

MOLOKAI PLANNING COMMISSION  
SPECIAL MEETING  
JANUARY 28, 2016

A. CALL TO ORDER

The special meeting of the Molokai Planning Commission was called to order by Vice-Chairperson Doug Rogers at 3:07pm., Thursday, January 28, 2016 at the Kaunakakai Elementary School Cafeteria, Kaunakakai, Molokai Hawaii.

Ms. Eaton: Great to see you all, really great to see you all. Tonight, just to do an over view, we're going to do Chapter 4 and Chapter 5. Hopefully we'll get through Chapter 4 and 5 and then we can go back to Chapter's 1, 2 and 3. At the back of the room, hopefully you've signed in. I believe there's a stack of testimony, written testimony from OHA and Dave what else do we have in the back? Just a copy of the published agenda. Just make sure that you have everything. Based on the meeting the last time, I'm sorry I wasn't here I had some medical stuff, we took your recommendations so the flow of the meeting, to try and give everyone an opportunity to testify so you're not waiting till the end or people coming in late and missing in the beginning, we're going to offer testimony before, we're going to give a quick over view, the Planning Department and then during each session, during each chapter we'll have an opportunity for public testimony. So everyone will get an opportunity throughout the night. Really the only announcement I have is that there is a schedule change and that might be at the back of the room too, and that is, we felt that it would be important for the Land Use and Community Design chapters which is 6 and 7 to have the Chair here and he's out I believe having knee surgery. So that has been moved to February 25 and on February 11 we're instead doing Chapter 8 to 9. Chapter 8 is Infrastructure, water, road, wastewater, sewer, so forth. Chapter 9 which is Public Facilities and Services, schools, fire, police and so forth. So Chapter 8 and 9 is on February 11, the next meeting and Chapter 6 and 7 is February 25.

- B. PUBLIC TESTIMONY- At the discretion of the Chair, public testimony may also be taken when each agenda item is discussed, except for contested cases under Chapter 91, HRS. Individuals who cannot be present when the agenda item is discussed may testify at the beginning of the meeting instead and will not be allowed to testify again when the agenda item is discussed unless new or additional information will be offered.

Vice-Chair Rogers: I guess we're public testimony unless anybody has any questions?

Ms. Dudoit: I just wanted to clarify for the community that our last meeting anybody that has tried to tackle this effort right here knows that it can be really encompassing and three minutes is way to short for everybody to say what they want to say on every single part of the plans. So to make it easier I want to just make sure that everybody knows that after each chapter you have an opportunity, and it makes it easier

for us, if you testify on that particular chapter so we can get all the wording and everything right. At the end of the meeting we have an opportunity for you to come back and talk about the other chapters too. I also wanted to address the Chair and say that I thought that in addition to the, I thought the vote was in addition to the other chapters that we already reviewed that we could discuss in our public testimony on, I thought we were opening it up so people could talk about anything to do with the Community Plan?

Ms. Eaton: Yes Zhan, basically we have to, we can only discuss what's on the agenda, which is why on the agenda, because of course we have a certain amount of time and we can only get a certain amount done in a certain amount of time, we need to get through the two new chapters which is what we're trying to do for each meeting but also keep open what we've discussed in the past. So if anybody has missed a meeting, they can, for tonight for example, provide testimony on Chapters 1, 2 and 3 at the next meeting, if somebody misses tonight, they'll be able to offer testimony on Chapters 1, 2, 3, 4, and 5. So we're not shooting ahead, we're not zig-zagging, we're trying to do this methodically. So if anyone missed any of the meetings in the past they will have an opportunity tonight and from here on out to offer testimony on what you guys have covered in the past.

Ms. Dudoit: So I'm not going to make this a big deal because I'll do a motion on it later. But my thought process on that and I thought we discussed it at length, was if we go to Maunaloa and the aunties over there, that's the only meeting they can make, they should be allowed to testify on any part of the Community Plan. So that's how I thought the agenda was going to reflect, that last part of the public testimony. But that's ok, we should get started and we can take care of that later.

#### C. MOLOKA'I PLANNING COMMISSION AND APPROVAL OF RECOMMENDATIONS RELATING TO THE NOVEMBER 2015 DRAFT MOLOKA'I COMMUNITY PLAN:

1. Chapter 4 Hazards
  - a. Planning Department Overview of Chapter
  - b. Public Testimony
2. Chapter 5 Economic Development
  - a. Planning Department overview of Chapter
  - b. Public Testimony
3. Chapters on Previous Moloka'i Planning Commission Special Meeting Agendas
  - a. Chapter 1 Introduction
  - b. Chapter 2 Moloka'i Future
  - c. Chapter 3 Natural, Heritage and Scenic Resources

d. Public Testimony

Vice-Chair Rogers: Chapter 4

Ms. Eaton: So very quick over view. The Planning Department has no additional recommendations on this. The CPAC did a great job, thoroughly vetting this chapter and for the people in the audience and for the Molokai Planning Commission we did have an evening where we brought over two members of the Planning Department who specialized in Sea Level Rise, Coastal Erosion, Hurricanes and Flooding. Actually three members, one was from the Flood Program and they gave presentations on flooding and the impact of Molokai as well as coastal erosion, sea level rise. Zhan actually with Captain Lindo gave a presentation on the wild fire risk, so we had an evening pretty packed with natural hazards and how they affect Molokai. My only comment is that since, very, very recently I served on a technical committee that rewrote the hazard mitigation, multi hazard mitigation plan for Maui. The one thing I want to say is that I bent over backwards to make sure that finally Molokai was included in this plan. So this plan is 490 pages, it is on the Council website, it's very easy to find, finally, this is very easy to find and if you go to Civil Defense, it's called Hazard Mitigation Plan, this is the cover and it's pretty easy to go through it electronically. You want to look at the table of contents which I did bring a copy, the table of contents, because it's a 490 page document. So I just want to point out that a lot of the things we discussed and people asked about, we're trying to not have redundancy but instead have things integrate one with another. So I made sure Molokai is in here, not only is it in the plan and described in the plan, the hazards you all face, but I also made sure, which I brought a copy of, the back part of the plan is goals and objectives and the implementation plan and as we go through the actions, what I did was I crossed referenced everything in the hazard mitigation plan that directly applies to Molokai. So for the purposes of the action plan for hazards for Molokai, I'm more than happy to provide information which was not available when we wrote this but is now on where that Molokai action is in the hazard mitigation plan. You're probably like well who cares? Well the reason why it's important is because there's all kinds of funding, federal funding available, FEMA funding, Army Corp funding as well as State Hazard Form funding from the State to address some of these projects. So it does make a difference to have this contained in the Community Plan as well as the Hazard Mitigation Plan. With that, that's all I have to say.

Vice-Chair Rogers: So we're ready for public testimony. Any public testimony on Hazards?

Mr. Jenkins: Aloha Planning Commission members my name is Greg Jenkins and I was on the Molokai CPAC. There are some, Rob's here tonight, he was on the CPAC and it looks like just the two of us. So if you have any questions of CPAC members regarding intent for this chapter you could direct your questions to us. Couple of things I

wanted to bring up, one was as you go through this chapter you may see a lot of information regarding sea level rise. It was discussed quite as Pam said, quite in depth. One of the problems with that consideration had to do with, things came up like the relocation of town or relocation of structures in low line areas and there's issues with laws that will be explained maybe further by Pam where we can't do takings, we can't take (inaudible) actions of government to say someone can't develop their property within the rules for example. However, the big thing that we knew we had no control over was the FEMA flood insurance changes. They're impacting our community as we speak. If you're identified on the new maps and you don't get the appropriate flood insurance, if you have a mortgage the mortgage carrier will get it for you, it's very exorbitantly priced if you don't pay for that there's a chance per FEMA could lose your home. This has been addressed both for fee simple private side as well as Hawaiian Homes, I believe Nancy McPherson's here tonight because of that issue with Hawaiian Homes as well. So it's something you guys want to discuss. We just realized of course that it's common sense that as sea level rises and we get more answers to this plan that it would make sense where our low lying areas would relocate. Whether it was Hawaiian Homes to other high areas in Hawaiian Homes or where town relocates based on what this plan is purposed information. That's all I had to offer right now. Thank you.

Ms. Eaton: I do have an update cause Greg has brought this up and other members and that is several people have asked about what the status is and I promised I'd get it of the Kaunakakai Levy Certification? Which goes right to what Greg's talking about, if you live in that area, Molokai I should say, the County of Maui is trying to get this certified by FEMA to try to basically say that it knows components or elements of the levy are safe otherwise if it's not, like Greg is saying, flood insurance would go through the roof. So the Department of Public Works is basically what I got from her yesterday was, DPW submitted a levy accreditation package to FEMA in December, it's still in review. It does take time. If it's accepted then what will be issued to the homeowners is a letter of map revision letting you know and that new flood mapping is indicated and will be anticipated this spring. I promised I'd get you an update so that's the update of the Levy Certification.

Ms. Swenson: As a matter of interest, the lenders are all flopping this flood insurance thing on. But they don't have the right to do that on all properties so an owner will obtain an elevation certificate that can significantly decrease the amount of flood insurance you pay. So people need to know how to handle this thing. Anybody's welcomed to call me, but an elevation certificate, lots of times your flood insurance will go from thousands of dollars a year to less than a thousand a year.

Ms. Dudoit: So I have a question for Mr. Jenkins. So being that you've been going through this process, what would be your recommendation for a solution to be included into the Community Plan.

Mr. Jenkins: Thank you for the question on page 4-8 of the plan under the action item 4.02, it identifies, this is just one place that it identifies where the insurance issue was addressed. So we supported an action item there. I think one of our primary issues as well was public education. You may see that included in an overlapping in other action items. People as Diane mentioned, need to know all the different steps they can take including elevation certificates to deal with this issue because what we don't want is our community members and residents to have surprises which they're getting surprises right now, people are getting the letters in the mail, all the surveyors that are doing elevation certificates are backed up and in the interim the temporary insurance premiums that can be offered are very high, the interim premiums until you get that certificate. So this has an opportunity that has a huge impact on our community we don't want to see people get in trouble in fragile incomes and getting a place where they may not be able to stay in their home. As well as we have another very important population, Hawaiian Homesteads that this issue has to get addressed and I would think the best person to answer that question would be Nancy because there's that two prong issue in our community. So that's our recommendations with the action items.

Ms. Dudoit: Thank you.

Ms. Eaton: To show the example while this lady is coming up, under the hazard mitigation plan it's title FL6, FL 7, FL 9, there's three different separate action and opportunities for funding to specifically address flood insurance and owner as well as bank, as well as lender education and outreach.

Ms. Machado: My question is, you mentioned in your verbal update the levy certification, could you determine if it's Federal, State or County?

Ms. Eaton: Sure. As a result of Hurricane Katrina and for those who don't know one of the reasons why New Orleans, Louisiana, much of it was destroyed was because the levy's failed. As a result of that Army Corp came under attack by congress and the public and so forth because many, many levy's throughout the country, Army Corp will come in and build these very huge and expensive engineered structures but then they leave. It's supposed to be where the Army Corp comes in then there's a partnership and it was kind of lose where the State or the County of the communities then have to maintain and operate the levy's. That wasn't done. So Hurricane Katrina happened and several other hurricanes and flood events and so towns and cities were getting washed away. The Mississippi floods for example in '99, while these events happened. As a result congress said that all the levy's in the country had to be certified.

Ms. Machado: How does that apply to Kaunakakai and the rest of the island?

Ms. Eaton: I'm trying to explain that.

Ms. Machado: We don't have levy's built here by the Federal Government or the Army Corp?

Ms. Eaton: So there is a levy in Kaunakakai that is a Federal levy and FEMA says that right now it cannot be certified because it's failing. Meaning it's not up to design standards so what's happening right now is FEMA is working with the County and the State to basically do a very detailed engineering assessment to figure out how much is it going to cost to bring that levy so that FEMA will certify it, in other words say it's safe.

Ms. Machado: So where is this levy that you're describing.

Ms. Eaton: I say levy which is what it's called, which is what it's known as, I don't know if you call it something else.

Ms. Swenson: It's the one by Manila Camp, the road to Manila Camp.

Ms. Machado: I know where it is, she needs to describe it. What about the East End? When we get big rain out there we cannot cross the streams, does that include us Diane? No. So the levy that you're referring to is only limited to Kaunakakai.

Ms. Eaton: That has what has been identified because it received Federal funding in the past as a FEMA levy.

Ms. Machado: That was built in the 50's.

Ms. Eaton: It certainly was, you're absolutely right, you're right.

Vice-Chair Rogers: Thanks Colette. Nancy?

Ms. McPherson: Thank you Chair, Nancy McPherson, DHHL, e kalamai, will it give feed back if I stand that way? No, ok. I have comments from DHHL on Chapters 1 through 5 so I don't know, I know you're just talking about the Hazard section right now. Ok. Can I past these out to the members of the commission?

Ms. Dudoit: You can testify on Chapter 4.

Ms. McPherson: Ok, but these are all together. Is it ok to pass it out to everybody? Ok. We were pleased with the edits that have been already made to this section, it's a

very good section. But we still had some comments from the CPAC stage and so some of those were restated. Some topics that we felt might be discussed a little more thoroughly and one question we had was, is the definition of hazards in the hazard management plan, I'm thinking it might be because, hazard mitigation, because you refer to that. There were just some issues, lack of warnings sirens, the coastal highway is very vulnerable as Trustee Machado just mentioned, they get cut off on the East End. Just the addition possibly of traditional ecological knowledge based coastal hazards information. We did see some language put in into the plan regarding Kupuna data base, that sort of thing which we support. Again, recommendations, language from the hazards presentation, we were wondering how that might be able to be worked in as far as the Kaunakakai levy recertification and a plan for strategic retreat along the southern shoreline. We also thought that there should be an action item regarding critical infrastructure vulnerable to high winds and heavy rain events, also an action to create incentives for home owners and businesses to install and maintain back up energy generation to increase rezelliance post disaster. Then there's the deer issue, because the deer are quite a hazard and that's all the comments we had.

Ms. Eaton: One comment on action 4.05, coastal hazards by FEMA, by Army Corp, by NOAA typically would include high winds, rains, storm surge and so forth. We have that here in 4.05 as well as the policies, as well as the issues.

Ms. McPherson: But you don't feel you need a separate action.

Ms. Eaton: We have it, right here, identify critical infrastructure, life line...

Ms. Dudoit: So Chair I just wanted to say that, since she just gave this to us, can the commission just have some time to look over it even if it's done multiple times to the Department's standards, maybe we can look at and see what we decide would be best.

Ms. McPherson: I apologize, Long Range has been encouraging me strongly to get these ahead of time so that you could get them in your packets and I've just been very, very busy on other matters lately. I apologize.

Vice-Chair Rogers: Questions or comments? Any more testimony on Chapter 4?

Ms. McPherson: Nancy McPherson again. Greg reminded me that I should address the flood insurance issue and at this time we aren't actively, we don't actively have a program to try to encourage Homesteader's to get flood insurance but it's definitely on the radar so I can talk to the folks at the County and get some more information and hopefully we can get something going through the District Office. We really should be ding it for all Homestead communities but we can prioritize Molokai.

Vice-Chair Rogers: Thank you Nancy. Any more public testimony on Chapter 4?

