

HANA ADVISORY COMMITTEE
TO THE MAUI PLANNING COMMISSION
REGULAR MINUTES
AUGUST 6, 2018

** All documents, including written testimony, that was submitted for or at this meeting are filed in the minutes file and are available for public viewing at the Maui County Department of Planning, 2200 Main St., Suite 315, Wailuku, Maui, Hawai'i. ***

A. CALL TO ORDER

The meeting of the Hana Advisory Committee (Committee) was called to order by Chairperson Gale Notestone at approximately 4:00 p.m., Monday, August 6, 2018, at the Keanae Congregational Church, Keanae Road, Keanae, Maui, Hawaii.

A quorum of the Committee was present (see Record of Attendance).

Chair Notestone: Good afternoon everybody. Calling the meeting to order. The time now, it's at 4:00, right on the dot. I'd like to introduce our Members today. To my far left, we have Maya Ross, Linda Clark, Dawn Lono, and to my left, David Galazin, who's the Corp. Counsel; to my right is Lehua Cosma and Suzie Esmeralda is our recorder, and myself, Gale Notestone, is the Chair. Welcome everybody.

B. INTRODUCTION OF NEW MEMBER – LIPOA KAHALEUAHI

Chair Notestone: The second item on the agenda we have introduction of our new member to the Hana Advisory Committee and that's Lipoa Kahaleuahi, who's not here tonight -- this afternoon, she's apparently surfing some exotic place. God bless her. So we want to welcome her to the Hana Advisory Committee.

C. ELECTION OF CHAIRPERSON AND VICE-CHAIRPERSON FOR 2018-2019 BOARD YEAR

Chair Notestone: Moving on to item C, we have election of -- we have elections tonight, it is the election year, we have election of the chairperson and the vice-chairperson for the 2018-2019 board year, and I ask the Committee, are there any nominations for the chair? Dawn Lono.

Ms. Lono: Mr. Chair, I would like to nominate you, Gale Notestone, again to be the chair.

Chair Notestone: Could you speak into the mike young lady?

Ms. Lono: You can't hear me? I would like to nominate Gale Notestone to be the chair if he is willing to continue. I think he's done a great job and it would be awesome to have you continue. Mahalo. If there's a second.

Ms. Clark: I'll second.

Chair Notestone: And are there any other nominations? Please? Just kidding. Could we have a vote? All in favor? Yes. And Mr. Notestone continues as the Chair and continues this meeting. Hip hip hooray.

It was nominated by Committee Member Dawn Lono, seconded by Committee Member Linda Clark, then

VOTED: that Committee Member Gale Notestone serve as Chair for the 2018-2019 Board Year.

(Assenting - L. Clark, L. Cosma, D. Lono, M. Ross)
(Absent - D. Kaina)
(Excused - L. Kahaleuahi)

Chair Notestone: How about the vice-chair? Do we have any nominations for vice-chair? And right now it's Kawika Kaina, who's not present today. I meant to mention that earlier.

Ms. Clark: If Kawika is willing to serve again, I'd like to nominate Kawika Kaina.

Ms. Cosma: I second that.

Chair Notestone: And Lehua seconds. All in favor? And so it's passed. We have Kawika - David Kawika Kaina as Vice-Chair.

It was nominated by Committee Member Linda Clark, seconded by Committee Member Lehua Cosma, then

VOTED: that Committee Member David "Kawika" Kaina serve as Vice-Chair for the 2018-2019 Board Year.

(Assenting - L. Clark, L. Cosma, D. Lono, M. Ross)
(Absent - D. Kaina)
(Excused - L. Kahaleuahi)

D. RESOLUTION THANKING OUTGOING MEMBER SCOTT CRAWFORD

Chair Notestone: And moving right along, we have number D in our -- our agenda. We have a Resolution thanking our outgoing member Mr. Scott Crawford. Who's -- and we have Clayton Cravalho. You're going to speak about that?

Mr. Yoshida: Good afternoon, Mr. Chair and Members, Committee Members. Clayton Yoshida, with the Planning Department. We have a Resolution of the Hana Advisory Committee to the Maui Planning Commission thanking Scott Crawford for his service on

this Committee. It says:

Whereas, Scott Crawford, has served the County of Maui since November 2011 and was reappointed in April 2013 as a member of the Hana Advisory Committee to the Maui Planning Commission; and

Whereas, Mr. Crawford has served as Chairperson from 2013 to 2014 and as Vice-Chairperson from 2012 to 2013; and

Whereas, Mr. Crawford has served with distinction and has performed his duties in the highest professional manner with the Hana Advisory Committee; and

Whereas, Mr. Crawford's term of office expired on March 31, 2018; now therefore, Be it resolved that the Hana Advisory Committee and the Maui Planning Commission hereby commends Mr. Crawford for his dedication and untiring public service, they express their sincere appreciation for his services to the people of Hana, and they extend their best wishes in his future endeavors; and

Furthermore, be it resolved that copies of this Resolution be transmitted to the Honorable Alan M. Arakawa, Mayor of the County of Maui; the Honorable Mike White, Council Chair of the Maui County Council; and Keaka Robinson, Chair of the Maui Planning Commission.

Chair Notestone: Thank you, Clayton. I'm sure all the Members will be happy to sign that. Scott was a great addition to our Committee while he was here, and maybe some of the community members here know Scott Crawford. He's done a lot. Moving on to the next item is item E, that's the public testimony, and it reads:

Chair Notestone read the following agenda item into the record:

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

Chair Notestone: And I open this up to anybody who can't stay in the meeting to give public testimony now, otherwise, I'd like to have the public testimony after the presentation so you could see the presentation and you might have more concerns after you see that. Would anybody like to testify at this time that can't testify later? Nothing. Nothing heard, so we'll move on to the public hearing, and item no. 1 in the public hearings, which action will be taken after the public hearing, Mr. David Goode, the item is:

Chair Notestone read the following agenda item into the record:

F. PUBLIC HEARINGS (Action to be taken after public hearing.)

- 1. MR. DAVID GOODE, Director, DEPARTMENT OF PUBLIC WORKS, COUNTY OF MAUI requesting a Special Management Area (SMA) Use Permit for the Keanae Road Safety Improvements Project for the installation of rockfall protection and guardrails, road realignment, widening, and restriping, relocation of fire protection standpipe, and related improvements at TMK: (2) 1-1-002: 005 (Portion), (2) 1-1-002 :009 (Portion), (2) 1-1-002: 010 (Portion), (2) 1-1-003: 041 (Portion), (2) 1-1-003: 065 (Portion) and Keanae Road Right-of-Way (Portion), Keanae, Island of Maui. (SM1 2018/0004) (K. Scott)**

Chair Notestone: Is that you?

Mr. Scott: Yes, sir.

Chair Notestone: You're K. Scott?

Mr. Scott: K is the initial.

Chair Notestone: Yeah, I mean initial K. Scott. Thank you.

Mr. Scott: Sure. Sure.

Chair Notestone: Thank you very much. Welcome.

Mr. Scott: My name is Keith -- Keith Scott. I'm a Planner with the Current Division of -- of the Planning Department for the County of Maui. As you all may be aware, there's been a lot of dialogue with respect to this particular project over a period of years. It has been through the environmental assessment process, and it was published on July 8th of this year as final and a finding of no significant impact. At this point, I'd like to introduce Colleen Suyama, of Munekiyo Hiraga, and she'd like to give you the details of the project.

