and this was under Mayor Hannibal Tavares' time. So, we want to be able to preserve those buildings and one of the ways is to be sure we can protect it against fire. And so, you know, the community still wants to pursue some way of trying to get retrofit fire sprinklers in there, and hopefully the Department can find a way of doing that and to continue to pursue that. Okay, thank you very much, Mr. Matsui. Mahalo, Mr. Chair.

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CHAIR PONTANILLA: Thank you. Members, any more questions for the Parks? I have some questions in regards to the Budget Office. You know, I had my staff look at all of the projects themselves and there's many projects that go back into the '80's and the '90's, and these contracts are still open. I, I just want to know what's your plan to start closing out these contracts.

Just to give you an idea in the General Fund area, I think, it was more than a million dollars that is still open. And then on the General Obligation Bond side there's about \$10.6 million. But some of them. . .but that's a total, but, you know, again, there's a lot of projects that go back in the '80's and '90's, you know, that can provide this County in the General Fund area additional monies should you require. . .should the Administration require, you know, funding. And, and then on the General Obligation Bond side, again, there's a lot of bonds that. . .dollars that are identified going back, again, in those timeframes. So, you got any comments, Helene?

MS. KAU: Thank you, Chair. I know that it has been a priority of this Administration, and I do know that our CIP Coordinator, Wendy, has been involved with that as well. As you indicated we're dealing with multiple years, dozens and dozens of projects, and I believe that we've made some small headway but it...it's going to require far more leg work, but certainly it's, it's a high priority.

CHAIR PONTANILLA: Okay. And I know, you know, most of these projects are from different departments and I, you know, the priority in, in trying to get these projects cleared should be placed on some of those departments in getting this thing corrected.

For Corporation Counsel, you know, for those dollars that we encumbered that is still open and contracts that had, you know, are ten years older, what is our obligation?

MS. FUJITA VILLAROSA: What, what kind of obligation are you...

CHAIR PONTANILLA: Like, you know, I. . .good example Wailea Fire Station. It's been open for a number of years because there's no final on that particular contract. When do we say enough is enough, close out the contract, and move on?

MS. FUJITA VILLAROSA: Okay, you're talking about like a contractual obligations, then right?

CHAIR PONTANILLA: Yes.

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MS. FUJITA VILLAROSA: Okay. That's really going to depend on the individual contract. In some instances, I know contracts can't be closed out because the contractor is unable to provide the tax clearance, for example, you know, from the State. In that case we're stuck because we're not allowed to make final payment until the contractor provides proof that they are. . .they've satisfied their State tax obligations.

Trying to think of some other reasons why contracts can't be closed out. I know some are just. . .it takes a while to negotiate punch list items or there are just unresolved scope of work type issues possibly with some of the construction contracts. I mean I know that the Administration has made an effort to close out contracts because they wanted to disencumber as much funds as possible. And so, I know that the departments have been making an effort to do that. And if it were simple, if it was just a matter of closing it out, I think that that probably would have been done. But if you wanted specific examples, I think, you'd have to ask the departments, you know, if you could point to particular contracts, they could probably tell you the story behind it, because there's probably some reason why it can't be closed out.

CHAIR PONTANILLA: Thank you. And but one of the things, one of the things that bother me is that, you know, there is certain contractors out there that we've dealt with, you know, and, and they come to this situation, you know, it's not closed out but we continue to provide work, you know. That...that's something that is a concern of me actually.

MS. FUJITA VILLAROSA: It's difficult because the County. . .we are subject to the Hawaii Public Procurement Code and there are. . .there's rare instances where we can basically tell somebody that they're not...they don't, they don't qualify to submit a proposal for, for a County contract. And it's, it's a process called debarment. It's very rarely used, but it's available as an option, but just state why that it's not used very often. But if they're not on that debarment list, we can't, we can't not...we can't tell them to not submit a, a bid or proposal.

CHAIR PONTANILLA: It's tough. Members, questions? If not, Members, the Chair would like to make his recommendation regarding to BF-4.

COUNCILMEMBER NISHIKI: Recommendation.

CHAIR PONTANILLA: If there's no objections. Member Johnson?

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COUNCILMEMBER JOHNSON: I just have one question and I know Mr. Matsui can't answer it, and I don't know because of the way we got the posting done. I was curious about the County morgue. That was the only thing that when I went through this there was no, you know, I, I just. . .it's been a long while and I just wondered if anybody had any updates. And if you need to send a separate letter, fine, but I really am concerned about that, because I, I don't know where it stands.

CHAIR PONTANILLA: Maybe if, Helene, can you answer that?

MS. KAU: Thank you, Chair. Member Johnson, if you. . .I think it would probably be best to submit it. I, I recall discussing this matter as we were preparing the current budget and we were provided with a current status. I just don't recall the specifics.

COUNCILMEMBER JOHNSON: Yeah, I, I really would like to know that, because this has been...this been a long while, Mr. Chair, and I think that with regard to other the issue that Traci was just discussing. If there's anything that we could do in terms of an ordinance or a requirement on the part of the Council that if we can legally or legitimately pass legislation that says if a contract, if there's an unresolved issue that is not able to be resolved under the contract, if there's some way that we would be able to then give a time certain that if no clear evidence can be found, fine, you know, we, we should be able to put that money back into. And then if someone later on comes up with justification as to why that was a contract that wasn't fulfilled that somehow we be able to utilize that money, because if the contractor is out of business, if the contractor has passed away, you know, what, what can we do. So, anyway that's just my, my question.

CHAIR PONTANILLA: Thank you.

