

**MAUI METROPOLITAN PLANNING ORGANIZATION
POLICY BOARD**

MINUTES

May 4, 2016

**Planning Conference Room
Kalana Pakui Building**

CONVENE: 10:08 a.m.

PRESENT: VOTING MEMBERS:
David Goode, Chair
Don Couch, Vice-Chair
Elle Cochran, Member
Stacy Crivello, Member
Ford Fuchigami, Member (out 11:47 p.m.)
Don Medeiros, Member
William Spence, Member

STAFF: David Raatz, Director, Office of Council Services
Chancy Hopper, Supervising Legislative Analyst, Office of Council Services
Raynette Yap, Committee Secretary

OTHERS: Keith Kessler
Dick Mayer
Mike Moran, Kihei Community Association
Mark Deakos
Mariah Gill, West Maui Land Company
Livit Callentine, Staff Planner, Department of Planning
Marc Takamori, Deputy Director, County Department of Transportation
Ed Kushi, First Deputy Corporation Counsel, Department of the Corporation
Counsel
Ralph Rizzo, Assistant Division Administrator, Federal Highway Division
Liz Fischer, Transportation Planner, Federal Highway Division
Brian Gibson, Executive Director, Oahu Metropolitan Planning Organization
Plus (9) Others

PRESS: Colleen Uechi, *The Maui News*
Akaku Maui County Community Television, Inc.

AGENDA ITEM I. CALL MEETING TO ORDER

MR. TAKAMORI: . . .(*gavel*). . . Good morning. The first meeting of the Maui MPO Policy Board will now come to order. It is Wednesday, May 4, 2016, and it is 10:08 o'clock in

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the morning. Before we proceed, please turn off or silence your cell phones or other noise-making devices. My name is Marc Takamori, and I am the Deputy Director for the County Department of Transportation. I see that we have a quorum necessary to conduct business. Welcome, Members of the Maui MPO Policy Board: Elle Cochran –

MEMBER COCHRAN: Aloha, good morning.

MR. TAKAMORI: --Don Couch –

MEMBER COUCH: Aloha, good morning.

MR. TAKAMORI: --Stacy Crivello –

MEMBER CRIVELLO: Aloha and good morning.

MR. TAKAMORI: --Ford Fuchigami –

MEMBER FUCHIGAMI: Good morning.

MR. TAKAMORI: --David Goode –

MEMBER GOODE: Morning.

MR. TAKAMORI: --Don Medeiros –

MEMBER MEDEIROS: Aloha.

MR. TAKAMORI: --and William Spence.

MEMBER SPENCE: Good morning.

MR. TAKAMORI: With your concurrence, I ask that we take the agenda items out of order to, first, consider the selection of a Chair and Vice-Chair for the Maui MPO Policy Board.

MEMBERS: No objections.

MR. TAKAMORI: Thank you. And then we'll proceed with the elections of the Chair; and then, after a brief recess, the Chair will then preside over the remainder of the meeting. The newly elected Chair will then take testimony on the remainder of the agenda items once the elections are done.

AGENDA ITEM II. PUBLIC TESTIMONY FOR ELECTION OF CHAIR AND VICE-CHAIR

MR. TAKAMORI: So proceeding with public testimony. For individuals who will be testifying, please sign up with staff. Testimony is limited to three minutes. If you are talking at the three-minute time limit, we will ask you to stop. When you begin your testimony,

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please state your name and the name of the organization you are representing. So are there any testifiers speaking on the election of the Chair and Vice-Chair? Okay. Seeing no one else wishing...or no one wishing to give testimony on the election of the Chair and the Vice-Chair, I'm going to close public testimony for that part.

MEMBERS: No objections.

MR. TAKAMORI: Thank you.

AGENDA ITEM IV.a. NEW BUSINESS, ELECTION OF POLICY BOARD CHAIR FOR 2016

MR. TAKAMORI: So let us start with the open nominations. Members, please indicate if you would like to nominate yourself or a colleague as Chair. Don Couch?

MEMBER COUCH: Yeah, I'd like to nominate David Goode for Chair.

MEMBER FUCHIGAMI: I'd like to second that nomination.

MR. TAKAMORI: Okay. Thank you. Are there any other nominations for Chair? Hearing none, okay, nominations are now closed for the election of the Chair. So we're going to go with the recommended roll-call vote. So I'm going to start with...

MEMBER COUCH: No need vote, there's only one. There's only one.

MR. TAKAMORI: I think, technically, we have to vote. So we'll go with the vote. So I'm going to start with Elle. If you could let me know your vote.

MEMBER COCHRAN: Aye, as long as Mr. Goode accepts. I didn't even hear a peep out of him. Except for rolling of the eyes, so...

MR. TAKAMORI: Thank you. Don Couch?

MEMBER COUCH: Aye.

MR. TAKAMORI: Stacy Crivello?

MEMBER CRIVELLO: Aye.

MR. TAKAMORI: Ford Fuchigami?

MEMBER FUCHIGAMI: Aye.

MR. TAKAMORI: David Goode?

MEMBER GOODE: Mr. Takamori, you didn't give me an opportunity to object, but I'm honored and I'll say, aye.

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MR. TAKAMORI: Thank you. Don Medeiros?

MEMBER MEDEIROS: Aye.

MR. TAKAMORI: And William Spence?

MEMBER SPENCE: Aye.

**VOTE: AYES: Members Cochran, Couch, Crivello,
Fuchigami, Goode, Medeiros, and Spence.**

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

**ACTION: APPROVED David Goode as Chair of the
Maui MPO Policy Board for 2016**

MR. TAKAMORI: Great, so...that we had a unanimous decision on the election of David Goode as the Chair for the Policy Board. We will be taking a short recess. . . .(gavel). . .

RECESS: 10:11 a.m.

RECONVENE: 10:15 a.m.

AGENDA ITEM IV.b. NEW BUSINESS, ELECTION OF POLICY BOARD VICE-CHAIR FOR 2016

CHAIR GOODE: . . .(gavel). . . The MPO Policy Board is back in session. And thank you, Members, for putting me in this position. You know, I...so far you've seen this kind of run like a Council meeting and we'll continue that. But it's going to...I have a little more relaxed style, and so I'm going to make plenty mistakes. I think that's normal for someone who hasn't chaired a Council-type meeting like this. But I think, as you all may know, I've been attending Council meetings on and off for 20 years. I was also on the State Land Board for five years, and we had bimonthly meetings. So I'm pretty familiar with the process of running a meeting. And my goal is to facilitate the meeting. I'm not here to run the meeting or have some strong, personal agenda. Our

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department, Public Works, is a major player with Federal funding, what this MPO is about. So I'm here to facilitate; which, last time I looked, is a word that has the word "facil" in it. It means, to make easy. I'm here to make meeting easy for everybody not only Members, Policy Board Members, but staff and members of the public. I'm enlightened to see so many people here have a keen interest in transportation. Transportation to me is an issue that is always at the forefront of folks' minds year in and year out; so that is likely not going to change. But Maui MPO now has the...with its formation and here in our first meeting, we have a lot to go through. And my goal is to get it up and running in this first year--there's a lot to work out--and get it on a path so that someone else can take this job in a year's time or whatever it might be--but a year is what I'm shooting for--and run with it and run with the business of the MPO. So I didn't plan on that little soliloquy, but I did it. So next we're going to proceed with the election of the Vice-Chair, and we'll start with open nominations.

MEMBER SPENCE: Mr. Chairman, I would like to nominate Don Couch.

MEMBER COCHRAN: Second.

CHAIR GOODE: It's been moved and seconded for Mr. Couch. Do we have any other nominations? Okay. Seeing none, we'll close the nominations and we'll take another roll-call vote starting with Ms. Cochran.

MEMBER COCHRAN: Thank you, Chair. And to add in the yin to your yang, I support Mr. Don Couch. Aye.

MEMBER COUCH: Aye.

CHAIR GOODE: Mr. Couch?

MEMBER COUCH: Aye.

CHAIR GOODE: Ms. Crivello?

MEMBER CRIVELLO: Yes.

CHAIR GOODE: Mr. Fuchigami?

MEMBER FUCHIGAMI: Aye.

CHAIR GOODE: Mr. Medeiros?

MEMBER MEDEIROS: Aye.

CHAIR GOODE: Mr. Spence?

MEMBER SPENCE: Aye.

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CHAIR GOODE: Okay. And I think in the...in keeping with the Chair's role who would normally not vote when there's basically a unanimous vote, I will also vote "aye" just letting you know my support, Don.

**VOTE: AYES: Chair Goode and Members Cochran, Couch,
Crivello, Fuchigami, Medeiros, and Spence.**

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

**ACTION: APPROVED Don Couch as Vice-Chair of the
Maui MPO Policy Board for 2016**

CHAIR GOODE: Do you have anything you'd like to say? We didn't ask for your objections.

VICE-CHAIR COUCH: No, I'm fine, thank you. I, too, am very interested in seeing how this goes, so I've been studying quite a bit, and would be glad to help you out. We need to get through all the heavy-duty stuff.

AGENDA ITEM II. PUBLIC TESTIMONY ON MAUI METROPOLITAN PLANNING ORGANIZATION

CHAIR GOODE: Thank you, Don. Okay. Next we'll open up public testimony for, I think, what folks actually came to testify on and that's about the MPO and their thoughts on it. So folks have signed up, and the first person that signed up is Mr. Keith Kessler. Mr. Kessler, you have three minutes.

MR. KESSLER: Good morning. Good morning, Mr. Goode. Congratulations or, perhaps, my condolences to you and same thing to you Mr. Couch. My name is Keith Kessler. I'm a transit user. And the reason I'm here this morning is I got a phone call this morning at 7:30 say, do you know about the transit planning meeting this morning? And I said, what transit planning meeting? And someone told me that they had read something about it in Maui Now. And I ride the buses every day, every single day. They're my primary use of transportation, and I wasn't aware of this meeting until 7:30 this morning. So what I'd like to say is, I'm happy to see that there are so many talented people here. So many people that are concerned about transit/transportation issues. And I know this is a technical requirement mostly that this board is about, but one resource that you are missing are the people who are...who actually use the

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system, who are familiar with it, who are experts about how the system actually works, who are experts about what's good about the system, and who are experts about what needs to be improved in the system. And, as far as I can see, I don't see very many people that I know. I don't know everybody in the room, but I don't see very many people that I know rely on the system for their transit needs. And so you are missing that expertise here. And I did want to encourage you to consider having a policy of always posting notices on the buses when there are going to be any kind of meetings or to...and to consider ways that you can solicit input from the ridership who, as I say, have the kind of expertise. All you guys are very smart, expert people, and I see a lot of very confident people in this room; but there's no substitute for the actual experience of doing something and knowing how it actually works. So I'd encourage you to do more outreach on that. And I thank you all for your service to Maui.

CHAIR GOODE: Thank you. Next is Dick Mayer.

MR. MAYER: My name is Dick Mayer. I thought I was going to be fourth so I wasn't quite willing just to...okay. First, I would like to congratulate the committee and thank Maui...congratulate Maui really for having a committee like this. It's about time that we finally got transportation planning done here on the island. The name of the committee, Maui...excuse me, the Metropolitan Planning Organization, I would hope that you would add the word "transportation" to that title; otherwise, the general public will have no knowledge of what this committee is all about. I noticed on the Oahu—someone just handed me this—on the Oahu...their final report, it said, joint...excuse me, it says, Oahu Area Metropolitan Transportation Planning. I would urge you to make this the Metropolitan Transportation Planning Organization. In the releases that go out, in the notices for the meeting, et cetera. Number two, the County spent a lot of money and lot of effort by many peoples who are in this room putting together a traffic impact study. I would urge this committee to request that document. It has a lot of material in there that would allow you to get funds locally to match Federal funds if necessary and to do transportation planning. It's a useful source of funding for you. Number three, in putting together the Maui Island Plan, one of our major concerns was transportation issues. And I'm now going to speak to the area that you're supposed to be looking at, and that's central Maui here. And in the plan, there are several very large developments that have been proposed within the urban growth boundary. Maui Lani is...still got probably 500 to 1,000 more units, Kehalani has. Then in addition to that Waiale has over 2,500 units, Waikapu town has 1,450 units. Between Waikapu town and Wailuku, there's another six-seven hundred units. Altogether, somewhere around 6,000 units could be put, clustered, between Waikapu and this urbanized area here. I would hope that one of your first projects would be to try to get funding to figure out how we're going to get people in and around those areas. Right now, the core road for all of that development is Waikapu [sic] Road between the highway and Kehalani [sic] Highway. That road is not being planned to be expanded very much, and I would hope that you would do a master study. For example, the highway that...the road that goes from the hospital should be going over to where the Mormon Church is in Kehalani. That road has never been completed, the Maui Lani Parkway. Things like that need to be put

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on...and need to be figured out who's going to pay for it whether the developer, the County, the State, the Feds, et cetera, and get those projects done. Because, otherwise, the 6,000 units going in is going to be essentially creating streets with parking lots on them. I just want to give you that as a charge, 'cause I think that would be one of your major priorities in the next years as you meet. Thank you very much. I wish you all a lot of luck in this project.

CHAIR GOODE: Thank you. Mike Moran?

MR. MORAN: Good morning, everyone. Mike Moran for the Kihei Community Association. I think that I've spoken to practically all of you as you're wearing various hats for the KCA about all aspects of transportation. So, yes, we're very, very interested in this topic. We're here mostly to learn this morning. There does seem to be a lot of questions that the public has; so the good way to get the correct answer is instead of the coconut wireless, is to come to the meeting and attend and glad to see Akaku is here to spread the word as well. When this topic first came up, we were advised by someone we thought had a lot knowledge that KCA shouldn't even be concerned about this because it only affects central Maui because of the...or how it got designated through the three communities and it wasn't south Maui. We've since have an understanding that it goes beyond that. So we know you're not here to answer direct questions, but we hope in your discussion that would be explained for the community. Coming in this...just before coming in, I had two questions from our community: one, well is that, is it...is Kihei, south Maui included or is this countywide, is it islandwide? So more questions for the community. And, as you could hear from previous testimony, it seems like there is more...a lot of, lot of questions. We're very, very encouraged. The little bit that we think we understand is this could bring in Federal money for transportation, we all know how expensive it is. When somebody says, why don't they build that road? Here's how much it costs. Whoa. Where the money going to come from? So if we can get some of our tax money coming back to us that we pay to the Federal Government, that's certainly encouraging. Beyond that, we just thank each of you who are already doing busy community service for taking on one more aspect, wearing one more hat for the benefit of our community. Thank you very much. Aloha.

CHAIR GOODE: Thank you. And, Members, I forgot. If any of you have questions of the testifiers just raise your hand. We'll have some questions. But I think ultimately we have as many questions as you may have. So there will be a presentation following public testimony about the whole process. I think that'll help shed a lot of light on how it can work. And there's a lot of details which we'll be asking a lot of questions about.

MR. MORAN: Terrific. Thank you very much, David.

CHAIR GOODE: Okay. Next is Mark Deakos.

MR. DEAKOS: Thank you, Members. My name is Mark Deakos. I'm a marine biologist on the west side of Maui. I plan to give testimony this morning on the appropriation of

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funds to the transportation improvement program. I'll leave some materials for reference as well. I'd first like to ask...this is kind of a...learned about this yesterday, saw the opportunity to have Department of Transportation in the same room as the County, couldn't pass up that opportunity to share some of my thoughts. First, I'd like to ask, you know, Oahu, how much would they pay for an eight-mile coastline of public access and beach access. And it seems like the eight-mile coastline we have along the Honoapiilani Highway here is under threat, and DOT seems steadfast at continuing to armor that shoreline between Puamana and the Pali despite our Mayor's Pali to Puamana Park plan and the purchase of lands to facilitate the mauka realignment; despite the Maui County and private landowners making land available for the realignment and even paying for portions of the highway; despite Maui County not permitting a new seawall since 2003 due to the destructive nature of seawalls to our beaches, coastlines, and reefs; despite landowners offering the Cane Haul Road as a temporary retreat for sections of the highway that are most threatened until a permanent can be built; despite seawalls like the \$7 million Ukumehame seawall. That was a disaster, had a lot of impacts on the reef, waves now crash over that seawall putting people more in danger than before it was implemented. So and doing many of these seawalls under the false pretense of an emergency declaration action so they can avoid Maui County review, proper permitting, and environmental oversight. Hard to believe that is legal. Given that Lahaina has been rated one of the most vulnerable communities in the nation since the only way in and out to get supplies, sufficient supplies, in and out of this community is via the two-lane highway, the two-lane...the airport's too small to bring in large planes, the harbor's too small to bring in any barges; so it seems prudent that if we're really going to declare an actual emergency here, it should be funds for the realignment of the permanent highway. And I should...I want to add the Pali to Puamana portion is all that's needed to preserve the shoreline. I know there's a big expense cutting through the Pali to get it to Maalaea; that's where you often hear the \$800 million. I've asked for what the portion of just the Pali to Puamana part, and it's been a year, I haven't gotten that number.