Chair Notestone: Thank you, Mr. Scott. Yeah, if you'll speak -- and state your name for everybody.

Ms. Suyama: Good afternoon, Members of the Hana community, Hana Advisory Commission. My name's Colleen Suyama. I'm with the firm of Munekiyo Hiraga. We are the planning consultants for the project. Also with me is Ty Takeno, who's the manager of the engineering division of the Department of Public Works, and Mike Silva, with Fukumoto and Associates, who is our engineering consultant.

As I begin, we have a powerpoint presentation for you. I've done the introduction of our project team. The reason why we're here today is to provide information on the proposed Keanae Road safety improvements located within the special management area of the island of Maui. The request is to -- getting a recommendation for approval from the Hana Advisory Committee to the Maui Planning Commission, pursuant to the SMA rules.

Chair Notestone: Colleen, I'd like to interrupt for a second. Could we move the benches so you guys don't have to turn your heads to one side to see the screen, if you wouldn't mind?

Ms. Lono: ...(inaudible - not speaking into the microphone)...

Chair Notestone: Or move the screen? One or the other. I mean these -- everybody's going to get a neck pain looking over their left shoulder to look at this. We'll take a five-minute recess.

(A recess was called at approximately 4:12 p.m, and the meeting reconvened at approximately 4:15 p.m.)

Chair Notestone: Okay, everybody ready? I will resume the meeting. Go ahead, Colleen.

Ms. Suyama: Alright. For orientation purposes -- oh. I'm sorry, but I'm not very technical. This is the Pacific Ocean, and then Hana Highway is along on the south side, this is facing north, and at -- the project begins at the intersection with Hana Highway with Keanae Road, all the way going down towards the bay. Only a portion, that's in gray, is being proposed as part of the project. Right now, the portion of the project is within the State Agriculture and Conservation District. The portion that's on the upper -- closer to Hana Highway is in the agriculture district, and as you get closer to the bay, it's in the -- the portion is in the conservation district. It's not within any growth boundary of the Maui Island Plan, and in the Hana Community Plan, it reflects the agriculture and conservation of the State district boundary, and the Maui County zoning for the property is agriculture and interim.

The project need. Keanae Road provides the only vehicular access to Keanae Peninsula. Since 2000, rock falls and landslides have occurred along Keanae Road. Road closures have resulted from the rock falls and landslides.

In terms of the project, it includes maintenance to stabilize the cliff west of Keanae Road, installation of rock fall protection including a concrete barrier, netting, and rock fall fence, also improvements to the County right-of-way, which includes road reconstruction and resurfacing, road realignment, widening and restriping, relocation of an existing fire protection standpipe, and installation of metal guardrails and other related improvements. This is a site plan showing the project. Okay, this is Keanae Road going towards the bay. On the side that's above where the Keanae -- the YMCA building and the State baseyard is

located, they're proposing to, on the cliff side, to put the netting. There's an existing standpipe that would be relocated, and also a concrete barrier protection as well as a rock fall fence on this area. A portion of the roadway will be reconstructed; in other words, they'll take it all the way down to the bedrock, put a new bedrock grade, and then resurface it back, and a portion of it going towards the bay would just be resurfaced within the right-of-way.

This is some existing photos. This was from the intersection with Hana Highway looking down Keanae Road. This is where the rock falls was occurring, and if you can see, there's this broken tree, so some of the rocks you can see along the side, and this is where part of the netting is going to be installed. This is as you go from the first curve, there's an existing rock wall here, this is going to be replaced with a new -- with a new guardrail. And this is looking back towards Hana Highway from that area.

The project background. Between 2010 and 2012, the Keanae community members reached out to the Department of Public Works and Council Member Bob Carroll regarding landslide issues within Keanae. Then in 2014, a budget was requested from the County of Maui for survey and plans to reconstruct the roadway and pali. In 2015, members of the Keanae community members testified at the County Budget Committee meeting and, as a result, \$400,000 were appropriated by the County of Maui. Then in 2016, 2 million dollars were funded by the State for this -- for the rock fall mitigation. In 2017, another million dollars in County funding was secured for the rock fall mitigation. In July of that 2017, we began a community meeting was held in Keanae at the church hall; then in August, the early consultation process was initiated for the draft environmental assessment. In 2018 of this year, in March, the SMA permit application that's currently under review was filed with the Planning Department. Then later on, as the process was going, in April, the draft environmental assessment, which was anticipating a finding of no significant impact, was published in the Environmental Bulletin. Then in July of this year, the final EA finding of no significant impact was approved by the Department of Public Works and published. In August, today, we're holding the public hearing with the Hana Advisory Committee to hear the SMA use permit.

In terms of impacts from the project, one of the major impacts that was considered was historic resources. As a result, an archaeological inventory survey was completed in April of 2017. The report survey found no historic properties were identified, however, residents noted that burials may exist in caves on the cliff face. As a result, proposed mitigation includes preparing an archaeological monitoring report and to do monitoring during any ground disturbing activities.

Another concern that was raised was cultural resources. A cultural impact assessment was completed in February of this year. Five interviews were conducted, and six email responses was received by Cultural Surveys, who did the cultural impact assessment.

Mitigation was recommended for the following: One was -- concerns was access, there are potential impacts to taro cultivation as well as gathering of marine resources, and, also, potential impacts to any archaeological sites were also voiced as a concern. As a result, proposed mitigation include road closure times selected to allow access to the Keanae Peninsula in the mornings. It's my understanding during the community meeting that was generally the consensus of the people at that meeting that morning would be the best time to keep the road open while construction was being conducted. The Office of Economic Development will issue press releases regarding when the road will be open. The contractor will also publish any road closure dates and time in The Maui News, and, also, archaeological monitoring will be conducted during any ground disturbing activities.

The next steps is basically having -- getting a recommendation from the Hana Advisory Committee on the SMA permit to be transmitted to the Maui Planning Commission for review and action. After all the permitting has been obtained, then they would obtain construction permits, such as grading and grubbing permits, as well as the National Pollutant Discharge Elimination System Permit, if it's required, and that is issued by the Department of Health. And then the anticipated initiation of construction is either April or May of 2019.

In terms of the summary of the presentation, the proposed action would provide rock fall, landslide mitigation, and other safety improvements to Keanae Road; it also meets the SMA review criteria.

The request. We are respectfully requesting recommendation from the Hana Advisory Committee to approve the SMA use permit for the Keanae Road Safety Improvement Project. Mahalo.

Chair Notestone: Thank you, Colleen, for the nice presentation.

Ms. Suyama: And we're open to any questions that the public or the Committee may have.

Chair Notestone: Thank you. I will move forward to -- oh, Dawn Lono, you have something to say?

Ms. Lono: Is it time for questions? Or no?

Chair Notestone: No.

Ms. Lono: Oh okay.

Chair Notestone: Yeah, I was going to open it to public testimony. Anybody in the audience would like to come up and state your name for the recorder and your concerns? And support. Don't be shy. Here we go. We got one. Alright.