Mr. Espaniola: Aloha my name is Byron Espaniola. Last year we had a water notice that the water was dirty for 6 months, was it Marshall? How many months Marshall? How many months? Ok, well our infrastructure for our water that we've been drinking is very poor. We wanted to set in foundation clear water for our drinking up in Maunaloa and the West End. This infrastructural thing, it probably not going happen in my life time, but if we start now for our unborn children because I looked up the chemical that it turns into, it turns into a Freon. The chemical that was in the water turns into a Freon. It was over, it was 85 parts per billion and the children up in Maunaloa School has been drinking this water. I just need to speak up for our children that is not born yet. The children now is drinking dirty water. We have an illegal system in Maunaloa. I would like the Mayor to get into doing some pono practices on our water because if you guys know our water system is illegal and I guess it's only Maunaloa kids that's going to do it. All of us over here look like get grand children all over so I want to in this for our people up in Maunaloa, that the water system, the infrastructure for the water system be done right. I think it's an abandonment by the Mayor himself. To be in office and not contend to our water problem. They may do a few million dollars here to mandate the problem, but, it needs to be addressed. There's a lot of wonderful people out there to address our water problem. We had a community get together out of all of the problems that we had on our board from drugs to all kinds of problem, all of the parents wanted to address the water problem and that's why I'm here to make mention of it. Mahalo.

Vice-Chair Rogers: Thank you Byron. Anybody else Chapter 4?

Ms. Dudoit: So at the bottom, let me ask Pam a question first. So when you sight information, factual information on this document, the footnotes refer to where you got your information from. Ok. So I went through the County of Maui Department of Civil Defense website, and I even went as far, because I heard it said last and it said in here about Red Cross, Molokai currently has no available certified shelters. So the document says existing conditions, under existing conditions starting on line 10, that Molokai has 9 potential shelters for hazard evacuations with a total capacity of 5,391 people. Molokai High School and Kualapuu Elementary as hurricane shelters and combined capacity of 3,197. So I can tell you for a fact that that is tremendously outrageously not correct. We cannot hold more than 250 people in Molokai High School. Unless everybody is standing up straight for the entire time in one shelter there is no way that 40% of our Molokai population can be held in any of the shelters that we have right now. In addition to that, I'm just sighting this because if we go forward in what we're looking at issues and all, it's important to understand what our emergent concerns are with our existing conditions. So in addition to that there seems to be a lack of concern for the Puko'o Fire Station that it's in a flood zone and inundation zone and that every time there's a hurricane or high seas they relocate to Kilohana School



which is the only shelter uncertified for our Mana'e people that is also in an inundation zone. The other route is that then the chief's need to make a recommendation for them to come across the Kawela river to go to Kaunakakai to post which means if the river over flows the levy's get bust up and we cannot get that way. There is absolutely no emergency for the East End of Molokai. So I have a few additions that I would like to.

Ms. Eaton: So I spoke to the Civil Defense Director because I knew this would come up tonight and I specifically asked her because we've been back and forth over the shelter numbers and I'm directly quoting from her this morning, she readily admits that it's very confusing and that that's not a good number and she told me that somebody was recently hired at the State Civil Defense Agency and right now, to be done by June they are doing a detailed inventory in order to come up with, and I'm using her words, a base line status of shelters and hurricane evacuations. So I asked her to define shelters because there's different kinds, there's a Red Cross approved shelter, there's a shelter that you could use for wild fire evacuation but not flooding and so on and so forth. So what she said is that right now they are working on it and it is the number one priority to come up with a detailed inventory to get to the number a more accurate number and it should be done by June. So that is, I did get those numbers from Civil Defense and from the State Hazard Mitigation Forum. I just wanted to let you know where those came from Zhantell because that's important and I went back and forth on that a lot because it has been brought up a lot. There was something else you asked about, yes, the Fire Station. I was actually an advocate for that and because I was a strong advocate for that Fire Station and I know Greg knows about that because I got information from him as well as the Chief, it is the number three top priority item to be funded in the County Hazard Mitigation Plan.

Ms. Dudoit: I see that but I think the urgency to that and why I would like it included in hazards is your section statement paragraph under hazards says people must first recognize the inherent risk involved in their choices of where they live and how they live. If the people of Mana'e knew that the Fire Station people had to be relocated to Kaunakakai or to another place where they would flood, I think they would be tremendously more concerned about that then putting another harbor up in Puko'o. So I think that's the kind of information that we have to seriously do our do diligence and get the right. If the information is not updated and right, then I would like to suggest that we take it out to simply say Molokai has no current approved shelters and that we do not know the capacity by which we can take care of our people during a hazard. Then maybe it would strike some kind of urgency in funding and motivation to do the things we gotta do on our action table.

Ms. Eaton: I don't think I would say no but what I could do, I understand what you're saying is to ask Anna for language basically reflecting the fact that this is not an accurate number and that you're basically doing an assessment right now to come up

with one. But I know she said, I asked her, she said it's not that they don't have any, but I'm more than happy to ask her for language to put in here that they are doing an assessment because they don't have their hands around a good number.

Ms. Dudoit: Well and to say that you have something is, so here's how I look at it. If the County is going to step out, Civil Defense going step out to say yes we have approved, that's why you have approved certified shelters, then that means if there's any legal kind of stuff where you haven't, the roof fell, for instance, high school is not an approved shelter, I was with the Army Corp of Engineers because their roof is not certified, so if during a hurricane that roof blows off and the people inside get killed by it, then the people who opened the shelter whether it was done by Civil Defense are liable for that choice. So the truth is, there are no certified shelters and if Anna them are going to make a reconsideration of those and have all those done by June, that still not going be enough time for our commission to make a truthful statement to this fact before we have to send it.

Ms. Swenson: You brought up the East End Fire Station and I just wanted to tell you the background on that. Back when Pat Kawano was on the Council all of the insurance company's quit writing homeowners insurance on properties on the East End because we didn't have any fire safety out there. So Pat was instrumental in getting us funding and getting that Fire Station and that was the only place it could go because there wasn't any land to put it on. But that Fire Station has got to stay there for people who live out there to have homeowners insurance or we're gong to be right back where we started even if it has to move during a storm. Its got to say that we have one.

Mr. Racine: Similar comment from someone with a West End interest. Issue three, Molokai has a high risk of wild fire. West End doesn't even have a Fire Station let alone one that's going to be inundated by water and had to move personnel and equipment. One other comment, when you get to the actions, setting up an incident command post everybody's there, representatives from the privately held public water systems. We have a lot of, they have a lot of equipment, personnel and understanding of their infrastructure to assist in response to emergency. They're not represented in the EOC. Just add them to the partners. Actions table 4-01. Just considering adding a representative of the number of privately held public water systems. Molokai Ranch water, Kawela water.

Ms. Dudoit: So why don't you just put it in a motion Marshall because I have the same thing, but why don't you just put it in a motion and save us time.

Mr. Racine: Are we going to do a bunch of motions at the end, or comments?

Ms. Dudoit: No we're talking about it so it's better if you get a motion, let's just do it and get it over with so we can get to the next chapter.

MOTION: ACTION 4-01 UNDER THE DEVELOPMENT OF MOLOKAI INCIDENT COMMAND POST INCOORDINATION WITH COUNTY CIVIL DEFENSE ADD TO THE LIST OF PARTNERS, REPRESENTATIVE FROM THE PRIVATELY HELD PUBLIC WATER SYSTEMS SUCH AS MOLOKAI RANCH AND KAWELA.

MOVED: COMMISSIONER MARSHALL RACINE

SECOND: COMMISSIONER ZHANTELL DUDOIT

Ms. Dudoit: Marshall will you consider amending it to include DHHL and Molokai General Hospital? DHHL actually supports the county system. We have a support partnership so to be truthfully honest, DHHL saves the county every time.

Mr. Racine: I mentioned two of the three, we just had a meeting of the privately held water systems a few weeks ago and we were talking about disaster preparedness with them ourselves and how we were absent from all of the EOC or incident command posts.

Ms. Dudoit: Actually that's not true. You guy's are always involved, maybe not you, but Rex and Dayton come to all of those meetings.

Mr. Racine: They come to the meetings but we're not listed in any document as being a member in the EOC, Emergency Operation Center.

Ms. Dudoit: Because we don't currently have an EOC. We have a local command post that helps Civil Defense. But technically the EOC is in Maui. But on this, while you're making the motion, cause you just said Kawela and Molokai Ranch.

Mr. Racine: Well I said such as. I don't mean to be specifically just the two water agencies. All the privately held, if we had one representative that would represent all the privately held public water systems, rather than just the county in the incident command center. I believe we out number in customers and square miles of service area, the county, with our private water systems. So my understanding, from our meeting is that we weren't represented in the EOC or not the local command post, excuse me. But adding the hospital because.

Ms. Dudoit: You made the motion so because you only stated those two, I would just like to clarify if you would consider amending it to also include DHHL and Molokai General Hospital.

Mr. Racine: Without any reservation, yes. They're privately held water systems. Yes they do. Yes they are.

Ms. Dudoit: Because that would incorporate Molokai Electric which is also not on here.

Mr. Racine: Yes.

Ms. Dudoit: So think you would have to amend your motion.

AMENDED MOTION: MY MOTION IS TO INCLUDE ALL PUBLIC UTILITIES REPRESENTED ON THE ISLAND, CURRENTLY DOING BUSINESS ON THE ISLAND AND ALSO MOLOKAI GENERAL.

MOVED: COMMISSIONER MARSHALL RACINE

SECOND: COMMISSIONER ZHANTELL DUDOIT

MOTION UNANIMOUSLY APPROVED.

Ms. Dudoit: So I just wanted to continue. Diane and I were having conversation because I did have a motion to make.

MOTION: ON PAGE 4-3 UNDER EXISTING CONDITIONS, LINE 36, INCLUDE IN THAT SENTENCE 'AND ADVERSELY AFFECT EMERGENCY RESPONSE TIMES AND CAPACITY'.

MOVED: COMMISSIONER ZHANTELL DUDOIT

SECOND: COMMISSIONER MARSHALL RACINE

MOTION UNANIMOUSLY APPROVED

Ms. Dudoit: I going take a stab at this because I think we have to do something about it. So on 4-3 line 10, Molokai currently is uncertain about approved or certified shelters for hazard evacuation. Just to replace 9 and I also would like to. So it says, Molokai currently has an uncertain amount of approved or certified shelters for hazard evacuation and it is unknown what the total capacity of people able to be sheltered. Unless anybody else have, actually, I just want to say that this whole thing is wrong and it's no accurate and we shouldn't put it in there.

Mr. Racine: Pam the study or review of this section by the other group that you mentioned will happen in the period of our review? Do we need to do something about

this now or are we going to get some new numbers before we're finished with our review of the plan?

Ms. Eaton: Well one of the first things I want to do is get something directly from Civil Defense to put in writing what I was told on the phone. What I was told on the phone is right now there's a new statewide shelter coordinator who is under going a detailed inventory of the number of shelters. Because it's a mess, it's a mess throughout the whole state. But for the purposes of right now this plan being uncomfortable with these numbers which were given to me by Civil Defense, if you want to take them out then take them out. But I'm having a hard time getting in writing what you're trying to say. I want to make sure I reflect it accurately.

Ms. Dudoit: I going defer this to another time because I need to write it better.

Vice-Chair Rogers: Unless you put unknown capacity. Delete the numbers and put unknown.

Ms. Dudoit: But the rest of the thing is, the whole paragraph is untrue. You can't take it out because we need to understand the urgency of the situation. So I'll just defer that to another time when we can write it on.

Also on page 4-6 under issues, I wanted to add an issue. Issue #5, Molokai's major government business and health care facilities are all located entirely in flood inundation zones.

Vice-Chair Rogers: Except for the new fire station.

**MOTION: ON PAGE 4-6 UNDER ISSUES ADD ISSUE #5, MOLOKAI'S MAJOR GOVERNMENT BUSINESS AND HEALTH CARE FACILITIES WITH THE EXCEPTION OF THE MOLOKAI GENERAL HOSPITAL AND THE KAUNAKAKAI FIRE STATION ARE LOCATED ENTIRELY IN A FLOOD INUNDATION ZONE.**

**MOVED: COMMISSIONER ZHANTELL DUDOIT**

**SECOND: COMMISSIONER DIANE SWENSON**

Mr. Swenson: The hospital and the new fire station are out of the flood zone.

Ms. Dudoit: It doesn't say that all of them are, it just says the major ones. So we can change, we're discussing now but I like get that point across.

Vice-Chair Rogers: It's the majority by far, absolutely.

Ms. Dudoit: We could say majority of Molokai government business and health care facilities.

MOTION UNANIMOUSLY APPROVED

MOTION: I WANT TO ADD ISSUE #6, PUKO'O FIRE STATION IS THE ONLY EMERGENCY FACILITY ON THE EAST END OF MOLOKAI THAT IS CURRENTLY LOCATED IN A FLOOD AND TSUNAMI ZONE.

MOVED: COMMISSIONER ZHANTELL DUDOIT

SECOND: COMMISSIONER LAWRENCE LASUA

Vice-Chair Rogers: Was that a motion?

Ms. Swenson: You know what I'm concerned about that because of the issues we've had with homeowners insurance again. We've been through this.

Ms. Dudoit: I not sure what you think I'm referring to. I not saying to eliminate the Puko'o Fire Station.

Ms. Swenson: No, I know that.

Ms. Dudoit: So you're saying that if we put it down as an issue that they going take away the fire station ?

Ms. Swenson: I don't know what they'll do.

Ms. Dudoit: Its been in a flood zone, everybody know that, all I want is to state it as an important issue so that when Budget come around again, we know, it's an important issue and its gotta be done. How many years that Fire Station was over there already? Right? Everytime the Budget come up the Fire Department isn't able to get the monies they need or the County isn't able to get hazard mitigation monies to help then it's not viewed as an urgent problem. It is an urgent problem for our Mana'e people, it is an urgent problem. What happens when you have a tsunami.

Ms. Swenson: I agree with you. The thing that I'm saying is, I don't want it to be worded so it can affect home owner insurance policies, which I'm afraid it could. So I would rather see it a more general statement.

Ms. Dudoit: If you're in a flood zone you going get hit with the flood insurance problem anyways. That's the issue we're dealing with. If before in the past the station warranted you getting exempt from that flood insurance then you know what everybody crooked.

Ms. Swenson: They took away our fire insurance.

Ms. Dudoit: Ok, so how would that affect, how would us saying that the Puko'o Station in a flood zone is a bad thing?

Ms. Swenson: I'm just saying I don't want it to jeopardize home owner's insurance.

Ms. Dudoit: I going be honest, I value and respect you but your comments to me as a Mana'e person is very selfish because we get people needing emergency help, I mean have you been available to be a part of the response team during a hurricane or tsunami and having two people, two people at the station when they under water and cannot take half the facilities that they need and the equipment they need to where they gotta go to help people?

Ms. Swenson: I'm agreeing with you, I'm agreeing with you. I'm just asking you to word it carefully.

Ms. Dudoit: I just saying that it's an issue. I think it's really simple. Puko'o Fire Station is the only emergency facility on the East End, that's truth number one, and is currently located in a flood and tsunami zone, that's truth number two. It's just an issue. It's just saying it's a problem.

Ms. Eaton: I worked a lot with Greg on this and I think he can really address both issues really well if he could just make a comment on this. He was kind of like a technical resource.