MS. HOPPER: Three minutes.

MR. DEAKOS: Okay. In summary, I'll just say that over five years HDOT would invest over 35 million to armor 22 percent of the 6.3-mile long coastal portion of the Honoapiilani Highway. In contrast, when portions of the existing two-lane highway are threatened by erosion or flooding, the adjacent inland road could be improved to serve Lahaina-bound travel lane. The highways remaining, inland lane could be used for Kahului-bound traffic. This would realign the highway incrementally and adapt to coastal hazards over time in a cost-effective manner while the new four-lane highway is planned and built. It would avoid the pollution from the seawall construction, protect our marine resources, preserve access to fishing, surfing, snorkeling, and camping spots, and preserve the coral reefs and the sandy beaches for planned future coastal parks. So I encourage this committee to propose a moratorium on the shoreline armoring by DOT until a cost-benefit analysis can be conducted to compare armoring versus the realignment and certainly appropriating funds to that solution. Thank you.

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CHAIR GOODE: Okay. Thank you, Mr. Deakos. Questions?

MEMBER COCHRAN: Yeah. Thank you, Chair. And good morning, Mr. Deakos. Thank you for being here. You do have that in written to submit to us?

MR. DEAKOS: I do have some documents.

MEMBER COCHRAN: Okay.

MR. DEAKOS: I didn't make –

MEMBER COCHRAN: Excellent.

MR. DEAKOS: --I didn't make sixteen.

MEMBER COCHRAN: Yeah. One's good and then staff can make copies for all of us. Thank you very much for your time. Oh, and then you said you asked for a cost from whom, County, State, or both?

MR. DEAKOS: I think was dealing primarily with Raymond McCormick. I know he has since...he's with Department of Transportation.

MEMBER COCHRAN: Okay. State.

MR. DEAKOS: Jaime Ho, I have not been able to get a hold of. I since learned that Raymond has gone back to Kauai so he's no longer there...but...

MEMBER COCHRAN: Okay. So the State level, State?

MR. DEAKOS: State, yes.

MEMBER COCHRAN: Thank you very much for your time.

MR. DEAKOS: Thank you.

MEMBER COCHRAN: Sure.

CHAIR GOODE: If I could ask, Will, did you have this static problem before in the Planning Commission? Is that something we can quickly fix, take a recess?

MEMBER SPENCE: Not something we can quickly fix.

CHAIR GOODE: Okay.

MEMBER SPENCE: We're having...we're bringing in some experts to look –

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CHAIR GOODE: Okay.

MEMBER SPENCE: --at the entire system.

CHAIR GOODE: Okay. Well, let's...we'll continue on. We can work through the static at the moment. But I think it's that from that speaker, at least get that microphone. Okay.

MEMBER SPENCE: Okay. We'll...time to time we have feedback problems, too.

CHAIR GOODE: Okay.

MEMBER SPENCE: Oh, sorry.

CHAIR GOODE: Alright. No worries. Next. Our final one who signed up—but then we'll ask for more after that—Mariah Gill.

MS. GILL: Good morning, everyone. Can you hear me? My name is Mariah Gill. I'm a Lahaina girl. I'm currently employed by West Maui Land Company, and I'm representing the landowners in the Olowalu area. I'm here to speak a little bit more on what Mark just mentioned. I implore this organization to consider Lahaina as part of the metro area of Maui. We're all interconnected here, we all rely on each other for commerce, economy. West Maui provides a lot of that tourism, you know, industry that our whole island depends on. Businesses in central Maui rely on that corridor to stay open so that they can work with west Maui, continue business, supplies. Lahaina is a vulnerable city, metropolitan area; and I implore you to consider it when you are planning for transportation improvements. You know, the realignment of Honoapiilani Highway is and should be a top priority. It was on the STIP up until really a couple years ago. It needs to be put back on the STIP. And so I ask you to consider Lahaina, consider the realignment of Honoapiilani in your planning efforts, and also consider including the citizen groups that come forward to help advise this committee. I know Oahu MPO has a citizen advisory committee of some sort and I implore you to do the same. And that's all I have to say. I passed around some written document for your reference. Thank you.

CHAIR GOODE: Okay. Thank you. Is there...that completes the list of folks that have signed up. Is there anybody else wishing to testify this morning? Okay. State your name please and your organization.

MS. CALLENTINE: My name is Livit Callentine, and I'm a planner with the Planning Department, Staff Planner. And welcome. I'm so excited about the inaugural meeting and this new organization. I only have one very simple comment. I just want to get it on the record instead of like e-mailing you privately or something, Dave. But can we set it up so that the Intranet feed works to our internal staff? This room is set up so that if the feed is turned on, staff can monitor meetings and support staff would know when to show up and just keep track of it since we're the Planning Department, we would like to help in any way can, I'm sure. So thank you.

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CHAIR GOODE: Okay. Thank you. Is there anybody else wishing to testify?

VICE-CHAIR COUCH: I had a question for her.

CHAIR GOODE: Oh, you have a question for Livit? Okay. Livit?

VICE-CHAIR COUCH: Livit?

CHAIR GOODE: Don has...Mr. Couch has a question for you.

VICE-CHAIR COUCH: Do you mean just the audio?

MS. CALLENTINE: Yes.

VICE-CHAIR COUCH: Yeah, okay.

MS. CALLENTINE: Yes. We haven't set it up yet with...

VICE-CHAIR COUCH: Okay.

MS. CALLENTINE: I don't think we've set it up for video.

VICE-CHAIR COUCH: Okay.

MS. CALLENTINE: Thanks.

VICE-CHAIR COUCH: Thanks.

CHAIR GOODE: Okay. So, again, anybody else wishing to testify? Okay. Seeing, none, public testimony is closed.

MEMBERS: No objections.

CHAIR GOODE: No objections? See, the Councilmembers, they're just automatically saying that.

MEMBER COCHRAN: We're trained.

VICE-CHAIR COUCH: I know.

CHAIR GOODE: Right, the other side, they're, well, glad they're saying it, 'cause...

MEMBER SPENCE: Staff side, don't really...

CHAIR GOODE: Kids are well trained.

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END OF PUBLIC TESTIMONY

**AGENDA ITEM III. DISCUSSION OF MAUI METROPOLITAN PLANNING ORGANIZATION
BY DEPARTMENT OF TRANSPORTATION STAFF**

CHAIR GOODE: Okay. The next order of business is to get a presentation from County Department of Transportation staff, actually Marc Takamori. And if I could just—Marc's getting set up there—I want to recognize the efforts of Marc over the last year, at least, in really helping to get Maui MPO at a place where it is today. There's been hundreds of hours spent to coordinate with folks like FHWA. Ms. Fischer's here from FHWA. She's a planner with FHWA. And, as you'll see through the presentation, it's all...starts to fall out of Federal regs and eventually State law. He's been working, also, with Corporation Counsel on some draft documents which we'll be reviewing. And he's also been working with Council Services staff. And I want to also recognize Council Services and thank them. David Raatz, head of Council Services here for helping putting this meeting together. 'Cause as a new organization, we have no staff. We're just getting going, and there's so much that needs to get done. And these folks to step up and help us out is really greatly appreciated. So I want to thank, again, Marc, Liz, and actually State DOT. Ford, some of your staff has helped.

MEMBER FUCHIGAMI: Yeah.

CHAIR GOODE: Planning staff has helped us get to this stage and we appreciate that as well. So, again, thanks; otherwise, we wouldn't have made it this far. You need some of the lights down? We need lights down a little bit or...

MEMBER SPENCE: Yeah. We normally turn those off. Actually we turn them all off or leave these on whatever. But those two help a lot. Yeah, that's fine.

CHAIR GOODE: Okay. You ready, Marc?

MR. TAKAMORI: Thank you. I'm Marc Takamori. I'm the Deputy Director, Department of Transportation. And I guess, if people have watched in the past, this presentation is kind of similar what we gave in front of the County Council. And I believe probably, at the next Policy Board meeting, we plan to probably go in more into depth more on the MPO process. We just wanted to kind of keep a high-level overview at this meeting because we know that there's a lot of things on the agenda. So I'm just gonna kind of give you an outline on the Metropolitan Planning Organization. So I'm going to be going over the establishment and triggers for why we have to create the Maui MPO, the regulations and its required documents, the required process, and the Maui MPO schedule. So based on the 2010 Census urban classification, what happened was that the central Maui area hit a total sum of over 50,000 people living in the urban area so they designated the Kahului-Wailuku-Paia area as a urbanized area. And, with that, triggered us having to form a metropolitan planning organization. So it requires that all transportation projects in urbanized area of greater than 50,000 people be based on a transportation planning process. And the process exists to provide the

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information for decision makers to choose among alternative strategies for improving transportation system performance. So to kind of give the public, as well as you guys, a understanding of where...how the US Census created this urban zone area. As you can see in the highlighted, darker-green outline, the bold-green color shows the metropolitan urban zone area, which again was designated by the 2010 Census which outlines the urban zone area as well as the MS4 which is the municipal separate storm sewer system boundaries. And I guess one of the questions that was asked in...during public testimony was that the...that if we're looking at all projects here on island or if it's going to only be projects within the urban zone area; that is really up to the Policy Board. Right now, before the Policy Board was actually established, it was decided...and the Policy Board can change that or have a discussion on it is...it was decided that we would be looking at all transportation projects on the island of Maui. And what that is called is the Metropolitan Planning Area. So, as of right now, it's designated as the island of Maui. So, for regulations, the latest authorization act that was recently signed into law by President Obama was the Fixing America's Surface Transportation (FAST) Act; that happened on December 4, 2015. It authorizes \$306 billion over fiscal years 2016 to 2020. These laws are codified in the United States Code, Title 23 USC, containing the highway law; and Chapter 53 of Title 49 USC which contains transit law. The required documents that the MPO has to produce to stay in compliance is...for our area which is small urban of 50,000 or more, is these four products: which is the Unified Planning Work Program, the UPWP; the Long Range Transportation Plan; the Transportation Improvement Plan; and the Public Participation Plan. So for the Unified Planning Work Program, this first planning product is the unified...or is basically the MPO's operational annual budget. It also identifies transportation-related planning studies, its sources of funding, schedules, and responsible agencies. It also includes Federal funds studies, and that addresses Federal planning requirements. The Long Range Transportation Plan is basically the statement of the way the region plans to invest in the transportation system over the next 20 to 25 years. The current Long Range Transportation Plan is currently being handled...or has been handled by the State of Hawaii. But because now that the Maui MPO has been formed and is pretty much, it's now...its duty to create and update the current Long Range Transportation Plan for Maui island. So I guess, because it was just completed, we have a grace period of taking a look at it and then figuring out what we need to do to update it within the next couple years. The Transportation Improvement Plan, or the TIP, is a prioritized listing of transportation projects covering a period of four years that is developed by the MPO as part of the metropolitan transportation planning process and also has to be consistent with the long-range transportation plan and required projects...required for projects to be eligible for funding under the Federal laws. And the TIP must be financially constrained by year. So all projects on Maui island in the metropolitan planning area must involve public input, be reviewed, and then approved by the MPO and Governor in order to be placed in the Statewide Transportation Improvement Plan, or the STIP. And the State of Hawaii is currently doing this for us; but now that the MPO is in place, the MPO is going to have to take over this task. And the last product of the MPO is the Public Participation Plan. This plan is the process by which interested and affected individuals, organizations, agencies, and government entities are consulted and included in the decision-making process. It will help promote the continuing,

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cooperative, and comprehensive transportation planning process. The public process will be integrated throughout the development of all MPO activities and work products. So the...as the required process is also known as the 3-C Planning process; and, basically, it's to conduct continuing, cooperative, comprehensive planning process with State and transit operators. And it's going to be integrated throughout the development of all Maui MPO activities and work products. It will serve as a forum for cooperative decision-making and cooperatively develop, update, and approve all required products. So in regards to the Maui MPO schedule, it's not quite set in regards to dates and times per se, but with the help of Liz Fischer from Federal Highways, she kind of broke it down so that it's a little bit easier for us to see what...because we're now moving forward as a Maui MPO, there's certain things that needs to be done. So like in the top row it shows that, you know, Policy Board is appointed, we hold the first meeting, and we elect the Chair and the Vice-Chair. Some of the actions that needs to be done, moving forward, is to develop and approve the Policy Board bylaws, develop and approve the supplemental agreements which is the administrative, financial, and how the funds distribution will be done between...within the State of Hawaii between Maui MPO and Oahu MPO as well as--under Other Tasks--set meeting schedules, establish Technical Advisory Committee, hire Executive Director, and approve planning documents. So under the orange lines, the Executive Director; so by us moving forward, we need to hire Executive Director that would be able to hire a staff person. They would be able to then support the TAC and the Policy Board and prepare the key documents that the Policy Board will eventually vote and approve on. So pretty much it's kind of just a general schedule of what we kind of need to get moving on as we move forward with the Maui MPO. That's all that I have, so thank you. If you have any questions.

CHAIR GOODE: Thank you, Marc. Questions, thoughts?

VICE-CHAIR COUCH: All this today, right?

CHAIR GOODE: It's definitely a big one. Marc, I guess for me, could you help explain some of the funds that may be available now that were not available previously, part of the implementation of the MPO?

MR. TAKAMORI: Sure. Basically, to my understanding, there are additional funds that is made available from the Federal Highways Administration side called Planning Funds as well as additional funds from the Federal Transportation administrative side, 5305 Funds. And so we're looking at receiving approximately around \$400,000 from the Feds. So with the County and the State match, that would be around a \$500,000 budget going forward as long as the funding levels from the Feds are kept flat. These funds basically is going to be outlined, how we're going to spend it, using the approved document of the Unified Planning Work Product, or the MPO budget, which would be used to pay for operations for, you know, the MPO staff, Executive Director, and staff as well as administrative stuff in regards to rent or office supplies. And then whatever is available after that is pretty much would be used for planning studies. Because of the 2010 Census, the County Department of Transportation is actually receiving a little bit more funds in regards to urban funds that are now available since we now

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have an urbanized area. Before that, our department used to only receive rural funds. So now that we have a urban area, we're receiving some rural and as well as additional urban funds for transit.

CHAIR GOODE: Thank you. Do you have an idea what that additional—for you folks, for the bus system, essentially—what that additional funds might be on an annual basis?

MR. TAKAMORI: Okay. So I didn't bring my budget items. But, from what I can recall, I think from the urban...from Urban Funds, we're looking at potentially getting maybe like an additional million dollars I think, 5307 Funds, is around a million dollars more that's new for the department.

CHAIR GOODE: Okay. Members, the reason I'm asking is 'cause I think it's good for us to understand what the financial picture is, you know, as we go through these discussions and it's helpful for me, certainly, to understand what that is. Mr. Couch?

VICE-CHAIR COUCH: Thank you. Marc, also, TAP funding, are we going to be...have access to that now?

MR. TAKAMORI: Thank you, yes. Yes, we'll be able to apply for TAP funding. And I believe Deputy Director Dagdag-Andaya, she plans to potentially, at the next Policy Board meeting do a presentation on TAP funds.

VICE-CHAIR COUCH: Okay. For members in the audience that don't know, Transportation Alternatives Planning...Program...

MR. TAKAMORI: I believe...I believe, yes, TAP funds. That is quite new to us. I think it was Rowena that brought it up when we had the discussion of new funds available. So just to give you I guess a understanding, I believe Oahu MPO, when I went to their first meeting at the beginning of this year, their...the City and County was applying for TAP funds to build bike-storage facilities, yeah. So those are the type of projects that can be applied for and use those funds.