Ms. Rosanna Kanoa: Hi. Good evening. Good evening or good afternoon. Anyway, my name is Rosanna Kanoa, and I am with the Kanoa Keanae's Taro Farm, and this is my brother-in-law Eugene Ching, my brother Anthony Tony Kanoa, my sister Geri Ching. We, I'm not sure if you all know Isaac Kanoa, who is my brother, who resides at my parent's place down there in Keanae, which is below that wall that the rocks keep falling down. I don't live here but my sister invited me to come so -- and I'm part of my family. Thank you.

Mr. Eugene Ching: Just for the record, my name is Eugene Ching, I'm her bother-in-law. They loss their parents recently, within the last year-and-a-half, and because of the loss of their parents, an estate trust was made, so Rosanna Kanoa, Anthony Kanoa, and my wife, Geri Ching, has been placed as the trustee for that particular parcel of land, so they're here to voice their mana`o on the use of that land area.

Chair Notestone: Anything else? Thank you.

Ms. Kanoa: No. But thank you. Thank you so much.

Chair Notestone: Thank you for your testimony. Anyone else in support or concerns? Questions? Yes. You can come to the microphone and state your name.

Mr. Dan Clark: Hi, Mr. Chairperson, my name is Dan Clark. I'm a resident here in Keanae. I live down the road. These are my neighbors and fellow farmers here that use the -- the road to go to and from the Hana Highway, and I have just a little bit of history, if it'd be alright, I'll be brief, yeah? We who live here on the Keanae Peninsula and family farmers have experienced many years of landslides off the Keanae Access Road hillside. In and around 2010, several severe slides, I mean there have been many over the years, but several severe slides caused us to contact our representative, Councilman Bob Carroll and his staff here, Dawn Lono, who has been very helpful, yeah, Director Dave Goode, and the Planning Department, you know, for results regarding the -- the hazards alongside the road there. We had real concerns about the kids from the YMCA walking down, us going up and down the roadway, and the rocks falling and blocking the road, blocking our access in and out. We had talked to the Council Members requesting funds to do a preliminary study, and do some permitting, and to design a safe road there to mitigate all the rocks from falling onto the roadway, and that was appropriated for us in and around 2014, I think as Colleen -- I might be repeating some of the stuff that Colleen is saying so excuse me if I am. I tried for four months to get Senator English to contact the DOT and DLNR, and I was unsuccessful, so because of that and the 2014-15 legislative session coming in the State Legislature, I had to move along because the County had told us that they weren't going to

continue funding construction of the road unless the State Department of Transportation and the Department of Land and Natural Resources would commit to their responsibility, which is that hillside, so that was a very difficult part of the -- to get them to own -- take ownership of that hillside and then again to get them to recognize that we had a sincere problem, so -- so we had to move on and seek support through Representative DeCoite, and through her efforts, within two weeks, she's a fellow farmer from Hoolehua, Molokai, so she understood the need for us to move our product in and out of Keanae, and all of my neighbors and, like I say, farmers need to move in and out safely, so within two weeks she had the staff contact Ford Fujigami, at Department of Transportation, and Susan Case, at the DLNR, and we started moving forward. So meetings on the road in Keanae ensued with the community, and the residents recognize and support the project. Again Representative DeCoite made sure to line item the 2 million dollars so that the State Highways Division could not, you know, spend it anywhere else, it's dedicated to this, and that's thankful to all of -- it takes an army to get this done, we all know that, right? And it takes a lot of meetings, and it takes, you know, all of us living here to support something like this.

Chair Notestone: Mr. Clark, do you have any concerns about the presentation tonight?

Mr. Clark: Well, no, I'm almost done here.

Chair Notestone: No, no, at this that was presented?

Mr. Clark: Oh, oh, oh, excuse me.

Chair Notestone: No, no, no.

Mr. Clark: As far as the presentation? No, as far as, for myself, 11 to 6, as far as the road closure for the - what you call - that's -- we went back and forth over the different time -- time lines, and for the contractors, we understand that, you know, they -- it's difficult for them to work at time and very costly for us. It would eat up this budget in the matter of no time so -- and it's unsafe also for the contractor to work at night with this type of pretty intense work, yeah, moving all those boulders and trees off the side of the hill and trucking everything out, and then, of course, the traffic on the road with these big trucks moving back and forth, people can't see 'em, so I hate to run into 'em when I'm going out, you know. Anyhow, I am in favor of the project, as you well know, and so far, hopefully, that become evident, and the time line, 11 to 6, I'm okay with that; of course, I'm retired, you know, public service individual, so 37 years with the County, so I can choose my time to go in and out so -- but, you know, that's -- everybody has to have their say and express themselves, yeah, but this is only the time line that I worked with my fellow residents here, you know, all my neighbors and fellow farmers yeah, so, anyhow, the 2 million dollars is locked in and then the County is saying okay, you did your due diligence, we will now go

ahead and appropriate the million dollars for the construction of the road, so that -- that, thanks to Dawn Lono and Bob Carroll, the office there, we were able to accomplish that, you know, and like I say, it takes an army. So the large boulders, the ili`ili, the large trees, in these storms that can happen, and we have one hitting our way right now and I'm hoping that it doesn't hit us, if it does, those large trees, the canopy and the top of the -- that will shake the top of the trees that way, especially rains during storms so it loosens up the soil, therefore, it kinda pull down all that ili`ili and all of the boulders, and then we can't get our residents out. We're block from getting out and some of the elder people, 80, 85 years old, they can't go across that old flume like the young people can, yeah, so, you know, we just trying to get ahead of the curve before somebody gets killed and somebody injured, and so we thought it was the appropriate time to go ahead and, you know, move the project the along, so, today, we're asking the Hana Advisory Committee for their blessing of this safety project, and with the annual hurricane season, like I said, you know, coming up, we need to be able to exit the peninsula without injury to our residents or our visitors that come and go, right? There's family come and go over the year. Mahalo nui for your support and support of the project.

Chair Notestone: We have a question from Lehua Cosma.

Ms. Cosma: Thank you. Mahalo for that beautiful testimony.

Mr. Clark: Thanks.

Ms. Cosma: Aloha, 'ohana of Keanae. I just have one question. The 11 to 6 p.m., would it affect the children that gotta catch the bus from school to come home, like school get out 2:00, the construction still going on 'cause it's 11 to 6 so --

Mr. Clark: Right. Very good -- very good question. And so what --

Ms. Cosma: How can they come home if the road is closed?

Mr. Clark: What we asked and if the Planning Department or Mr. Takeno can clarify that we asked for a pass situation --

Ms. Cosma: Right.

Mr. Clark: In other words, you know, they're pulling boulders and stuff down off the hill --

Ms. Cosma: Danger. Yeah.

Mr. Clark: They can load the trucks, they can pull equipment to the side and we have, hopefully, a pass type situation for the residents that live down here or the kids that are

coming home or the school bus driver be able to pass during that time.

Ms. Cosma: That's good.

Mr. Clark: So they just flag the, you know, the construction manager and tell him, hey, you know, that they wait -- that they'll have flag people on the right, yeah, so they'll spot the person, but that's a real good question, you know, and I did think about, you know, us guys having a pass but I missed the school bus. I'm sorry about that.

Ms. Cosma: No, it's okay. Also, the working man that gets off after 3 --

Mr. Clark: Yes.