Ms. Dudoit: Before Greg talk I just want you guys to know the reason I know it's on section 9, I read this book through 100 times already, I know it's on section 9 under infrastructure and government. The problem is there are different monies available for communities in different areas. The Community Plan and having issues that are clearly stated and urgencies that are clearly stated in hazards can warrant us, the County Fire Department monies that can be over looked if all it is is a government problem. This is not just one government problem. This is a community well fare problem and can be warranted hazard mitigation money.

Mr. Jenkins: Thank you Pam and Zhan and Diane. First of all I agree with everything that you're saying Zhan, and I think your requested additions are pro-active and really addressing the issue. Before I answer Diane's question, retired Chief Ron Davis is one

of your members and I'd like to give him credit for being the one that opened that Fire Station and for many years fought to make sure that funding for its continued maintenance and support and service to our community was existed. It's from that foundation that Chief Davis started where our current Fire Chief is able to make recommendations to improve the services offered for the Mana'e community. With that, I don't want to go ahead to Chapter 9, but you'll find that in Chapter 9's issues/policies and actions that the Puko'o Fire Station as well as West End fire services are clearly addressed as well as the maintenance of fire services on Molokai. So if some of your questions could be very quickly answered with regards to the action of what we end up doing in addition to the triggers that Zhan speaks of. With regards to insurance, West End and East End both have a category 10 insurance rating for fire. The reason for that currently is because the staffing at Puko'o Fire Station is not per the national standard. We have the equipment, we have the training, we have all the other technical capacities on those apparatus but we do not have the proper staffing. So if that staffing was upgraded the insurance would be reduced for all the properties within a five mile radius of that station or proper driving distance. Chief Davis as one of your members could elaborate on that if you wanted to ask him, he's well aware of that. He's tried for years as well when he was chief to get that upgraded and it's not easy to get services improved on Molokai as you know. West End has a similar problem except there is no services in that underserved area and that issue is also addressed in Chapter 9. However, if there's anything Marshall that you wanted to bring up as Zhan did for your community that parallel's the concerns for East End, it would be a good opportunity for you to have that discussion.

Mr. Racine: I'm hearing enough now that not only do I agree with Zhan, I would like to see the same language included here in this chapter for the West End. It's addressed in Chapter 9 but the more we talk about it, the more we identify a problem, the more attention it's going to get. So I appreciate what you're trying to accomplish and I would like to add the same language and that would be an issue #7, I'll wait till we finish with her motion before I make mine.

Ms. Machado: Isn't it the long term plan to relocate the Puko'o Fire Station to Kilohana? I know at one time that was the possible option, was to relocate it up in that area where the current storage warehouse, where the old MEO preschool is located. I'm not sure if that's reflected in the land use designation in your mapping.

Mr. Davis: I believe Kilohana School has some county property. Part of the play ground area belongs to the county. We looked at that and this is a political issue. You folks know that. The county at that time different feel that it was appropriate to take away half of the play ground from the children to build a fire station. Right next to you folks property, there's a small portion owned by the county, right on the road but it's not big enough to build a station there. Right now the Puko'o Station is actually leased from



the State, it's State owned property that we were allowed to use the existing facility. Like Greg said, the problem with all the insurance and all the other stuff is man power. When you go to Council and you ask for equipment it's a one time purchase, they going say yes. But when you ask for men, it's a forever cost, somebody retire, somebody replace 'em. It's hard to get man power. The other thing I argued with Council about when looking at Puko'o Station you talking about flooding and all that stuff, one of the Council members said, yeah but Ron no matter where you build the station, if there's an emergency you gotta go through the floods anyway so it doesn't matter. That's the kind of thinking they had at that time. It's just part of the political process. Maunaloa, we tried to, actually Billy knows. I sat down with Molokai Ranch and I had discussions with them to start a volunteer fire station. I went as far as getting a fire truck from the Honolulu Fire Department, fully loaded, they sent it over here and Molokai Ranch agreed to help us train their employee's to be the first responders until the regular Fire Fighter's arrived. But then the Fire Fighter's Union stepped in and shut it down. Once the union stepped in the Ranch backed off. So that Fire Truck just sat at the county yard and I think it's now at Wayne Meye'rs, he bought it from the county eventually. So it's good to put stuff down, but all these things you talk about funding, there's all kind funding available you gotta compete with other communities and Molokai and Lanai is always on the bottom. For us to get funding is real hard because we gotta compete with everybody else. So funding is not only specific to Molokai.

Mr. Racine: Could we just amend your motion to add the lack of a Fire Station on the West End?

Ms. Dudoit: No I think you should do it as a separate issue. We can have plenty issues.

Mr. Racine: We got plenty issues on this island and I apologize, I'm the new guy, I've only been here 8 years and some of the things I say is because I haven't heard all of the other comments yet. But my heart is here.

Ms. Dudoit: Marshall I just say that because as many times as I've tried to review the plan already that the typical everyday Molokai aunty and uncle, it would be so hard to make sense of this whole plan. This is our community plan and yet it's not simple to read. You almost have to read it backwards to understand it. So I would say put the issue so they're clearly defined, at least that's one thing that we know we can see clearly, or that was an issue during this whole process.

Vice-Chair Rogers: We have a motion on the floor, any more discussion?

Ms. Eaton: We're not supposed to be discussing Chapter 9 so I'm kind of skittish doing this but for the purposes of Zhan motion, Chapter 9 under Fire Services, issue 5, the

existing Puko'o Fire Station is presently located in a flood and tsunami inundation zone. Covered there.

Ms. Dudoit: No I like my issue better. Because it says it's the only emergency facility on the East End. Puko'o Fire Station is the only emergency facility on the East End of Molokai and is currently located in a flood and tsunami zone.

Vice-Chair Rogers: So any more discussion? Do we want to take a vote on that issue?

MOTION UNANIMOUSLY APPROVED.

Mr. Racine: That's a good number too.

MOTION: ISSUE #7 THERE ARE NO EMERGENCY FACILITIES ON THE WEST END, POLICE OR FIRE, THAT'S A HAZARD.

MOVED: COMMISSIONER MARSHALL RACINE

SECOND: COMMISSIONER ZHANTELL DUDOIT

MOTION UNANIMOUSLY APPROVED

Ms. Dudoit: I want to make an addition to 4-9, 4.17, it says evaluate build Red Cross approved shelters.

MOTION: I WANT TO AMEND 4-9, 4.17 TO SAY EVALUATE, UPDATE AND PRIORITIZE EFFORTS TO CERTIFY APPROVED EMERGENCY SHELTERS ON MOLOKAI.

MOVED: COMMISSIONER ZHANTELL DUDOIT

SECOND: COMMISSIONER MARSHALL RACINE

Ms. Dudoit: So the reason I want to take out Red Cross specifically is Red Cross is post disaster. Majority of what Red Cross is in lined to do is post disaster and they can come on line, they have on Molokai when we needed them because they had the facilities and the staffing, but typically, Red Cross shelters are post disaster. So the disaster gotta happen. Emergency evacuation shelters is a whole different story and a lot of times Red Cross will not take on the responsibility or liability to take care of the people in those emergency evacuation shelters. So I just think that Red Cross is good buy instead of just limiting it to evaluate and build, or evaluate, we should update, prioritize, and build if necessary approved shelters on Molokai period. Not just Red

Cross certified. Red Cross doesn't necessarily mean it's a hurricane safe shelter, or out of a tsunami zone.

Mr. Racine: I imagine CPAC didn't come up, Pam in discussions, prior discussions was it concluded that there aren't any facilities on the island that could be used or could meet standards to be used as emergency shelters so we have to build?

Ms. Eaton: So in terms of sheltering for a disaster, natural disaster, there are different types of shelters and it is confusing. There are for example, Red Cross shelters which do provide shelter before an event, during and after. But Zhan is right in that Red Cross shelter which comes from money from congress has to be built to certain criteria, that's a whole different set. They will not for example staff it with Red Cross people if it's not a Red Cross approved shelter. My suggestion to this is to take out Red Cross, I would take out Red Cross and just say shelters. You guy's need shelter's, that would withstand hurricane and floods because that's the challenge here. Fire ok, earthquake, ok, but shelters to withstand hurricane's, high winds and flooding.

Vice-Chair Rogers: Any discussion?

MOTION UNANIMOUSLY APPROVED.

Ms. Dudoit: When you do an issue, it automatically corresponds to an action? Because when I sited the Puko'o Fire Station as an issue I understood that it was also in Chapter 9. But consistently it looks like for every issue there was an action. So if that's the truth then I do have an action item to add on, 4.18.

Ms. Eaton: My suggestion would be because we're jumping all over the place, you guy's went through issues really well. I would have gone through policy second because then you can correspond it to the issues and then you go to your actions which match your policies. That's kind of how we did it in CPAC and it worked pretty well in terms of the flow.

Ms. Dudoit: Like the Planning Department policy?

Ms. Eaton: No. This is a county document so it would be anything that is going to impact that particular, whatever that issue item or policy is, Department of Public Works would have to follow it, Planning, Water Department, so it's a county document so they're all supposed to be following the policies in this county document. Much like we do with the Maui Island Plan.

MOTION: I WANT TO ADD POLICY #14, SUPPORT THE RELOCATION OF THE PUKO'O FIRE STATION, ON THE EAST END OF MOLOKAI.

MOVED: COMMISSIONER ZHANTELL DUDOIT

SECOND: COMMISSIONER DIANE SWENSON

Ms. Eaton: Can I suggest that you make that at the end of that, you might want to say in the East End area or in Mana'e, just to make sure that it covers Diane's concern?

Ms. Swenson: I would like it to say, to some how be worded so it stays on the East End, not just relocate.

Mr. Racine: Most of the policy statements are general in nature and encouraging us or saying this is going to be the way we act in a particular instance, rather than a specific task, those happen in the action plan. So if we could make 14 more general and say we encourage or support the, and expand or that's a very specific in and of itself. But to relocate as necessary and I guess I'm not making...

Ms. Eaton: Can you look at policy #6, see if that fits it at all. For the public policy #6 says, encourage the location or relocation of all critical infrastructure facilities and development out of the evacuation and inundation zones vulnerable to coastal hazards in accordance with 2012 Hawaii State Climate Change Adaptation Priority Guidelines. We could also add since its been written and the 2015 Maui County Multi Hazard Mitigation Plan.

Ms. Dudoit: I going withdraw my motion.

Vice-Chair Rogers: Yeah that does seem to cover it.

Ms. Dudoit: Ok, I would like to make a new motion.

MOTION: TO ADD ON TO POLICY #6, AFTER PRIORITY GUIDELINES AND ADD THE MAUI COUNTY MULTI HAZARD MITIGATION PLAN.

MOVED: COMMISSIONER ZHANTELL DUDOIT

SECOND: COMMISSIONER RON DAVIS

MOTION UNANIMOUSLY APPROVED.

Ms. Dudoit: So under the action area, to be consistent with that do?

Ms. Eaton: NO.

Ms. Dudoit: Because I have additional action but it was because it coinciding.

Ms. Rogers: Anything else on policies before we jump on action?

Ms. Dudoit: So for consistency under action.

MOTION: I WOULD LIKE TO ADD AN ACTION 4.18, IMMEDIATELY SEEK FUNDING AND IMPLEMENT A PLAN FOR MOVING CRITICAL EMERGENCY SERVICES AND INFRA STRUCTURE OUT OF HAZARD ZONES.

MOVED: COMMISSIONER ZHANTELL DUDOIT

SECOND: MARSHALL RACINE

MS. EATON: My question would be then if you take a look, I just want to make sure that this does not fit where you're doing action 4.05 says, identify critical infrastructure, lifelines, roads, and structures that are vulnerable to coastal hazards including sea level rise and develop a more coordinated emergency response of well defined maps evacuation routes. Also in Chapter 9, 9.30.02, explore options for relocating Puko'o Fire Station to a location that is not vulnerable to flooding, tsunami's and best meets the needs of the East End residence. So just so that you know those two are out there.

Ms. Dudoit: I going keep my motion only because we've already identified them when it was there to begin with. So identifying doesn't help us, it's not an action prompting word. Knowing is only half the battle.

MOTION UNANIMOUSLY APPROVED.

Vice-Chair Rogers: Chapter 5

Mr. Yamashita: Ok we're going to start Chapter 5, Economic Development and just a little bit of background on this, much of this information came from our Economic consultant John Knox who did a rather detailed study and also came to one of the CPAC meetings in June, I believe, and did a power point presentation and really kind of laid out the basic challenges for Molokai. As an example he mentioned four things that he saw as challenges. Number one, he said there has been decades, this is not a new problem that you are all familiar with, the whole Economic issue. There's been high unemployment, it's typically Molokai unemployment, its typically been for the last several years I guess has had high unemployment in the state. Median incomes, John mentioned are also pretty low and there's also been an out migration of about 50 people per year from 2000 to 2010. He mentioned just two and there may be several detailed studies but he mentioned two general strategies to deal with, economic diversification

which is part of a broad strategy but he mentioned importance substitution as one over all strategy which means essentially you replace the stuff that you buy, which is typically from outside with products that are manufactured or made or grown here. That would help the economy. The other general strategy he mentioned was getting more, enhancing exports and getting more off island dollars into the economy. That's outside money so if a business, if you have a local business that gets off island money then that transfers to the employee's who then buy product/services from other businesses which then buys products/services from other businesses so that kind of flows through the whole economy. In terms of what he saw from his study as the key economic driver's, there were several things. One is government jobs and services. As I recall government jobs accounted for something like maybe almost 30% of employment. Tourism and agriculture and welfare payments and then also he had a broad category of just others, income employment from say non-profit, construction and things like that. So that's generally the over view that he provided to the committee. The committee at this June 3<sup>rd</sup> meeting went through the recommendations that the department had drafted and didn't have a lot to change but you can see from the document what was done by the CPAC. There is also, who brought this now, oh Lawrence. Just before the meeting he brought a proposed inclusion to page 5-1 which is existing conditions and he just added some history about the first corn test plots started by Molokai Ranch in 1967 and little bit more information. I don't know if I want to read everything here, but it is available if anybody wants to see it. It's about five lines.

Vice-Chair Rogers: Public testimony on Chapter 5.

Mr. Ritte: The last time I testified I had a good suggestion from Diane Swenson which was write down all the stuff. So I wrote down my testimony and it's four topics and I wanted to hand out the topics to all of you as we go along. On Chapter 5, who was it Mr. Knox you said? Mr. Knox, on Chapter 5 Mr. Knox forgot a whole part of our economy that he did not mention which provides 1/3 of all of the food that we eat on Molokai. That's a subsistence economy. The first testimony that I passed out comes from this, the Molokai Subsistence Task Force which is a State task force and it was put together on Molokai in 1994 to take a look at the subsistence economy. So I wanted to add those four paragraphs into the document that explains the subsistence economy. The title is Subsistence as a Sustainable Sector of Molokai's Economy. It says definitely something that needs to be put into our plan. Under policies, I wanted to say support and protect subsistence economy, recognizing and working with the Ahaikiola O Molokai on resource development, management and the subsistence economy, so it's in writing. Under actions, this is the action that comes out of the Molokai Subsistence Task Force Report, it says develop a fish hatchery on the East End of Molokai. DLNR is the lead agency with Kamehameha Schools, Oceanic Institute and the County of Maui. So I wanted to put that into the document.

