

**ECONOMIC DEVELOPMENT, AGRICULTURE,  
AND RECREATION COMMITTEE**

**Council of the County of Maui**

**MINUTES**

**November 18, 2010**

**Council Chamber**

**CONVENE:** 1:33 p.m.

**PRESENT:** VOTING MEMBERS:

Councilmember Jo Anne Johnson, Chair  
Councilmember Sol P. Kaho'ohalahala, Vice-Chair  
Councilmember Gladys C. Baisa  
Councilmember Michael J. Molina  
Councilmember Joseph Pontanilla

**STAFF:** Scott Jensen, Legislative Analyst  
Scott Kaneshina, Legislative Analyst  
Tammy M. Frias, Committee Secretary

**ADMIN.:** Patrick Matsui, Planning and Development Chief, Department of Parks and Recreation  
Jeffrey T. Ueoka, Deputy Corporation Counsel, Department of the Corporation Counsel

**OTHERS:** **Item No. 2:** Joseph Blackburn, Managing Agent, Wailuku Country Estates

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

---

CHAIR JOHNSON: . . .*(gavel)*. . .Aloha. The Economic Development, Agriculture, and Recreation Committee meeting of November 18, 2010 will come to order. The Members in attendance are...I'll start from my left, Member Michael Molina.

COUNCILMEMBER MOLINA: Good afternoon, Chairman.

CHAIR JOHNSON: Good afternoon. Member Gladys Baisa.

COUNCILMEMBER BAISA: Good afternoon, Chair.

CHAIR JOHNSON: Good afternoon. And Vice-Chair of the Committee, Member Kaho'ohalahala.

VICE-CHAIR KAHO'OHALAHALA: Aloha, Chair.

CHAIR JOHNSON: Good afternoon. From Administration we have with us this afternoon, Mr. Pat Matsui, and Mr. Jeff Ueoka from Corporation Counsel. And we also have joining us, Member

**ECONOMIC DEVELOPMENT, AGRICULTURE, AND  
RECREATION COMMITTEE MINUTES  
Council of the County of Maui**

**November 18, 2010**

---

Pontanilla. So we have a full Committee meeting attendance. And we have with us Scott Jensen and Scott Kaneshina, and also Tammy Frias is our Committee Secretary.

Members, we have one item on our...well, actually, two items on our agenda this afternoon. It's EAR-1, which is waiving certain park dedication requirements for the Lokahi Kuhua Subdivision in Lahaina; and we have EAR-2, which is accepting land dedicated for park and playground purposes, and waiving certain park dedication requirements for the Wailuku Country Estates Subdivision. So we have those two items. I will say from the outset the reason I brought these items forward today because they seem to be problematic that we can't get there from here. So, I will be making a recommendation after we hear public testimony to file these items until they can come back through the next Council with some kind of concrete resolution because at this point and time we're having a little bit of difficulty. Other items will auto file but, anyway, those are the two items on our Committee agenda this afternoon. If you have any cell phones or pagers, if you could just please turn them to vibrate. I really appreciate that. And with that, we also have a constraint that we have another meeting reconvening at 2 o'clock so I'm hoping that this isn't going to be a long meeting. It should not be. So we have one individual, I believe, I don't know if he signed up to testify but he can state his name for the record and then you can sign the paper with staff later. And he's here to speak on EAR-2. So just state your name for the record.

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

MR. BLACKBURN: Joe Blackburn.

CHAIR JOHNSON: And Mr. Blackburn, you can sign up later. You can just give your testimony and share with the Committee.

MR. BLACKBURN: Okay. All right. Thank you. We're the management company for Wailuku Country Estates - Maui Land Broker. And just very quickly, the developer is no longer solvent. He hasn't been involved in anything in the subdivision for several years now. So it's the homeowner's association who has taken on the burden of trying to finish all the improvements for the County of Maui, one of which is the park. The Board made a decision that we were going to work at road dedication, which we have diligently...worked at very hard. *(chuckled)* Anyway...

CHAIR JOHNSON: Diligently.