Ms. Cosma: You know, that's something the community can work these people.

Mr. Clark: Right.

Ms. Cosma: Yeah.

Mr. Clark: Maybe you can ask --

Chair Notestone: Lehua, I think they'll address that.

Mr. Clark: That's all I have.

Mr. Silva: Sorry. I just wanted to --

Chair Notestone: Thank you, Mr. Clark.

Mr. Silva: Comment on that.

Chair Notestone: Can you state your name?

Mr. Silva: Yes, my name is Mike Silva, with Fukumoto Engineering, so we were hired by the County to design this, and the issue with the road closure, it would be very difficult to have cars pass through when the road is closed for safety reasons, so we weren't proposing anybody go through during those construction hours. There was discussion at the meeting a year ago that maybe they could have like four hours, and then have a break, but what happens is the contractor will take some time to have to clean the road up because there's going to be rocks and boulders in the middle of the road, so it's just going to delay the -- the project or just lengthen the process so we are actually not proposing to have any traffic at all for the public from 11 to 6, so, you know, the parents would have to

be arranged to be on top already.

Mr. Clark: So anyhow --

Mr. Silva: Sorry.

Mr. Clark: Yeah, that's okay, but I'm -- we have people that need to come down so I'm going to work with them and see whether or not we'd be able to get some kind of a pass situation. I know that it's not a continuous thing, the boulder and the tree removal is momentary, and there are times when the contractor, they're going to have to break themselves, so we need to be able to -- we'll get all our stuff we can done up until, you know, 11:00 in the morning, but those concerns, you know, we have safety reasons. If a ambulance gotta come in, we'll open that road. We'll get the contractor -- they can move tractors to the side. Those can be, you know, something we can work around. It's not a, to me, a fast set in stone type situation, you know. Everybody has to work together on this project. It's very, very difficult to -- like it takes an army to get it done, to get it designed and put together, and it takes cooperation from everybody in the community to, you know, be able to live with the time -- time line, and then contractors themselves. If it has to do with somebody having to come down, the children coming home, they know in their mind, they prepare that, you know, oh, yeah, 2:00 the bus is coming in, okay, he'll wait for a little while up there. That's my read anyway. The Fire Department's gotta come in. Police gotta come down so --

Chair Notestone: Mr. Clark, we're going to address those items so --

Mr. Clark: Oh, you will?

Chair Notestone: Yeah. Yeah.

Mr. Clark: Okay, thank you.

Chair Notestone: Thank you for that. Are there any other public testimony?

Mr. Takeno: Can I add to that? So I'm Ty Takeno, with the Department of Public Works.

Chair Notestone: Yeah, go ahead.

Mr. Takeno: Our target for this construction is during summertime and that's why we're trying to start the project around -- around May so we can maximize the daylight time so maybe that said, you know, the road closure is anticipated between 4 and 8 weeks, depending how much we gotta clear and grub, so, hopefully, it'll be during the summertime and it won't affect the school bus.

Chair Notestone: Okay, thank you. Dawn Lono?

Ms. Lono: Just to say that because it's summer doesn't mean there isn't school busses because we have summer programs, but I think that, you know, there should be a reasonable way to work around the situation, make it work for a small isolated community like Keanae, I mean cannot just cut 'em off for 8 hours a day completely. I mean that's a little scary but, anyway, so I just wanted to point that out that summertime still get the school busses come down here and pick up the kids.

Chair Notestone: Any other public testimony? Someone who already testified, you're not allowed to testify again. Yes, one or the other. Just state your name first. Thank you.

Ms. Janet Redo: Good evening. My name is Janet Redo. I'm a resident of Keanae. I reside up on top, but I do have family members down here, and I just wanna say that I worked at the YMCA for more than 8 years in the past, and my dad, James Kiolahuiiau has worked at the YMCA for over 20-some years, and I wish I had the tape that my dad had -- I had videoed by dad about the YMCA and about Keanae. Well, according to my dad, he says that that area there is a very, very, very important area, and we have to be very careful because we go back in the past, a lot of people were buried up there, they died from down here, they went fishing and all that, and they died, and they were buried up there, so my dad says we have to be very, very careful because there are bones, so I don't know if your archaeologist have really looked into the matter, and my Aunty Pearl Pahukoa, too bad she's not here, but her family, she's got a family member that is buried there, and my cousin, Raymond Pahukoa, who lives out in town, he knows where the burial spot is, and he knows it is Pearl Pahukoa's family. But anyway, I'm real concerned about the turn by the Kanoa's residence. I don't know what you folks going to do there, but there's the concrete barriers that are there, and I know in the past, couple years back when I used to live at the YMCA, there were some great boulders that had come down by their house, and I think a boulder had even gone onto their home, so I'm just concerned about that turn, what are you folks going to do about that turn, please don't go put the netting over there. We need to cut into it, bring it down, because it's a very, very dangerous turn for the busses that come down and for the tourist. So, you know, I speak on behalf of the Kanoa's, yeah, and it's too bad that Isaac is not here, he's the one that lives here, but there's the brothers and family members, but I really support them. It's very, very dangerous for them, and I know when people will be working there, we have to think about them because Isaac and his wife still lives there. So, you know, I am very much in supportive in doing this project, let's have it down, let's do it fast, and you, contractor, get in here, do the work, and get out so that business can still continue on, you know, I've got my -- my niece that has that business there, the stand, so, you know, it's for everybody, but we wanna see the project go forth. Thank you very much.

Chair Notestone: Thank you, Ms. Redo. Anybody else like to testify? Thank you, sir.

Mr. Wade Latham: Hey, Clayton ...(inaudible)... this guy, he get one hole in one. Mrs. Cosma. Wade Latham, Keanae resident for 18 years, well down here. I went build me one place down here, yeah, so I -- and I work for the State Parks for 26 years, so for 18 years I travel up and down this and before that. So I get stories. I coming down the road, I stop, I see some stones, I hemo, right there I hear, boom on the road, I dig out, you know what I mean? So I support this project, you know. And like Janet said, get graves up there, but we all know Hawaiians, they no dig in the stone. They bury, royal blood, they bury in the cliffs, but Hawaiians, they smart yeah. So but I just figure I let you guys know I support this and I travel this every day, every day. You can ask Tammy. I clean trees down. I get my own tractor. The County, sometimes they take a day or two to get here, yeah, 'cause they base from Hana yeah, so I go get my tractor, I clear 'em, make enough for pass yeah, so I really support this project. Thank you, Ms. Cosma.

Chair Notestone: Thank you, Wade, and thanks for your help clearing the roadway as a County worker. Yes, ma`am?

Ms. Geri Ching: Aloha. I'm Geri Ching. I'm part of the Kanoa ohana. I support what Janet said, and I was going to mention about that big boulder that came into the house down there, and then she mentioned about the cement wall coming down there, that's all cliff that way so I don't know how you're going to do it to support that cement. And then around the second turn, where that -- we call it the "kunsi," the second one, are you guys cutting that mountain too down? No? No. Anyway, that's my question. My next question is where the opala all going to go? Not in our land right? It's going in our land? It's going out? 'Cause our land go all the way down to almost to the beach on the side, from up to down.