Vice-Chair Rogers: Keawenui?

Mr. Ritte: Yes, Keawenui. It's all there, subdivided, ready to go. The other document that's mentioned in this report is the MEDB, Maui Economic Development Board. I wanted to hand out to all of you my testimony for the MEDB. If you can pass it out please. It's mentioned in your document and they've taken a few words out. I wanted to add some stuff. All of this that I'm passing out to you comes from the MEDB study that was done on Molokai. It talks about some agriculture and aquaculture, other government infrastructure research and development, all the priority goals and priority objectives. The one that I wanted to push is the subsistence priority goal. Number one support the customary and traditional use of wild and cultivated renewable resources for direct family consumption. Number two expand teaching and training in techniques and activities. The other objective which is, as we went out through all the moku, prohibit recreational or commercial hunting of deer, subsistence only. This is coming directly out of the MEDB.

Mr. Yamashita: Walter I just had a question. Are you suggesting that this, just the subsistence goals and the language here be integrated into what we do?

Mr. Ritte: That's the one that I'm suggesting right now. If you guys see anything in there that is missing or what ever, I didn't have the time to go over all of them but I just wanted to let you guys know that there's more information from an economic development study that was done on Molokai. There was a big group that got together and came up with all of this information and it would be a shame to not look at it and some of the recommendations that came out of it.

Mr. Yamashita: Ok I just wanted to be clear.

Mr. Ritte: I'm just highlighting the subsistence.

Mr. Yamashita: Ok.

Mr. Ritte: That's the biggest one that's missing in the plan.

Mr. Davis: Before you go any further, can you describe what Aha Kiole is? For those members that don't know what it is.

Mr. Ritte: Yes, I'm sorry. The Aha Kiole o Molokai is, it's kind of a new group that's been created by the State, there's a law that created the Aha Kiole, or actually they call it the Aha Moku. But because it came from Molokai the whole concept of resource management. So now when DLNR has problems or need information from the community they have this group called the Aha Moku, state wide. Each island is

organized state wide and they can, this is the official advisory group. So Molokai because the idea came from Molokai, the idea started off as a Aha Kiole. So we call ourselves the Aha Kiole o Molokai but state wide it's called the Aha Moku. So we go around, we organize, we have five Moku's on Molokai. So that means we have five districts. Each district is divided into Ahupua'a. So East Molokai has 37 Ahupua'a. We go Maunaloa where there's only one Ahupua'a. So in between there's all different amounts of Ahupua'a to make up the Moku. When all the Moku's get together that's when they become the Kiole. So that's the process. So what happened, if you read today's paper from the Molokai Dispatch, it shows a picture of the Maunaloa meeting where like 50 people showed up and the reason they showed up is because the Aha Kiole o Molokai called a meeting. We called a meeting in Maunaloa, we've called one in Kaunakakai, we've called one in Mana'e and we called one in Pala'au. And for all of the reasons of those meetings was to go over this plan, to see what kind of mana'o people wanted to make.

Ms. Swenson: Walter how do people find out about these meetings? Because I live in Mana'e and this is all news to me.

Mr. Ritte: It was on your bulletin board at the store, it was in the Molokai, there was a whole quarter page ad in the paper and there was a big article in the paper so you need to start reading the Molokai Dispatch. We spent couple hundred dollars trying to get that ad in and all of that. It's on every bulletin board for all the different districts and we had 50 people in Maunaloa, we had close to 40 in Mana'e, Pala'au we had about 45 to 50 people so we had really good turnouts. The one we didn't get turn out was Kaunakakai and I guess it's because everybody's happy in Kaunakakai. So it's a good system and it's working really well and we're trying, OHA has joined us and what they're doing right now is taking all of the mana'o from all of the communities, typing out, they pin on the wall, the don't come and argue, they just pin on the wall all of their mana'o, all of the different issues and then OHA is helping to put it all together into a form that can be presented to you guys. We weren't ready today to bring it all but we're really close. Lots and lots of mana'o that's coming. So any more questions about the Ahupua'a system?

Ms. Dudoit: So Uncle I looking at this paper, the second one that you gave us, so if we were to look at some of these and including it into the plan, when you look at subsistence and you research and development, what sections of the plan you think would be most beneficial to include it? Cause it could probably fall under resources, economic development?

Mr. Ritte: I really want to put it in economic development because for too long, the state feels that subsistence should not be part of economic development because there's no taxes. We share. You cannot tax us. So they don't want to talk about it.



Ms. Dudoit: But it is part of our native economy.

Mr. Ritte: It's real, yes. We share.

Ms. Dudoit: One more question, under other objectives, prohibit recreational or commercial hunting, is it specific to hunting or fishing too?

Mr. Ritte: Right now it's hunting. The fishing guys are going through a rigorous planning process. So it started out in Mo'omomi and it went to Haena, and Haena got ok's and now Mo'omomi is this close to getting it ok. They talking about doing one for all of the island of Molokai for the fishing one. So when we come back and let you know what the communities have said, basically what the community is saying is that they want a management plan for the whole island. All of the communities want to manage the mountain, and manage the ocean. They want management plan so that they don't be like criminals, the plan says when you can go, where you're gonna go, what you gotta do, what you cannot do, all of those kinds of things in order to manage the resources for this I call it the second economy on Molokai. Finishing up on my, that's two that I handed out, what was the third one? Economic Development Chapter 5. Ok, if you could hand those out. On the issues, issue four, under issue B page 5-3, I wanted to add issue four, there's only three issues. The issue would be the need to protect and enhance Molokai's rich and abundant natural resources in our North Shore valley's and South Shore reefs. That would be issue four, there's four already?

Vice-Chair Rogers: Yes.

Mr. Ritte: I'm sorry on my book only had three, ok issue five.

Mr. Yamashita: Walter question. So on that one if I just read it it sounds like a natural resource issue but are you linking this to subsistence then?

Mr. Ritte: Yes.

Mr. Yamashita: Ok.

Mr. Ritte: This is part of the economy.

Mr. Yamashita: Right it's just that if I could suggest maybe either we can do it or you could do it, but there needs to be some kind of link. Something as part of the subsistence economy.

Mr. Ritte: I appreciate the help, yes. Change the wording would be fine. Under policies, policy number five, in my book it's page 5-4. Ok, there it is policy five. It

wouldn't be good for our tourist to be walking around with guns. Please take out that expansion of tourism market. I mean cross out the hunting part. You can have eco-agriculture and supports but I don't think we need to be saying that tourist should go hunting because when we went to all of the different Moku's they didn't want to commercial hunting at all. So I'm suggesting that we cross out the word hunting.

Mr. Yamashita: Ok again just to be clear, all of the policies mention kama'aina. So I'm thinking of Lanai where hunting, so is a big part of their economy.

Mr. Ritte: So what happened was the State of Hawaii designated Lanai and Molokai as hunting areas so Lanai is continuously doing that. People from all over the state, all over the world come there, as a state thing. I don't know if they do some commercial stuff. But on Molokai we had the same deal. All Hawaiian Home Lands, all of the Ranch land, people came from all over. In order to go hunting on our land and one day Mr. Davis came to me and said that he pinned all of his son's application to one because they wanted to hunt together as a family. They didn't get pulled. The guy from the mainland went hunting on Hawaiian Home Land and the homesteader's didn't get pulled so we knew there was something wrong with this picture. So what happened is we asked the Governor to stop state wide hunting on Molokai and they stopped state wide hunting on Molokai. So we want to follow through with that. The idea of commercializing the deer is scaring everybody because that's the reason why we made laws, you cannot pick hihiwai and sell it. That's the reason why they talking about not selling opihi and once you commercialize the deer, it becomes like cattle. If you hunt deer, it's one thing, but if you start shooting the cows because it has commercial value so the deer becomes commercial and it has value like a cow then there's going to be repercussions. Every time you put something like a natural resource in a commercial market it's a dangerous slide. So people are saying out there at the town meetings we need to protect this subsistence resource for subsistence use.

Mr. Yamashita: Ok, thank you.

Ms. Dudoit: Because it says over here that same policy it includes sport. How do we ensure, do you want to add wording or how do you ensure what would be your best opinion to make sure? Because every tourist that come over here is sport hunting. They not hunting to take home the food.

Mr. Ritte: Right.

Ms. Dudoit: They horn hunting.

Mr. Ritte: Horn hunting, right.

Ms. Dudoit: So how do we make sure that sports thing, if you taking out hunting all together, that sports doesn't generalize the same thing that you're trying to remove?

Mr. Ritte: You gotta help me on that one.

Ms. Dudoit: Let me think about it.

Mr. Ritte: Because I don't know what the people meant by sports.

Ms. Swenson: Zhantell can you say team sports?

Mr. Ritte: Team sports?

Ms. Swenson: Yes like baseball, softball.

Ms. Dudoit: Right now all we get is distance running, yes? So Japanese and all that come over and they run, so it's not a team sport. Marathon, stuff like that.

Mr. Ritte: Bicycles. Ok, the next one number 11, I wanted to take out the word expand on number 11 and leave the word improve. You did already? Ok, my book is kind of old so I sorry, good job. Number 13, I wanted to take out the word venison, in number 13. You did already? I was going give you another koodles there. Number 17, I wanted to add support and protect subsistence economy. Is my numbers wrong again?

Ms. Dudoit: Yes.

Mr. Ritte: I no like take out nobody's stuff.

Ms. Dudoit: Ok number 21.

Mr Ritte: I'm way behind. Support and protect subsistence economy, 21. Actions. Action 5.01, take out the word venison. That's out? All right. Ok. For actions I wanted to put, I know my numbers going be all wrong so 5.17 would be something I want to add under actions. Support and help build a fish hatchery on the East End of Molokai. Is 5-17 the right number? 5-17 would be recommend all potential developers on Molokai to read Molokai's Future of a Hawaiian Island to see if their project falls in line with the concerns and issues on Molokai. This is a copy of Molokai's Future of a Hawaiian Island. It's well done and done by the young people here on Molokai. They took all of the studies that's been done on Molokai all these years and combined them all into this document. It's a really, really good document. If developer's would read this before they come to Molokai they would know whether or not their project is going to make it or not because it covers all of the different issues that they need to be

concerned about on Molokai. So this is a good way to save money for the government and for the developers. One more? Can I have one? So in your document it mentions the Molokai Enterprise Community, in the plan. So what I did was I took out some issues out of their 40 projects that this enterprise community did. The whole purpose of that was to talk about Molokai's economy. Add 10 economic developed projects to be placed under actions number 5.17 and if you put all of them it's gonna go to 5.27. These came from a huge effort on the part of the community to identify all of these projects and these are still things that the community is supporting. Purchase an acquired land from off shore owners for the community. Water shed protection for East End made of forest, taro and fish pond production. Malama Park. Pala'au cultural learning center and visitor coordinated centers. Traditional Land Use initiatives. Traditional Fishery's. Management designations. Fish hatchery. West end erosion control, inventory of Hawaiian sites and Hoolehua wind breaks. So these are all coming from community input, through community processes. I think my three minutes is up. Mahalo.

Vice-Chair Rogers: Obviously you were speaking for more then just yourself.

Ms. Dizon: Aloha I am Madonna Dizon, I actually, as the community came together and we actually designated the three most problems that we had up in Maunaloa. It was drinking water, the hunting and deer hunting. But what I really want, there was an over whelming response against mixed use designation for that 64 acre. They were even appalled at the 64 acres were even given. So I would note that. What they felt as a community was that the Ranch has been, has not been someone that we could actually openly trust. What they did was shame on them the first time, if Maunaloa permitted it to go through then it's same on Maunaloa. So they were in objection against mixed use designation because what they felt was that if they gave them that, the permission to do mixed use, when they decided to go ahead and make something else, that we did not approve of as a community, they could say oh well too bad because you approved mixed use designation. So the community as a whole objects to that mixed use designation. Mahalo.

Vice-Chair Rogers: Actually that's Chapter 6. But thank you for your mana'o.

(Inaudible)

Ms. Dudoit: It doesn't it says to be announced. We tried to get Kilohana Community Center. 25<sup>th</sup> is the land use, Kualapuu Elementary School. Aunty what is your last name?

Vice-Chair Rogers: So the February 11 meeting on Land Use is going to be at Maunaloa. So on the 11<sup>th</sup> Maunaloa Community Center, Chapters 8 and 9. On the 25<sup>th</sup> Kualapuu School, Chapters 6 and 7.

Ms. Dudoit: But just know Aunty that we heard your testimony and we have it written down so when we discuss that, if you not there, we do have a recording of your testimony.

Vice-Chair Rogers: Not only us you're on AKAKU.

Mr. Stephenson: Thank you Commissioner's, aloha everyone. Thanks for all your time and consideration. I'm here as a community member, as a member of the Community Plan Advisory Committee. Just a couple of thoughts, on the subsistence economy what Walter is talking about, there's many of the points that I agree with. Molokai does have this large subsistence economy and he's got some very good points in there that some consideration should be taken. But there's also plenty of people here on the island who practice in the subsistence economy who are not members of the Aha Kiole group and many people of the community who don't even recognize the Aha Kiole as a group. It would be important that we include all of the people who participate in subsistence activities when we're discussing this type of activity. I just wanted to clarify something as far as what people on Molokai call the Aha Kiole. The Aha Kiole is not an organization that is sanctioned by any government organization or entity. There was a meeting here held by the Department of Land and Natural Resources where it was a little bit unclear that subsequently to that the DLNR put out a press release in the Molokai Dispatch. In part, the press release says well Aha Moku is the entity name recognized by the state legislature, the Molokai community chose to refer to its represented entity as the Aha Kiole. It says here that the Aha Kiole on Molokai is a group that operates with procedures that are different from the legislatively established Aha Moku system. So the two are separate and they don't have anything to do with one another in statute or law. So I just wanted to make that clear. I believe that there's been previous opinions given by different officials in the state to that same effect. So to make sure that we're clear on that particular point. Finally the thing that I would like to bring up is we talked about the, there was testimony on this document called the Molokai Future of a Hawaiian Island but this document is a nebulous document that wasn't sanctioned by any government entity or any official organization so there's no accountability tied to that document. There's no organization or group or government entity to go to to seek clarity or address issues of responsibility for that document. So although that document does compile many things from official sources the document itself has no authority and wasn't authored under any authority by state or any other legal entity that would be able to be held responsible for its content. I thank you very much.

Ms. Swenson: I have a question. Was all of this submitted to the committee and was there a reason why it wasn't put in the final document?

Mr. Stephenson: Which part?

Ms. Swenson: That Walter just presented to us about subsistence economy.

Mr. Stephenson: He didn't submit everything per say and there were a lot of oral testimony and there were hours, there were 6, 7, 8 hour long meetings that happened so there was a lot of testimony that came in. But we took all of the information that was given to us and put together what we thought was a pretty reasonable plan.

Ms. Swenson: So there wasn't a reason why you left it out.

Mr. Stephenson: No, it wasn't anything that was presented to us and we intentionally omitted it, it just wasn't presented in the same fashion as it was presented. The other thing I wanted to mention, I just looked back at my notes again, we also identified that venison is an emerging industry and it's very important and to remove that from any type of economic activity from hunting, from the ability for us to use subsistence, also heard that there was some discussion or comments that the only tourist that come over and hunt they hunt for sport or hunt for trophies. I know that's not true because we have family members that come from our neighbor islands that go hunting and they take that meat back to our own family members on our neighbor islands. So there may need to be some clarity on what do we talk about as tourist or tourism, who's a tourist and when we get into those and drawing those lines can become problematic. Thanks.