MS. KAU: Thank you, Member Johnson. If I may comment very quickly I know that as we had discussed this earlier and again I will reiterate that it's been a very high priority for, for this Administration. And we'll certainly look into it further, but as, as I note when we discussed it earlier we are bound in many instances by the terms of the contract that we executed with these particular contractors so that makes it difficult.

CHAIR PONTANILLA: Thank you. Member Baisa?

COUNCILMEMBER BAISA: Chair, I was listening with interest to the discussion about these old contracts that are outstanding, and, you know, we are going to be as you know, you know better than the rest of us, scrambling to try and to find money. Do we have available, if you have, we'd like to see it and if you don't, could we

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please have maybe a matrix of what those are, and how old they are, and what they're for, and how much money is involved? I think that would be very important for this Committee to see.

CHAIR PONTANILLA: I, I do have a matrix that was done by my staff.

COUNCILMEMBER BAISA: If you could share.

CHAIR PONTANILLA: I can share this thing with you folks.

COUNCILMEMBER BAISA: Thank you.

CHAIR PONTANILLA: And then I, I don't know if Wendy has any matrix in regards to the projects that are outstanding for the County of Maui showing, you know, the start, complete, well the progress of the, the project itself with all the dollar amounts.

COUNCILMEMBER BAISA: Thank you.

CHAIR PONTANILLA: Member Johnson?

COUNCILMEMBER JOHNSON: Yeah, I just. . .there's. . .this is a suggestion too that because I know Cost of Government Commission looks at things of this sort. Have this been referred. . .do, do you know to Cost of Government Commission to look at how this issue might be tackled in a creative way?

MS. KAU: I'm not aware of whether or not it's been referred.

COUNCILMEMBER JOHNSON: Okay, Mr. Chair, then I would just very respectfully request that we have Cost of Government Commission take a look at this particular issue.

CHAIR PONTANILLA: Okay.

COUNCILMEMBER JOHNSON: 'Cause it is really our problem and particularly with the fiscal constraints that we're operating under.

CHAIR PONTANILLA: Okay. Mr. Medeiros?

COUNCILMEMBER MEDEIROS: Just quickly, Mr. Chairman. So, does the CIP Coordinator produce any kind of quarterly reports on the work that, that office is conducting? And if you're going to share with us your matrix and if we're going

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to discuss it in any particular meeting, would the CIP Coordinator be available to answer questions?

CHAIR PONTANILLA: Mr. Medeiros, you know, the next item which is BF-5, we do have a matrix that provide us with, you know, updates, but when we get this information basically it's like three months old. So, you know, you don't have up-to-date numbers and, and the numbers that I have here that was done by my staff, is actually from the March 31, 2010. But when you look for progress...a progress report then B-5 is the report that, you know, we can take look at. But again, you know, it...it's not up-to-date type of information that we probably everybody. . .every one of us is looking for.

COUNCILMEMBER MEDEIROS: Yeah, and I, I think, yeah, I realize that, that it's not going to be, you know, completely up to current date, but I, I think as you shared with us, the matrix that you have, it, it will indicate which projects, you know, are older and that should address some attention as to why it's not finished. And I think that would be helpful.

CHAIR PONTANILLA: Okay.

COUNCILMEMBER MEDEIROS: Thank you.

CHAIR PONTANILLA: Okay. Members, any more questions in regards to BF-4? If not, the Chair's recommendation is to file County Communication No. 09-322 and 10-51.

COUNCILMEMBER MOLINA: So move, Mr. Chair.

COUNCILMEMBER VICTORINO: Second, Mr. Chair.

CHAIR PONTANILLA: Thank you. It's been moved by Member Molina, second by Member Victorino for the filing of County Communications No. 09-322 and 10-51. Any discussion? All in favor of the motion, please say "aye".

COUNCIL MEMBERS: Aye.

CHAIR PONTANILLA: Thank you. Motion is carried, eight ayes, one excused.

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VOTE: **AYES:** **Chair Pontanilla, and Councilmembers Baisa, Johnson, Kaho`ohalahala, Medeiros, Molina, Nishiki, and Victorino.**

NOES: **None.**

ABSTAIN: **None.**

ABSENT: **None.**

EXC.: **Vice-Chair Mateo.**

MOTION CARRIED.

ACTION: FILING of communications by C.R.

ITEM NO. 5: CIP IMPLEMENTATION REPORT (C.C. Nos. 09-321, 10-50, and 10-90)

CHAIR PONTANILLA: Members, the last item is BF-5. This is a CIP Implementation Report. Again, the Committee is receipt of the Capital Improvement Project Implementation Report for the periods ending September 30, 2009, December 31, 2009, and March 31, 2010. The Chair's intent...but I think we already covered the areas that this Chair wanted to move forward on, which was the South Maui Community Park and the War Memorial Stadium Complex. Again, Members, when you look at the report it's basically a progress report that is dated March 31, 2010. Members, you have any more questions regarding this particular report or any questions?

COUNCILMEMBER MOLINA: Recommendation? If you don't have...

CHAIR PONTANILLA: I think Mr. Kaho`ohalahala had a question? Go ahead, Sol.

COUNCILMEMBER KAHO`OHALAHALA: You know, I did, I did ask questions about the areas that I had interest in but then we're going to go to BF-5. And then, you know, the only thing about BF-5 is that this is a 2009, you know, so, so it's like it's going backwards now.

CHAIR PONTANILLA: No, you do have three reports.

COUNCILMEMBER KAHO`OHALAHALA: Okay. I'm...

CHAIR PONTANILLA: Look at the April 28.

COUNCILMEMBER KAHO`OHALAHALA: This is the FY '10 first quarter as of September 2009.