MR. BLACKBURN: Diligently. Anyway, at this point, we're at the deeds and documentation stage for roads. And this is, again, being paid for not by the developer but out of the homeowner's dues. And the Board has instructed us after we're complete with road dedications that we were going to move on to the park. So right now the Association has been maintaining the park. We do have communications with people in Puuohala Camp, one of which is Gary Brito, my ex-boss, who calls me up every time he has an issue. He called me today about the guinea grass being too tall.

**ECONOMIC DEVELOPMENT, AGRICULTURE, AND  
RECREATION COMMITTEE MINUTES  
Council of the County of Maui**

**November 18, 2010**

---

And recent situation has been we put a gate up at the Puuohala entrance to the camp because of complaints by the camp residents that they were getting a lot of rift raft in the park. If there was anything I would have a say beyond this, it would be a bathroom or anything like that would be extremely cost prohibitive for the homeowners.

CHAIR JOHNSON: Thank you very much. Are there are questions for the testifier? Seeing none; thank you. And just for your information, we will...I will pass this along to the next Administration too because even though we're filing it the item is not really going to be dead. It's just going to come back in another form. But with the cooperation of the new Administration, hopefully this area will be able to be addressed for you to your satisfaction as well as to the community's satisfaction.

MR. BLACKBURN: Pat, can you get in touch with me when you guys are ready to see what you guys want and we can work together with the camp people?

MR. MATSUI: Nodded yes.

CHAIR JOHNSON: Thank you very much. I really appreciate your testimony. And you can just sign up I believe with the Secretary outside. Are there any other individuals who wish to testify on this particular item? Seeing none. The Chair will close public testimony on all items then. Okay. So, no objections?

VICE-CHAIR KAHO`OHALAHALA: No objections.

COUNCILMEMBER BAISA: No objections.

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

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

**ITEM NO. 1: WAIVING CERTAIN PARK DEDICATION REQUIREMENTS FOR THE  
LOKAHI KUHUA SUBDIVISION (LAHAINA) (C.C. No. 05-350)**

CHAIR JOHNSON: Members, we have before us, EAR-1, and if Parks has any comment on this particular one, if you have no comment, that's fine too, Mr. Matsui.

MR. MATSUI: Yeah, just to review that this is for the Lokahi Kuhua Subdivision, which is an affordable housing. It's a small subdivision. The parks assessment is pretty high for West Maui. It was like \$18,000 per lot. So, I think to look at land dedication is much more reasonable.

CHAIR JOHNSON: And for some of the people that were not here, with Lokahi Kuhua it was built by Lokahi Pacific as an affordable housing development. We tried our best to resolve through the



**ECONOMIC DEVELOPMENT, AGRICULTURE, AND  
RECREATION COMMITTEE MINUTES  
Council of the County of Maui**

**November 18, 2010**

---

**MOTION CARRIED.**

**ACTION:     Recommending FILING of communication.**

CHAIR JOHNSON: The Chair would then conclude this item. This will be sent on...actually it will be sent on to the Council for the recommendation of filing, and then it will take care of that particular measure.

**ITEM NO. 2:     ACCEPTING LAND DEDICATED FOR PARK AND PLAYGROUND  
PURPOSES AND WAIVING CERTAIN PARK DEDICATION  
REQUIREMENTS FOR THE WAILUKU COUNTRY ESTATES  
SUBDIVISION (C.C. No. 06-193)**

CHAIR JOHNSON: The last item on our agenda is EAR-2, which is accepting land dedicated for park and playground purposes and waiving certain park dedication requirements for the Wailuku Country Estates Subdivision. You heard from the developer's representative about who is now caring for this park. We did have many issues when we went on past site inspections about the difficulty with the restrooms in that area, the slope of the park, its suitability, and some other issues with regard to where certain features within that park were located. And I would work with, you know, and I will do whatever I can to help facilitate any passage of this so something will come back forward to the next committee for consideration. So, do you have anything further to offer, Mr. Matsui?