Vice-Chair Rogers: Thank you.

Ms. Dizon: Thank you Rob. I have to agree to disagree with my cousin here. Because the Aha Kiole and the Aha Moku although they, actually they are legislated but the Aha Kiole is actually the name Molokai actually selected because it was done so because Kumu John was the one who put it together. Kumu John Kaimikaua. Just a little bit of history. Because what the Aha does is work together. The Aha and the Kiole becomes a knot. So that becomes the power behind the Aha Kiole. They work together as a people. That is the power of the Aha. I actually attended a number of different meetings and they were well done. They were really well done, the people that ran it did a really good job. Even if they're supposedly not what you call legitimized. Because they're concern is for the people and for the aina and for us that is what is important, the people and the aina. You know my Uncle Fred was a true steward, Fred Bicoy because he did things for the people. He got the red card, he got the MEO bus, he did things that today are very impact full. So when we look at people what we want to see is that it's done for the benefit of those who make Molokai their home. Mahalo.

Mr. Kaholoa'a: Aloha Madam Chairman and the Planning Commission. My name is William Kaholoa'a known as Yama. I reside here on Molokai. I'm a resident of Hoolehua, I'm a homesteader. Kalamai aunty for your mana'o. I personally, I'm here to say as a community member that I do not support the Aha Kiole for many reasons. Because I would say 98% of the community do not support the Aha Kiole. There's many instances, because the Aha Kiole is not transparent. Why I'm saying that, they introduced, someone introduced two bills into the legislature. One was by Kalani Englihs and one was by Kobayashi. So two of 'em that don't live here on Molokai. We have a representative here that can speak for us, ok? So these people are putting in bills that we as the community people here on Molokai don't even know anything about. I don't want to be negative but you know the community need to know. The Aha Kiole is a self govern organization. I for one and for my family do not support the Aha Kiole. I'll give you an example of why they're transparent because every meeting you go to you don't have a say. There were meetings that I've been to that the Aha Kiole members none of them were able to stop one of their members that were swearing at our Kupuna's. So is this the kind of people we want to listen? I don't think so. It's so shame, shame that when they represent the community, they don't. I've seen it with my own eyes, I've heard it with my own ear, and constantly I tried to stop them from doing all their swearing but they never did. To top it off after the meeting they went home and they celebrated, they drank kawa. Because they defeated the Kupuna's. What kind of people are this, that's disgraceful. I going tell you one thing I'm going to fight this Aha Kiole no matter what because these people they organization does not represent the Molokai community as a whole. The State don't support the Aha Kiole, because they are self governed individuals. They want to take law into their own hands. The other thing that Walter was talking about deer and if they make it a law way they going to charge you for rustling, it will never happen. Because rustling comes under livestock. A deer is a free roaming animal unless it's contained. Deer belongs to the native Hawaiian and is managed by the State DLNR. Those animals are free roaming, it jumps over the fence getting into your property, yeah, and they jump back out, so they not animals that are self contained. So the law, you really have to listen to the interpretation of what people say and you need to find out. I'm thankful to be here, I'm thankful for all of you and I know, I know you folks are going to look into this because the community is looking at each one of you. I'm a witness and testified that this organization is not for the Molokai community. Thank you very much. By the way they introduced bill 2760, that's the North Shore, and they also for hunting bill 1041, that's for hunting. So on the North Shore, I don't know what these guys thinking about, if you were to close the North Shore from subsistence, where you think everybody gonna be? They gonna be South Shore where South Shore is already wiped out. So you don't want that to happen. North Shore you got only four months out of the year. It self rejuvenate its resources on the North side. Talk about boats that come off island, maybe we don't have enough enforcement, but what can we do? They're tax payers they have the rights just as much as anybody if they want to fish. So I believe we have

an organization that we're forming right now and it's going to be for the people and by the people. Not gonna be no organization. This is gonna be the people's voice that we're gonna be because we have individuals in our group that are subsistence gathers from the mountain to the ocean. So please take this into consideration that the community does not have a voice. Perfect example, don't tell me Maunaloa is only 50 people. Out of the 50, who's for and who's against? You really don't know. So it's not, you don't have a full support of the community, I can guarantee you that. Is there any questions for me? Thank you very much I appreciate it.

Vice-Chair Rogers: Thank you.

Mr. Espaniola: I just wanted to rebut what uncle was saying about Maunaloa, that's why I had the water concern. I know subsistent fishing and subsistent hunting was one of the highlight concern for Maunaloa. I did walk throughout every street on Maunaloa, I know every home in Maunaloa, I pray for every home in Maunaloa, in fact when I go by Hoolehua I bless Hoolehua with my heart. The best part is I walk through Maunaloa every house, 70+ pieces of paper about my community concerns and the wonderful thing is I went go make spaghetti dinner for 'em, we made spaghetti dinner, pound bread, you know Molokai guys once you make food they going come. I can say that we had a good turn out. I gotta admit a couple of my brother's never come and I went invite my brother's and you know what they told me, Byron our heart is together, you going say what I feel, my brother John and my brother Danny. Jonathan went hunting, Danny had one meeting. So out of my 5 brother's, 20% never come. I mean that's not my community, all I know is we love our community from mauka to makai and there is some disagreements, I agree uncle. But we can agree to disagree what we did with our cousin, yeah cousin? We agree to disagree. We going kick this can down the road for our unborn children, this is what it's about. We get one leg on the banana peel and one leg in the puka already. We gotta think of our children. We lomilomi every thing, when we learn, Maunaloa went learn everything Hawaiian from Hoolehua because we all Filipino working in the pineapple fields. We went learn everything from Hoolehua. Then we went go down Manae. So we all ohana. I gotta agree to disagree because there are some communities who's trying, some communities who are double trying for the love of our children and our unborn children. To say that Maunaloa because only 50 people came out uncle, the other 50 I went to their house. I love you uncle, but we as the Aha Kiole monitor patterns. We monitor patterns of the migration of the fish and the deer. We monitor patterns of the happiness and the sadness of our community as well. It's a dynamic monitoring of the patterns of our island. It's the best, it's old school, it's what sustained Molokai and Hawaii for thousands and thousands of years. At the rate the United States has gone, just turning 200 years and the dissemination of all of the lands, our island, our island has a reziliancy and it's in our people and the love of our people to agree to disagree. We going continue to love our Hoolehua mauka to makai as well as Mana'e and Maunaloa. As a representative of Kalua Koi Moku, we going



make kaukau at our next get together and because one of the things I made mention is that we're not a community, we just commune. There's no unity and that was a little bit of it today. So as we get together more, then we'll be the community because we all learning, there's a shift on businesses that come and go. So we all learning to become the community that we need to for our next generation. We gonna kick this can down the road with love. I say this in Jesus name, amen.

Ms. Keliikuli-Peters: Aloha Molokai Planning Commission. I'd like to thank each and everyone of you for being here today. As much as I know this is an arjulist journey with us here as well as the community be patient with us. All we ask is that you take the time to understand. There's always a solution to every problem and it's about unification and not being divided. In order for Molokai to create a balance of harmony we have to have...

Vice-Chair Rogers: Excuse me can you just state your name?

Ms. Keliikuli-Peters: Oh kala mai. My name is Julia Keliikuli-Peters. I'm a Hoolehua resident, a former business owner here on the island of Molokai. I love Molokai and I know all of you that are here we love Molokai. I'm the Aha Kiole O Molokai's pala'au Moku Po'o. I was at legislature when Robi our Department of Hawaiian Home Lands was recognized by legislature and that same particular day when legislature recognized her and she took her seat and our Governor Abercrombie was there as well as our senators, house of represenators and I sat there to watch the Aha Moku and each representative of every island get sworn in. This is legal. It is State legal. It is under the Department of Land and Natural Resources, separate entities. It is law and I think what's important right now is that we get educated. Please get educated. Like I said I love Molokai. The Pala'au meeting that was recently last week, in fact it was Tuesday night and I am shaking up here right now, we did have a good crowd. We had approximately 50 people, if you count the babies we're more then 50. I want to say something that's very important. We do not co-herce our community and its members. We line up the topics of discussion, we give them little notes, we tell them the policies the issues, the topics, we have them on the table, we ask them to please read this carefully. We ask, take this little note pad, the stick-um and attach it to the wall that you are most concerned about. Whether it's historical sites, whether it's zoning, whether its environmental, whether its land, whether it's a term mixed use, whether it's fishing, hunting, all of the topics that you have in your book today, it's everything that we discussed. We're trying our best because you notice they're not here. So what we do is we collaborate, we bring the people together to get information. Yes it's not the whole island, but it's a whole lot better then other groups that are not doing anything positive. Another community service project that I'm planning to do with our Pala'au Moku, Aha Kiole of Molokai is community service. February first week we have gathered Hoolehua people and we're gonna go to Mo'omomi to clean Mo'omomi. We are very actively

involved with our community and we're very concerned. We understand that we have differences of opinion. I get that. I understand that. But can we find solutions please? Solutions to disagree is ok, I think it's healthy, that's what makes us different. We don't look alike. We have to be different. But I believe we can find a compromise, I believe we can find a solution. I believe if we kako'o lokahi together we can make a big difference. Once again thank you very much for listening to me today, than you planning commission.

Vice-Chair Rogers: Thank you. We're going to take a break.

Ms. Bicoy: Thank you Vice-Chair Rogers and thank you to the planning commission for hearing and for stopping the break real fast. I just want to say just real quick two things. One would be, I don't think anybody is challenging the Aha Moku.

Vice-Chair Rogers: Your name?

Ms. Bicoy: Dawn Bicoy, I figured all the Bicoy's came up I figured I need to come up as well. So, we like microphones. I don't think anybody is challenging the Aha Moku, I think what it is is challenging the Aha Kiole and I would ask that we get a formal document to say that they are recognized and I'd like to see that. I think it would be good for you to ask for that to confirm that. The second thing would be, I think what's happening right here kind of confirms that not everybody is saying that the Aha Kiole speaks for them. Being that there is differences here in the community and that's why I think this is a great thing that we have these meetings like this so that it can bring these things to light and surface. That's it.

Vice-Chair Rogers: Thank you.

Mr. Ritte: My testimony wasn't from the Aha Kiole, Ronald just asked me to explain the Aha Kiole. My testimony came from documents, county documents, state documents so my presentation about hunting and stuff didn't come from us or the Aha Kiole, it came from studies and documents in the past. So for us to make those changes in the future we need to go through a process just like we went through a process to get all this information. So please don't think my testimony had anything to do with the Aha Kiole. That's going to come at the next meeting. But it was not at this meeting. But I wanted to thank Ronald for asking to explain it. But I didn't know it was going to cause all of this time consumption. Thank you.

Ms. Dudoit: Chair before we break too, I just wanted to say something. This is for our organization. I think it's important, one, I just want to make a comment that it was really cool because I sympathize with our community that they don't get the opportunity to sit like this and talk story. But we getting off track. I didn't want to be rude because you

allowed the first person to talk, but the Aha Kiole has nothing to do and their issues have nothing to do with Chapter 5 right now unless we specifically pertaining to subsistence. So from here on out to be respectful to the process and then go through, but I also want to note that I completely love, love, love, love that everybody stood up here, this is a testament to our community. That everybody standing up here with really heartfelt issues and still can love on each other. But Chair I think we gotta get back, at the end when everybody can testify, well not only three minutes, it has to go to a point of order. We gave testimony times for specific chapters and I having one hard time keep up because I want them to, for us to put it to the book. I just wanted to make that comment.

Vice-Chair Rogers: Absolutely, I don't want to cut anybody off. I'm just way to nice for this job.

Mr. Helm: Mahalo. I think the Aha Kiole is a valid group. Get plenty other valid groups as well on this island and good groups, people do good things. If get one real pressing issue on this island, best thing to do is put it on the county ballot. But I'll share this. Something should be done to where our vote is not lumped into Maui's vote. Our people are very different then the people who are on Maui. We had a little taste of that just a while ago with the balloting initiative shutting down the seed company's here on the island. You guy's may know already that Molokai voted no. It's our main economy here, the seed company. So if Molokai had its own vote things would operate as it is and it is operating as it is. But there would be no pili'kia that way. Same can be for other issues as well. There's great issues if it's gonna affect our economy, it's gonna affect our resources, something real huge. I think the best reading you going get is to put it on the county ballot. The Aha Kiole is a very useful tool. To go out in the community to gather information. To get the best reading I going say again is to put it on a ballot but again Maui County has much different people. A lot of people are coming from away, they coming and they moving to Maui, it's like the new California now. On Molokai we still get our local people, we get our local style and we gotta keep that, keep that style because if we lose that we going lose our people, we going lose our culture. People gotta move, they gotta go live else where, they gotta go make a living and we start to lose our culture slowly and I'd hate to see that. I'm one of the guy's, in fact I was the only guy drinking awa with Kamukea Han. Somebody who I really love and respect dearly. Uncle mentioned about celebrating drinking awa. But the reason we were drinking awa was that he was so sad, we were so emotional that night that we had to sit down and calm the nerves little bit so I invited him over to my house. But then again Uncle Kama is a very dear man and I love him. He's not here today but just to answer Uncle Yama's question. Sorry I didn't mean to go off track but Mahalo.

Ms. Machado: Back to you folks break everybody leaving. I have to tell you that because of the Aha Kiole's effort to generate interest island wide from Maunaloa to East

End, that's why you have community people represented here today. When the CPAC process was going on I attended a few of the meetings but there were small amounts that came. Part of the argument and disappointment that came from the community individuals that showed up was that the CPAC wasn't taking the meetings out into the community to generate the kind of support or get some responses from the final product. So we had to, I tell you what, I was surprised that Walter Ritte could pull this off this week. He started last week Friday, Monday, Tuesday and Wednesday, just to generate people's interest because this is a utility document, it's intended to look at the long term impact of planning directions for this island. If we are not representative of the input by districts how are we going to lead our planning commission's, Molokai Planning Commission rendering the appropriate decisions to accommodate our desires, not the government officials. For me as a native Hawaiian and a representative for the Office of Hawaiian Affairs as your Trustee, on November 12 testimony was presented to the planning commission and I'm not sure if you got it circulated. But in here the policy analyst at OHA looked at some of the serious flaws of not including OHA's contribution as a constitutional statutory organization that represents native Hawaii. Subsistence is in this testimony. The only reason why I bring this up here is because I want you folks to take this, this is not the time to move for action to actually approve this but you need to look at this so you can get an orientation as to what OHA is saying as far as our constitutional and statutory rights as a native Hawaiian organization. You may be surprised that we are responsible for subsistence. There are judicial proceedings that have been favorable to OHA and their practitioners that have done wonderful things. So there's a framing that has already occurred. But it's lacking at the municipal level which is the county. This is the first opportunity that OHA is saying please represent our beneficiaries, the native Hawaiian cultural practitioners. You don't have a copy go pass it out now. So I gotta bombard you folks so that when we come back the next week I want Maunaloa to speak on the eleventh, that's their time to share but I want you folks to digest this. There's a whole section on subsistence and if it's not included in John Fox's presentation as viable economic development, please help us to include that in this report. Whether it's just a simple statement that would be valuable. Now we talked about commercial use of deer. I'm concerned because even if it moves as Yama is saying and he's acknowledge hunter. But the fact is, if cows are on private property, it's properly fenced in, if somebody went over there and shoot 'em you going be charged with a felony. Now you have to think logically. If I have property and I'm raising deer, commercially and I'm the only one, and you know who I talking about, Desmond Manaba. Unfortunately he's on Hawaiian Homes property, how did that happen? So he's designated as the only commercial USD that can raise deer and harvest the deer and sell it commercially. Now what if his deer got on the property next door that was farming or like Bobby Alcain is by his place on Mahana, what if we were in there and had one hunt over there and they shot the deer, wouldn't you think he'd be upset and try to prosecute Bobby Alcain and the people that were hunting on Bobby's ag lot? That's the kind of stuff that's tricky for us because we have had free access to gather the deer

meat, the deer. So please read OHA's testimony and I would just welcome the next time we have an opportunity for input that you folks allow that opportunity. Not going be me I going bring in the guns. I'm just here encouraging you folks to look at our testimony seriously absorb it and apply what you think would be appropriate and if you have questions we will have another session with that. I can go home now right? After you folks take your break.