VICE-CHAIR COUCH: How does that, how does that work? We are the MPO, which is separate from the County or the State, although we have County and State people in here. So now we have access to alternative program funding - bikeways, et cetera, that funding. Does that mean the County can apply for it? Or do we say, hey, inside one of the...either the PPP or...I mean not...the long range plan or the TIP, inside there, we would like more bikeways or whatever; and then that would direct the County or the State to say, okay, we can tap into the TAP funds now to help build those? How does...it's kind of the chicken and the egg thing. How does that work?

MR. TAKAMORI: Right. To my understanding, based on just learning about the TAP funds, it sounds as though the County or the State would be the ones saying that they want to apply for it. But I guess it also...I think it has to also be part of the long range plan or, you know, in regards to...it's not just going to come out of the blue that this is the project they want to do, it kind of has to meet the needs of the community, yeah.

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VICE-CHAIR COUCH: Okay. Thank you. Thank you, Chair.

CHAIR GOODE: Okay. If I could...

MEMBER SPENCE: Oh, I'm just...

CHAIR GOODE: Sorry, Will, did I miss you? Go ahead.

MEMBER SPENCE: Yeah, no...okay. Just along those lines, so is it the MPO who's going to contract out for projects or is it the State or the County going, okay, this is on our plan and, you know, MPO, you're allocating funds to the County or the State to get 'em done?

MR. TAKAMORI: To my understanding, I believe it's potentially both. I think when it comes to utilizing planning funds to do certain studies from the MPO side...so like if that's going to be in the budget that you want to do some type of transit, corridor study in the urban area or in the metropolitan planning area, I think the MPO would be tasked with going out to bid and getting the planning studies going for that. But I think if the County or the State has the funding to do the studies in itself, then they would be the ones having to do that. So it really depends where I believe it's budgeted.

MEMBER SPENCE: Okay.

MR. TAKAMORI: This is all quite new, too, so –

MEMBER SPENCE: Yeah.

MR. TAKAMORI: --we're all learning as we go. We do have the Federal Highways or even Oahu MPO here if you would like to ask them questions.

CHAIR GOODE: I think, first, I'd like to have Ford –

MEMBER FUCHIGAMI: Yeah, you know...oh.

CHAIR GOODE: --discuss...

MEMBER FUCHIGAMI: Talking about that program, basically, the Maui MPO basically has a lot of work ahead of it. For the next six months, we're going to have to establish rules, we're going to have to basically set guidelines. One of the concerns that, you know, that we have basically is that right now we are...

CHAIR GOODE: Ford, can you talk...make sure you talk in your mic here.

MEMBER FUCHIGAMI: We are a policy board, okay. Just because I'm the Director of Transportation for the State of Hawaii, I only have one vote of the seven Members that are here. So it's this policy board that will dictate. We never had a TAP program in

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Honolulu, okay. It was established about last year, and what we did is we had the OMPO, the Oahu Metropolitan program actually establish a TAP program. Why we didn't have one for many years is pretty interesting. But what we did is that even after we allowed...we worked with the OMPO to establish a TAP program, then the State of Hawaii established a TAP program. TAP program's very important because what it does is that it allowed Safe Routes to School, it talked about bike paths. You talk about all these other things that we can do with money that is actually...that should be dedicated specifically for that. I believe that this MPO needs to do the same thing. And, you know, maybe Liz or even Brian can assist with that. The Maui MPO needs to go ahead and establish a TAP program as well so that we can go ahead and facilitate that. Now, that being said, the State right now as the facilitator of the funds, don't apply for any TAP funds. Basically the applications come through us, we have a selection process, we do all these different things, and we kind of do this. But the other thing that we're going to need to understand better is that administratively, your executive director and your MPO, who are they administratively attached to? That's one of the concerns that we have in Honolulu. By right, the State should have no jurisdiction whatsoever over an MPO. But, that being said, if an MPO passes projects to say that okay, this is something we want to do, at the end of the day, the Legislature has the final say. If they don't give us funding for an appropriation, that kills it; so what it does is that it negates the Federal regulation that says the State cannot be involved. And this is something that Brian and I have been talking about, and we've been working with some of the legislators. But, constitutionally, you have to get an appropriation to do a project, a State project. But that being said, Federally, the State cannot say, you know, you can do this project or you can't do this project. Now, being that...and I'm very, very thankful that Maui County decided to take this on instead of having the State do it. You know, I think what you need to take a look at is what your bylaws state when it comes to the County. At the end of the day, if this MPO says that we want to do certain projects because the CAC or the TAC comes up with this regulation; if the County says, no, we're not going to give an appropriation to this particular project, by right it actually kills it. So I don't know what the Federal regulations would do for that. Maybe, Ralph, you can kind of talk to that. But, see, these are some of the challenges that we're going to have to kind of work through, come up with comments as we move forward. You know, to be honest with you, I was going to come here today and kind of just sit and kind of listen to what everybody has to say. But there's a lot of roadblocks that we're going to be running into. Lot of things that we need to do, lot of things that we need to vet out. I think having the CAC as mentioned, I think it's very, very...I think that's a good program, because it gives all the communities an opportunity to speak by having members on it. Having the Technical Advisory Committee, also, you have members of the County technical committee, basically the State, all contributing to basically what needs to be done. And they will advise us in terms of how we best move to, you know, best to move forward. You know, we talk about subject matter experts. You have the TAC which are technical. You're talking about engineers, planners, environmentalists. And then you have the CAC which is the citizens advisory committee which is made up of people who actually live in the community who experience it. You know, a lot of times I hear, you know what, don't tell me that engineeringly, you know, this shouldn't happen. You know, and you have somebody who comes and says, I live there, I drive down that

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street every single day. And, you see, and those are the type of people that we need to listen to because they'll be able to contribute a lot more than I think an engineer who is looking at it on paper and says, okay, this is something that needs to be done. Thank you.

CHAIR GOODE: Thanks, Ford. You know, I think, again, big picture is how we need to concentrate on today. The TAP funds is an item that we're going to have to deal with; so I think rather than getting bogged down in a lot of discussion on that, let's try to keep the big picture. If you look at our agenda today, we have a big agenda. I know my calendar was blocked out from 10:00 to noon. We're not going to make it. I mean I can certainly go longer. So actually I think...just kind of order of business here, how long can the Members stay, you know, for this meeting this morning and lunch hour?

MEMBER FUCHIGAMI: Yeah, unfortunately, I got to get back. Tomorrow, session ends; so there's some last-minute things that we're wrapping up in Honolulu. So I need to leave at...I blocked off, also, to 12 noon. But I have to leave at noon. My flight is at about 1:15.

CHAIR GOODE: Okay. Anybody else with any time constraints. By 2 o'clock?

MEMBER SPENCE: Yeah.

MEMBER COCHRAN: I'm probably, at the latest, 1:00.

CHAIR GOODE: Okay. About 2:00, also. Okay. I think, yeah, for myself, probably around 1:00 at the most. So I guess, then if you're okay with that, we'll...if we can keep going for another half hour or so, take a short break. Ford, if you need to leave at noon, that's fine. And we'll try to go to approximately 1 o'clock. That sound okay?

MEMBERS: Yeah.

CHAIR GOODE: Plow through this and see how far we can get?

MEMBER COCHRAN: Consensus.

CHAIR GOODE: Consensus?

MEMBER SPENCE: Aren't you guys tired of that by now?

VICE-CHAIR COUCH: Yes. Any other word.

CHAIR GOODE: You know, one of the things that Marc brought up is...and it was also discussed here, is the metropolitan planning area. We saw what the gerrymandered district looks like, it comprises the urban zone that made the 50,000. When we were processing the documentation through the Feds, the State, we thought it was best, you know, initially to use all of Maui island as the metropolitan planning area. Given that, certainly from a transportation perspective, south and west Maui have

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challenges; and to ignore them, we thought it was best to keep the entire island. What I heard from Marc was that it still...the size of the area that's the MPA is something that the Board needs, I guess, to decide. That was initially done to get this thing...the show on the road, but I think it's important that we...although it's not, although it's not agendized, so is that something that we can continue to discuss?

MR. KUSHI: Go ahead.

CHAIR GOODE: Okay. Anyway, I'd like to hear from the Members their thought on the MPA.

MR. FUCHIGAMI: The only concern I have, basically, is that the larger the area, the more difficult it's going to be. I think Marc kind of indicated that we have about \$500,000 to work with. You know, 400,000 basically from the Federal Government; 50,000 each from us. When you do an islandwide plan, which I think is very important that you do an islandwide plan, the people who are involved in this plan need to realize that, you know, we only have half a million dollars. So the bigger the area that we're trying to work with, to be honest with you, there's a lot of things that are going to be denied; and we need to be prepared to take that on. We don't want a citizen advisory committee coming to us and saying that, you know, we talk to you about this, how important it was, we put it on, and again you kind of categorize it in terms of, okay, this is the number one project, this is number two project, number three. But with \$500,000, there's not much you can really do with that in terms of planning and some of the other things. So the smaller the area, you'll probably be able to accomplish more when it comes to the committee that's working there. But that being said, you know, it makes it very, very difficult for the areas that are not represented as you move forward. So, you know, it's a catch 22, what do you do? You got the funding as a concern and then you got the fact that, you know, you want the MPO, like on Oahu, which represents the entire island, you want everybody represented because you want input from every individual on Maui to contribute to this committee.

MEMBER COCHRAN: Chair or Mr. Takamori maybe. In regards to this discussion, there's that designated area. And if we...and I know, I agree, we need to encompass the entire island. But would we stand to put our monies from the Federal Government at risk if we do stray outside of it? Because that is the core area they've determined to be the urban area at all or that has no bearing on the funds?

CHAIR GOODE: Yeah. We also have some reps here from FHWA.

MEMBER COCHRAN: Oh, okay. So, Chair?

CHAIR GOODE: They confirmed that there's no risk to the funding. They have the area...

MEMBER COCHRAN: So...okay. Alright, very good. Just wanted to make sure, you know, and as I understand. So it sounds like we have people in the audience as resource people, is that what's happening, to help shed more light on this?

CHAIR GOODE: Yeah.

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MEMBER COCHRAN: So do we call them up as...

MR. FUCHIGAMI: Well, Chair, maybe we can have the Federal...well, maybe Brian Gibson who's the Executive Director for the OMPO there; maybe and then the...Ralph, who's the Deputy Administrator; and Liz. Maybe you can just have them introduce themselves, so if there are questions, we can refer to them. They're a huge, huge resource for us, you know, so.

CHAIR GOODE: That's a good idea. Maybe, yeah, one at a time, you just come up and introduce yourselves and tell us your role in this process.

MR. GIBSON: Good morning. I'm Brian Gibson, I'm the Executive Director of the Oahu Metropolitan Planning Organization. Happy to be here. I've never seen the birth of an MPO before, so...I'm happy to help or answer any questions that you might have. I've got...I've been at Oahu MPO for six years now. My total experience is 15 years working for MPOs across the country.

CHAIR GOODE: Just...just out of curiosity, where were you...previous MPOs?

MR. GIBSON: I was...I worked for the Fargo Moorhead MPO in Fargo, North Dakota.

CHAIR GOODE: Is that a smaller MPO like ours?

MR. GIBSON: Yes.

CHAIR GOODE: So it has a lot...it has some similarities then?

MEMBER COCHRAN: Except for more snow.

MR. GIBSON: Yeah, lot more snow. But...and we had six jurisdictions: four cities, two counties, two states (bi-state); so little bit more complex in that sense.

CHAIR GOODE: Okay. Thank you.

MR. RIZZO: Morning, my name is Ralph Rizzo, I'm the Assistant Division Administrator for Federal Highway Administration, our office in Honolulu. I add my congratulations with Brian on the first meeting. And Liz Fischer's our planner, she'll introduce herself. But any time you need assistance or help or questions or just bounce things off, as we're always happy to help.

CHAIR GOODE: Thank you.

MS. FISCHER: Good morning, aloha kakou. My name is Liz Fischer. I am the Transportation Planner for the Federal Highway Administration based in Honolulu. And as Ford and David and Marc and a few others know, my job is to be the technical assistant whenever, however staff and the Policy Board need from the Federal

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perspective. This, like Brian said, is first time I've seen a MPO birthed also so it is...part of this is a learning process, but I have opportunity through my colleagues, Mainland, to reach back and get help from them. So we may be shallow in knowledge for what happens here, but we do have a massive amount of resources including the 435 MPOs back Mainland from home to pull information and help get you guys the information you need to make the processes as simple and effective to meet your needs and to make it best for the people of this island in this County in this state. So thank you.

CHAIR GOODE: Thanks, Liz. Thanks for all your help to date as well. Okay. There you go, Members, we do have some expertise here.

VICE-CHAIR COUCH: Yeah, very helpful.

CHAIR GOODE: Help us in this birthing process.

VICE-CHAIR COUCH: I understand what Ford's talking about, you know, the bigger the area the more difficult...and we may be out of funding. But I support at least Countywide...I mean islandwide. The question I have, I guess, for I'm not sure who, it says transportation...I mean surface transportation, so does that include water? 'Cause this is...you know we're a three-island county.

MS. FISCHER: I'm here to help.

VICE-CHAIR COUCH: Okay.

MS. FISCHER: I'm not answering. Marc's answering.

MR. TAKAMORI: It includes freight movement, so I guess it does; and intermotive transportation.

VICE-CHAIR COUCH: So, in essence, ferries to...I mean ferries to Molokai or Lanai would be included in this potentially?

MR. TAKAMORI: Yeah, could be, could be.

VICE-CHAIR COUCH: Okay. So, that being said, I don't know if we need to include at least portions of Molokai and Lanai to connect the ferries 'cause I think that might be important, so I don't know. We have one Member from Molokai.

MEMBER FUCHIGAMI: Chair, you know, maybe I can add some light to it. You know, this year, there were seven bills that were introduced when it comes to ferry systems. I've been working very closely...in fact, I did come here, spoke to the Mayor, spoke to the Council Chair, Budget, and of course I spoke to Councilmember. And one bill did pass. Well, I shouldn't say it passed, we have one more day. It calls for the State Department of Transportation to look at both inter- and intrastate ferry systems. Let me make this real clear to everybody. We're not talking about a super ferry, because

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every time I talk about a ferry, everybody throws Superferry in my face and I don't know anything about the Superferry. This is a ferry system. Again, the reason why this thing kind of moved along is that, you know, Councilmember from Molokai basically had reached out 'cause some concerns with the ferry that goes to Molokai. I had a lot of discussions with Molokai High School, the intermediate, they were having very difficult times getting their sports group here. We made a...even though the State is not involved in this, we made a lot of efforts. But that being said, we are working with MARAD, the marine division. Basically, two things we're doing. The Harbors Division has already hired a private-sector, individual company to do a marine highway study, feasibility study. Basically, the marine highway will be from the west coast to Hawaii. Also, interisland, we provided them with maps and such. Also, the Transportation Chair, Senator Inouye, and I will be traveling to Washington D.C. in June to meet with them, to take a look at some other funding, again, to do more feasibility studies when it comes to intra- and interstate ferry systems. So, you know, maybe, at this particular time, the MPO can always add ferry systems or basically waterways into what we want to do. But maybe for right now, if the bill passed, maybe let the State take the lead. If the State doesn't do anything, then at that point, you can go ahead and take it on. But, right now, we have \$50,000 which they're going to give us plus we're applying for a \$250,000 grant, you know, and hopefully that money will suffice. Maui County plays an important role because of the ferries that go to Lanai and the ferries that go to Molokai, so we'll be able to take a look at that.

VICE-CHAIR COUCH: Good. Thank you.

CHAIR GOODE: Thanks, Ford. So I think that's one of the items we're going to have to put on our figuring-out agenda is, do we add portions of Molokai and Lanai for the ferry system as it relates to the MPA? Or just having, since we have one port of call here –

VICE-CHAIR COUCH: Right.

CHAIR GOODE: --is that adequate or not? I don't know.

VICE-CHAIR COUCH: How flexible is...I mean if we say this is our MPA, how often can we change it, can we expand it, contract, or is it...I don't know.

MEMBER FUCHIGAMI: They can change the comprehensive agreement at any time, right, and amend it?

VICE-CHAIR COUCH: So what...it's part of one of the agreements then?

MEMBER FUCHIGAMI: Yeah.

VICE-CHAIR COUCH: Okay.

CHAIR GOODE: Okay. Anything else on the MPA, the actual area?