Ms. Lono: According to what I read in here, they're hauling it all out, is that correct? Yeah, so it's all being hauled out --

Ms. Ching: Okay.

Ms. Lono: To the other side.

Ms. Ching: Thank you. That's all I wanted to know.

Chair Notestone: Any other public testimony? Yes, ma`am, state your name please.

Ms. Tammy Elua Hueu: Hi. My name is Tammy Elua Hueu, and I own the yellow house over there with the fruit stand, and I'm in support of this project for the safety aspect of it. I don't want anybody to get hurt - tourist, local, man, woman, or child. My dad was riding his quad one day home to his house on the highway and he got hit by a large branch of lauhala

fell on him, and he was really injured from that, and that's like the least of our worries. We have big huge rocks that bust out all the windows of the cars, like it's really, really dangerous. So as much as I will be financially impacted directly by the closure of the road, I fully support the road to be repaired because you cannot put a price tag on life, yeah. So that's where we stand. However, as far as the road closure, I don't like the fact of closing all day long 'cause I need to make a living, so I employ 7 people at my business, and that's not including my mom and myself, so of the 7 of us, 5 are solely supported by my stand, what they make at my stand, so single moms or someone that's not even single but that's their only income, her husband doesn't work, so a lot of us will be directly impacted. When they first started talking about the job, the guy that came in says, oh, don't worry, you know, the Maui Economic Development might have money and they can pay you, you just show them your receipts and they'll -- I don't want that. I want to make my own money, enough to support my employees. I was telling them that our busiest hours are from 9 to about 12, so at least I would like the road to stay open until 12, and then I'm willing to shut down for the rest of the day, and they were coming back saying no, cannot, maybe 11, but 11 would be hard too, that's right in the thick of things when everything is busy 'cause not only that, I gotta think about a half-hour shutdown prior, like so if the road closes at 11, we gotta get out of there so we gotta close our shop, close everything down, and then leave, so if we can move it to 11:30, 12:00, that would be more acceptable to us. A lot of the -- the people who work for me lives in this community and, like I said, this is their only income, their only source of income, including my mother, that's her only source of income besides my dad's social security and stuff, but luckily I have a husband that has a really good job, so myself, not so bad, but for my employees, I really ask you guys to think long and hard about the hours of shutting the road down, but I'm in support for sure. Okay, thank you.

Chair Notestone: Thank you, Tammy. Thank you. Anyone else like to talk? No one else, we will be closing the public testimony. Do we have any questions from our Committee Members? Any discussion? Dawn Lono.

Ms. Lono: In the event that iwi are encountered, what is the plan? How do you handle that? Or what will -- what will be the plan?

Ms. Suyama: The protocol if any iwi is found is work is supposed to stop in the immediate area, the area cordoned off, and the State Historic Preservation Division is immediately notified, and the developer in this case, the Public Works Department, would have to work with State Historic Preservation as to what kind of mitigation needs to be done as part of it, and they won't be able to work within that area until it's resolved with the State. And then, as we said before, before they even start, they're supposed to have a monitoring plan that's reviewed by the State Historic Preservation Division, and prior to, you know, they need to do all these protocol, like warning their workers what to be on the lookout for, you have an archaeologist on site doing the monitoring, but that is all worked out with the State Historic Preservation Division.

Ms. Lono: So is the community notified if -- if they encounter a burial or iwi? Does anybody -- the Keanae Community Association or is there appropriate, you know, Mr. Dan Clark person to notify to let the community know that iwi have been found or is that not part of the protocol?

Ms. Suyama: Usually, I have not known where the public is notified. It's only the State Historic Preservation Division that is notified and they will send out their archaeologist to investigate, and until they investigate and make a determination of what is the appropriate, you know, mitigation, because if a burial is found also, there is the Lanai -- Maui/Lanai Burial Council and it may require them to go back to the Lanai -- Maui/Lanai Burial Council for, you know, consultation, so depends on what's discovered and what protocol State Historic Preservation Division follows.

Ms. Lono: Okay, so I was just going to ask that on behalf of the community because I know if it comes up, and we've encountered that recently in the Hana area, and so, you know, it can become a sensitive situation with the community especially when they're not involved or they find out something after-the-fact, and, you know, it causes a problem, so I just wanted to ask that on behalf of all of you so you know how they're going to be handling that situation. Mahalo.

Chair Notestone: Colleen, I got a question, actually maybe two or three.

Ms. Suyama: Okay.

Chair Notestone: So with that, if you were to find bones, that could delay the construction for --

Ms. Suyama: It could.

Chair Notestone: A long period of time could it not?

Ms. Suyama: It depends on what is found and the determination from State Historic Preservation. If they say that, you know, after the monitoring you can remove the bones and, you know, rebury them, that should not take as long, but if they determine they wanna go back to the Burial Council, then you have to schedule with the Burial Council and that could cause long delays.

Chair Notestone: So with that, the community members would see possibly no construction or demoing of, you know, continue the rock fall mitigation?

Ms. Suyama: Or they may be working in areas where there was no bones, you know,

found and just the area of the discovery would be left alone, and if there's mitigation that they need to follow, like sometimes they tell you that they want it kept in place, and then they may have to make adjustments to their plans in order to do that accommodations, so it all depends on what happens, and if there is delays, I'm pretty sure that because they have to notify the Keanae community of, you know, the times that roads are going to be closed during the construction time, they probably will then come back and tell the community because of this discovery, there's going to be a delay in construction, and they extend the construction period beyond what they had anticipated, so they probably, you know, will try to keep the community informed of what's going on.

Chair Notestone: So do you have -- yeah, that was where I was leading to is that if there were long delays, the community would notice that, hey, this has stopped and what's going on, so yes, there'll be a lot of curiosity, so if that was to happen, do you have a point of contact within the community or who would you contact if there was going to be a long delay?

Ms. Suyama: Well, if there was a -- is there a Keanae association?

Chair Notestone: I'm seeing a lot of heads --

Ms. Suyama: See, the only person that -- yeah, the only person that we have been in contact with that we know of was Dan, so we've been contacting Dan and making arrangements through him, so other than, you know, public notice, you know, of some kind.

Chair Notestone: Dawn Lono.

Ms. Lono: I would request that notifications, even the road closure schedule notifications, and any notifications that need to come out to the community could also be, in addition to what you have scheduled already with The Maui News and all of that, could be notified through the Hana Council Office, and that office sends out notifications every week about every road closure that we find out about or every situation that's happening, so the office could continue to do that.

Ms. Suyama: Okay that's -- that's a good suggestion.

Chair Notestone: Thank you, Dawn. I'm not done.

Ms. Suyama: Alright, since I'm in the hot seat, okay.

Chair Notestone: Another concern is the -- is there a possibility of shifting the hours of operation because you are starting in the springtime, days will be getting longer, there was a request in the public testimony maybe moving it one hour later?

Ms. Suyama: I think that's best answered by --

Chair Notestone: Okay.

Ms. Suyama: Either --

Chair Notestone: Thank you, Colleen.