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CHAIR PONTANILLA: Yeah. The April 28, 2010 report. . .correspondence. Got it?

COUNCILMEMBER KAHO`OHALAHALA: Okay, okay. I've got the, the last section.

CHAIR PONTANILLA: Yeah. Any questions on this report for the departments?

COUNCILMEMBER KAHO`OHALAHALA: You're on BF-5?

CHAIR PONTANILLA: On BF-5, yeah.

COUNCILMEMBER KAHO`OHALAHALA: You know...

COUNCILMEMBER JOHNSON: Mr. Chair?

CHAIR PONTANILLA: Mr. Kaho`ohalahala, if you're looking for Lanai, I think, it's on Page 7.

COUNCILMEMBER KAHO`OHALAHALA: Yeah, I have that. Actually, Chair, if, if I can ask a question on...and it's going to go back to the '09 report.

CHAIR PONTANILLA: Oh, okay. Fine.

COUNCILMEMBER KAHO`OHALAHALA: But I just have a question because in your comments on remarks for the Lanai projects under Parks and Recreation, and specifically I'm looking at the November 10, 2009, and I just have a question about your remarks here that have to do with the approval plan improvements and easements. Okay, that's one. Also, processing documents pertaining to the Lanai Company BCT Historic Places Nomination and the Historic District regarding eligibility for listing on the Hawaii Register of Historic Places, you have that same remark on, on the, on several of these items. So, I just wanted to get your response to what that is making reference to and what are we involved in, in terms of historic places in terms of renovating the rec center?

MR. MATSUI: Yeah, this, this was one of the issues brought up during the building permit process as we were going through the Planning Department, and my understanding it's, it's been resolved. But it showed up in several different parts, because actually from one contract you have different funding sources so every time that funding source has shown up you have that same remark.

COUNCILMEMBER KAHO`OHALAHALA: Okay. And, and as far as the remarks go then you're saying that's been resolved. So, it is. . .how is it resolved?

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MR. MATSUI: That the building permit was, was approved and we submitted whatever documents we needed to do to get it.

COUNCILMEMBER KAHO`OHALAHALA: So, documents are being required concerning the historic nominations?

MR. MATSUI: Yes.

COUNCILMEMBER KAHO`OHALAHALA: So, we are involved in the nominations of that particular site then?

MR. MATSUI: No. It has to do with getting a building permit and, and 'cause the building is, is old. And so, so that was, that was something we had to get through during the building permit process.

COUNCILMEMBER KAHO`OHALAHALA: Okay, okay. I just, I wanted to get some clarification on, on that. Okay, then I'll yield, Chair, so that I can look up the . . . *(inaudible)* . . .

CHAIR PONTANILLA: Okay. Member Johnson?

COUNCILMEMBER JOHNSON: Yes, Pat, on. . .this would be on the March 31, 2010 CIP Implementation Report. On the Lahaina Civic Center Fireflow Waterline, and I. . .let's see, that would be on Page 6, I gather. It's punched out here. But anyway, it's down one, two, three, four, fifth. . .it's the fifth one down, Lahaina Civic Center Fireflow Waterline. I thought you just said in the previous question that I asked that it was all done and it says construction 0 percent complete pending DOT use and occupancy agreement, Maui Master Builders? So, what's going on?

MR. MATSUI: It is completed, May 1, 2010.

COUNCILMEMBER JOHNSON: Yeah, but it says in the remarks construction 0 percent complete. What is that about?

MR. MATSUI: Yeah, that...that's an error, 'cause it was completed.

COUNCILMEMBER JOHNSON: You can't make errors like that when the public's looking at this, you know, if it says 0 percent complete that to me means it's not complete.

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CHAIR PONTANILLA: Yeah, actually the. . .Member Johnson the report is March 31st.

COUNCILMEMBER VICTORINO: March 31st.

CHAIR PONTANILLA: And what Parks is saying that was done May.

COUNCILMEMBER JOHNSON: Oh, so, then you don't even have...

CHAIR PONTANILLA: Yeah, like I said, you know --

COUNCILMEMBER JOHNSON: What's the sense of going through this stuff?

CHAIR PONTANILLA: --this report is --

COUNCILMEMBER JOHNSON: Yeah, hello.

CHAIR PONTANILLA: --is outdated, yeah.

COUNCILMEMBER BAISA: Yeah.

CHAIR PONTANILLA: Here we are in July so this is --

COUNCILMEMBER JOHNSON: Yeah, yeah.

CHAIR PONTANILLA: --like four, four months now.

COUNCILMEMBER JOHNSON: Yeah, well, it would be helpful where, you know, like where it's not clear if you know, you know, that it's, that it's been completed, even just have a verbal update so that, you know, or just something to let us know that these projects have been completed since this report came out. 'Cause, Mr. Chair, what good does it do to go through the report if we're dealing with outdated information?

Now, I see here and this would be for, I guess, for Finance, the Lahaina Civic Center Tennis Courts, okay, now they're listed twice. They're listed on Page 6 and, I believe, they're listed on Page 5. So, 6/1 of 2010, that's the completion estimate. It started in 5/1 of 2009, on the, on the Page 5, it says construction is 99 percent complete, David Ting, pending construction close out. And then you go to the next page and it's down mid page on Page 6, you got another, I guess, \$1,034,939, and you got the same thing, construction 99 percent complete, David Ting, pending construction close out. How come...is that a different sub-object code or why is it listed two times in two different places?

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MS. KAU: Excuse me, Chair, if I may comment?

CHAIR PONTANILLA: Yes, go ahead.

MS. KAU: You're referring to two different appropriations.

COUNCILMEMBER JOHNSON: Yeah.