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MR. KUSHI: Mr. Chair, if I may? On the MPA, I know the comprehensive agreement, the then Governor, our Mayor, and somebody else agreed that the MPA for now is the whole island. The Census only covers what you saw in the map. So for now, unless you change that agreement, it's the whole island. My concern is—and if the Feds can answer this, fine...--if you include the whole island including west Maui and Kihei area, does that preclude separate, Federal funding for rural areas? I saw Mr. Pontanilla was in the audience, but I'm not sure. So if Kihei is included in the MPO, does that exempt them from rural funding? So does that rural funding come to the MPA through the MPO? 'Cause CDBG has separate fundings for like Molokai –

VICE-CHAIR COUCH: Right.

MR. KUSHI: Lanai.

VICE-CHAIR COUCH: Right, right.

CHAIR GOODE: Somebody with FHWA want to address that at all or...

MR. RIZZO (*from the gallery*): The rural funding...

MEMBER COCHRAN: You need to speak into the mic.

MR. RIZZO: Okay. I'm sorry. So the, yeah, the way that that funding is suballocated is based on the Census. So if the Census says it's a rural area, then that funding's eligible for use in the rural area. So the MPO does...would be involved in programming that funding. That answer...

MR. KUSHI: Mr. Chair, I think you should get that in writing.

MR. RIZZO: It's in the law. That's so...it's, yeah. Okay but we can, yeah, we can confirm that, Chair.

CHAIR GOODE: We'll make sure we solidify that...

MEMBER FUCHIGAMI: Either that or we can actually include it in the comprehensive agreement. Unfortunately, I tried to get the AG's Office to see whether or not they were done with it before I left this morning. As of yesterday, they were still reviewing the latest documents. So it can be changed; and if you want to include that language, we can go ahead and do so. You know, the Federal Government basically...the Federal Highways is here to assist us. One thing I can tell you, working with Ralph and Liz and Mayela, basically who's the Administrator, you know, normally what they say is basically all law or it's a CFR or, you know, it's something similar to that. But we...and I understand where you're coming from, but if Ralph says it's good, as far as I'm concerned, it's good. And if we need to go ahead and put it in...I think we should put it in the comprehensive agreement instead of having them, every single time that we need to get a decision from them to ask them to amend something or to put it in writing. The comprehensive agreement, we can go ahead and do that.

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MR. RIZZO: Can I just clarify that? Just clarify that answer a little bit. So you've got a metropolitan planning area, you're going to be doing a transportation improvement program. Every project that takes place in that metropolitan planning area has to be on the transportation improvement program no matter the source of money or no matter the project sponsor. So the rural funds that would go to the rural areas have to be included in that TIP in order for us to authorize the funding for the project that's in...because it's within the MPA. That...hopefully that clarifies it. I don't know.

CHAIR GOODE: Okay.

VICE-CHAIR COUCH: That's part of it. And I think...I know...I think it was the Council's concern and I think it's what Mr. Kushi's talking about as well. It's like CDBG funding, would that be -

MR. RIZZO: No.

VICE-CHAIR COUCH: --affected?

MR. RIZZO: No...

VICE-CHAIR COUCH: Or any other funding like that?

MR. RIZZO: No. This is only Title 23 or Title 49 money so that's highways or transit.

VICE-CHAIR COUCH: Excellent, thank you.

CHAIR GOODE: Members, if you look at our agenda, the next...the item we were supposed to talk about next is Executive Director and Staff Position Descriptions. And then Item d was some of the supplemental agreements. You know, given that, you know, Fuchigami needs to leave by noon, and we've already kind of started discussing, a little bit, these supplemental agreements. I'd like to go on to Item d now and then we can come back to c later. No objections?

MEMBERS: No objections.

CHAIR GOODE: Yeah, I'm getting better at this.

MEMBER COCHRAN: We're training you.

AGENDA ITEM IV.d. NEW BUSINESS; REVIEW, DISCUSSION, AND APPROVAL TO SEND CORPORATION COUNSEL THE FOLLOWING SUPPLEMENTAL AGREEMENTS

CHAIR GOODE: I guess I'm going to ask...between Marc and Mr. Kushi, kind of describe where we are with these various agreements and what...the agenda item asks that the...and they're getting distributed now so we're not going to have time to plow

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through them all. But the agenda item is to look to send these to Corp. Counsel to work on them with the Deputy AG or other signatories as may be needed to come back to the MPO, I guess, for execution. Is that the correct status?

MR. KUSHI: Yes.

CHAIR GOODE: Okay. Would the Members like time to try read through these?

MEMBER MEDEIROS: I think our intent was try to foster this moving forward. Marc and my staff has worked...we wanted to present something that Marc essentially picked from other MPOs and put it on a piece of paper and do exactly what you said. Our intent today wasn't to try to digest this whole thing and say, this is what we going do or not. It was to give it to everyone, take a look at it, and then go through Corporation Counsel, go through Council Services. And then at another meeting, we can start to take these up one at a time. I think one of the most important...they're all very important. No question about that. One of the most important things, in my mind, is let's get an Executive Director started and let's get that person on so that we can pass that baton off to them, and I think that's on your list as well.

CHAIR GOODE: Right. We're going to talk about that one next.

MEMBER MEDEIROS: Right...

CHAIR GOODE: And I totally agree because the Chair and Vice-Chair can't do this for long.

MEMBER MEDEIROS: We can't go through it all. This is a lot of stuff right here.

CHAIR GOODE: Right. Okay, Members, so these four agreements, and just for the record: there's an administrative agreement, there's a financial agreement that's very important...the distribution of funds, these 5303 funds, which is basically an agreement I believe we do it with OMPO, correct Mr. Gibson?

MR. GIBSON (*from the gallery*): Yes.

CHAIR GOODE: Are you involved in that? Right. And so you're generally onboard, right?

MR. GIBSON (*from the gallery*): Yes. . . .(*Inaudible*). . .

CHAIR GOODE: Okay. Oh, great, okay.

VICE-CHAIR COUCH: Which one?

CHAIR GOODE: The distribution of the planning funds. So essentially the State gets planning funds which will then be...now it'd be shared. OMPO used to get all the funds; so I think we ought to thank OMPO for recognizing they now need to share with another MPO. And so we'll get our share of that, which is a lot smaller share. For the record, it's a lot smaller share than OMPO given size of the jurisdictions. And then the

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fourth agreement is a data-sharing agreement that talks about the overall planning process that we'll be embarking on. So the action item, I believe, for today is to pass these on; say, Corporation Counsel, keep working on these, working with the other signatories to move them forward. If that's...again, if that's correct?

MR. KUSHI: Correct, yes.

CHAIR GOODE: Okay. Is there any other discussion on those particular agreements?

VICE-CHAIR COUCH: So we're going to just see if it's good in form and legality, because I'm assuming we want to go through each of these and say, yeah, we agree to that, no, we don't agree with that.

CHAIR GOODE: Yeah. I think so. I think, ideally, we would have had these a week in advance, we got a chance to digest it, mark it up.

VICE-CHAIR COUCH: Right.

CHAIR GOODE: But I guess one question I have for staff in Council Services, let's say we were to move this forward today to Corp. Counsel. Individual Members say, you know, I noticed this on Page 5.

VICE-CHAIR COUCH: Right.

CHAIR GOODE: Can they e-mail in some comments and thoughts to myself or somebody so that Corp. Counsel can get some of these items as they move forward with their review of the document or does that need to be done in a meeting?

MR. RAATZ: Thank you, Mr. Chair. Our understanding is this body operates pursuant to a State statute that says, this is a Sunshine Law board. So any communications among Members of a Sunshine Law board outside of a meeting do raise problems. There are certain ways to get around that. You might be able to do something in your bylaws. But we wouldn't necessarily recommend that as a default, starting point on how you operate.

CHAIR GOODE: I've had that concern, this is why I asked that question.

MR. FUCHIGAMI: Chair, can I make a recommendation?

CHAIR GOODE: Yeah, Fuchigami.

MR. FUCHIGAMI: I think, you know, I don't know how but I was able to get copies of this prior to this meeting and we kind of vetted through it. But that being said, you know, I think if all this goes to Corp. Counsel, Corp. Counsel comes back and they said, the content is fine, we need to discuss it because there might be some things that...say, Councilmember Couch might say that he doesn't agree with this, but having the expertise of the Federal agencies: DOT, you know, and such, and when we go through

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some discussions, modifications will be made to this document. The policy committee needs to agree, finally, on what the final language would be in each one of these documents. And then, once we do agree, obviously it would need to go back to Corp. Counsel again to make sure that everything that we've done...and then once that's done, then we would, as the Policy group, we would go ahead and vote on it. So I think there's several steps involved in this. But, more importantly, there probably will be discussions once people start to read through this.

MR. KUSHI: That being said, let me follow up on that. Why don't we consider it just your first glance of proposed agreements. And staff would work with my office to finalize it, 'cause they're still in draft form as well, as far as I'm concerned. And check with the signatures from the...on the other side of the agreement, they're okay. At your next meeting, let's go through it.

MR. FUCHIGAMI: Yeah, that makes sense.

MR. KUSHI: 'Cause you don't have time to look at it today.

MR. FUCHIGAMI: No.

MR. MEDEIROS: No, not today.

CHAIR GOODE: That seems to make a lot of sense. Is that the general agreement?

VICE-CHAIR COUCH: Yeah. There's a...I mean, at least in the administrative, supplemental agreement, I have some concerns. So in just reading it just like this real quickly, it's my understanding that this organization is separate from the County as far as everything other than our participation in it, and separate from the State as Ford said. So having it being administered by the Department of Transportation and the funding goes in there. I don't know how that works with the County's budget process and... 'cause it looks like payroll has to go through the Department of Transportation. I'm not comfortable with that at this point. I don't know if there's another way to do it or whatnot. But it's starting to comingle funds and it seems to get a little dicey.

CHAIR GOODE: Right. So I think those are the...I think we all share those general concerns.

VICE-CHAIR COUCH: Right.

CHAIR GOODE: And so I think that's some of the things that Corp. Counsel and staff can work out again amongst themselves and also with the other signatories on the various agreements. But I see where we're going here and I think that makes sense. Let's consider this kind of a first blush, get an opportunity to move forward on it. It does speak to the need for us to meet often, especially initially to get this up and running. Time will be of the essence. And every time we'll be...if we can't meet for a month or something like that, these documents don't go through. So I think that's something the Members to consider. Your thoughts, Ms. Crivello?

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MEMBER CRIVELLO: No. So when I read, just glancing over like the Maui MPO is submit a grant application to the MDOT for the grant. So I don't think we've even identified what kind of entity we really are that we can qualify or apply for the grant. So I think that's the kind of dissect thing or how do we identify ourselves. As the Policy Board? I don't see us being qualified to apply for a grant. Is it Department of Transportation? Then we become part still. We're not independent. I think that's the kind of thing that we need to determine straight off. So that being said, I wonder, how is the Oahu MPO, what sort of structure does it have?

MEMBER FUCHIGAMI: Actually, that's what's in question right now. In light of some of the questions that came up in terms of separation between the State of Hawaii and the OMPO. Right now, OMPO is administratively attached to the DOT. Basically, they are civil servants, we handle their payroll, we handle a lot of the things, we handle their budgeting, you know. The Executive Director basically runs his staff. We don't get involved in that because we're not permitted to get involved with that; but a lot of the projects that are, in terms of processing of contracts and things like that, that comes through our office. Now, that being said, we don't get compensated for that. And it was something that was kind of just morphed into. And it was interesting, as we got into discussion with some of the legislators and, you know, they talk about these different things: why can't you do this, why can't you do that? Please keep in mind that whatever we're doing, we're supplementing the Oahu Metropolitan Organization with DOT staff, which is, you know, basically what Councilmember Couch was talking about. Now you're talking about budgeting, you're talking about other things. But the biggest thing right now for us is that for us to do a particular project or even with the OMPO, because they are administratively attached to us, they need to follow the State rules, they need to follow the HARs, they need to follow the HRSs; which in some cases we don't, and that's become an issue. Trying to separate it, it's been very difficult. I know Brian and I have taken a look at it. It's not as easy because you have employees who've been there who have, you know, seniority, they have, basically, benefits and things like that. Now, how do you separate that? So I think, as the County moves forward with this in terms of this executive director and the staff, will they be, you know, Maui County employees or will they be independent under the Maui MPO as a separate entity? That all needs to be determined. I think, you know, we're very lucky here as, you know, like he said, you know, this is the birth of an MPO. Some of the things that, you know, we know that probably needs to be fixed in Honolulu can be fixed here. One of the first things that we did is that the Director of Transportation had the ability to go ahead and veto some of the projects that was put in. When Brian and I sat down, I said, you know what, I'm one member, I don't want that. So we wrote it out of the comprehensive agreement. We took it out because I shouldn't be...or the Director shouldn't have the say over the policy board so we eliminated that. Now, I'm one of—how many members we got, nine?—eleven. Two none voting though, right?

MR. GIBSON (*from the gallery*): Eleven plus me.

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MEMBER FUCHIGAMI: Yeah. So, you know, so but now it's the policy committee to go ahead and make that determination. It's not the State of Hawaii. And which is good, you know, that's what it should be. It should be the organization, the policy board. And to be honest with you, when people complain, they used to call us and complain to us. Now I say, you know what, don't complain to me, you go to the policy board. And they'll come to these meetings and they'll complain there. So, but again, you know, these are the kind of different things that I think we need to take a look at. But, as we select an Executive Director, where in the organizational chart will this person or this group fall? It's going to be real important.

MEMBER CRIVELLO: Right.

VICE-CHAIR COUCH: Yeah. And I understand, too, we discussed...yeah, that that—I know it was discussed—as to what, you know, where those folks would be. And I believe, according to the State law, they're exempt from HRS 76, which is civil service, et cetera.

MR. KUSHI: Yes.

VICE-CHAIR COUCH: So that's one thing to consider as well.

CHAIR GOODE: Okay. So before us right now are the agreements --

VICE-CHAIR COUCH: What...yeah, that's...

CHAIR GOODE: -- 'cause that's . . . *(inaudible)*. . . we're going to talk about the executive director in more detail, you know. We'd like to see that be exempt from HRS 76, as he works on the agreements. If that is subject to the agreement.

VICE-CHAIR COUCH: My biggest concern right now is the kind of, as Ford was saying, that their...OMPO's tied to the hip with State DOT. This agreement, at least the first two pages, says, we're tied to the hip and more to MDOT, and I don't think that's what I think this group should be.

MEMBER MEDEIROS: Member Couch --

CHAIR GOODE: Medeiros?

MEMBER MEDEIROS: --we're tied to the hip financially. We had to be able to bring these funds in somehow in a budget.

VICE-CHAIR COUCH: Right.

MEMBER MEDEIROS: Remember this discussion we had?

VICE-CHAIR COUCH: Yeah.

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MEMBER MEDEIROS: I know nobody was comfortable with it, but nobody came up, or could come up...other way of doing it; and so, therefore, in our budget, this...it'll be next fiscal year, the funding is in MDOT's budget.

VICE-CHAIR COUCH: Right.

MEMBER MEDEIROS: Just as the Director, Fuchigami, said, Director of County of Maui Department of Transportation is not about who sits on this board, which is me, is not about to mess around with this.

VICE-CHAIR COUCH: Right, right, right.

MEMBER MEDEIROS: This is our responsibility. So I think at least from this standpoint, we're taking the first step in a journey. We have to have some trust among us, and to understand that I'm not going to abscond with the money.

VICE-CHAIR COUCH: Oh, no, no.

MEMBER MEDEIROS: But somehow we have to do it administratively --

MEMBER CRIVELLO: I don't think that's the problem.

MEMBER MEDEIROS: --and that's the important thing here --

VICE-CHAIR COUCH: Yeah.

MEMBER MEDEIROS: --so that we can move forward.

VICE-CHAIR COUCH: That's not...it's not a trust issue, it's the, okay, we're—as he said—they're trying to separate now, and it's going to be a pain for them. My point is, let's separate before we start kind of thing. And you're right, we have to figure out how to get funding to and from. That means, you know, is it...do we go all the way as far...and it's part of it. I mean it's the administration of this whole thing. Do we go as far as, okay, we're a body, we get our own bank account, we hire a payroll service, whatever. Or do we join at the hip with, most likely would be DOT or Public Works, either one. But then that's civil service, that's, you know, all the overhead. We just came off of Budget so we're a little concerned about that.