Mr. Silva: Hi. Mike Silva again. I mean I could say anything is possible, so the -- there's gotta be I guess some give and take on the work hours, so if the -- if we're talking about like a noon start, and if, realistically, I think 6 is probably the latest that we could really go, so if there was, you know, a limited amount of work hours, it would lengthen the construction schedule time I had mentioned earlier, so it's not impossible, but what the other possibilities that that could happen is we saw the funds that were available, so there's 3 million dollars, being that it's a public project, it needs to go out to bid for the -- the low bidder gets, if they were, gets the project, our engineering estimate's already over budget so there's a possibility if the schedule takes too long for the contractor, and they put too much money on it, there could be some things that get left off to reduce the scope to fit inside the budget, so that would be the -- the give and take, it's just you don't have the production, the contractor doesn't have that productivity so it could be a more expensive cost.

Chair Notestone: So will have like an x-amount of time where you do a reassessment of your operation to maybe expedite the completion?

Mr. Silva: For the construction schedule?

Chair Notestone: Yes, sir.

Mr. Silva: So if we -- I guess what happens is is we -- we put together a package for the contractor to bid on, so we would say your work hours are noon to 6, and then the contractor would say, oh, I need this many days to do the work. We don't tell him how many days he has -- I mean we have -- we can tell them how many days it has to be completed, the whole entire project, but he's gotta be the one that pay his workers and say, you know, I need 4 weeks to do this so -- or 6 weeks to do this, depending on the open hours that are available, so it's all based on his bid at the time -- at the time of bidding, so there's not a reevaluation I think is that your question? Sorry.

Chair Notestone: Yeah, or just a reassessment. Yeah, moving on, Lehua, you had a question?

Ms. Cosma: I really want you to look into it because adding that one hour makes a big

difference for this isolated community especially if they rely on that only income. So when you say 11 to 6, did that hours come from the contractor?

Mr. Silva: No. So how we started, typical construction I think is, I don't know, 7:30 to 4, or something like that, but, you know, that's a typical construction day if a contractor was working, and that's when we came a year ago and the community voiced their concerns and said that wasn't acceptable, so we -- I guess we got to the point to 11 where we thought was a decent amount of time for the contractor to be available to work and then also have those morning hours available for the tourist or the business -- the customers to come down for the businesses here.

Ms. Cosma: Right, 'cause 11:00 is when it's very busy down here.

Mr. Silva: Yeah.

Ms. Cosma: So I was thinking, like one of the testifiers said, 12 --

Mr. Silva: Yeah.

Ms. Cosma: Or maybe 11:30 that, you know --

Mr. Silva: Yeah, again, anything -- it's not impossible, but, again, it's the ramifications or the give and take is what's going to happen.

Ms. Cosma: Look into it at least and see how we can work around it. Okay? Mahalo.

Chair Notestone: Oh, hold on. The -- before I continue, anybody else? Okay, I work for the Fire Department and one of my concerns is emergency services and could you explain to the community and also the Committee how you're going to handle if there's a call for an emergency here, and you're doing construction, we have to come through your construction, the communication with your -- your foreman, how that's going to play out?

Mr. Silva: Sure. I could say that the road closure is not going to be for the entire construction project, there's only a certain amount of tasks that need the full road closure for the safety of the folks on the road, so those would be when they're clearing the side vegetation, so cutting trees down, we wouldn't want to have anybody on the road, and they'd also what they call "scale" so they'd go and they pull as much material, like loose material, off like boulders and rocks, probably not boulders, but as large as they can, and they'd obviously fall on the road so you don't want any folks on the road at that time, so the road closures only on specific tasks and the contractor, again we're going to be writing the documents that the contractor bids on so we can write in conditions, so their emergency plan could be, yeah, to have a foreman or some main point of contact, have that, you know,

and Fire Department, definitely coordinate with Fire Department, Police Department, notify them when the road closures are happening, obviously, and when that person -- that person of the contractor is notified that there is an emergency, stop work, and the concern would just be to clear the road of what debris is there, so if it's just pushing it away and having at least one way of traffic, I mean they could do that as fast as possible, but it's just clearing the debris.

Chair Notestone: Yeah, one of the projects that's happening towards -- past Kipahulu, we have a radio that we -- that the Police Department gave to the foreman and being that you're -- I mean this location is a half-hour or more for responding units from Hana, if we could radio you and say, hey, we're coming, you'd have a half-hour to 40 minutes to clear whatever you've done, I recommend that. We'll make a recommendation of that that it works well for out there and that's something to consider. And then the last -- last question I have is about the removal of the standpipe, how's that going to affect the water for the community, and if we had a fire down here, you remove the standpipe, is it going to shut down for -- will you have an estimated time of how long water will be shut down?

Mr. Silva: So the -- the standpipe itself is -- there's a main line, a main waterline that comes down the road, the standpipe is a separate line off that main line, so there could be some down time for the water while they make some connections or install some valves, but the standpipe itself is off the main and it's on the top side so it's not a standpipe for the, you know, entire area. There's lower ones down here as well. So there could be some time that it's down because that is the direction of the feed so there might be some intermittent or some small shutdowns possible.

Chair Notestone: Yeah, just communicating with us, you know --

Mr. Silva: Sure.

Chair Notestone: With the Public Works, and when that's going to happen, and estimated time of the interruption.

Mr. Silva: Okay.

Chair Notestone: And that's all I have. Anybody else on the Hana Advisory Committee?

Mr. Silva: Would you mind if I could respond to some of the comments that they had earlier since I'm up here?

Chair Notestone: Yes you may.

Mr. Silva: There was the -- the concern about the first turn above the Kanoa house, above

the house with the concrete barricade, so the rock fall mitigation is all going to happen on the mauka side so there's going to be either a concrete barrier or netting or a rock fall fence, so that's going to take care of all the rocks before it gets to the road. And then on the makai side, right above the house, they're going to have some metal guardrails to actually stop vehicles from going down the cliff. So there's the two things there. And the second turn, there was a comment about the second turn too, on both -- on all of this, this whole site, there's not any -- I guess there's not going to be any cutting or, you know, making the turns wider at all, all they're going to be doing is, again, pulling the rocks down, so it's not -- it's not going to -- you're not going to gain any I guess site around the turn, so I just wanted to make sure that's clear. It's just pulling rock off of the slope, not cutting.

Ms. Redo: Is that a possibility though to cut that -- that short turn or that out of the question?

Mr. Silva: It's not necessarily just because it's vertical, you know, it's pretty steep so there'd be a lot of work to have to bring it back down and that's probably worsening the project. If it -- you know, you wouldn't want it to be as steep, you'd like to make it cut back as far.

Ms. Redo: ...(inaudible - not speaking into the microphone)... such a sharp turn and --

Mr. Silva: Yeah.

Ms. Redo: And definitely a one-car turn ...(inaudible - not speaking into the microphone)...

Mr. Silva: Yeah. So the second -- the second turn actually we are -- I think we're moving it out a little bit 'cause it's -- there's some room on the outside or, you know, the makai side, downhill, so we are moving that one out, but the first turn we are not moving out, there's nowhere to do the first turn, but the second turn, now that I think about it, we are moving that one out away from the cliff a little bit so you would gain some site around that second turn, or third turn, however you wanna look at it. Sorry.

Unidentified Speaker: ...(inaudible - not speaking into the microphone)... you going move out?