MS. KAU: That's why they're listed separately.

COUNCILMEMBER JOHNSON: Okay, well, wouldn't it be easier to just, just, you know --

CHAIR PONTANILLA: Lump 'em together.

COUNCILMEMBER JOHNSON: --put it 'em one and lump 'em together so we don't have to go searching all over, 'cause, you know, I mean I'm looking at that but then also, let me ask you a question. Because we're going through this whole issue of pending contract close out or construction close out. Is there anything left undone in that contract or has that been closed out?

MR. MATSUI: The project has been closed out, yes.

COUNCILMEMBER JOHNSON: Okay, so then that's one that we can check off our list?

MR. MATSUI: Yes.

COUNCILMEMBER JOHNSON: Okay and there's no money left in that. . .every dime was expended?

MR. MATSUI: Yes.

COUNCILMEMBER JOHNSON: Okay, all right. That's all I wanted to know. Thank you.

CHAIR PONTANILLA: You're right, Member Johnson, you know, you got to go flipping the pages --

COUNCILMEMBER JOHNSON: I know.

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CHAIR PONTANILLA: --because we do appropriate different years, yeah, when you look at South Maui Park, it goes back like four years. So, Members, any more questions on BF-5? Member Kaho`ohalahala?

COUNCILMEMBER KAHO`OHALAHALA: Yeah, again, I, I just wanted to make sure this is clarified for me looking at the Lanai projects again. So, I'm, I am looking on Page 7 of the March 31st, 2010. And I just wanted to clarify that the grease trap, which was originally supposed to have been started on 2006. It says here design is 44 percent complete and construction is pending issuance of a building permit. So, since 2006 then, we're looking at almost four years exactly to, to the date. Is that going to be completed? Is, is that been issued a building permit?

MR. MATSUI: Yes.

COUNCILMEMBER KAHO`OHALAHALA: It has?

MR. MATSUI: That's the one that we're looking at starting in August, that's the contract.

COUNCILMEMBER KAHO`OHALAHALA: Okay, so, that's one contract for the, for the grease trap?

MR. MATSUI: Yes. *No*, the grease trap and the certified kitchen is one.

COUNCILMEMBER KAHO`OHALAHALA: Is the same contract?

MR. MATSUI: The same contract, yes, different funding.

COUNCILMEMBER KAHO`OHALAHALA: So, we're looking at the combination of both of those funds then, 65 and 11,000?

MR. MATSUI: Yes.

COUNCILMEMBER KAHO`OHALAHALA: Okay, and then they represent the. . .is this the same contractor then that has been issued, yeah?

MR. MATSUI: Yes.

COUNCILMEMBER KAHO`OHALAHALA: So, we have a contractor that's assigned to this project already?

MR. MATSUI: Yes.

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COUNCILMEMBER KAHO`OHALAHALA: And they're going to commence in August as you said?

MR. MATSUI: Yes.

COUNCILMEMBER KAHO`OHALAHALA: Okay, and expected at least three months to complete?

MR. MATSUI: Yes.

COUNCILMEMBER KAHO`OHALAHALA: Okay. And then if I go back to the item just above that, two lines above that, is the Lanai Community Center at Dole Park, and that was a \$99,600 that was to begin in 2007. And this is construction, it says 0 percent complete, Stan's Construction, pending issuance of building permit. So, the status of that?

MR. MATSUI: That's the same contract as the other two.

COUNCILMEMBER KAHO`OHALAHALA: Okay, but a different...

MR. MATSUI: Appropriation, yes.

COUNCILMEMBER KAHO`OHALAHALA: Different appropriation. Is it the same project then?

MR. MATSUI: Yes.

COUNCILMEMBER KAHO`OHALAHALA: Okay, and then this one will be specifically for the ADA?

MR. MATSUI: No. It's combined ADA and kitchen renovations. It's one big contract.

COUNCILMEMBER KAHO`OHALAHALA: Okay, so, these three are the same then. Okay, and then the one just below that, let me see, under Countywide ADA improvements, you also have listed there, design 81 percent complete for the Lanai Gym Improvements. What is the, the status of that?

MR. MATSUI: That we're in the process of completing the...going out to bid. We just got some funds in the '11 Budget, 2011.

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COUNCILMEMBER KAHO`OHALAHALA: Okay, so, the amount of money expended then was just for design?

MR. MATSUI: Yes.

COUNCILMEMBER KAHO`OHALAHALA: So, we've expended almost, let's see, \$350,000, and that's just for the design of ADA, ADA requirements for the Lanai gym?

MR. MATSUI: No. There was some other. . .it wasn't just design, no.

CHAIR PONTANILLA: Countywide.

COUNCILMEMBER KAHO`OHALAHALA: Okay, so, that amount but is that, that entire amount is, is assigned to Lanai though?

MR. MATSUI: No.

CHAIR PONTANILLA: No, it's all Countywide.

COUNCILMEMBER KAHO`OHALAHALA: Yeah, but only the Lanai gets mentioned under that then?

CHAIR PONTANILLA: They mention only Lanai, yeah, in this particular, particular area.

COUNCILMEMBER KAHO`OHALAHALA: Okay. That's my...one of my question \$300,000 for an ADA that's why I'm asking so.

CHAIR PONTANILLA: I know, big amount.

COUNCILMEMBER KAHO`OHALAHALA: Yeah, okay. Okay. So, why don't we include the others on that so that it's clear that this...since this is a Countywide. Is this the only one that's in place then for ADA?

MR. MATSUI: You know, then, then we would have to list a whole bunch of entries, and, and, you know, we, we kind of running out of space, so, so, we're just trying to give you our best shot at explaining what the funds are for. If you look at the current encumbrance, 40,000, that's, that's the balance that we have for the consultant.