CHAIR GOODE: I think we can be mindful of that as we go through this agreement. But understanding that it is currently in their budget for FY '17 it sounds like.

VICE-CHAIR COUCH: The 50,000 is in the Budget.

MEMBER MEDEIROS: Where the Federal money is...

VICE-CHAIR COUCH: Oh, the Federal grant, right.

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MEMBER MEDEIROS: Everything's in the County Department of Transportation's budget.

CHAIR GOODE: And that was just passed at the Budget Committee.

MEMBER MEDEIROS: Correct.

CHAIR GOODE: Right. So that's the direction we have now. So we'll run with that, but we'll be mindful of this HRS 76 provisions as we work through the agreements, okay.

VICE-CHAIR COUCH: Yeah.

CHAIR GOODE: Let's see. Marc must've...I see Brian came up. Go ahead.

MR. GIBSON: Thank you.

CHAIR GOODE: Shed some light on this please.

MR. GIBSON: Yeah, maybe, hopefully. So I think, as Ford said, he and I have been working on Oahu, and I think the...our goal and something for you to consider here is that, ultimately, you're dealing with a small agency. Even on Oahu, I have a staff of eight. So we're not big. You're going to have a staff, initially, of two. So you're not going to have a human resources department or personnel or legal counsel or payroll or all these things that go into running a government agency. And so the ideal is, I think, that you have a big brother who provides those services for this small agency. And I think that's what Ford and I are working towards and can be the goal of Maui. As you said, it's also possible to be completely independent; there are MPOs that do that. But, of course, you bear the cost. Somebody has to pay for all of those services and you have a very small budget. So just some things, I guess, to think about.

CHAIR GOODE: Marc?

MR. TAKAMORI: Yeah, thank you. Along the same lines of what Brian just said, based on the very brief budget that we kind of have in our County departments' budget, we have a kind of like a breakdown of what we, you know, based on...depending on what the salary ranges are, what their fringe benefits are, overhead cost, you know, in the first year, buying equipment, you know, computers and software, phone systems, like all of that adds up. So based on...you know, if the Maui MPO with the State and the County matches are included, so around 500,000. If we keep on adding more cost onto that, basically, as of right now, we're looking at studies only having an allocation of 175,000 for the year; and that's looking at it as having it attached to our department. But if you have to hire out payroll and HR and all of that then pretty much the 175,000 is going to go even smaller. So I mean but the budget is really up to how the Policy Board wants to set it up. But, yeah, just keeping in mind that as a small MPO with limited funds, we have to be mindful of the budget. Yeah, thank you.

MEMBER CRIVELLO: Sorry, I have a question.

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CHAIR GOODE: Ms. Crivello?

MEMBER CRIVELLO: Does this funding come down every year, this 400,000 or 500,000? Is it available every year to the MPO?

MR. TAKAMORI: Yes, yes it is.

MEMBER COCHRAN: So real quickly, Chair. Looking at last page, 11 item C: "This Agreement is not intended to create and does not create an agency or independent contractor relationship between MDOT and Maui MPO." So isn't that kind of what we're trying to figure out to do, and this is totally prohibiting it? Right, is it? I mean I don't know. It's my quick deciphering of that language. But, you know, this is a work in progress so it's not set in stone. But that just caught my eye when I read that in our preliminary discussions just now. And, you know, I always like to maybe look to others to see how they've been doing it, and let's not recreate the wheel and work...they hopefully...they've worked through some kinks and we don't gotta and things of that nature. So let's sort of...

CHAIR GOODE: Okay.

MEMBER COCHRAN: And get as much information...

CHAIR GOODE: Definitely hear our concerns --

MEMBER COCHRAN: Yeah.

CHAIR GOODE: ----so I think we'll work through it accordingly.

MEMBER COCHRAN: Okay.

CHAIR GOODE: So, Members, I think at this point, we would entertain a motion to move these agreements to Corp. Counsel for their review and continued dialogue with the affected other parties that we'll be signing these agreements with --

MEMBER CRIVELLO: So moved.

CHAIR GOODE: --so that we can get it back.

VICE-CHAIR COUCH: Second.

MEMBER COCHRAN: Chair?

CHAIR GOODE: It's been moved and seconded. Any other comments, discussion?

MEMBER COCHRAN: Yeah. So I know...I heard Mr. Raatz mention we're all under the Sunshine Law. And trying to factor in, you know, serial communication obviously is a big no-no, we all understand that, we all understand that. But when you asked if a

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Member thought of a change and then sent it directly to Corporation Counsel, not within Members per se, but you know, I see it like that comment I just made. I saw it, Mr. Kushi, what do you think about this? Is that a Sunshine Law violation? 'Cause it doesn't sound like serial communication to me?

MR. KUSHI: Yeah, Mr. Chair?

CHAIR GOODE: Mr. Kushi?

MR. KUSHI: Yeah, if I may, let me just comment on that. This MPO, this body, again is being born. It was created pursuant to 279D HRS, and it is a hybrid-type of organization. If you look at one of the handouts, 279D-9, Meetings. So this portion would be subject to Part 1 of Chapter 92 HRS, which are, you know, meetings, et cetera. But it doesn't include the entire Sunshine Law.

VICE-CHAIR COUCH: Right.

MEMBER COCHRAN: Yeah, 'cause we're...

MR. KUSHI: Chapter 91 is the really Sunshine Law, okay. So and...but it does go on and further say then, less than a quorum of policy board members may discuss MPO business, without limitation, outside of a duly noticed policy board meeting. I mean that's totally not the Sunshine Law, but it's, you know. So, you know, again, I suggest reading the 279D again and, you know...oh, OIP would have a fit if we took this literally.

VICE-CHAIR COUCH: Yeah, yeah.

MR. KUSHI: So, again, you know, but your direct question, can you call my office to try and discuss this? You can do it now with...even if you're covered, so long as the...right now, three of you cannot come to my office and discuss business under a regular Sunshine Law scenario. But under this HRS, now you can. So I don't know if I answered your question.

MEMBER CRIVELLO: Yeah, you did, that was...

MEMBER COCHRAN: Yeah, thank you.

MR. KUSHI: This is a hybrid type of board which we only when the Council passed the law, we told them that, so...

MEMBER COCHRAN: Okay. Thank you, Mr. Kushi. Yeah, it's quite different animal here...

CHAIR GOODE: Yeah, and I think, ultimately, that's another thing we're going to need. As you guys work through that and understand it, gives us the exact dos and don'ts, what we can and can't do. 'Cause I think we're all accustomed to the Sunshine Law, Councilmembers more so than say staff. But if it's...if there is some potential

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flexibility there, we sure would like to know that. And OMPO must have that same...they're under the same 279, right.

MR. GIBSON: Correct.

CHAIR GOODE: So do you have any quick thoughts on that, Mr. Gibson?

MR. GIBSON: We live under 279...the...I was there at the drafting. The purpose of that particular clause is because, for us, as an example, we have three city councilmembers that are OMPO board members, and we didn't want to get into a situation where they couldn't meet as a city council without declaring a public meeting of the Oahu MPO Policy Board. So they can meet as a council, talk about MPO business within their council meeting and they don't violate Sunshine Law.

VICE-CHAIR COUCH: And vice-versa. The three of you have staff meetings with the Mayor, right, once a month or whatever you do. You should be able to be able to talk about what happens in here; and you can, as long as Ford's not there or one of us, right? That should be okay then.

CHAIR GOODE: Alright. Well, for me, I'm about as clear as mud, but I'll get through it. But, again, ultimately we'd like to have some exact guidance. That's for --

MEMBER COCHRAN: Chair?

CHAIR GOODE: --folks like me. Ms. Cochran?

MEMBER COCHRAN: Yeah, I think to really hone it in and be super, super detailed on what this Sunshine Law, I guess, exemption of sorts means, as in Mr. Kushi said if, technically the three of us can't go talk to him about all kinds of other stuff, but I guess this subject heading we could. So I mean unless only discuss MPO issues or, you know. Are we allowed to do that type of thing? But I definitely want to rely on Corporation Counsel to make sure we're doing things that are defensible on their behalf. And so it's really, really key to take Corporation Counsel's lead on the dos and don'ts like you said. So if you can get a very good, you know, exhaustive list of that.

CHAIR GOODE: So, I guess, moving forward, we still have a motion on the floor and we seem to have some guidance that you...if you have some thoughts or concerns about the agreement you can e-mail him directly, right?

MR. KUSHI: Okay.

CHAIR GOODE: So we're on board with that. And I guess that would exclude putting other folks on the e-mail. But to the degree that can be done within the next week I think would important, right, to keep this thing moving.

MR. KUSHI: Why don't you send it to David Raatz's office first, then he'll get a hold of me.

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CHAIR GOODE: Okay. Alright, so I guess communicate through David, alright. Anyway we have a motion on the floor. Any other discussion? We're learning so much as we go. Okay. All in favor, say, "aye."

MEMBERS: Aye.

CHAIR GOODE: Okay. Motion passes.

VOTE: AYES: Chair Goode, Vice-Chair Couch, and Members Cochran, Crivello, Fuchigami, Medeiros, and Spence.

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: None.

MOTION CARRIED.

ACTION: APPROVED delivery of agreements to Department of the Corporation Counsel for review.

CHAIR GOODE: We've crept passed 11:30. So let's take a break for about ten minutes, and we'll be back, and then Ford's gonna have to leave at noon. We're in recess. . . .(gavel). . .

RECESS: 11:47 a.m.

RECONVENE: 12:00 p.m.

AGENDA ITEM IV.c. NEW BUSINESS; REVIEW, DISCUSSION AND ACTION ON EXECUTIVE DIRECTOR AND STAFF POSITION DESCRIPTIONS

CHAIR GOODE: . . .(gavel). . . Members, we're back. Mr. Fuchigami had to depart. We still have a quorum. So our next item of business on our agenda is Review, Discussion and Action on the Executive Director and Staff Position Descriptions. Maybe we can start by, Marc, if you can give us kind of an overview of what you've done to date? I think we have some handouts coming as well.

MR. TAKAMORI: Okay. Thank you. In regards to the job descriptions, I guess right now we're passing out the executive director job description. And just to kind of give you guys an idea of how this was put together, we went out and seeked input from Oahu

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MPOs Executive Director job description. We also reached out to Anchorage, Alaska's MPO for their Executive Director job description along with...there's a website called, the Association of MPOs and they have listings of, I guess, job descriptions for like if there's a bunch of MPOs looking for executive directors; so I went on that website and just kind of pulled down from different agencies looking for executive directors. And so really the executive director position description you have in front of you is kind of like a morph of all these different locations kind of combining it all together. So what it is is just kind of like a working document - you can add more to it, you can remove things. It might seem a bit overboard on it, but I just kind of wanted to have everything inputted in and you guys can talk about it, decide what you want to remove out of it. That's it, thank you.

MEMBER SPENCE: So...

CHAIR GOODE: Mr. Spence?

MEMBER SPENCE: So, Marc, is this totally your document that you pulled together?

MR. TAKAMORI: It is the document that I did put together and then passed...

MEMBER SPENCE: So DPS hasn't grilled over this or anything?

MR. TAKAMORI: DPS has not seen this document, no.

MEMBER SPENCE: Okay. Thank you.

VICE-CHAIR COUCH: And that's one of my concerns, is that DPS just not be involved at all.

MEMBER CRIVELLO: 'Cause it'll take a whole year -

VICE-CHAIR COUCH: Yes.

MEMBER CRIVELLO: --before we get our position.

VICE-CHAIR COUCH: And HRS 76 basically says they don't have to be involved, so...

MEMBER SPENCE: Okay.

CHAIR GOODE: There may be a role for DPS in helping us to understand what the appropriate salary ranges might be. They do have their finger on the pulse of salary ranges for folks of this caliber working for government agencies. So I don't know, Marc, did you happen to speak with DPS at all about salary range, for instance?

MR. TAKAMORI: In regards to the salary ranges, I think it was more...we had the conversation but we kind of just...because this is new to them, you know, MPOs are new to them, basically, they're just listening to us. So in our current budget for County Department of Transportation budget under Grant Revenues, we did allocate

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up to \$150,000 for wages and salaries, but that is for the two positions: the ED and the staff, the second staff position.

CHAIR GOODE: Okay. Alright. Ms. Cochran?

MEMBER COCHRAN: Yeah. Thank you. Salary amount was one of my questions. So, Mr. Takamori, sorry my—this is weird—my back is to you, I'm really sorry. You said you spoke to some other states. So did you ask them what they fund their EDs?

MR. TAKAMORI: In my research I did look up to see if in their executive director job description did they have a salary range in. So, yeah, it really ranged, you know, below 100,000 and above 100,000. So it is something that, I guess, can be looked into further. There's also, I think, a report, I don't think I have it with me, but they do...I don't know if they do it annually or every so many years, but they'll ask different MPOs, you know, how many staff they have, what is their salary ranges. And so that might actually show what different ranges for all the different MPOs are as well for the ED.

MEMBER COCHRAN: Yeah, thank you. Just to get a temperature on others. I mean I know every area is different, but just a starting point, you know, would be helpful.

CHAIR GOODE: Mr. Gibson, I'm looking at you, you're an MPO Executive Director. You have any thoughts on this?

MR. GIBSON: The report that Marc referenced from AMPO, it's every two years, every three years they do a salary survey of MPOs looking at positions that they have and what they're paid. It's a good report, it gives a lot of good guidance. They'll break it down by size of the MPO and by the population served. And so I think it'll give you a nice indication for an MPO of this size serving this kind of population, where you should be.

MEMBER COCHRAN: And so, Chair, we'll be receiving that information? Is that coming to us, Mr. Takamori?

MR. TAKAMORI: I can send this document to you guys. I got it via...just from their website. I think I downloaded...so I actually have it in front of me. So I'm just looking at it. It says that the...for a...I think, senior manager, if I'm looking at it correctly. It says, for all MPOs the minimum is 57,000, mean maximum is 84-, but depending on the range, it can go from 46- all the way to 116-. But, yes, I can send you this document so you guys can take a look at it.

MEMBER COCHRAN: Thank you.

CHAIR GOODE: Mr. Couch?

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VICE-CHAIR COUCH: Yeah, Marc mentioned something that makes me a little bit concerned. You said something about the grant in your...the grant amount or something about the budget where you had it defined, is that in your MDOT's budget?

MR. TAKAMORI: Yes, it is. Grant Revenues.

VICE-CHAIR COUCH: So is that something if we decide to make that total amount to be 160- that you have to go to Council to get a budget amendment?

MR. TAKAMORI: That is actually a good question, I don't think...

VICE-CHAIR COUCH: That's why I don't want to involve the Council.

MR. TAKAMORI: I'm not...

VICE-CHAIR COUCH: If we decide to go 160K, apparently he put in his budget 150K. In order to potentially change that the way...especially now the way budget needs to be done, he may have to go to Council to get for a budget amendment. That's...we shouldn't have to deal with that here.

CHAIR GOODE: Okay. Well, again, that's something we'll look at in those agreements. I think, for this year, we're going to be fine because we're not going to be able to -

VICE-CHAIR COUCH: Correct.

CHAIR GOODE: --not going to be able to hire someone for a full year, let alone two people for a full year.

VICE-CHAIR COUCH: Right.

CHAIR GOODE: So we should have the funding available.

MEMBER SPENCE: We have to start this off somewhere.

VICE-CHAIR COUCH: Right, yeah, yeah.

CHAIR GOODE: So what we have before us is, at least for the Executive Director, a position description. I think as we've heard and we got an idea of this birthing process and all the support that's needed. You know, getting an executive director on board as soon as possible is a very high priority. In order to do that, we need to move forward somehow today in this process. Since we won't be using DPS, we're going to have to work with staff and myself--do whatever I can--we're going to have to somehow advertise this position; we're going to have to receive resumes; we're going to have to make decisions; make some...someone's got to make some decisions on who we hire or who the top three candidates are, the top five candidates, et cetera. I don't know how we're going to do that. There's probably a variety of ways, but I'd like to hear from the Members or staff how this might transpire. Marc or...go ahead, Will.

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MEMBER SPENCE: Stacy questioned...I'd be...since Planning Department is swimming in administrative rules, I would be really happy if we had administrative rules on how to hire and fire an executive director and staff and those kinds of things. So then that the process is laid out and everybody is treated equally and fairly. I don't know where we're at on admin. rules.