Mr. Silva: That's the first turn I'm calling --

Unidentified Speaker: On the second turn, what she was talking about, there's a narrow spot --

Chair Notestone: If you could direct the comments towards the Committee instead of doing the interaction.

Mr. Silva: Sorry.

Chair Notestone: And go ahead.

Mr. Silva: So his question was about the concrete and I guess it was narrow, the concrete barriers, but that's not the first turn as you come down right above the house?

Unidentified Speaker: ...(inaudible - not speaking into the microphone)... posts.

Mr. Silva: Oh, posts. Posts. Oh, okay.

Unidentified Speaker: That's what she talking about. The narrow spot.

Mr. Silva: Yeah, narrow spot. I didn't think it as too narrow there. I think we got -- oh, maybe at the very, very bottom.

Unidentified Speaker: Now you talk -- you talk about the ...(inaudible - not speaking into the microphone)... their concern or his concern that the property line originally from ...(inaudible)...

Mr. Silva: Oh, oh, okay.

Unidentified Speaker: Is right there on that ...(inaudible - not speaking into the microphone)... because we had backfill back there so that's why it's wider on our property line.

Mr. Silva: Okay, I see what you saying.

Chair Notestone: Okay, we gotta -- we gotta take a time out here. I mean public testimony is closed, I'm sorry about, so --

Mr. Silva: So I can address the concern.

Mr. Galazin: So thank you for indulging me here. I think what the Committee needs from you is more information, so if you just maybe ask that you direct your comments to the Committee Members because they would be the ones making the recommendation to the Maui Planning Commission so --

Chair Notestone: Thank you, David.

Mr. Silva: So I believe the -- I don't know if that's going to reach or not. So the comment -- so the comment I believe is the second turn, which I guess a couple comments ago, we're talking about maybe cutting the slope back, but then I had mentioned there's actually some

room to widen the road out further, and his most recent comment was that there is maybe some concrete pylons here and maybe the road widening out is infringing on their private property above. Is that correct? Sorry. So what we have is we did a land survey to find the property boundaries, so what we had is, and we can show him later, but we're showing the property as actually quite a ways away on that turn, so there's a lot of room still that there was room for even a shoulder, so it is not -- we are pushing the road out makai but it's still within the County property. Yeah, so if you could see that because there was some room, there's -- this stretch where there's the red line in the middle of road, that means that it's wide enough to have two 10-foot lanes, so we're actually widening the pavement as well, so you'll have 20-foot wide pavement where the rest is maybe 14 feet or so, so we're actually gaining a lot of room there for busses and even people to pass and getting some site around that turn.

Chair Notestone: Any other comments? Thank you. Do we have any staff recommendations?

Ms. Lono: ...(inaudible)...

Chair Notestone: Oh yeah, Dawn Lono, go ahead.

Ms. Lono: I'm just curious about -- it's talking about putting in guardrails, are those going to be like metal guardrails, or concrete, or I was trying to decipher the plans but they're kinda hard to decipher so if you could help me understand what --

Mr. Silva: Sure.

Ms. Lono: What that's going to look like.

Mr. Silva: So it is all metal guardrail, it is proposed for the vehicles, so on the makai side of the road. There is some concrete barricade on the mauka side, at the very first turn, but that is actually for the rocks to fall and catch the rocks so --

Ms. Lono: So those are the concrete jersey barrier type things?

Mr. Silva: Yeah. Yeah.

Ms. Lono: Those are so ugly. Sorry.

Mr. Silva: They're strong. They're strong and hold the rocks back.

Ms. Lono: Okay. I get it. But on the -- on the makai side, they're going to be taking out the rock wall and putting in --

Mr. Silva: Metal --

Ms. Lono: The metal -- the metal --

Mr. Silva: Yeah, metal guardrails, barriers.

Ms. Lono: Guardrails like they have along the rest of the highway.

Mr. Silva: Yeah, so we're actually going to tie it up to the highway so it's going to be continuous, well, a good portion, past that first turn, but it'll connect that first turn and go all the way up to the highway.

Ms. Lono: Okay. Mahalo.

Ms. Clark: I have a comment.

Chair Notestone: Yeah, Ms. Clark, go ahead.

Ms. Clark: Anytime I hear "guardrails," I think about Kaupo and how it really makes things unstable after a while, after it rains, and the weather, how are you going to secure it so that doesn't happen out here?

Mr. Silva: That was a good question. Sounds like ...(inaudible)... I was going to ask for. So Dan Clark had the same concern. So what -- what we do is, again I'm not too sure about the other -- if it was Kaupo or what the condition was, but how we have our design for the guardrail is it is buried quite a bit, I mean it's a standard detail, but we are keeping it at least two feet away from the top ridge, yeah, so it, again, it should be stable, and they're all tied together, again I'm not too sure about the Kaupo situation, but we feel the two-foot away from the top bank, that usually works pretty well.

Chair Notestone: Anything else? Thank you. We closed the public testimony. Clayton, you have staff recommendation, considerations?

Mr. Yoshida: Yes, Keith can present the staff recommendation.

Chair Notestone: Okay, Keith, you're on. Thank you.

Mr. Scott: Okay, before I give you the recommendation, I just wanted to give you some information. After the Planning Commission has reviewed your, hopefully, approval and has approved the project, then there is going to be a shoreline setback approval done for a very small portion of the project down by the ocean, so just so you're aware that that's

going to happen.

So the staff recommendation is to approve the project, there are 10 conditions of approval that are recommended including one that says that the applicant has to work with the community with respect to the hours, so they will have an obligation to continue to meet with the community and, hopefully, come to a -- an agreement in terms of the hours.

Chair Notestone: Any questions? Yeah --

Ms. Lono: Do we have the recommendations in here somewhere because I haven't been able to find it? Is it the last page?

Mr. Scott: Yes.

Ms. Lono: Thank you.

Mr. Scott: Yeah, there's actually a separate recommendation report. Yeah, there it is.

Ms. Lono: But that's not what you just read.

Mr. Scott: What I just read from is condition no. 8, it's on the last page.

Ms. Lono: So we're not going to go through all the conditions. You were just pointing that particular one out.

Mr. Scott: I'm pointing that one out. If you'd like me to read all the conditions, I'd be happy to do that.

Ms. Lono: Okay. I don't know. It's up to the other Committee Members. Thank you.

Chair Notestone: Thank you, Dawn. I don't know that that's necessary. Do we have any --

Ms. Lono: The Hana Advisory Committee is advising the Planning Commission, so if after this is done and the Hana Advisory Committee makes its recommendation, there's still another opportunity if something, you know, comes up, you can go before the Planning Commission, you know, if you read this afterwards or you think of something, watch for the Planning Commission agenda to come out and have this item on the agenda, and you have another opportunity to address this in front of the Planning Commission, so we're not the end all, be all, do all, yeah.

Ms. Hueu: ...(inaudible - not speaking into the microphone)...

Ms. Lono: Right. Yes.

Ms. Hueu: ...(inaudible - not speaking into the microphone)...

Ms. Lono: It's -- the Planning Commission notices do go in the paper, but if I see it, I'll send it out as well.

Chair Notestone: Anybody would like to make a motion to move forward with the SMA? I see some heads shaking. Lehua?

Ms. Lono: We were going to junk and po.

Chair Notestone: No need junk and po. Okay, Lehua.