COUNCILMEMBER KAHO`OHALAHALA: Okay. But since --

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MR. MATSUI: But, you know...

COUNCILMEMBER KAHO'OHALAHALA: --since Lanai is the only line item in that it would stand. . .the way I would read this is that \$350,000 have been, have been encumbered for Lanai. That's how I would read it even though you...you're saying it's...

MR. MATSUI: Yeah, that's not correct, no.

COUNCILMEMBER KAHO'OHALAHALA: Okay, then, then that makes the, the report a little bit confusing in terms of how someone is supposed to interpret that. Okay, thank you, Chair.

CHAIR PONTANILLA: Thank you. I got a question for Helene. The. . .I know we have a CIP Coordinator, Wendy, you know, the type of information that she has in regards to Capital Improvement Projects for the County of Maui. Does she have like say a master sheet that shows all of the projects or that's not her responsibility?

MS. KAU: You know, I don't think she does have such a list. I...I'd have to double check, but I don't believe that she has a master list per se.

CHAIR PONTANILLA: And the reason why I ask is that, you know, we get this report which is like. . .now we kind of reviewing this thing, which is outdated, and the questions that we bring out is actually questions based on the report. And a good example, you know, 0 percent and then we find out it's completed. If we can get up-to-date type information, current information, as much as possible in regards to Capital Improvement Projects that are in progress or planned similar to the matrix that we have over here, but more up-to-date.

MS. KAU: And, Chair, I believe the reason that it's always...yes, several months after the fact is because we're incorporating financial data that doesn't become final until the close of the quarter. So, it's very difficult for us to. . .and there are certain transactions that only get posted perhaps, you know, at the end of quarter and what not. So, it's very difficult for us to provide per se up-to-the-day accurate information. You know, I believe, that some time ago this was determined to be the best way to provide some degree of a summary. But we're certainly open to revising this existing report or, you know, that wherever possible providing other data, you know, if it's available.

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CHAIR PONTANILLA: Yeah. Since this is for the Maui County I don't know when you get this report if you review with the different departments in regards to, you know, how you doing.

MS. KAU: And this report, Chair, actually, you know, the manner in which our, our office compiles this report is that this information is actually submitted from the departments and we pump in the financial data. But all of the remarks are per the department. So, this is the best information that we have available at the time.

CHAIR PONTANILLA: Okay. So, you don't meet on a monthly basis --

MS. KAU: Um. . .you know I...

CHAIR PONTANILLA: --for each department to review CIP projects?

MS. KAU: I know that there are certain specific projects that Wendy is involved with. Some of, you know, the larger projects that had been mentioned earlier that she follows up with on a regular basis. There are certain key projects. Some of these, again, perhaps some of the projects that are lingering on this report may not have been given, you know, much attention recently.

CHAIR PONTANILLA: Okay. Thank you. Members, any more questions for the Department? Member Johnson?

COUNCILMEMBER JOHNSON: No, and, and, you know, I, I just want to go back to why we need the reports and, and how it's meaningful for us and the community. The reason for the reports besides that it's required, you know, under ordinance is that the reports that we get are useful for everybody. And so, even if, if the old projects, even the order of the projects sometimes if it's organized in a way that makes it meaningful or easy for us, you know, to see, like if you got the old projects lumped together and say these are all old projects that we're just looking at closing out. We have issues on these.

Then if you had another section that was maybe covering parks or big, bigger projects. But if you think of it as this is the community looking at this report and then tailor the report so that it's more easily digested. Like if you've got six areas where Lahaina Civic Center appears, the Civic Center improvements, then just put the most current one at the top, and maybe all of the other things that have folded into, and a little summary on the side so that's it easy for members of the public to understand these older appropriations are now updated in the most current thing. All the monies have been expended. This is the total amount, so

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that there's a narrative that when that lay person looks at this they can actually make some sense out of it.

MS. KAU: Yes, Member Johnson, if I'm not mistaken I do believe that the CIP projects. . .well the CIP Implementation Report has historically and continues to be provided as a request of Council. And so, it's provided to Council Members, but this is not, you know, provided to the public per se. And I don't believe that it was statutorily required. It's something that we continue to provide for our information for, you know, Council Members' interest.

COUNCILMEMBER JOHNSON: Oh, okay, well, Mr. Chair, having heard that I think it's important that when we get a report that for us to be asking questions in, in the interest of, you know, the general public that what we do is have it be meaningful. Because if this is the way we gather data and then it's not useful then what is the sense of meeting on something wasting Mr. Matsui's time, Finance's time, if we're not, we're not in sync with one another. So, if it's a courtesy and not required by any statutory requirement then I'd just simply say give us the quick and dirty version. Give us something that we can really utilize in a meaningful way so that we don't have to. . .I, I guess not have answers for the community. Because this is the only time usually I get any idea other than if I make a call to somebody or happen to see Mr. Matsui or one of the other department heads. It's the only time I know what's going on in my district, because there is no other form of communication other than this.

MS. KAU: And again, Member, absent. . .quarter ends happen to be a good time for us to examine again the financial data. We wouldn't want to provide a report that would not include relevant financial information and the remarks would have been updated. You know, in, in, in our estimation it's, it's. . .it wouldn't make sense to provide you with half good information and half bad information. So, the only way that we can do it and provide accurate information is to provide it historically and on a quarterly basis so that we sync it with, you know, closing periods in the Finance Department. So, this is the best way for us to provide the most accurate information. I, I, I agree with you, it's not the easiest report to work with and we're certainly welcome to, you know, further suggestions with regards to how we can present the data. But in terms of what is presented, you know, this is probably the most accurate information that we can give you.