MR. KUSHI: Yeah, Mr. Chair, if I may? Good point. HRS 279D references bylaws or administrative rules. In the Sunshine Law 91 and 92, there's no term defining "bylaws."

MEMBER SPENCE: Right.

MR. KUSHI: I...definition of bylaws would be corporations, non-profit corporations where the board just reviews and, without public input, just adopts 'em. And you have a proposed set before you, too.

MEMBER SPENCE: Okay.

MR. KUSHI: So they're different from administrative rules.

MEMBER SPENCE: Okay.

MR. KUSHI: Not to say you could do administrative rules and promulgate them pursuant to Chapter 91, which takes a whole 'nother series of public hearings, et cetera.

MEMBER SPENCE: And bylaws are fine with me. I just...what I'm looking for is a set of rules. And I didn't, for whatever reason, I didn't get these before the meeting, this meeting; that would've been...

MR. KUSHI: In the proposed bylaws, you know, as far as I know, your proposed bylaws do mention the hiring of staff.

MEMBER SPENCE: Okay.

MR. KUSHI: But, again, a logistical problem would be, does the entire body...does this entire body review all resumes, take all applications, do all the interviews, or do you appoint a subcommittee to, you know, to do that?

MEMBER CRIVELLO: I think a subcommittee would...be easier to go through it.

MR. KUSHI: Well maybe a subcommittee of three or four, less than a quorum?

MEMBER SPENCE: And then bring the...

MEMBER CRIVELLO: Recommendation.

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MEMBER SPENCE: Yeah. Or a couple recommendations, top three or something.

MR. KUSHI: Now you're talking about a permitted interactive group, a TIG. There's some rules about TIGs, also, right.

MEMBER SPENCE: Okay.

MR. KUSHI: You know, you can meet outside of the meeting, et cetera, do a report; but you can't act on the report until the next meeting. So if you appoint a TIG now and at your next meeting they come up with recommendations, you can't act on that until the next meeting.

MEMBER SPENCE: Right, okay.

MR. KUSHI: Not to say you cannot schedule the meeting the next day –

MEMBER SPENCE: You're talking...

MR. KUSHI: --as long as you agendize.

MEMBER SPENCE: So your concern is about time.

MR. KUSHI: Timing.

MEMBER SPENCE: Time needed to do it.

MR. KUSHI: Right, correct.

CHAIR GOODE: Go ahead.

MEMBER CRIVELLO: Alright. I would think, too, we would have to determine before we form this TIG or what have you. What are the actual job description? Are we going to accept what we... 'cause you would have to do your ad and make some determination, what qualifies the applicant. So I would think we would take action if we want to on the recommended executive director description duties and et cetera, et cetera.

CHAIR GOODE: Yes, I generally agree I think that's something we...if we can do that today, that would get the process rolling whether it's in this TIG or another process or something like that. But otherwise we're going to be stuck for another...till our next meeting.

MEMBER CRIVELLO: I have another question.

CHAIR GOODE: Go ahead.

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MEMBER CRIVELLO: I don't know if we decided how we're...who would be the conduit for the employee. Have we decided it's just going to be exempt, is it going to be County, and, you know, under what entity, you know, so maybe you can shed light on that.

MR. KUSHI: Yeah...

MEMBER CRIVELLO: I not feeling comfortable as far as if it's going to be a County or civil service employee because then there's other processes that we need to go through if we do that; then it involves DPS.

MR. KUSHI: Right. Mr. Chair, my understanding of 279D HRS, it says, the executive director and staff shall be exempt from civil service, shall be exempt. So I think the intent of the Legislature was to purposely exempt them, keep them independent of the...independence of the board. So there's no chance they can be covered by civil service. That being said, the appointment...this board hires executive director and staff, not the Mayor, not the Council, nobody else. Recruitment and appointment of the staff, because they're exempt, really, there's no rules, you know. But, again, following the merit system, I would suggest that, you know, they qualify and their salary be set by the appropriate range. But, again, they're at will employees now.

MEMBER CRIVELLO: Right.

MR. KUSHI: So, again, I think that's the intent of this whole body, to be independent and not governed by any civil service, be it the State or County.

CHAIR GOODE: Good to know, okay. So how do we move forward here?

VICE-CHAIR COUCH: Well, Mr. Chair, if we can at least agree on this, then we can decide...

CHAIR GOODE: This, being the position description --

VICE-CHAIR COUCH: The position description, yes.

CHAIR GOODE: --duties, minimum qualifications, preferred qualifications, critical skills, expertise? You know, for myself, I didn't look through this. I didn't have it in advance, but just a quick look through it and knowing how thorough Marc is and looking at these other jurisdictions, I mean these are, you know, ideally, these are qualities we would absolutely want to have, right, and some background experience. I would also think that there's to be some flexibility that if we think of additional things, between the time they're hired or we modify their agreement, we have opportunities to add and subtract...as well.

VICE-CHAIR COUCH: Right. I think at least we should look at the MQs and preferred qualification, 'cause that would be the first things that we would weed out.

CHAIR GOODE: Right. So maybe I could just read it. It's only a sentence and a -

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VICE-CHAIR COUCH: Right.

CHAIR GOODE: --one and a half lines. The minimum qualifications is bachelor's degree in urban or regional planning, engineering or related field. Five years of planning experience, three years of management or supervisory experience.

VICE-CHAIR COUCH: My question is that might be desirable for...in the long run. I'm not sure if there's anybody at least on Maui that would have the five years of planning experience and all of this other stuff, too, unless we take from Mr. Spence's...

MEMBER SPENCE: He's stealing my staff.

VICE-CHAIR COUCH: Exactly. See. So I'm sure...

MEMBER CRIVELLO: How much you paying 'em?

VICE-CHAIR COUCH: So I wouldn't want to have that limitation. It would be great. That would be under preferred qualifications, but I'm thinking we want to get somebody, since this is the Maui Metropolitan Planning Organization, I would love to have somebody from Maui that could qualify for this without raiding from Mr. Spence's department or, potentially, even yours.

MEMBER SPENCE: If Pam is listening, no.

VICE-CHAIR COUCH: She left.

MEMBER SPENCE: She left already? Okay.

VICE-CHAIR COUCH: She might be watching, though.

CHAIR GOODE: Well not being civil service, the likelihood of raiding is pretty low. Will, I mean as...Mr. Spence, as a planner...I mean you see this...you generally know who the available, planner-type folks are that aren't already attached to your department.

MEMBER SPENCE: Yeah.

CHAIR GOODE: Is this too limiting, the potential field -

MEMBER SPENCE: No, I think it's...

CHAIR GOODE: --as Mr. Couch says.

MEMBER SPENCE: Honestly, I think it's not. I mean you could find some really good candidates. You could find good candidates on this island. My preference would be somebody with transportation planning background. So you're going to find more people, I would think, on Oahu. Even...and I sort of had a question for Marc. It seems like that sort of a clearing house for potential candidates. I mean there could

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be amazing people, you know, I mean it's hard 'cause they don't have island experience, but, you know, it sounds like there's people with all different kinds of backgrounds and experience, possibly, former MPO people. I don't know. Maybe there's somebody from Alaska that wants to get out of the cold, you know, I mean it sort of happens.

CHAIR GOODE: You don't find it too limiting then?

MEMBER SPENCE: No. I don't think this is too limited at all.

MEMBER CRIVELLO: Except you...excuse me, Chair?

CHAIR GOODE: Ms. Crivello?

MEMBER CRIVELLO: Except you want to add transportation on this?

MEMBER SPENCE: Well then you've really narrowed the field.

MEMBER CRIVELLO: So that can be part of the interview.

MEMBER SPENCE: Yeah. Yeah, I would think the preferred qualifications would include some kind of transportation planning.

VICE-CHAIR COUCH: So you're saying, you want to keep the five years planning experience a minimum?

MEMBER SPENCE: Yeah. I think you really need...that's a minimum amount that you would need.

VICE-CHAIR COUCH: You think there's enough qualified people here?

MEMBER SPENCE: May or may not be. In the state? Probably. You know, all we can do is advertise and see what comes in.

MEMBER COCHRAN: Chair?

CHAIR GOODE: Yeah.

MEMBER COCHRAN: Mr. Spence, under minimum qualifications I heard your part where you would like to see some experience in transportation. The first sentence which lists urban regional planning, engineering or related field. Maybe we can insert transportation there or you want to do it under the preferred not so much the minimum?

MEMBER SPENCE: Yeah, that would be preferred.

MEMBER COCHRAN: Okay.

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MEMBER SPENCE: And I should also say, you know, as limited as the pool seems on Maui, when we hire senior-level people, we're always surprised at what comes out. We're like, well we had no idea this person lived on this island and had all this experience and stuff. So, you know, I mean there may be extremely qualified people on this island.

CHAIR GOODE: So looking at preferred qualifications and taking into account what he just said, currently says, master's degree in urban and regional planning, engineering or related field, MPO experience, experience collaborating with elected officials, certification by the American Institute of Certified Planners (AICP). Could we say, MPO experience or transportation planning?

MEMBER SPENCE: Sure, or/and, and/or.

CHAIR GOODE: But I think...yeah, there's going to be...

MEMBER CRIVELLO: And/or.

CHAIR GOODE: And/or? Okay. Anything else?

VICE-CHAIR COUCH: Everything else looks pretty good.

MEMBER CRIVELLO: Yeah.

CHAIR GOODE: Okay.

VICE-CHAIR COUCH: Will work for free for now 'cause we can't...

MEMBER SPENCE: That's right.

VICE-CHAIR COUCH: I'll chip in a hundred bucks for the ad 'cause we don't have any way to fund the ad right now.

MEMBER COCHRAN: How does that work?

VICE-CHAIR COUCH: Exactly.

MEMBER COCHRAN: Donate?

VICE-CHAIR COUCH: Are we...do we have access to...who's going to pay for the ad in the paper? How's that work?

CHAIR GOODE: Ms. Fischer, could you...

MS. FISCHER (*from the gallery*): Well, free sources would include APA, local and national...

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MEMBER SPENCE: Yeah.

MEMBER COUCH: I'm sorry, what?

MEMBER COCHRAN: You need to answer...microphone.

MS. FISCHER (*from the gallery*): Will can do that...

MEMBER SPENCE: Sure...when we advertise, we can go through State APA (American Planning Association), can go through national. It sounds like we can advertise on this other website. All that's pretty free. I'm assuming this other association of MPOs is free.

VICE-CHAIR COUCH: Yeah, as much as we want to stay away from the County, is the County willing to put on either probably Planning or Transportation's website, too, or is it...then does that get us in to deep BS again?

CHAIR GOODE: We'll work on it to find what we can do --

MEMBER SPENCE: Yeah.

VICE-CHAIR COUCH: Yeah.

CHAIR GOODE: --and we'll give you a call if we need to take you up on your offer. No we'll look for the funds.

MEMBER CRIVELLO: But he can...the freebies, take the freebies.

VICE-CHAIR COUCH: Take the freebies for sure.

MEMBER SPENCE: Yeah, we can definitely take the freebies. I'm just wondering, out of departmental budgets, how I don't think we can spend...I don't know. That's like a Sandy Baz kind of question if we can spend money out of one of the departmental budgets to...and it doesn't seem like that would work to me.

CHAIR GOODE: We'll work on the logistics.

VICE-CHAIR COUCH: . . .(*Inaudible*). . . have \$400,000...\$500,000 somewhere. It's in their budget right now.

CHAIR GOODE: So, yeah, it's got to arrive as well. So we need an agreement.

VICE-CHAIR COUCH: Oh, that's right, it's next year's budget.

MEMBER MEDEIROS: Next year's budget.

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CHAIR GOODE: Well, we'll work on the logistics rather than getting this board bogged down right now in that. We can work on those logistics. But it sounds like what we need to do is if we can agree I think a vote on the position description and then we can...then let's look at whether we do a subcommittee, this TIG idea, or how that might happen. So if that's agreeable, someone can make a motion...

VICE-CHAIR COUCH: Well, consensus.

MEMBER COCHRAN: Yeah.

VICE-CHAIR COUCH: I mean we don't need motions do we?

MEMBER COCHRAN: We need motions?

MR. KUSHI: Well if you're going to do a subcommittee you need.

VICE-CHAIR COUCH: Well, no, for this. Everybody...

MEMBER COCHRAN: No, this paper.

VICE-CHAIR COUCH: I mean I don't think...

MR. KUSHI: Without objections...

VICE-CHAIR COUCH: Yeah, you can say, without objections.

CHAIR GOODE: Okay. Without objections then we'll adopt the position description and related duties for the Executive Director as amended.

VICE-CHAIR COUCH: Correct. No objections.

MEMBERS: No objections.

CHAIR GOODE: Okay. Now let's discuss how we're going to...wait, I guess vet...we'll work...we can work with staff on how we get the note...the message out. We can work with Will, certainly, on that. But how are we going to vet through these applications?

VICE-CHAIR COUCH: Well, first of all, where are they coming to?

MEMBER CRIVELLO: Yeah, who's going to receive?

MEMBER SPENCE: Just a thought on this. Since Maui DOT has already...Marc's already spent, obviously, a lot of time on this, and it's much appreciated.

VICE-CHAIR COUCH: Yes.

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MEMBER SPENCE: I'm wondering, since they're already involved, if they shouldn't go to Marc, continue to be involved. It seems like if you start involving new departments or new...OIPO or something, that starts...that's a little squishy. If things went to DOT and they were disseminated to us or...and I even wonder about advertising, paid advertising. I don't know what their budget's like. I don't know what you guys did or didn't do. But, you know, it seems like Maui DOT has already expended some funds if nothing more than portions of Marc's salary on this; that would seem to be a logical place to go to operate some of this until we get completely as independent as we're going to be.

CHAIR GOODE: That's why it's just like, where's the resumes going to go?

MEMBER SPENCE: Right.

MEMBER MEDEIROS: It's fine if it comes to the DOT.

CHAIR GOODE: Take a one-minute recess. . . .*(gavel)*. . .

RECESS: 12:26 a.m.

RECONVENE: 12:28 a.m.

CHAIR GOODE: . . .*(gavel)*. . . We're back in session. Mr. Spence will be back shortly. So I think there's been some discussion because right now we're still in Fiscal Year '16.

VICE-CHAIR COUCH: Correct.

CHAIR GOODE: Right, we have till the end of June, so we got about two more months where there's currently no budget. And everyone's pitching in, whether it's Marc's time, Council Services' time, Corp. Counsel. So it appears that...and I appreciate, you know, Council Services, actually sent out quite a few people here. Sounds like there's some ability for Council Services to help with some of this in the next few months. Mr. Raatz?

MR. RAATZ: Thank you, Mr. Chair. Yes, the Council Chair, which is who our office reports to, has asked our office to kind of step into the limbo until you have an executive director set up; and, at the discretion and direction of this Policy Board, offer assistance. So we're standing by.

CHAIR GOODE: Okay. Well that's super, and I think we've got to thank the Council Chair now for that. So given that, the last discussion was where we would send resumes then. I guess we would send resumes to your attention. Is that okay?

MR. RAATZ: That would be fine, thank you.

CHAIR GOODE: Okay. And then we could work with you on the budgeting of any cost related to that advertising of the position. Okay. So next item would be how...once

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these are received, how are we going to go through them and make some decisions, just preliminary decisions that would be ratified by the full board. Mr. Couch?

VICE-CHAIR COUCH: I like the idea of the TIG, but what are the rules that you are concerned about?

MR. KUSHI: The timing of the TIG's report to the entire body. And timing of the action on the TIG's report.

VICE-CHAIR COUCH: So if we don't do it that way?

MR. KUSHI: So if you do it on a regular monthly basis, so you do every month, we won't have anything...they can't act on it until maybe the July meeting.

VICE-CHAIR COUCH: So if but...so take that out, take the TIG out, how else could we do it? Could we have two people...is that really a TIG or is that...

MEMBER CRIVELLO: Three.

VICE-CHAIR COUCH: Well three is a TIG, but would two...I don't know. How...

MR. KUSHI: Well I mean, at your next board meeting, just agendize the item and have the entire board decide.

VICE-CHAIR COUCH: So we're going to go look through resumes for the whole board meeting.

MR. KUSHI: Or, you know, appoint a separate subcommittee –

VICE-CHAIR COUCH: Right.