MR. MATSUI: No, I don't.

CHAIR JOHNSON: Okay. Members, the Chair's recommendation on this particular item is also to file EAR-2.

COUNCILMEMBER PONTANILLA: So moved.

VICE-CHAIR KAHO'OHALAHALA: Second.

CHAIR JOHNSON: Okay. It's been moved by Councilmember Pontanilla; seconded by Vice-Chair Kaho'ohalahala, to file this item as well. Is there any further discussion on this item? Seeing none; the Chair will call for the question. All those in favor, please signify by saying aye?

COUNCILMEMBER BAISA: Aye.

COUNCILMEMBER MOLINA: Aye.

CHAIR JOHNSON: Are there any nays? No. And the Chair votes "aye" so it's unanimous.



**ECONOMIC DEVELOPMENT, AGRICULTURE, AND  
RECREATION COMMITTEE MINUTES  
Council of the County of Maui**

**November 18, 2010**

---

enjoyed your leadership in the Department that you represent as a Council member being the Committee Chairman.

CHAIR JOHNSON: Thank you very much. And I know it's gone through a little morphing because it used to be just Parks and Recreation, and then it's morphed now into Economic Development, Agriculture, and Recreation so I appreciate that. Member Molina?

COUNCILMEMBER MOLINA: Thank you, Madam Chair. I, too, want to send out my aloha to you for your leadership of the Committee. And you and I are in the same boat. We got elected to the Council at the same time and we're going out the same time, so I certainly know what you're feeling as well. So thank you for all your services.

CHAIR JOHNSON: I know and I appreciate. We literally are in the same canoe together so I guess we just have to paddle as hard as we can. Member Baisa?

COUNCILMEMBER BAISA: Uh, yes, Jo Anne. It's always these bittersweet moments, you know, when we're saying aloha to colleagues. People may not realize it but we spend a lot of time together here and we share a lot, and those are memories that will go with us. I haven't had eight years with you unlike Member Pontanilla, but I have had four working with you and it's been always fun to have you next to me because we can always kind of share a little comment with each other and bolster each other. So it's with regret that I say aloha and bon voyage, God speed, and whatever you take on I know you'll do well.

CHAIR JOHNSON: Thank you very much and all of you have been such a pleasure. I know as Member Baisa and myself, as the two females on the Council, sometimes we feel under-appreciated and out-voted but you know what...*(chuckled)*...it's not really a male/female thing. I guess it's just simply sometimes the style is a little bit different and I appreciate Gladys' ear too. And, you know, we don't always agree on everything either but you know what that's the beautiful thing about serving on the Council. If everyone agreed on everything, I guess every other Member would be unnecessary. So, I thank you so much. And I want to thank the viewing public for their watching Akaku and peeking in on some of the County's business. I also want to thank all the people that have come forward to testify and help us resolve these issues because without the public's input, we would really not be able to know what direction to take, and I thank them for their participation. So without further ado, this meeting of November 18th, the final meeting of my...at least my chairing it, will be today. And so November 18, 2010, I bid aloha to you all. Thank you very much for your service.

VICE-CHAIR KAHO`OHALAHALA: Aloha.

CHAIR JOHNSON: Meeting adjourned. . . *(gavel)* . . .

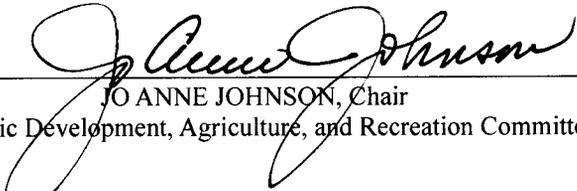
**ECONOMIC DEVELOPMENT, AGRICULTURE, AND  
RECREATION COMMITTEE MINUTES  
Council of the County of Maui**

**November 18, 2010**

---

**ADJOURN:** 1:46 p.m.

APPROVED:



---

JO ANNE JOHNSON, Chair  
Economic Development, Agriculture, and Recreation Committee

ear:min:101118

Transcribed by: Jo-Ann C. Sato