COUNCILMEMBER JOHNSON: And, and I understand the challenges you have because you're dealing with contractual things.

MS. KAU: Yes.

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COUNCILMEMBER JOHNSON: You're dealing with figures and we're, we're dealing with facts and reality, which is in real time and you're dealing with something that's more for the CAFR, or something that's historic.

MS. KAU: Certainly.

COUNCILMEMBER JOHNSON: But all I'm saying, Mr. Chair, is that for us looking at the report and understanding all these things, it is not that meaningful, and, and particularly when we're asking questions on things that have already been closed out or that have already been completed. So, if we can offer some, you know, better suggestions. I would say just even from your perspective to make it useful for your own departments and the Administration side then figure out what are the ways that you could improve the report so that when it prints out it gives us up-to-date and current information, and even if you have to say that it's missing the financial part of it, you know, this is only through a certain date. Whatever it takes to make the report easier to read and more useful, 'cause right now I, I don't...and I can't speak for other Members, Mr. Chair, but this is frustrating and it's got to be frustrating for Administration, 'cause we're zigging when we should be zagging. Thank you.

MS. KAU: And I believe that this has been in place for a long time. So, it's certainly...

COUNCILMEMBER JOHNSON: And, and I agree, and just because we've always done it that way it doesn't mean we have to continue.

MS. KAU: Do it continue, absolutely, absolutely.

COUNCILMEMBER JOHNSON: Okay.

CHAIR PONTANILLA: Thank you. I was going to say something, you know, in regards to my other life before when we do review CIP projects it's really intense, because we're talking about money and this is people's money. And we want to make sure that if we say we're going to do something, you know, we need to meet schedules. We need to meet the financial obligations, because we, we got to explain, so. Mr. Kaho`ohalahala?

COUNCILMEMBER KAHO`OHALAHALA: Thank you, Chair. I just wanted to comment and, and support Member Johnson's comments to the Budget and Finance. But you already have a, a format that's in place, and you already have an already in a matrix. And I'm just wondering that, I think, for us to make any sense out of this we're looking at real time, yeah. And is it that the Department does not get the updated information until a specific date so that you might be

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ready to close out your quarterly reports? Or is this information that comes to you as projects have been completed, you know? So, I, I don't know. I'm trying to find out, you know.

MS. KAU: Thank you, Member. It is provided on . . . as of a specific date. Yeah.

COUNCILMEMBER KAHO`OHALAHALA: Okay. If there were a real time site that includes all of these projects as, as CIP, and then as information comes in that it could be inputted into. I mean, you're already inputting information somewhere because this is why we get a generated hard copy. But I understand that the distinction between getting information and then certifying that information based on the financials.

MS. KAU: Yes.

COUNCILMEMBER KAHO`OHALAHALA: And that's what we get at the very end at each quarter.

MS. KAU: Yes.

COUNCILMEMBER KAHO`OHALAHALA: But it serves us best to have real time, I guess, and we're not asking necessary for the certified portion of it. And when it comes as your certified quarterly report then that's one thing, but as you're leading toward that report, whatever transactions or projects that get completed if we can understand the dynamics of that, I think, is what we're saying would be helpful to us. Because in terms of translating that back to our districts if we don't have updated information we're sort of leaving not only ourselves but also our constituents in limbo when we cannot explain to them what has transpired in, in the last three months, you know.

MS. KAU: Yes, Member Kaho`ohalahala, and the man...the manner in which we attempt --

COUNCILMEMBER KAHO`OHALAHALA: Yeah.

MS. KAU: --to do that is to, is to ask that the department provide an estimated completion date, you know, and then in the remarks they indicate when the project has been completed.

COUNCILMEMBER KAHO`OHALAHALA: Okay, so, you're already asking them for an estimate?

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MS. KAU: Yes.

COUNCILMEMBER KAHO`OHALAHALA: And that's being inputted into
...*(inaudible)*...

MS. KAU: And that's here, that's in...that is in the report that's before you.

COUNCILMEMBER KAHO`OHALAHALA: Okay, so, we get that kind of
information, and, and when you're requesting that information at which, which
point are you asking for that information, at the front end of quarter or the middle
of your quarter or at...

MS. KAU: Towards the end of the quarter.

COUNCILMEMBER KAHO`OHALAHALA: Towards the end of the quarter?

MS. KAU: Yes. So, that we can, you know, provide most relevant information possible.
You know we try to get it as close to the date as we can.

COUNCILMEMBER KAHO`OHALAHALA: Yeah. So, if at the beginning of the
quarter projects are being completed but you're not making a request for an
estimate toward the end of the quarter. Then what happens in that interim period
between completion of the project to when you request for that information?

MS. KAU: They'll just indicate on the report that the project was completed as of "x"
date.

COUNCILMEMBER KAHO`OHALAHALA: But you won't get that until the end of
your quarter?

MS. KAU: Yes.

COUNCILMEMBER KAHO`OHALAHALA: See and that's why I think is, is. . .would
be helpful is that if they're finished at the beginning of the quarter and they
indicate that, somehow that should be inputted into your system as indicated
completed. And then by the time you get to the end of your quarter you already
know that those are completed, but we get to look at something in real time that
says to us and, and let's us know what the status of the project might be. I'm
trying to see if we can somehow make the information as Member Johnson said to
be useful and without adding any more work to what you're already --

MS. KAU: Right.

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COUNCILMEMBER KAHO`OHALAHALA: --doing, you know.

MS. KAU: Certainly.