MR. KUSHI: --to interview and screen out all the applications; but, again, that's a TIG report. No, again, a TIG doesn't have to take three months. You can have two or three meetings one month if you want to --

VICE-CHAIR COUCH: Right.

MR. KUSHI: --as long as you don't act the same meeting that the TIG report is submitted. So you can have a...next week, the first week in June, have the TIG report. Agendize a special meeting the next week in June –

VICE-CHAIR COUCH: Yeah.

MR. KUSHI: --to act on that TIG.

VICE-CHAIR COUCH: Okay.

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MR. KUSHI: So you could do it...

VICE-CHAIR COUCH: Has to be posted six days in advance.

MR. KUSHI: Can't be the same meeting.

CHAIR GOODE: That actually might work then. So if there's a TIG, they'd do all this work, right, they'd come with a...they'd make a report, we could agendize for approximately a week later...a week and a half later and have that board meeting just be about -

VICE-CHAIR COUCH: Correct.

CHAIR GOODE: --the hiring of the executive director or perhaps some other business that may have crept in, but we could really focus on that. Have an opportunity to meet for a candidate and finalize that. Ms. Crivello?

MEMBER CRIVELLO: So if I applied for a position, I would like to know what you're going to pay me. So when do we determine that as...I mean who makes that determination? It's the Board right? So we want to hop on that, too. Will we make that determination today, 'cause we haven't even worked on the budget.

VICE-CHAIR COUCH: And -

CHAIR GOODE: Mr. Couch?

VICE-CHAIR COUCH: --since they're exempt from HRS 76, does that mean that the salaries can be private or are they public?

MR. KUSHI: Public, you mean publicly noticed?

VICE-CHAIR COUCH: Right.

MR. KUSHI: They can be publicly noticed.

VICE-CHAIR COUCH: Not publicly noticed, I mean...

MR. KUSHI: I mean publicly published.

VICE-CHAIR COUCH: Published, yeah.

MR. KUSHI: Three ways of doing this in my mind without getting DPS involved or the Salary Commission or whoever. One is, put on request for proposals or applications, salary to be negotiated.

VICE-CHAIR COUCH: Okay.

MR. KUSHI: Okay. Or, if you have a set number and you know the...

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VICE-CHAIR COUCH: Range.

MR. KUSHI: Put X amount or up to X amount. But, again, that's something that this whole body would have to...now, you know, since he's here, why don't you ask the Oahu MPO how they established his salary?

MEMBER CRIVELLO: It becomes public.

CHAIR GOODE: Mr. Gibson?

MR. GIBSON: The answer is, I'm not sure. I was made an offer, I made a counteroffer, and the counteroffer was accepted. My...and in terms of the question before, my own management style is that even though I...I work directly for my policy board, staff works for the policy board. We are public employees, we're paid for by tax dollars and so we publish our salary ranges in our EPWP each year, but the newspapers have no trouble getting a hold of that information if they want it and Civil Beat publishes our salaries every year anyway, so there is no...

VICE-CHAIR COUCH: Okay. I was just curious. So then we can discuss at least the range here.

CHAIR GOODE: I think it would be good that we discuss that range –

VICE-CHAIR COUCH: Yeah.

CHAIR GOODE: --'cause otherwise it'd be tough to advertise.

MEMBER SPENCE: And if we could ask—don't go away—if we could ask what kind of range would attract a good candidate, say, from elsewhere.

MR. GIBSON: It's...

MEMBER SPENCE: Just in your humble opinion.

MR. GIBSON: Yeah, it's a difficult because the MPO is so small. I've never...I've only known one other MPO that has two employees. But I think given that you're, you know, you've just been born, my opinion is that it would be very helpful to you to have someone who has some experience in MPOs, right, and isn't learning along with you. I would think 80- to 110- is probably a good range.

MEMBER CRIVELLO: Yeah, yeah, sounds good.

VICE-CHAIR COUCH: Okay.

MEMBER SPENCE: Okay.

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CHAIR GOODE: And does that range include benefits?

MR. GIBSON: No...

CHAIR GOODE: And we also have to pay fringes.

MR. GIBSON: Fringe would be on top of that, yeah.

CHAIR GOODE: Right. So out of that 150- or 160- that's in the budget, has to include some fringes, too.

MEMBER SPENCE: And, Mr. Chairman, that's part of my thought process on this. You want to attract good candidates. I mean you don't want to just, you know, break the bank. But, at the same time, you want to attract good candidates with experience and not hire somebody because your salary's, you know, limited and then discover, oh, this isn't working after all and then have to fire and then, you know, go do all that. I think it would be very helpful for a brand new MPO to hire a good person from the get go.

MEMBER CRIVELLO: Yes, I agree.

MEMBER COCHRAN: Agree.

CHAIR GOODE: Mr. Couch?

VICE-CHAIR COUCH: And when you say, fringes, does that include...can they be a member of the ERS?

MR. KUSHI: They're entitled to all benefits.

VICE-CHAIR COUCH: They're entitled to all benefits, okay. And we have to pay...

MEMBER CRIVELLO: It's like our OCS, that's why.

VICE-CHAIR COUCH: Kind of, I think. Regular, private companies have to pay 95 percent of their health benefits, healthcare benefits. State, I think it was, at one time, 50-50 but I think this County is 60-40. The County pays 60 percent, the employee pays 40 percent. What are we required to do here?

MR. KUSHI: Forget the exempt status. Just consider them regular employees.

VICE-CHAIR COUCH: So 60-40?

MR. KUSHI: Whatever the County needs to pay.

VICE-CHAIR COUCH: Yeah. Okay. So we have...

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MEMBER COCHRAN: Chair?

CHAIR GOODE: Plus FICA, Medicare contributions.

VICE-CHAIR COUCH: Right, right, right.

MEMBER COCHRAN: Oh.

CHAIR GOODE: Ms. Cochran?

MEMBER COCHRAN: Well, I guess, are we going to decide on a range then right now? I had another question, I guess. It was just in regards to the budgeting. So, technically, this fiscal we don't have any money for this at all. So this person and all this stuff would literally not kick in till start of 2017, July 1st. And, currently, there's 150,000 set for salaries and wages in MDOT's budget? Just want to relate the money to when the...kick into action as to our timeline in figuring this...

CHAIR GOODE: Right, which is good for recruitment time and getting through the process.

MEMBER COCHRAN: Yeah, I think it falls into place, in a sense.

CHAIR GOODE: Ms. Crivello?

MEMBER CRIVELLO: Your monies are not available till FY '17?

MR. KUSHI: No. Mr. Chair, if I may ask a question?

CHAIR GOODE: Yeah. Mr. Kushi?

MR. KUSHI: I'm not sure, that's why I'm asking, but maybe helpful to the Board. The 150K you're talking about is from what the County Council appropriated, correct?

MEMBER COCHRAN: Yes.

MR. KUSHI: And what about other sources of money like the sharing with the Oahu MPO? Can't you use that money for salaries?

MEMBER MEDEIROS: The way the...the way the...Marc.

CHAIR GOODE: Yeah, Marc, Mr. Takamori?

MR. TAKAMORI: Okay. So...

MEMBER MEDEIROS: Ask Marc...

MR. TAKAMORI: Yeah, basically, when we had to submit the breakdown of the grant revenue, we had to kind of break down what the salary wage total was, what

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operations...because it's kind of set where equipment is a different account, we couldn't just make a pot of money to say like 500,000 total. So we had to kind of already break it down for our budget to move forward. And so...

MR. KUSHI: A, B, C Accounts.

MR. TAKAMORI: Right. So because of A, B, C Accounts, we had to do all of these breakdowns. And so what we kind of came up with—you know, and it can change because the Policy Board determines it—basically, wages and salaries, we set it at 150-, but that's for the two employees. So what the thought was, was 90-/60-. And then that's...on top of that, then we calculated in 62.96 percent for fringe benefits and then 10 percent for overhead. So I mean we kind of were trying to think ahead and it may change based on what you guys decide.

MR. KUSHI: So, if I may ask, the fringe benefits are in addition to the 150-?

MR. TAKAMORI: Correct.

MR. KUSHI: Oh. So salary offered could be 90- and 60-, just the annual salary?

MR. TAKAMORI: Yes.

CHAIR GOODE: Okay. Well that's good. It looks like the funds are generally there with some negotiation and some caps. So we heard from Mr. Gibson that a salary range, if we're going to go out and advertise here, a salary range of \$80- to \$110,000 per year. It sounds like a decent range to attract some good candidates.

VICE-CHAIR COUCH: Yeah.

CHAIR GOODE: I think Mr. Spence's comments, you know, related to, you know, getting a quality candidate. Hopefully someone with MPO experience who's not learning as much as our learning, critical. Any other thoughts on that range? We now understand the benefits are handled separately. Okay. So is there a consensus then that we advertise in that range?

MEMBERS: Consensus.

CHAIR GOODE: Alright. Anything else that's related to the recruitment...

MR. KUSHI: So Executive Director will be 90,000?

VICE-CHAIR COUCH: Eighty to...

MEMBER COCHRAN: Eighty to a hundred.

CHAIR GOODE: Advertised in the 80- to 100- range, and then depending on experience that they bring to the table, et cetera. We'll finalize that.

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MR. KUSHI: If you max out 110-, then you add 40,000...

VICE-CHAIR COUCH: And, Mr. Chair, if I may?

CHAIR GOODE: Yeah. Mr. Couch?

VICE-CHAIR COUCH: That's my concern about being tied to the County. I think we need to get that away, just get that grant into some sort of account that it isn't constrained by the A, B, C account, it isn't constrained by County rules, or anything like that. It needs to be into an account and then we can figure out how to...I mean then we don't have to worry about...

MEMBER CRIVELLO: Why, you've got to...I'm sorry. We have to determine the sort of entity we are.

VICE-CHAIR COUCH: Yeah.

CHAIR GOODE: Right. So, I guess, if we plow through those agreements, so we, you know, Corp. Counsel's going to work on. Again, he's going to work with that as a goal. It probably means...and if that happens, it still got to go back to the committee, so it'll go back to Budget, right, and the Council. Either strip it out, put it somewhere else, or recognize it as a grant, or whatever it's going to be. So we'll still have to do that. At least we have, you know, come July 1, we have some monies, right. And we have the ability to keep moving forward while we work all that out. Anything else as it relates...we still need to talk about how we're going to go through the resumes that are received and interviews.

VICE-CHAIR COUCH: Right.

CHAIR GOODE: And looking at, you know, the interest of time here...

MEMBER COCHRAN: Chair, real quick. And my other comment, there may not be 100 resumes to sift through. Maybe just a couple, maybe a simple handful, you know, as Mr. Couch says, do we have that kind of population here? We don't know. We're not going to know until the actual ad goes up. But it could be a ton of stuff to sift, and then again it could be just a few people where we could do it here with this body in a meeting, you know, part of a meeting. So I...that's a hard one, too. So if...backup is if there's hoards of applications coming in, then I guess the TIG route; but, if not, then...

MR. KUSHI: You're absolutely right. Mr. Chair, example, Director of Liquor Control. We thought we had a...we would have a whole bunch of people, but there were only four. So they disbanded the TIG committee and the whole board is reviewing them. So good example.

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CHAIR GOODE: So question for that, Mr. Kushi. And that instance then is the actual interviews done in a public setting, in a public meeting?

MR. KUSHI: No. Interviews are done executive session, 'cause it involves –

CHAIR GOODE: Oh, okay.

MR. KUSHI: --it's an exception to the Sunshine Law.

CHAIR GOODE: Okay. So if we did that route, then we could at least do the interviews in executive session. Okay. I think there was a strong possibility that you're right there. We're not going to have a lot of applications, and so we wouldn't...you know, if we have a lot, then we say, you know what, we need this TIG. If not...

MEMBER CRIVELLO: Yeah, then we do it, yeah.

VICE-CHAIR COUCH: So I think we should form the TIG and see how many we get. And, as Mr. Kushi said, if there's only four or five, then you can dissolve the TIG right away, and you don't have to deal with a report. But I'd rather do that other than we'd have to go to the next meeting to form the TIG to read the things.

CHAIR GOODE: Ms. Hopper?

MS. HOPPER: Mr. Chair, staff is available to prescreen for you. Do they meet the minimum qualifications, how many of the preferred qualifications are there? If this body would allow you the ability to decide, is there, you know, has there been a ton of, you know, candidate interest, okay, let's do it this way, come back at another meeting, agenda something, or if there's just really a few then you could at the next agenda meeting you could just have it in executive session. You could, I guess what I'm saying is, you could employ staff here to do that prescreening 'cause you really don't know. It might save you folks some real time from having to do a TIG if that is something this body would let you do, kind of see how it goes and recommend from there.

CHAIR GOODE: Ms. Crivello?

MEMBER CRIVELLO: Am I hearing that your staff, you and...or OCS is willing to make the final go through, the prescreening and make that determination who we would interview or not?

MS. HOPPER: We would defer to your Board's Chair for that. But, yeah, we could, you know, the minimum requirements are pretty clear. We could provide you candidate that meet those requirements and then kind of stack up beyond that those that meet, you know, number of the preferred ones. We'd be willing to do that. Whatever this Board would like.

CHAIR GOODE: Members, I'm good with it either way. Sounds like we have a great offer to help us do that and see these are met. There might be some questions as to well, is

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this really planning five years, or they have that three years. In which case, it's either got to come back to the full board or if you want to defer it to myself, I'd be happy to do that.

MEMBER CRIVELLO: As a Member of this Board, I can go along with it going through the dissecting, if you want to call that. But I would like to have an opportunity to review all applications, also.

CHAIR GOODE: So when you say, all applications, you mean include the ones that don't meet the MQs?

MEMBER CRIVELLO: Yeah, because I don't think they'll apply anyway if they don't.

VICE-CHAIR COUCH: Wait.

CHAIR GOODE: Okay.

MEMBER CRIVELLO: I just feel comfortable doing that and it's because we have hiring processes that serves our Council and we don't get to see the applications. We have to make the final decisions.

CHAIR GOODE: Okay. Mr. Couch?

MEMBER CRIVELLO: That's just my take on it.

CHAIR GOODE: Alright. Mr. Couch?

VICE-CHAIR COUCH: I think we all should be able to see –

MEMBER SPENCE: Yeah.

VICE-CHAIR COUCH: --all the apps if we wanted to.

MEMBER CRIVELLO: Yeah.

VICE-CHAIR COUCH: But I don't know how that...I mean can we individually look at 'em all and say, this is, you know. I don't know. I would think we'd all want to if it...if they call and say, oh okay, we got 50 applications, then I'd like to at least take a look at 'em, not as part of the meeting. I think we could do that. Can't we, individually?

MR. KUSHI: Mr. Chair?

CHAIR GOODE: Mr. Kushi?

MR. KUSHI: I think it would depend on how many applications they receive. If it's like over ten, I think a TIG is warranted.

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MEMBER SPENCE: Yeah.

VICE-CHAIR COUCH: Yeah.

MR. KUSHI: If it's like five and they kicked out two, you know, on their own, I think you should be able to see all five.

VICE-CHAIR COUCH: Yeah, I think we should form the TIG, and...

MR. KUSHI: It depends on the number.

VICE-CHAIR COUCH: Get the number, if it is over a certain amount, 10 or 15, then the TIG does it --

CHAIR GOODE: Right.

MEMBER CRIVELLO: Then you can always dissolve.

VICE-CHAIR COUCH: --and you can dissolve the TIG after.

CHAIR GOODE: Okay.

MEMBER SPENCE: Would we want --

CHAIR GOODE: Mr. Spence?

MEMBER SPENCE: Would we want to form a TIG with just...sort of like with a proviso, that if we get more than ten, the TIG --

VICE-CHAIR COUCH: Yeah, yeah.

MEMBER CRIVELLO: Yeah, then we...yeah.

MEMBER SPENCE: --sorts through them and then...

MEMBER MEDEIROS: That's fair.

MEMBER SPENCE: Okay.

CHAIR GOODE: Yeah.

MEMBER CRIVELLO: Yeah. So --

CHAIR GOODE: Okay.

MEMBER CRIVELLO: Your proviso please?

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MEMBER SPENCE: Proviso would be, ten or more applications come in, the TIG reviews them and then brings back a recommendation to this body.

MEMBER CRIVELLO: Okay.

VICE-CHAIR COUCH: Okay, yeah.

CHAIR GOODE: Right. Your recommendation for a single candidate. Having gone through the whole process, the review process, the whole nine yards.