Vice-Chair Rogers: That's up to you but we appreciate your input.

Ms. Dudoit: I just want ask her one question since she leaving. So I was one of the fortunate one that had time to look at the document which I love by the way. But I just wanted to pick your brains on one part. Get plenty to do with open, actually it's all through the document. So just a general question. All through the document it talks about public access for subsistence. Is it important or is there a way to ensure that public native access is prioritize to Molokai or the people in that area?

Ms. Machado: The issue of public access began with Billy Kalipi. He was the first test case that tried to, in our constitution they allow for gathering. So Billy Kalipi, unfortunately he was living at Keawenui but his kuleana lands was in the ahupua'a of Ualapue. So he filed a petition against the large land owners over there because he was denied access to gather up mauka. So based on that outcome where it was unfavorable for him the pa'a kai on the Big Island when they were bringing in the big hotel filed a similar petition on access to gather. Just simple Pa'akai. They wanted to be guaranteed access to go get salt along the shoreline in Kona. Now this is the Hu'alalai Resort, that big development. So the community group organized, they went and they had contested case and they prevailed. It is that decision that is upheld in the Hawaii State Supreme Court. There are framing issues already engaged that allows this. This is what we're saying in our testimony. These kinds of judicial proceedings have already occurred on access. You're right Zhantell I'm not sure if we can statutorially limit to just Molokaiians, probably not. But the fact that we have this at the Hawaii State Supreme Court that allows us to gather, mauka, makai, sideways, shoreline, but you cannot do it on undeveloped property, that's the only provision. So if a developer is coming in like the Hu'alalai Development, this is a case that the Pa'akai group won victoriously for native Hawaiian's state wide. Don't have to be only Hawaiian but if you can prove that your family used to use that right-of-way to go, you can be Filipino, you can haole, but you gotta be able to prove that you had access and that you did gather openly. It's a complex issue but I can tell you, the Aha Kiole meetings that I was at, you know the big TMT issue, why do you think that they vacated the permits from the Hawaii Supreme Court? It's because an individual who is a cultural practitioner, him and his wife Pua and Kalani Flores applied for a contested case on the DLNR's procedures. This is over the general lease to the TMT. He was denied the contested rights to appeal the decision that they have made because he claimed that

the cultural practitioner issues and he won. He went from there, he was denied by DLNR board and then he was able, he went pro se by himself, he never had one attorney. When he got referred to the Supreme Court on the appeal he got an attorney. But that's how the permits got vacated because the Supreme Court reaffirmed that they should not have approved, they moved too quickly at the land board level for not allowing his testimony and his issues to be raised at that time. I just like tell you that this is real serious stuff, this is not about make believe or make up. This is serious stuff so this one practitioner, him and his wife vacated all the permits under DLNR. They trying to figure out what they going do now, the state, how are they going to implement his issues as a cultural practitioner. I'm just saying that that just happened and that's why the TMT removed all of the equipment and they not sure what going happen. They blame native Hawaiian's for stopping the project. But the state had to have done something wrong by not allowing Kalani to proceed as a cultural practitioner under the contested case. You folks know what contested case because you folks have those procedures in your own rules. But they never let him finish his case as a cultural practitioner. He went bang 'em at the Supreme Court and naturally if I drink awa I would be celebrating because that is a testament to the frame work of access for native Hawaiian's and input from native Hawaiians as cultural practitioner's. That's all I'm saying. I'll wait my time, the next one going be where, over here?

Ms. Machado: We going Maunaloa, we going Kualapuu right? The next couple? But please read this testimony. Thank you so much.

Vice-Chair Rogers: Yup, I'll read it. I hear what you're saying, thank you.

After a short break the meeting was reconvened at 6:00pm.

Vice-Chair Rogers: Everybody ready? On Chapter 5.

Mr. Jenkins: Aloha Molokai Planning Commission, Greg Jenkins again testifying as a citizen and a CPAC member. My testimony is about Chapter 5 and I just wanted to make my own personal opinion regarding Chapter 5 from the CPA perspective end. When you look at the economic development information you see here one of the focuses I had was about growing capatable economy for Molokai with the resources that we have. Why that's important to me and for our future that the people, our keiki now are getting educated and they're going to be in charge of business and industry and these industries etc. that they're from give them the opportunity for Molokai people first. They're the owners of the businesses here, they're the ones that are the manager's, they're not just laborers. I think that's critical for our community to maintain its people power and maintain an economy that really represents Molokai. With that said I just want to say that I know Chapter 9 is not on tonight's agenda but in reference to Chapter 5 there's a lot of education issues that address all of the policies, not all of

them but many of the policies, issues, policies and action with regards to education. It wasn't just, you're gonna see a lot of things in Chapter 5 that talks about all these things we want to do but we all know it's going to go back to educational initiatives to train up our work force to get people capable of meeting those needs of our community. So if you see that lacking in here, it is addressed there. Lastly as a member of the community I live in the Mana'e Moku and I attended the Aha Kiole meeting there and not only in the CPAC process and in general, but even as you're seeing here. I am so proud of the testimonies coming out of our Molokai community and the efforts that are being made to organize them and I think one of the most powerful things you'll see is that our CPAC lack an effective affectability to reach our entire community because at times we were meeting in a central location. People were funneling to us. But the fact that these meetings were taken place and people were talking about real issues in all these different Moku, I think you're going to see some radical statistical reliability and the commonality of the issues that are coming up Molokai wide. That's going to be fascinating for you guys to see as this process unfolds and when that happens, when you have the same issue that's concerned in Mana'e as the same issue, I can speak to that because I live there and I didn't want to disrespect Maunaloa, but when you see the same issue come up in Maunaloa for example, the reliability of that happening in two places is real. Hopefully it'll spark more people in our community to come really validate this venue and participate in this process because it's critical for that input. So thank you.

Vice-Chair Rogers: Any more public testimony on Chapter 5? Public testimony is closed.

Ms. Dudoit: OK so in light of all the documentation that we've been given and I was very fortunate to get the OHA inclusions and document early so I was able to read it. But I think there are a lot of things that pertained to the two chapters we talked about today as well as one, two and three, that probably would be best if we all went back and looked at it and made recommendations that we could just kind of go on and stuff. But there are a couple that I think that we can make today.

MOTION: I WANT TO MAKE A MOTION ON PAGE 5-3 AN AMENDMENT TO POLICY #3, IT SAYS TO SUPPORT THE DEVELOPMENT OF AGRICULTURE AND VALUE ADDED AGRICULTURAL PRODUCTS TO INCLUDE, "AND SUPPORT TRADITIONAL FAMILY SYSTEMS".

MOVED: COMMISSIONER ZHANTELL DUDOIT

SECOND: COMMISSIONER DIANE SWENSON

Ms. Dudoit: So just to be clear with the other commissioner's, when we talk about the development of agriculture and value based added agricultural products we just want to maintain that there are different types of cultural and traditional family ways of growing crops, water ways, Hawaiians have a very different way of growing things compared to the Filipino community. So being sensitive that that's inclusive in our economic development portion of our policies and goals. In addition to supporting development of agriculture, value added agricultural products that it's not just meant for large scale agriculture. That we recognize traditional family types of businesses, small farms, cultural consumption for cultural type cropping for families and homes. I don't think it's excluding anything, it's including that opportunity.

MOTION UNANIMOUSLY APPROVED.

MOTION: ON TABLE 5.1 TO ADD IN AN ACTION ITEM, 5.16, THE USE OF TRADITIONAL HAWAIIAN FARMING SYSTEMS AND THE GROWTH OF TRADITIONAL HAWAIIAN CROP.

MOVED: COMMISSIONER ZHANTELL DUDOIT

SECOND: COMMISSIONER MARSHALL RACINE

Ms. Dudoit: I'll just clarify and the commissioner's can discuss. So there seems to be, and I don't know if this and maybe Greg can comment to it if he wants to on the CPAC side, but as I read through the document especially on the economic development side there's very little that ties economics to traditional farming. So I just wanted to make sure on the action items there was always a very clear support because that's our communities desire and today was a very good example of that. That traditional types and family types of cultural crops and farms and aquaculture and all those kinds of things are very important and it's an important aspect of the underlying economics in terms of Molokai economics. It may not be something that on a national scale can be measured by dollar value, but is indeed something that is measured by significant value to the people who continue to live here.

Vice-Chair Rogers: Anybody want to add anything?

Ms. Dudoit: Can I also just add that I wasn't, the Filipino community is very prevalent and their traditions and stuff like that is duly noted. But there are a lot of, to be consistent with our subsistence and all of those kinds of things I think it's important to now add on that in our actions we actively supporting our host culture. A lot of the lands, I grew up understanding that the success of our aina from the flourishing of our people was based on what could be grown there, what was appropriate to be grown there, different families type of, right down to water ways and the type of crops that we



have. So I'm not trying to discount or eliminate anybody but I think it's really important to note that Molokai is a Hawaiian Island, and the host culture is Hawaii and so supporting traditional Hawaiian farming and systems and the growth of traditional Hawaiian crops is important.

Vice-Chair Rogers: Ok, any more discussion on that one?

MOTION UNANIMOUSLY APPROVED.

Mr. Lasua: OK Zhan before you go, I want to get mine in. So on page 5.1 of the economic development section, line 14 I'd like to add this as follows.

MOVED: IN 1967 THE FIRST CORN TEST PLOTS WAS STARTED BY MOLOKAI RANCH, WITH THE SUPPORT OF UNIVERSITY OF HAWAII (DR. JIM BREWBAKER, DR. ELIZABETH JOHNSON (GRANGER). IN 1968 MOLOKAI SEED SERVICE (CORN NUTS, MOLOKAI RANCH) AND HAWAIIAN RESEARCH (ROLAND HOLDEN) BEGIN BUSINESS ON MOLOKAI. IN 1972, MOLOKAI SEED SERVICE SELLS TO HAWAIIAN RESEARCH ALL OF ITS ASSETS INCLUDING LAND LEASES ON MOLOKAI. DECEMBER 2000 MONSATO PURCHASES HAWAIIAN RESEARCH.

MOTION: COMMISSIONER LAWRENCE LASUA

SECOND: COMMISSIONER ZHANTELL DUDOIT

Mr. Lasua: My reasoning for this is that I wanted to get the record straight in what the CPAC had done.

Vice-Chair Rogers: We have a motion and second, discussion?

MOTION UNANIMOUSLY APPROVED.

Mr. Racine: Just to keep with the format here, we've identified the fact that we don't have an educated work force or a skilled work force, it's called out, it's an issue. In policies number two support improvements in education training programs, internships, but the 5.14 seems kind of weak, support work force development efforts to help improve Molokai's economy. That's just all we need.

Ms. Dudoit: Where are you Marshall?

Mr. Racine: You move over to the action table 5.14 it's kind of weak. It just says support work force development efforts to help improve Molokai's economy. Can we be more specific or will we be stepping on other department's toes like Department of

Education where at our High School there's empty buildings where they used to teach Industrial Arts. There was Auto Shop, it went dormant. There's lots of facilities over there that they're not offering. At High School is probably the last that we've got them. The next thing is voluntary, do they want to go to college or they want to go some place else and take on challenge in life? We have them here and they're our children where we can still have them wanting to stay home, teach them a trade, give them something solid in High School. Maybe we can put more teeth in here.

Mr. Yamashita: Let me add one thing and it may or may not help Marshall, but there are other actions in this table that relate to what you're talking about. If you look at 5.05, 5.08, it gets at enhancing opportunities for Molokai students. 5.11.

Mr. Racine: Vocational training, I see it now. I must have passed over that when I read this. Ok, that's good enough teeth at the High School. All right, I'm satisfied.

Ms. Dudoit: Since we're on the table can I ask what was the intention of saying, assess which development regulations are going to discourage investors from making improvements on Molokai? What was the theory behind that? I mean investors meaning like government investment money or meaning that we're trying to assess what kind of protective regulations we have to discourage investors that want to buy out our island?

Mr. Jenkins: Greg Jenkins, CPAC and Rob is also here, you can ask him this question. What Zhan is referring to is on page 5-5, action item 5.12, assess which development regulations are going to discourage investors from making improvements on Molokai. So specifically when we get into community design those chapters like business country town guidelines and other county regulations that are exclusive to the county as a whole and not Molokai specific, things that are naturally discourage any type of investment in existing business or in any design by our community for compatible businesses that they would want where our current regulations are would discourage that. So BC-T would be one example and later on in the plan we address how that needs to get updated. So it's not just necessarily solely for outside investment it would be for investment of our local businesses as well.

Vice-Chair Rogers: Ok, thanks Greg.

Mr. Stephenson: Rob Stephenson from CPAC. I concur with what Greg has said, that was the intent of it. I think we also need to be careful when we talk about investment and who's going to invest and who's not going to invest because there is a lot of investment opportunities that come from off island. Like it or not we're part of the United States, we're all protected under the Constitution of the United States, Constitution of the State of Hawaii so we can't really try to pick and choose who might invest or look at

regulations that might favor local as opposed to someone from the outside. So it was basically to take a look and see what things are problematic that prevent people from coming in here and investing in building a commercial building for rental or retail. For building affordable housing projects. For people coming and investing in a home that they might be able to use for affordable rental, for vacation rental, for what ever, all the different types of things. That was the intent behind it, thank you.

Vice-Chair Rogers: Thank you.