COUNCILMEMBER KAHO`OHALAHALA: So, you're already asking for bits of information, and I'm just wondering how we might make it more relevant and/or real time, you know . . . *(inaudible)* . . .

MS. KAU: Certainly, we certainly can look into that, and quite frankly it's difficult enough for the engineers to set aside current work and complete this report once a quarter. So, you know, but we can certainly look into, you know, improving the process.

COUNCILMEMBER KAHO`OHALAHALA: Okay. Just one more question. Is this done all electronically?

MS. KAU: Yes.

COUNCILMEMBER KAHO`OHALAHALA: So, an engineer can go into a matrix and a, and a site and they can enter their information?

MS. KAU: We actually roll out. . .the Budget Office transmits the template to the department at the end of the quarter.

COUNCILMEMBER KAHO`OHALAHALA: At the end of the quarter?

MS. KAU: Yeah.

COUNCILMEMBER KAHO`OHALAHALA: So, they're only going to get it at the very end then?

MS. KAU: Yes.

COUNCILMEMBER KAHO`OHALAHALA: And so, they're not going to indicate to you any information for the previous three months until the end of that quarter?

MS. KAU: Yes.

COUNCILMEMBER KAHO`OHALAHALA: Okay, that's, that's a problem. Okay.

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CHAIR PONTANILLA: Let, let me ask you this question. Anytime that they do activities on a certain project, does that information goes into some program to capture that information?

MS. KAU: You mean with regards to financial information or project status?

CHAIR PONTANILLA: Project status.

MS. KAU: I, I believe. . .there is not a master database per se. I do believe that, if I'm not mistaken, Dave Taylor, Sewer Fund, I believe, they manage their CIP somewhat in that way. I, I don't know that, you know, there is no master data base to my knowledge per se.

CHAIR PONTANILLA: Oh, okay. Yeah, I know Wastewater has a pretty good handle as far as providing almost current data, data, yeah?

MS. KAU: Yes.

CHAIR PONTANILLA: Okay. Member Medeiros?

COUNCILMEMBER MEDEIROS: Mahalo, Mr. Chairman. I, I just wanted to follow up on, on that question line. So, for instance, under cover letter April 28, 2010, we received the, I guess, the quarterly report as of March 31, 2010. Is that correct?

MS. KAU: Yes.

COUNCILMEMBER MEDEIROS: So, in listening to your responses to the other Members part of the reason you can't produce the report earlier is because you're waiting for information at the end of the quarter to incorporate into the report. Is that correct?

MS. KAU: Yes.

COUNCILMEMBER MEDEIROS: Okay. So, this cover letter was April 28. So, it takes about a month after the quarter ends in order to send this information to the Council? And is that same for the bound copies that we get? Is that. . .takes about a month after the quarter ends to produce all of that information?

MS. KAU: The Finance Director's quarterly report actually takes longer than that to --

COUNCILMEMBER MEDEIROS: Okay.

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MS. KAU: --prepare, because there's, you know, substantive information included there.

COUNCILMEMBER MEDEIROS: Okay.

MS. KAU: Including updating the program performance measures, but in terms of the CIP Implementation Report, that report also relies on information which is included in Finance Director's quarterly. So...

COUNCILMEMBER MEDEIROS: So, so, both reports are kind of dependent on each other for information in order to complete?

MS. KAU: Yes. To some degree, yes. And keep in mind also that, you know, we reach the end of the quarter, we have to send the spreadsheets out. There's an engineer from each respective department that has to stop his current work on current CIP and respond to, you know, provide remarks for every project, and then send it back to us.

COUNCILMEMBER MEDEIROS: I see. So...yeah, I'm not quite...

MS. KAU: And then we add the financial data and then transmit it.

COUNCILMEMBER MEDEIROS: Okay. Yeah, I'm not questioning, you know, what you have to do in order to produce this report, but the. . .normally it takes about a month before the Council receives it after you gather all your information?

MS. KAU: Normally, it'll take a couple of weeks after the end of the quarter before the information is even available.

COUNCILMEMBER MEDEIROS: Right.

MS. KAU: So, that gives us two weeks to wrap it up.

COUNCILMEMBER MEDEIROS: Right. So, the question was normally we get it about a month after the end of the quarter?

MS. KAU: Normally, yes.

COUNCILMEMBER MEDEIROS: Yeah.

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MS. KAU: There are some quarters, Member Medeiros, where for example at year end, the closing is far more involved so we won't have final numbers usually at year end until sometime after that, and it's longer than a month.

COUNCILMEMBER MEDEIROS: Yeah. So, Mr. Chairman, I, I can understand why we get it, you know, a month later or thereabouts, because if they're closing their reports out at the end of the quarter waiting for information I don't know how we can expect it to be at the end of the quarter that we receive it. And, you know, I, I like to say that I think the departments are available for Council Members to contact to get updates. And I think, you know, for us we work with the Parks Department a lot on our Hana projects with meetings and having it in the district and calling them, and so, you know, Pat Matsui is maybe close to number one on the speed dial for us. But he's available, you know, and I think Members can get more current information if they wanted by contacting the departments and the agencies that produce that information, and it helps the projects along or at least to understand the status of the projects. So, I think, we need to combine both things, you know, asking the departments what is the status and waiting for the reports to come out.

CHAIR PONTANILLA: Thank you.

COUNCILMEMBER MEDEIROS: But it is not current information, but I don't think it can be expected to be. Thank you, Mr. Chairman.

CHAIR PONTANILLA: Thank you.

COUNCILMEMBER VICTORINO: Chair?