MEMBER SPENCE: I would say, three. I would say, at least three --

CHAIR GOODE: Three? Okay.

MEMBER SPENCE: --and then have this Board review all three.

CHAIR GOODE: All three, alright. Okay. So to summarize, if I could, I'll try to remember all this. But the Office of Council Services will assist in putting out the call for resumes. We'll set a reasonable time for them to receive them and for people to put 'em up for consideration. OCS would then go through and vet to see who meets the minimum qualifications, who does not. They would then...if there's more than ten applications, the TIG will then take over, right, and go through the process of coming up with a top three, I guess. Will they come here to this Policy Board to be interviewed in executive session. If there's less than ten applications, then the names will be forwarded to us directly and the TIG would essentially be dissolved.

MR. KUSHI: I thought you said, five or less.

VICE-CHAIR COUCH: You said five or less.

MR. KUSHI: Oh.

CHAIR GOODE: Anyway, he said, ten. We can still work the number. Does that sound like --

VICE-CHAIR COUCH: Almost --

CHAIR GOODE: --what the consensus is?

VICE-CHAIR COUCH: --except for them culling the MQs. I think they were just going to accept them all. They can separate, but I think the TIG, if there are ten or more, if three of them don't meet the MQs, the TIG still should be formed and take a look at 'em just in case.

CHAIR GOODE: Right. They would analyze and say, here's why it doesn't meet it.

VICE-CHAIR COUCH: Right.

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CHAIR GOODE: Right. Now could be some gray area, right: what is five years of this –

VICE-CHAIR COUCH: Exactly.

CHAIR GOODE: --what's three years of supervisory experience –

VICE-CHAIR COUCH: Right. So that's why the TIG needs to see...

CHAIR GOODE: --supervise my...yeah, okay. Alright. So is there consensus on that?

MEMBERS: Yes.

CHAIR GOODE: Okay. So we'll be hiring shortly. Yes, so who's the TIG and what's the right number?

MEMBER CRIVELLO: I would like to be on it.

MEMBER SPENCE: I would like to be on the list.

CHAIR GOODE: I think definitely Will. Is there a three-member TIG? Is that the best?

MR. KUSHI: Still less than a quorum.

CHAIR GOODE: Less than a quorum. So that's less than a quorum. Ms. Crivello would like to be on it. Mr. Spence.

MEMBER COCHRAN: And Mr. Medeiros.

CHAIR GOODE: Mr. Couch, you want to do it?

VICE-CHAIR COUCH: It depends.

MEMBER COCHRAN: You're Vice-Chair, you got enough going on right, no?

MEMBER CRIVELLO: You or your representative.

VICE-CHAIR COUCH: Okay. I'm fine.

CHAIR GOODE: Okay. So we have Vice-Chair Couch, Ms. Crivello, and Mr. Spence would be the TIG.

MEMBER SPENCE: Okay.

CHAIR GOODE: If there's over ten, ten or more applications.

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MEMBER SPENCE: And so I'm clear, okay, if there's over ten, we'll sort through those, we'll bring the top three back to this Board and we can invite them to travel to Maui for that interview?

VICE-CHAIR COUCH: Who's paying for that?

CHAIR GOODE: Well, when our department hires out or has off-island candidates, they pay for it.

MEMBER SPENCE: Yeah.

VICE-CHAIR COUCH: Oh yeah?

MEMBER SPENCE: Yeah.

VICE-CHAIR COUCH: Okay.

CHAIR GOODE: Yeah. If they're serious about the...

MEMBER SPENCE: That's the way we...

MEMBER CRIVELLO: They pay their own, right?

CHAIR GOODE: Yeah, absolutely.

MEMBER SPENCE: We get candidates fly in --

VICE-CHAIR COUCH: And I...

MEMBER SPENCE: --and then they take a little vacation along the way.

MEMBER CRIVELLO: Yeah.

VICE-CHAIR COUCH: I know when we did the Auditor, we had a TIG, and three of them I believe...two or three of them were via Skype.

CHAIR GOODE: Yeah, Skype's also an option or go to meeting things like that.

MEMBER SPENCE: Well, and that could be part of our pre-evaluation, if we could Skype meet with them.

MEMBER CRIVELLO: Right.

MEMBER SPENCE: And go, okay, yeah, this is great or no, thank you very much.

VICE-CHAIR COUCH: Yeah.

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MEMBER SPENCE: Write them a nice letter.

CHAIR GOODE: Okay. Well let's vote on the TIG. I think that's the thing that probably should be voted on. So someone want to make a motion?

MEMBER CRIVELLO: So move.

CHAIR GOODE: So moved by Ms. Crivello and –

VICE-CHAIR COUCH: Second.

CHAIR GOODE: --seconded by Mr. Couch to have Ms. Crivello, Mr. Couch, and Mr. Spence as our TIG. All in favor, say, "aye."

MEMBERS: Aye.

CHAIR GOODE: Any nays? Hearing none, it's...the TIG is formed.

**VOTE: AYES: Chair Goode, Vice-Chair Couch, and
Members Cochran, Crivello, Medeiros, and
Spence.**

NOES: None.

ABSTAIN: None.

ABSENT: None.

EXC.: Member Fuchigami.

MOTION CARRIED.

**ACTION: APPROVED Vice-Chair Couch,
Member Crivello, and Member Spence as
members of the Temporary Investigative
Group (TIG).**

CHAIR GOODE: Alright. Members, we have about roughly about ten more minutes before we really do lose quorum. There's a number of other things on the agenda that we're hopeful that we could get to. And just maybe just kind of look at them real quickly, was our Policy...our Board bylaws or administrative rules.

MEMBER COCHRAN: Chair, wait, sorry. Chair, before you move on, Item c that we discussed, the executive director, staff position and descriptions also listed there. So are we going to just defer that portion? 'Cause we just...

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CHAIR GOODE: Yes.

MEMBER COCHRAN: That off the executive director part and we didn't even delve in to staff positions.

CHAIR GOODE: Good question. Mr. Takamori?

MR. TAKAMORI: Thank you. I would say, probably you could defer it. It would probably be good to have the executive director kind of here because, technically, per the...well, I guess, when the bylaws are approved, I think the executive director hires and fires his or her staff, yeah.

ACTION: DEFER pending further discussion.

CHAIR GOODE: Okay. So on our next agenda items, so just kind of looking at them; and again, in the interest of time, talking about our bylaws –

MEMBER MEDEIROS: Right.

CHAIR GOODE: --which we understand now are bylaws, review and discussion of the work plan, discussion and action to establish the TAC. And announcements and next meeting dates and agenda items. So given that, we're not going to be able to discuss all those. Is there a preference here?

VICE-CHAIR COUCH: Bylaws.

MEMBER CRIVELLO: Bylaws.

CHAIR GOODE: Obviously, the agenda...bylaws?

VICE-CHAIR COUCH: Bylaws.

MEMBER MEDEIROS: Yeah.

CHAIR GOODE: Okay.

VICE-CHAIR COUCH: And, Mr. Chair, is it possible that we can...I believe if they're passed out in the open meeting, we could all take 'em, take a look and make our changes; and then at the next meeting come up with recommendations. Is that possible, we can do that?

CHAIR GOODE: So when you say, make, you know, necessary changes, are you then keeping them and presenting them at the next meeting --

VICE-CHAIR COUCH: Correct.

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CHAIR GOODE: --or... yeah.

VICE-CHAIR COUCH: Present them at the next meeting and say this is what I'd like to see.

CHAIR GOODE: Okay. So on agenda item e there...staff's handing out some draft of bylaws. And again, Mr. Takamori, maybe you can give an overview of what we've done to date.

MR. TAKAMORI: Okay. Thank you. The bylaws that you have in front of you are primarily we worked off of Oahu MPO's bylaws, and we tweaked it so that it would work for our MPO here. So basically there's a couple things that were removed that didn't really deal with us because we are small and they are a larger urban MPO that has a larger population base of over 200,000 or more. So we kind of just cleaned it up and we just have something for you guys to review; and if you have any questions, you can let us know.

CHAIR GOODE: And has Corp. Counsel looked at this already?

MR. KUSHI: Yes.

CHAIR GOODE: You got a chance to go through it or...

MR. KUSHI: Yes, just briefly. And this is a...this really culled down from the original ones that we...staff proposed. But, again, it looked like rules of practice and procedure. But they're called bylaws. I still don't know what OIP would say about "bylaws" versus "administrative rules."

MEMBER SPENCE: Let's not ask.

MR. KUSHI: But I won't ask. But, again, they seem to be complete and basically are rules of practice and procedure for this Board with some exceptions about the executive director and that's about it, yeah.

CHAIR GOODE: Okay. So I guess, Members, what we want to do is take this back, digest it, come up with some comments and suggestions and that would definitely be an agenda item for our next meeting. Let's go through that, 'cause I agree with Mr. Spence. Couple times already it's like we need to have this, right.

VICE-CHAIR COUCH: Right.

CHAIR GOODE: Otherwise we'll just...we're a little too unbound without them. Okay. So, yeah, again, so the rest of the agenda had discussion of the work plan, the TAC, which I think both those items we can defer to a future meeting. We have so much pressing business that...we'll absolutely have to get to this. Some of it is...work plan is dependent on the executive director. As far as I know, a TAC doesn't have any pressing business.

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AGENDA ITEM IV.e. NEW BUSINESS, REVIEW AND DISCUSSION OF PROPOSED POLICY BOARD BYLAWS OR ADMINISTRATIVE RULES

ACTION: DEFER pending further discussion.

AGENDA ITEM IV.f. NEW BUSINESS, REVIEW AND DISCUSSION OF THE UNIFIED PLAN WORK PROGRAM (UPWP)

ACTION: DEFER pending further discussion.

AGENDA ITEM IV.g. NEW BUSINESS, DISCUSSION AND ACTION TO ESTABLISH THE TECHNICAL ADVISORY COMMITTEE (TAC)

ACTION: DEFER pending further discussion.

CHAIR GOODE: So...well are there any announcements before we get to next meeting date and agenda?

MEMBER COCHRAN: Chair?

CHAIR GOODE: Ms. Cochran?

MEMBER COCHRAN: So for agenda on next meeting then, bylaws and then we're going to revisit the supplemental agreements, too, at that time?

CHAIR GOODE: Yes.

MEMBER COCHRAN: So we need to state that in our agenda, yeah? . . .*(Inaudible)*. . .

CHAIR GOODE: Right. So we definitely look at the various agreements to see where we're at.

MEMBER COCHRAN: Okay.

CHAIR GOODE: Okay. So another announcements or anything? Well so as far as next meeting date and agenda, you know, normally, like with the Council and other boards and commissions, they meet...like our Public Works Commission, it's the fourth Wednesday, 10:00 a.m. right here. I don't think we're at that stage yet. I can definitely see a more mature MPO having a less frequent meeting schedule, but based on the amount of business that we have and the amount of unknowns that need to become knowns, I'm suggesting a monthly meeting.

VICE-CHAIR COUCH: At least.

MEMBER SPENCE: Yeah, I was going to say at least.

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VICE-CHAIR COUCH: At this point.

CHAIR GOODE: Right.

MEMBER COCHRAN: In the beginning.

CHAIR GOODE: And I know...and I did have a discussion with Mr. Fuchigami before he left, because I was...he wasn't going to be here for this portion. And what he indicated to me was that he's available monthly. First the mornings, and he can do...he could start at 9:00 a.m. if needed. And that he personally plans to be attending for a while. It does...he has a good opportunity to see his operation chair on Maui in the afternoon. So that's...he said he'd work with, you know, the various schedules. But I know the Councilmembers have Council weeks, right, which are about usually the first and third week of the month in general. Mr. Spence's calendar...all his boards and commissions, is kind of up in the air. So maybe we could do is talk about it in general like if monthly works and then we, with staff, we could poll everyone for dates and times that could work so we could agendaize.

MEMBER MEDEIROS: And the availability of the room.

CHAIR GOODE: The availability of this room. But I think in general if we could start at 9:00 a.m. –

VICE-CHAIR COUCH: Yes.

CHAIR GOODE: --because, as we've seen today, there's a lot to do. And as we hit the noon hour, I know me personally I start to fall apart a little bit without some food. If we could start at 9:00 on maybe a monthly basis going forward until...till we feel like we're out of the woods, so that...and with an executive director on board, that we can move to a different schedule. Is that generally okay --

MEMBERS: Yeah.

CHAIR GOODE: --everybody? Okay. So we'll poll then.

MEMBER SPENCE: I'm just going to...I'm going to make an assumption that if this room was available on this day at this time, it's probably available a month from now.

MEMBER COCHRAN: First Wednesday of the month?

MEMBER SPENCE: For those board meetings, they said like Planning Commission meets every other Wednesday, EDRB, Cultural Resources Commission, they're all pretty much set. So this may just be an open window. And I'll find out and let you know.

CHAIR GOODE: Okay. We'll work with the staff on that.

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MEMBER SPENCE: Okay.

CHAIR GOODE: But that's correct. I mean that's how we set our Public Works Commission schedules. Start it by what's the availability of this room.

MEMBER MEDEIROS: Right.

MEMBER SPENCE: Right.

CHAIR GOODE: 'Cause this room does work really well. It accommodates a lot of the public. We got microphones...works really well. Okay. Is there any other business then on the agenda? Okay. I want to thank everybody for rolling up their sleeves. We've got a lot...hope you're wearing long sleeves 'cause we've got a lot more rolling up to do.

VICE-CHAIR COUCH: Yeah.

CHAIR GOODE: I want to thank the folks that came over from Oahu: FHWA, Mr. Gibson, OMPO, really, really helpful.

MEMBER COCHRAN: Will they be here every meeting?

CHAIR GOODE: Might be calling on your services from time to time going forward, working closely with you folks. And thanks for giving me the opportunity to Chair. Again, my goal here is to make, you know, this thing...give it a year and get it to where we all understand it and we're operating, you know, smoothly and making great progress.

VICE-CHAIR COUCH: No, once you're in, you're in.

MEMBER COCHRAN: So real...so, Chair, just a real...general question to Corporation Counsel. So say we come up with some ideas and infrastructure proposals, and then I'm Infrastructure Chair, and then we go through Budget, and now I'm pushing stuff from this body on the Council level. There's no conflict there?

MR. KUSHI: As far as I know, no, because 279D--which you should really review--HRS says this, your participation here is a interactive...you're in an interactive discussion.

MEMBER COCHRAN: Okay. Plus I have no monetary gain anyways.

MR. KUSHI: Yeah, yeah, yeah. Based on a conflict. Your presence here, the three of you, it's okay.

MEMBER SPENCE: So right now communication's pretty much with David and Chancy or...

CHAIR GOODE: Yeah. Yeah, it's David and Chancy, yeah.

MEMBER SPENCE: Okay.

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CHAIR GOODE: Right. They'll be our staff here for at least a couple months. And maybe we can hang on to them a little bit more but we need to get the executive director hired.

MEMBER SPENCE: Okay. And I'm just not wanting to leave Marc out of the loop. Do you want...you want CC'd on all kinds of stuff or...

MR. TAKAMORI: That's fine if you want to include me. I've been in communications with Chancy and David as well, yeah.

MEMBER SPENCE: Okay. Yeah. Okay, great.

CHAIR GOODE: Okay.

MEMBER SPENCE: Motion to adjourn.

VICE-CHAIR COUCH: You don't need a motion to adjourn. Just another thought, just along amongst all these other things and maybe the executive director can handle that. We're going to need a website, too. We are.

CHAIR GOODE: Well you can see, again, there's a lot to do here to get it up and running. But I think what you've heard from some of the testimony and what Ms. Cochran just talked about, we want to talk about the projects, right. And so we need to get to that point, right. And we do have a current STIP, which we're about two years into. There are revisions that come up to the STIP periodically so we need to be ready to pounce on the next revision.

MEMBER SPENCE: Yeah.

VICE-CHAIR COUCH: Yeah.

CHAIR GOODE: I mean the STIP started 2015, they just passed Revision 5. So that tells me there's revisions coming, you know, every four months. Well, we need to be prepared to handle those. Okay. Seeing there's no further business, this meeting is adjourned.
...*(gavel)*...

ADJOURN: 1:05 p.m.

APPROVED:



DAVID GOODE, Chair
Maui Metropolitan Planning
Organization Policy Board

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Transcribed by: Raynette Yap