Ms. Dudoit: So thank you guys. Just in addition to their comments I just wanted to say that I respect your opinions but I disagree that we cannot make our own rules. I think Molokai is the way it is and continues to be a place that it is because we make our own rules. This community plan document is a plan that the community has for itself. Whether it complies with National standards, National statistics, whatever. The fact that we don't have Corporation Counsel over here to let us know whether or not we abiding by the laws of the land, they chose not to be able to come or for whatever reasons they not here, we questioned that also. So to me this is a free for all. Ultimately when this commission makes a recommendation to the Council we making it totally on our own and I hope the commissioner's realize that. We haven't had any legal advice so when people stand up and tell us what is legal in the United States of America and all these kinds of stuff, we just volunteer citizens of this community that want to do the right thing. So who's going to be held accountable when we submit a document to the County Council that has issues in there that somebody can take up in a contested court hearing? Or is that the plan? I'm just posing that question because I sitting here giving up my time because I love my community. You guy's sitting here giving up, the CPAC did the same thing. But without the presence of legal counsel documenting and being noted that there are questions and the things that we discussing and it being on public record to say that that was a legal procedure that you did. Get plenty things we did today that wasn't a legal standard procedure in our testimonies and the way we allowed testimony. I mean I love it because the community get to speak for the first time but I caution the commissioner's that what we doing right now is we taking full responsibility for due diligence that the information that we use to make decisions better be accurate because there is nobody here to be responsible for the choices that we making. With that being said, on the positive side, you guy's can tell us anything you want and we can decide anything that this community wants to do because this is our community plan and we should not be afraid of or dictated by any laws by anybody else's land. If they wanted us to comply by their laws then they would have been here to advise us what those laws were that we were breaking. So duly noted but I just wanted to say that when we ask these questions I don't want anybody's testimony or anything we say to dictate what people want to say to us about the extent by which you can put in your comment to the community resident or Keiki-o-ka-aina of Molokai to what you want in your community plan.

Vice-Chair Rogers: Where were we?

Ms. Dudoit: Chair are we done with Chapter 5?

Vice-Chair Rogers: Anybody have any input from any previous chapters than? Anybody miss the first meeting, any input on Chapter one?

Ms. Swenson: Go back to Chapter 5 for one minute before Nancy talks. Did we not want to say anything about adding this subsistence economy? Under page 5.4, line item 35, #17. To add a subsistence economy.

Ms. Dudoit: Where Walter was saying? It's up to you if you want to make a motion. I thought maybe it might be more beneficial for the commission for us to read all the papers and notate and then when we come back we can just wipe out the whole thing. But if you comfortable to make the motion, if you want to do it.

Vice-Chair Rogers: If you want to make a motion on the stuff that Walter submitted, by all means.

Ms. Swenson: No simply just the one line 35-17, continue supporting the...pardon me? 21? Support the subsistence in a sustainable sector of the Molokai's economy. I think that's all we need to say.

Ms. Eaton: Where are you?

Ms. Swenson: Page 5-4, #21.

Ms. Dudoit: Under policies.

Ms. Swenson: I would say support subsistence as a sustainable assistance as a sustainable sector of Molokai's economy. I think that's all we need to say. I don't think we need to go into a plan for it.

**MOTION: I WOULD ADD SUPPORT SUBSISTENCE AS A SUSTAINABLE ASSISTANCE AS A SUSTAINABLE SECTOR OF MOLOKAI'S ECONOMY**

**MOVED: COMMISSIONER DIANE SWENSON**

**SECOND: COMMISSIONER ZHANTELL DUDOIT**

**MOTION UNANIMOUSLY APPROVED.**

Ms. Dudoit: Maybe Greg or Rob if he's still here, on that same policy #13, what does it mean when you say using the abundance of venison and keawe for new industries?

Mr. Jenkins: Greg Jenkins, CPAC member. That particular policy on page 5-4 was not a policy that I presented personally so that came from the group as a whole. But I know there was a lot of discussion about Aina Momona and our pursuit towards having abundance for, not just for subsistence and sustainability, but of working towards abundance. From that in this particular chapter you can see that those two areas were targeted as being possibilities for economic growth. So I do not, as far as my opinion, what sides with the community would want with that particular matter. As a CPAC member I'm sensitive to how any of our natural resources would be used for economic use that can have any detrimental effect on our community. So I might have no other comment than that.

Vice Chair Rogers: Thank you Greg.

Mr. Stephenson: Rob Stephenson, CPAC. I believe that the intent as I recall that is to support the discussion. We're looking at what type of economic activities could we utilize the abundant resources and two of them that were identified were Keawe and venison. There's many more so that discussion could change over time into adding or removing any particular item. But it was just to support the discussion to find economic activity. It wasn't intended to say we're going to develop an industry based on venison and Keawe, it was just to support the discussion. Thank you.

Vice-Chair Rogers: Thank you.

MOTION: I'D LIKE TO MAKE A MOTION TO REMOVE COMPLETELY POLICY #13.

MOVED: COMMISSIONER ZHANTELL DUDOIT

SECOND: COMMISSIONER MARSHALL RACINE

Ms. Dudoit: My thought is that any resource that you have on an island community is a very delicate and sensitive issue. Once we start looking at natural resources as a way to create industry we lose. Nature and our culture has a way of thinning out the things been given the opportunity it has a way of thinning out itself. I don't agree that we should ever look at natural resources in its abundance and commercialize on that. I think you opened the door way to all kinds of different possibilities than you going have people, not to target deer cause I not talking about anything specific, but what if Molokai Ranch decided to just go into full on deer breeding? So they made the place so lush that all the deer ended up going up to West End and there was nothing else for people on the rest of the island to hunt freely and to eat. So that's a really radical view but I just

think that using our natural resources and putting it in a document of this type as a desire of the community to even discuss what we're going to do with abundance, the truth is we don't have abundance of anything. We don't even know what kind of abundance we have on this island. So to discuss those things right now I think it's premature. What we should discuss is how do we cultivate the richness of what we have and move forward to preserve that for our future generations.

Vice-Chair Rogers: Any more discussion on that one?

MOTION UNANIMOUSLY APPROVED

MOTION: POLICY #5, ON 5-4, ELIMINATE HUNTING.

MOVED: COMMISSIONER ZHANTELL DUDOIT

SECOND: COMMISSIONER RON KIMBALL

MOTION UNANIMOUSLY APPROVED

Vice-Chair. Rogers: Anything else? Anybody got anything else on previous chapters and share their mana'o? Nancy do you still want to? OK.

Mr. Jenkins: CPAC, Greg Jenkins again. I just wanted to share one of my personal opinions regarding the CPAC process and how I feel it's impacting you guys as the Molokai Planning Commission. I believe that while the Department of Planning will say that this is a Long Range Planning document, one of its utility uses is going to be for current planning. So I concur with those members of the Molokai Planning Commission that question why our current planning representatives aren't particularly here. Whether that's Clayton, whether that's our current Molokai Planner and why there isn't Corp. Counsel. This document will be used to make decisions on Molokai with respect to things that are presented in these chapters. So my opinion is that going back like I shared before, many years, in the past, someone mentioned Uncle Pat Kawano, that when we started these official processes things like Interim Zoning came up. It was to temporarily put us in places and look at planning considerations until we figured out the right answer to the questions and putting us in the right land use designations zonings and other things. I don't believe that was adequately done since that was started. As I've stated before more bad planning doesn't fix bad planning. So I'm all for pressing the reset button and I really believe that this document because of the quality of the work that was put in by our planner's, by the CPAC members by yourselves, by our community that there are powerful questions that are asked in this document and that the answers to those questions whether they're from the policies, issues, policies or actions, once those questions are answered we have the tools to make informed

decisions. So when our government take action we don't violate, we can demonstrate that we have passed the rational basis test and that we've met the requirements and due process of community input and really what our community wants to do. We start making decisions, we're an advisory body, you guys are the decision making body and while you're making recommendations here this document will come back where you make decisions. We have to make sure that when you guys make those decisions that you're well informed. I'm not specifically talking about any one chapter, I'm talking about all of them. I believe that that is the key to success of this document right now, that when those questions are answered, maybe it's the next CPAC, in the future, you guys I believe are going to be tasked with making the same methodology of decisions you currently make as a planning commission and while this document will guide you a little bit you may have to make community plan amendments and go on a case by case basis until you get those answers. I appreciate you considering that. I probably get on the same soap box rather people don't get to hear it over and over again. I feel that it's very dangerous that we think this document is complete even when you send it to Council and Council approves it. All you have to do is go to chapter 10 and look at all the things that are purposed at the end. The questions that are asked that are purposed to be answered. So thank you.

Ms. Eaton: I would also like to comment on Greg's comment. I read through the minutes of the meeting the last time and I know you issued that and I know that you've been concerned about it which is important to you, which is why I wanted to comment. Word due diligence gets thrown around a lot and people need to really understand the threshold level of what that mean. Due diligence in a court room means one thing, due diligence when a teacher grades a paper means another and due diligence here means a different thing. So I respect that there's a concern, actually it means a lot to me because it means that you think that this document should mean something. I take issue when you say this is bad planning. I think what you need to keep in mind is the context of a community plan. I will tell you and I hope this elevates some of your concerns, first of all you have a current planner sitting right here, Sybil Lopez who does have her county shirt in and she is the Molokai Planner and does review and does review Molokai planning permits. But I do want you to know Greg, because this is important and this is going to be important as we move to every single community plan that's going to get done, we sit down with the staff's of zoning and current as we come up with this document. I want you to know that Jeff Dacks, Sybil's boss that Clayton that the planner's particularly who work on Molokai, since we're talking about the Molokai Community Plan have gone through this entire document. I will tell you that as I've been prepping my staff to do the West Maui Community Plan looking and lessons learned from here and so forth, Jeff Dack and Clayton and many of these planner's told me, how did you use the community plan? There's a lot of concern on Molokai that there's silo's that there's not connects, that what they're busting their you know whats on is not going to be used in the future when they get permits, when there's zoning,

when there's implementation. Again you're looking at plans written, I know you've heard it in 2.80B and before the Maui Island Plan, but they said when they go through applications and permits and so forth they literally take the community plan, open it up and look at the policies. The policies, I'm just telling you that they look at the policies and in many cases they can recite these policies off the top of their heads. So this community plan will be used and is known by the current planner's, I'm saying that now with regard to Corp. Counsel, I have been passing along a request every single time you guys have asked. I know you as a county employee understand resources and so forth. So I'm going to repeat to you that I'm sure of things you've heard and that is the amount of funding available for Corp. Counsel to come over here. I will tell you that Will has asked. Quite honestly it's up to the head of Corp. Counsel. Richelle Thompson because I want to be helpful, I don't want to make excuses, Richelle Thompson who is the lead Corp. Counsel on the community plan which I think is great because she's very familiar with your permits and so forth, those types of issues of Molokai will be here on February 25. What we've been told again and again and again, and I have so many notes that I have a box, Corp Counsel questions with regard to public access, with regard to a lot of issues. Zhan is right, they came up tonight. What we've been told is that if you have a legal question than we can answer that. I've gone ahead and written these things and prepared a memo to Corp. Counsel that says please be prepared to answer the following concerns by the Molokai community. I will tell you that they're going to be here on February 25 which is going to be huge to answer the big 1000-5000 white elephant mixed use. That's really important and community plan land use designations verses zoning. Bring it on. Seriously. They will be here to answer in person those questions. So, I take issue with bad planning, I don't think this has been bad planning, I think it's very good planning. I think what CPAC did was phenomenal, it was a huge vetted document, I think what the planning commission is attempting to do is very, very, everybody's input is very, we really appreciate it. But I'm telling you that this document will be used and is used and has been used by the planner's in current as well as zoning.

Mr. Jenkins: May I respond? E kalamai if I gave the impression that I attacked on you personally or if I disrespected anybody here tonight with what I just said. I live here and I've seen over my time living here a lot of planning decisions that lacked information to be really pono. So my intent is not to throw rocks at glass houses here and say that your efforts are bad, what I'm saying is that if we don't make sure what we're doing is pono that we're not going to be able to make the best decisions and that's all this community deserves. So I take offense as well that any document that is produced by a CPAC and I did not vote for that document, I shared that with you. The reason being is that I don't care 2.80B or what ever will exist. I'm not challenging it to ilitigetty, but I'm challenging its effectiveness to really count the opinions of our community. We're talking about 20 years plus of lack of meaningful input from our community to come up with the information that will result in a really pono plan. That's all I'm talking about. As



a member of this community first, not a county employee, not a CPAC member, if I can't see that, I can't look at my community in the eye. I cannot justify the decisions that I make for this community unless I have a reason that I can defend that. So if we don't have those answers I'm just challenging all of you that be careful. That's the reason behind the legal sides of Corp. Counsel. Not what the CPAC did but even for us, we don't want to waste your time with our CPAC efforts. So maybe if we had more back ground we could've made some better decisions that would have made your time more efficient. But the challenges you make our regulatory body, you guys are going to make those decisions. That's my intent and I appreciate Pam you saying that some of those resources will be here because when they are build trust. Whether we ask them a question or not. Someone has a question and we can make sure that this community trust this process than that document becomes real and if it's not real to this community we're going to be sitting here 10 years from now having the same discussion. So thank you.

Vice-Chair Rogers: Thank you Greg.

Mr. Ritte: I just had a question. The earlier meeting you guys had I got scolding because I never write but I still want to know all the things I've said. I know somebody was taking notes again, Mary or somebody. So how do I find out which...

Ms. Eaton: Zhan did you want everyone to read what Walter handed out and than come back at the next meeting with specific motions?

Ms. Dudoit: Yes. So what I was suggesting to the commission is that we take all of your stuff and just so that we're able to make responsible decision makers that we read everything and come back. But there are four different items that we already did and approve. The rest of the stuff we didn't forget, it's just in this whole packet of stuff that we have.

Mr. Ritte: I'm talking about chapters two and three. Because I made a lot of statements so I want to find out how do I know which ones were, because I didn't write it. Is there like minutes you folks are supposed to go through, how does that work?

Vice-Chair Rogers: There is a sheet that does show the changes that were made. That one is from January 14.

Ms. Dudoit: What I was actually waiting for is, do we have minutes for that last meeting? Ok because that would be able to clearly define what you have out there.

Mr. Ritte: So we waiting for the minutes?

Vice-Chair Rogers: Yes.

Ms. Dudoit: There were a whole bunch of amendments that were made and plenty stuff you said, we couldn't write it all down to get it. So the minutes should reflect everything that you said and when you get 'em this next meeting you going be able to bring it up if we don't.

Mr. Ritte: So I can track it in the minutes.

Ms. Dudoit: Yes.

Mr. Ritte: How do I get the next minutes?

Ms. Eaton: They'll be handed out at the next meeting.

Ms. Dudoit: You still got the 25<sup>th</sup> to come back and tell us what you like, what we didn't do. All the way to March 10.

Ms. McPherson: I'll be quick. Nancy McPherson DHHL. Just some general comments at the beginning, I was asked to write up the comments I made on November 12 of the public hearing which was that DHHL supports all comments in the OHA letter dated 11-12-15. We also support holding evening meetings and at least one meeting on the East End. Than there was a request for information of the capacity of DHHL cemetery, so we provided that. Basic information. Hopefully we can get to more specific information eventually. Well I don't know when exactly. The beneficiary comment which was basically Walter's testimony, so whether written or oral and then at this meeting Walter submitted written testimony so I guess that's how that's going. Suggestion to add a column that leaks the relationship between policies and actions. There's a rewording request for the fast fact about Molokai, the first bullet point on population demographics? I'm sorry 1-3. So discussion about Kalamaula being the first homestead and we kind of got that straightened out. It's a little bit long so I guess if you have to shorten it you have to shorten it. A couple suggestions about fast facts, just minor stuff and then the problem statement for housing. The recent lifting or moratorium on subdivision of agricultural homestead lots, there was never a moratorium on the subdivision of residential lots but actually limiting the subdivision of lots is water availability. Because of the show me the water bill from the Council. So eventually when that problem is solved there will be some subdivision of lots in Hoolehua which will allow families from other areas of Molokai, not just Kaunakakai, but really all over the island to free up some housing in other areas of the island. We do support that there is a lack of representation in government. It's tough when you're a small island with a small population to get representation in government. Cultural Resources and Traditions, we do support introducing the traditional names of Molokai. Molokai Aina

Momona, Molokai Pule o'o, Molokai Nui A Hina, Molokai No Ka Heke. Those are the main ones, we know there's a few others. If there's an appropriate place to include those as part of the values system on this island that we would support that. Opportunities, the subsistence economy, that's been talked a lot about and we do support including that discussion. Molokai's future, we support the statement that goes along the lines of in order to know where you're going you have to be able to look back at where you have been. I was searching for that Oleo No'eau and I couldn't find it today but I'm going to keep looking. Vision statement we would suggest a separate workshop with community participation if there's going to be a revision of the vision statement and we know they're side by side at this point. The Natural Heritage and Scenic Resources, I have the term traditional ecological knowledge. Encourage and support research, these are policies that study water quality and vaseive species and circulation around Kaunakakai Wharf Road.