CHAIR PONTANILLA: And maybe for the next time we review CIP reports, normally I send out these things out, well, when we do get the report maybe if you...and, and we pick a particular department to come forward for discussion that all of you that have concerns regarding certain projects that you feed that information to me so that we can provide it to the department that's going to be here for that review. And, and, you know, they can review all of the projects, get the most updated information that they possibly can. And, and when they come up forward, you know, we, we don't hit like Parks Department, you know, we kind of hitting them blind, right. And for him to get all of that information is pretty hard. But again, and I'll work with the Budget Office in regards to, you know, having more meaningful discussions --

COUNCILMEMBER VICTORINO: Chair?

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CHAIR PONTANILLA: --in regards to projects and, and the status of projects. I'm going to call on Member Molina and then Member Victorino.

COUNCILMEMBER MOLINA: Oh, no, no questions, Chair. . . .*(inaudible)*. . .

CHAIR PONTANILLA: Oh, okay. Member Victorino?

COUNCILMEMBER VICTORINO: Okay, thank you. Just one question. Is it possible, Ms. Kau, you said at the end of the quarter you send this out, and I understand that's the process. But in many businesses and mine being what we have, we have monthly reports which then breaks it down to a more quicker zone, you know, quicker timeframe, and then you accumulate right at the end, you know, if you're talking. So then that engineer or whomever only has the past 30 days, which still doesn't guarantee that it's going to get done quicker. But if you tried to go back three months versus every month and a, and a quick synopsis, just what you say what was done. Is that possible where they would...and you don't have to report to us every month. Now, I'm not asking that question. But then it would make it easier for the departments then to get back a more accurate report, because now the, the engineer did every month takes. . .half an hour, one hour, whatever it takes, I don't know, instead of trying to do everything in, in...for three months. I, I, you know, but most businesses we do monthly, quarterly, and annually, you know, it's kind of like the way we do things. But I'm just asking if that's possible. I'm not sure.

MS. KAU: Certainly that's, that's a good suggestion, Member Victorino. The quarterly report what we actually ask for is status as of the end of the quarter.

COUNCILMEMBER VICTORINO: Right.

MS. KAU: So, you know, irrespective of what happened in January, by the end of January, or by the end of February, you're telling me where this project stands at the end of March, so that consistently we're reporting information as of a given timeframe, yeah.

COUNCILMEMBER VICTORINO: And, and, Ms. Kau, I understand that, and I'm just saying that when you're doing it monthly then the accumulation is not to go back three months or try to put down three months.

MS. KAU: Certainly.

COUNCILMEMBER VICTORINO: All you're doing is just adding to that and say, okay, this is where we're at right here. And because I've shown January we were

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two-thirds way, February, I was three-fourths, and say, March, I'm completed.
And, and I'm just, just --

MS. KAU: Certainly.

COUNCILMEMBER VICTORINO: --'cause in business we do that, you know.

MS. KAU: Certainly.

COUNCILMEMBER VICTORINO: And that way--and I think Mr. Pontanilla can attest to that--that way you stay really more current and it doesn't give that engineer all that challenge to get all of this put together at the, you know, for one time for three months. It's just an idea . . . *(inaudible)* . . .

MS. KAU: Certainly.

COUNCILMEMBER VICTORINO: You know, I not saying to report to us every month. I'm saying three months and that might be easier for them and maybe we get it a little quicker, I don't know, and more accurate. I don't know.

MS. KAU: Thank you.

COUNCILMEMBER VICTORINO: Something to think about, yeah, Mr. Chair?

MS. KAU: Certainly.

CHAIR PONTANILLA: Okay, Members, if there's no more questions for the Department, the Chair would like to make his recommendation.

COUNCIL MEMBERS: Recommendation.

CHAIR PONTANILLA: The Chair's recommendation is to file County Communication No. 09-321 and 10-51...10-50.

COUNCILMEMBER MOLINA: So move, Mr. Chairman.

COUNCILMEMBER VICTORINO: Second, Mr. Chair.

CHAIR PONTANILLA: Okay. Moved by Member Molina and second by Member Victorino that we file County Communication Nos. 09-231 and 10-50. Any more discussions? All in favor of the motion, please say "aye".

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COUNCIL MEMBERS: Aye.

CHAIR PONTANILLA: Any opposed? Seeing none, motion is carried, eight ayes, one excused, Member Mateo.

VOTE: **AYES:** **Chair Pontanilla, and Councilmembers Baisa, Johnson, Kaho`ohalahala, Medeiros, Molina, Nishiki, and Victorino.**
 NOES: **None.**
ABSTAIN: **None.**
ABSENT: **None.**
 EXC.: **Vice-Chair Mateo.**

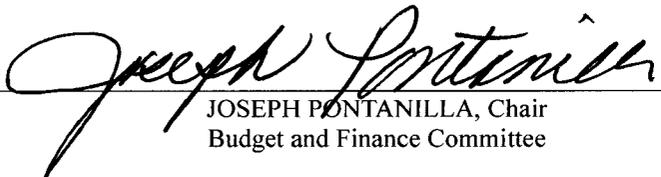
MOTION CARRIED.

ACTION: FILING of communications by C.R.

CHAIR PONTANILLA: Members, that's all we have for this afternoon. I appreciate your attendance and the lively discussion. The Budget and Finance Committee meeting for today is now adjourned. . . .(gavel). . .

ADJOURN: 3:18 p.m.

APPROVED:



JOSEPH PONTANILLA, Chair
Budget and Finance Committee

bf:min:100713:daf

Transcribed by: Delfey Fernandez

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CERTIFICATE

I, Delfey Fernandez, 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 this 3rd day of August 2010, in Wailuku, Hawaii.


Delfey Fernandez