Ms. Dudoit: You skipped, so you said you support the Molokai Vision Statement, is that what you said?

Ms. McPherson: No we support a separate workshop with significant community participation. I know you might not have time to do this. Preferably to include Aha Kiole members and Council Member Stacy Crivello to commit a visual statement. A based resource management partnerships. Studying the Kaunakakai Wharf approach. Adding Aha Kiole as a partner where appropriate in the action table, 3.1 Heritage resources we discussed this and we do support the removal of the SHPD site location data from the cultural resources map as recommended by Long Range division and SHPD or the cultural resources planner and SHPD and as approved by the commission. It reinstate the identification and protection of archaeological and cultural significant sites prior to and during construction. There may be other policies that can achieve this also. But again emphasizing to focus on coastal dune grading and un permitted grading and filing of wetlands, springs, fishponds and lo'i by requiring that all grading and grubbing permits on Molokai be reviewed by personnel located on and familiar with Molokai. Of course the issue of enforcement. DHHL has that problem on our lands too. I actually have to leave because my rides here. If you have any questions, no questions?

Vice-Chair. Rogers: Thank you Nancy. I think we're almost out of time.

Ms. Dudoit: Can I ask a question to Pam? Pam usually when I've been involved with changing community plans or different kinds of policy plans you have the old one and than you have striking red marks that clearly defines, were you able to develop a list of things that were changed from the 2001 plan that the CPAC had done so that we would clearly be able to see the changes that were made? Especially in maps and things like

that? Something that would help us to not keep going over the same thing, over and over again.

Ms. Eaton: Well we tracked that internally. I know that every single time we had changes throughout the CPAC process those documents were put up with the strike marks through it so I'm sure the CPAC members have a mountain like this of documents with strike marks. For your purposes on the Planning Commission what has been sent to you is each time we go through a chapter, what you'll receive in your packet from tonight you'll have these strike outs. So you'll have this entire document, you'll have Chapter four and five with all the additions and strike outs and so forth. So you can track it.

Ms. Dudoit: But that's our strike outs from what the CPAC did but there's nothing from the original 2001 plan?

Ms. Eaton: That was done through the CPAC process. They started the process from that.

Ms. Dudoit: Ok, so even like the maps there's nothing for us to see what was changed on the map? Because I went to a couple of those meetings and I know that all of the maps that we're seeing right now they weren't able to see in its entirety. So I was just wondering if there was a comparative to the 2001 plan that we could look at.

Ms. Eaton: All the maps CPAC reviewed. What happened was when we went through all the CPAC meetings and there were changes we marked all the changes plus those were reflected in the notes but more accurately physically in their copies and I know that they received a document that had every single strike out including the maps and we added two additional meetings so that they could see the document as a whole with all the changes through the process. That was done including the maps. Then we had another meeting with like the clean whole document. I know through the various notes they had Zhantell they had all these strike outs had been recorded.

Ms. Dudoit: The only reason, well one of the most important reasons I was asking is the total East End policy statement is not in this document. I wanted to see it because I think it's an important document. So I was just wondering if there was a way that we could, if it's too much of a hassle than it's ok we'll just sit here and go through the process. But if there was a way to get what was originally on the 2001, if the Planning Department had done it, what was there compared to what changes were made by CPAC maybe we can get a better, and to include that we were never given the East End policy statement. Its been a hot topic and a question.

Ms. Eaton: The East End policy statement is in your existing plan so if you go on line and you click on, the existing Molokai plan, the East End policy statement, I think it's Exhibit D, it's in. So you should know especially as a commission member, you should know your existing plan and in your existing plan has the East End policy statement.

Ms. Dudoit: I know my existing plan. It's not in here.

Ms. Eaton: That's because it hasn't been voted on.

Ms. Dudoit: But this is what we're looking at to make our decision.

Ms Eaton: Right. So we hit this subject a 1,000 times so my understanding is

Ms. Dudoit: So I want to request that the department give us, in this book, give the commission the East End policy statement.

Ms. Eaton: It's in the existing plan, the whole statement.

Ms. Dudoit: Ok but I want to request that it's part of this draft plan.

Ms. Eaton: So you want the existing East End policy statement, I want to be clear

Ms. Dudoit: It's really a simple request. 2001 there was an East End policy plan included in our Molokai Community Plan. We are looking at a document that is supposed to go forward, there has been numerous community testimonies that said they want it in, the community is not going to have enough time to alter or change that plan. That's the way that it's dictated, that we will not have enough time. So I'm asking whether or not it's in our book, maybe they cannot find 'em, whoever cares, whatever we want to see the East End policy statement.

Ms. Eaton: Can I make sure we have the correct version? That's all I'm trying to do, which version. I want to make sure we have what you're talking about which right now is in your existing community plan and there has been tons of testimony.

Ms. Dudoit: It's not a version. You took out exerts from the community plan and put it, you took out exerts from the East End policy statement and you put it in here. I can't figure out where it is. I maybe can see here and there where it is but it doesn't clearly say that it was an exert from there. So I'm saying that the commissioner's need to see the original East End policy statement to be able to recognize where it is in the document.

Mr. Yamashita: I think Zhantell you're just asking for a copy of the East End policy plan, right?

Ms. Dudoit: Right.

Mr. Yamashita: I think we can furnish a copy of it either electronically or something, it's easy to scan. I think the important point though is that it's not part of what you're reviewing officially now. Because what the CPAC voted on doesn't include it in its original form.

Ms. Dudoit: So it is my understanding that if we wanted to we couldn't bring it back? We can only vote on whatever the CPAC approved?

Ms. Eaton: You can, you can bring it back. As a matter of fact you could bring it back in the Planning Commission, you can say I want the existing East End policy statement in this plan, you can do that. But ultimately it's the County Council and...

Ms. Dudoit: I understand that. But I'm just saying that we were handed one whole binder full of things that we're supposed to review. From the last meeting to all the community meetings I've been to since we got here again tonight, the East End policy statement has been one hot topic. So it would just be good to have it included, that's all. I also want to make a note that when you take out excerpts from a plan but you don't clearly define where it is, it's hard to distinguish that you actually took it out of there and if it was taken out of contexts.

Ms. Swenson: I have a question of staff. When we're finished with this and what the Council receives is it, are they going to have the original what was approved by CPAC and what changes we incorporated or are they going to have it after the changes that we've made without knowing what the CPAC original one was?

Ms. Eaton: That's a really good question. So the whole point of putting together a Community Plan as many people have voiced throughout these meetings is to have a document that the community, represents the community as a whole. So what we are doing in this process is not to give the County Council three different drafts. A Planning Department draft, a CPAC draft and a Commission draft. It's to be one draft that evolves through the process, through consensus. So what they will be getting is a document which what you started with the CPAC, the final document that went through CPAC and our comments to people like Greg and Robert and so forth was if there are issues that you still not happy with and you want changed or highlighted, make sure you come to Planning Commission meetings and the Planning Commissioner's understand where you're coming from and why you did what you did. It's an evolving process. This is your Community Plan. So to answer your question, the County Council will get one

plan that has been vetted through the CPAC and vetted through the Planning Commission. Now through the County Council process you can again, this is what's happening with Lana'i, you can attend County Council meetings and provide public testimony and say I want that East End policy statement in here. So there is a process for that as well so it's one document and one plan.

Mr. Stephenson: I wanted to offer just a little bit of prospective. I applaud all of you folks for when we're talking about disaster preparedness that we talk with folks like Zhan, that have a specialty in that. We talk about cultural resources, we talk to people that have expertise in cultural resources and make decisions appropriately and work on these decisions collaborately. I know that you folks will make some decisions that perhaps the CPAC may have made some other decisions but this is an independent review process from one body to the next and I respect all the decisions that you folks made. But I just wanted to give some perspective that just as before making decisions about disaster preparedness you talk with disaster preparedness professionals. Just as we talk about infrastructure you work with those types of folks. One of the decisions that was made today was to remove venison and hunting from the community plan and just in discussions about utilizing those things. I would think it would be a useful thing to possibly before making those types of decisions to consult with those people who actually in that business and who those decisions might effect and see if there may be a way to come to some sort of a middle ground where you can accomplish the intent of what you're trying to accomplish but still not adversely affect those people who may be adversely affected by a decision like that. Thank you very much for your time.

Mr. Racine: Robert, people who are involved in the business of taking natural resources that belong to everybody on the island and turning them into a commercial venture are the ones you're speaking to. What we have heard through this process, not just from uncle here, but from several folks and from my own heart, when you take a natural resource that belongs to everybody and you say it's now mine and I'm going to use it as a commercial enterprise, this is not the spirit I feel on this island. I've heard not just from one source and we're not just up here capriciously making that decision.

Mr. Stephenson: I can appreciate that, Chair can I respond? I completely appreciate that and I would just add to that perhaps maybe we can define terms of what is a natural resource because there's also water that people are using for commercial enterprise. There's also land that people are using for commercial enterprise. There's also the ocean, the wind, the sun, so maybe if we define terms before having that conversation it might lend to a more useful result. Thank you.

Vice-Chair Rogers: Thank you.

Mr. Jenkins: Chair, Greg Jenkins, CPAC member. I wanted to make a brief comment to the Planning Commission members regarding Zhan's concern about the East End policy statement, I didn't think that was going to come tonight I was saving some comments on that but since it was brought up it seems like it's an important issue for you guys to discuss now. I wanted a perspective of what my view what happened was. Through the entire CPAC process from the very first meeting that we had we addressed the importance of the East End policy statement. We requested some of us to have meetings in that particular Moku to respect the community, that was not made possible. For whatever excuses that we received that wasn't going to happen. We subsequently ran out of time. In that process of running out of time we realized exactly what Zhan said, that the difference in the version of the current plan that you guys, that we have in place now verses this new 2.08B reference plan, it was very difficult to figure out what changes were made and what got pulled from where. It causes a lot of inefficiency in our time. But those of us who did the homework tried to pull that off. If you look at page 8-14 which is not on your agenda you're going to find the appendix 6-3, 6-4 and 6-5, that was done if I'm not mistaken the second to the last meeting that we had or our last meeting. It was literally, this is so disrespectful in my opinion to our community that that's what it came down to. This was the last ditch effort of a motion that was made to even have a reference to an East End policy statement in our plan that we submitted to you. That's how bad it got. So what you see here is a subsidiary description, that's what this East End policy statement got relegated to, input was brought up by some of our CPAC members to also consider central Molokai and west Molokai which I have no issue with, I think that's good. However, there are not plans that currently exist for central or west. So as far as subsidiary description so while that is in here and that's a good part of the appendix that we reference that for the future it's also important that we do have an East End policy statement that does exist. So in the spirit of what we failed to do as a CPAC in my opinion I would concur whole heartedly with what Zhan requested and that would be to include the East End policy statement as is in this current plan and put it under 6.3 subsidiary description for east Molokai as in its entirety, as it currently exist in your current community plan because there is not practical way that the community will be able to meet together to do any purposeful amendments to it that would be able to be vetted in time in your guys process to include that updated version here. That's just my mana'o, thank you.

Mr. Ritte: I know it's getting late but I was there when they did this plan. It was like, I can't remember whether it was two days and two nights or whether it was three days and two nights. That community center was packed. That plan represented the East End, it was like coming from the kupuna's. They were like under attack from all these developments. They were trying to do, fit in the fishponds and do stuff and lands were getting taken, there were marches down the street. It was all kinds of actions going on at the east side. They were the only community that stayed and we were at 12:00, 1:00 in the morning and people were grumbling with each other. So this plan was like a grail.



This is something that no community does. So we should treat this thing with respect. This is something that came from the grass roots. Nobody called all this people together. The government didn't call all this people. They called themselves together because they cared about East End. East End was going to be protected from everything else that was happening in west Molokai. They were going to protect that place and they stayed up night after night and they came up with a document that's a good document and they had a hard time putting it into the plan. The planner's would not allow a community to come in and put something in their plan like that. So I really, that's why this thing is a hot issue. It should be treated with respect.

Vice Chair Rogers: Thank you Walter.

Ms. Keliikuli-Peters: Aloha Molokai Planning Commission. My name is Julia Keliikuli-Peters. I am a resident of the Hoolehua homestead area and I am a community member. One of the things that I want to talk about right now that supports what our Molokai Commissioner Zhantell is talking about. Identifying the changes between the 2001 plan and the February 2015 draft may have been difficult for interested parties because there was to OHA's knowledge no easily accessible information provided about the changes. For instance, there was no redefined version clearly indicating the differences between the documents and no list of changes provided to CPAC or the public identifying much less analyzing the changes were extremely time consuming. The difficulties in reviewing the changes may have obscured issues a potential concern an inhibited or detoured comments in certain instances. As an example portions of the East End policy statement, appendix D of 2001 plan were incorporated into the 2015 drafts in various sections, however, without searching the 2015 drafts for each individual policy or paragraph it is impossible to identify which elements of the East End policy statement were retained and which were not. Map exhibits were incomplete until the final stages of the draft for the community plan development process. The draft maps provided in February of 2015 did not include or did not contain maps 6.2, 6.3 and 6.4 or the proposed community plan land use maps for west, central, and east Molokai respectively. These maps were eventually included in the October 2015 and November 2015 draft maps even though such land use designation maps were intended to be developed with community and CPAC input. The public had little time to review and comment on the maps prior to the CPAC's final meeting. OHA is unsure of the exact dates when the maps were made public, however, if they were available on October 1, the day listed on the maps the public would have just three weeks to review and comment on the maps before the final CPAC meeting of October 22, 2015. Additionally no overlay maps were provided to the CPAC or the community indicating where land use designations had been changed such a tool as discussed in the previous section would have greatly increased the meaningfulness of public participation and input opportunities. Thank you very much.

Vice Chair Rogers: Thank you. I think that's going to wrap it up for tonight. This meeting is adjourned.

D. NEXT MEETING DATE: February 11, 2016

E. ADJOURNMENT

There being no further business before the Molokai Planning Commission the meeting was adjourned at 715pm.

Respectfully submitted by,

NINA-LEHUA KAWANO  
CLERK

RECORD OF ATTENDANCE

Present:

Douglas Rogers, Vice-Chairperson  
Zhantell Dudoit  
Lawrence Lasua  
Diane Swenson  
Ron Davis  
Billy Buchanan  
Marshall Racine

Excused:

Mike Jennings

Others:

Pam Eaton, Planning Program Supervisor  
David Yamashita, Planning Supervisor