Ms. Cosma: Okay, let's get this thing going, so I'd like to make a motion that we recommend and support the rock -- the safety of the Keanae Peninsula SMA -- SMA. anyways, I make that motion that we approve and recommend to the Planning Commission.

Ms. Lono: With the conditions.

Ms. Cosma: With the conditions. Correct.

Chair Notestone: Do I have a second.

Ms. Ross: I second that.

Chair Notestone: Okay, Maya seconds. All in favor. Oh, do we have any discussion first before we gone?

Ms. Lono: There was just the one request that Lehua made to have that time considered of possibly compromising to 11:30 or something, do we need to address that in here like specifically or should we just leave it in the Department's hands to do that?

Mr. Galazin: Yeah, thank you. I think the Department's got your comments down and, you know, the condition is already in there that they have to work with the community on the hours, and so I think they've got the feedback from you and that's what they wanna do, and if, you know, you wanted to add on another condition about making sure they're in the bid specifications that was -- as the Chair mentioned, you know, emergency access plan as part of the bid specs, you could add that another condition, you could amend the main motion if you so choose.

Chair Notestone: Thank you, David, Corp. Counsel. Do we have any other motions?

Ms. Lono: Do we need to add a condition that they work with the Fire Department and get the radio and have that communication? Okay, I would support that condition. I would make a motion to add that condition that the contractor would work directly with the Hana Fire Department to coordinate emergency services to the peninsula during construction.

Unidentified Speaker: Would that also be like -- like say -- say my son got into a terrible accident now and I have to get ...(inaudible - not speaking into the microphone)...

Chair Notestone: Yeah, yeah, yeah, it would include that.

Unidentified Speaker: ...(inaudible - not speaking into the microphone)....

Chair Notestone: It would.

Unidentified Speaker: Yeah.

Chair Notestone: It would definitely. But we have a motion. Do we have a second that recommendation?

Ms. Clark: I'll second that.

Chair Notestone: Any discussions? Okay, all in favor moving forward with this project -- oh, the amendment, oh with the amendment that Dawn just added? We have a unanimous vote.

It was moved by Committee Member Dawn Lono, seconded by Committee Member Linda Clark, then

VOTED: to amend the main motion to add a condition that the contractor work directly with the Hana Fire Department to coordinate emergency services to the peninsula during construction.

(Assenting - L. Clark, L. Cosma, D. Lono, M. Ross)

(Absent - D. Kaina)

(Excused - L. Kahaleuahi)

Chair Notestone: And we're back to the main motion as amended. Do we have a motion -- oh okay, do we have a vote on that? All in favor? We have a unanimous vote. There you go. Including a few in the crowd, that's good.

It was moved by Committee Member Lehua Cosma, seconded by Committee Member Maya Ross, then

VOTED: to recommend approval with the conditions, as amended, of the Department of Public Works SMA request for the Keanae Road Safety Improvements Project.

(Assenting - L. Clark, L. Cosma, D. Lono, M. Ross)
(Absent - D. Kaina)
(Excused - L. Kahaleuahi)

Chair Notestone: That concludes the public testimony -- I mean the public hearings. Thank you very much everybody for showing up. We'll schedule a recess, a five-minute recess.

(A recess was called at approximately 5:20 p.m., and the meeting reconvened at approximately 5:30 p.m.)

Chair Notestone: We're going to open the meeting again, and we're going to item -- item G, Orientation Workshop. I'd like to defer that to our next meeting because of our new member, Lipoa Kahaleuahi, is not present.

G. ORIENTATION WORKSHOP

- 1. Duties and Responsibilities**
- 2. Meeting Schedule**
- 3. Chapter 92, HRS - The Sunshine Law**
- 4. Ethics**

Mr. Yoshida: Oh, so it's postponed to the next meeting, yeah, when she can attend?

Ms. Lono: I so move.

Chair Notestone: Moved by Dawn Lono. Do we need a second?

Ms. Ross: I second.

Chair Notestone: And Maya seconds. All in favor of moving -- deferring? All.

It was moved by Committee Member Dawn Lono, seconded by Committee Member Maya Ross, then

VOTED: to defer Item G. to the next meeting.

(Assenting - L. Clark, L. Cosma, D. Lono, M. Ross)
(Absent - D. Kaina)
(Excused - L. Kahaleuahi)

Mr. Yoshida: So we postponed the workshop to the next meeting, hopefully, the new member can be here.

H. DIRECTOR'S REPORT

- 1. Native Hawaiian Law Training**
- 2. Scheduling of other Hana Region Applications**
- 3. Discussion of Future Hana Advisory Committee Agendas**

Mr. Yoshida: Okay, moving to item H, the Director's Report, no. 1, the Native Hawaiian Law Training, I think in January of 2017, the County Council passed an, well, an ordinance was enacted to require members of the Planning Commissions and the Hana Advisory Committee to receive Native Hawaii Law training from the Ka Huli Au Center from the Richardson School of Law at the University of Hawaii. We ran through various discussions with Ka Huli Au and also the Office of Hawaiian Affairs, which funds these trainings that Ka Huli Au does for new State board and commission members twice annually. The hang up was always they were willing to do a session on Maui on a Saturday because the trainers work Monday through Friday conducting classes at the Richardson School of Law. The question became is it open the public, can we televise it for -- so that people -- members did not have to fly over necessarily but could be kind of through the telecommunications they could ask questions of the trainers, and so that's been the sticking point for the past year and half. What we have decided to do, at the very least, is to send two members to the training that they do for new State -- State board and commission members, two members at a time, they do two of these trainings per year, so we will be contacting you when they have established dates for the training to see which two of you will be the -- will go the first time to the training. That's what we have at the very least.

Chair Notestone: Lehua, you have a comment?

Ms. Cosma: How long is this training?

Mr. Yoshida: It's all day.

Ms. Cosma: All day?

Mr. Yoshida: Yes.

Ms. Cosma: And you provide food?

Mr. Yoshida: Well, we originally proposed that they were willing to provide lunch to the attendees.

Ms. Cosma: Okay, thank you.

Mr. Yoshida: Okay, so that's that one. Scheduling of other Hana region applications. Basically, we have the Stice, Gary Stice application that we were going to go to the Advisory Committee for public hearing in May, but about 11 days before the scheduled hearing, the applicant contacted us and asked for a postponement so they could meet with the community and discuss their concerns and possibly make plan revisions, so they haven't -- the applicant -- we're still in discussions with the applicant regarding proposed revisions to their original plan, and with the new Planning Director, we have to bring the Planning Director now up to speed because this -- this thing has been going on for the past seven, eight years -- eight years, so we'll let you know when that happens. We still have that Kawaipapa rezoning that Bill Sides is the consultant for and he's trying to work things out with the State Historic Preservation Division, so we can't move forward with it unless the State Historic Preservation Division says we can move forward. So the item that we have possibly ready is Richard Lopez who wants to do a B&B on Uakea Road. There is at least one permitted bed and breakfast home located within 500 feet of Mr. Lopez's property so, therefore, he has to come to the Maui Planning Commission but because it's in Hana, then on the 14th agenda is the item to delegate the Hana Advisory Committee to conduct the public hearing on this. I try to group these B&Bs and short-term rental homes together as much as possible so we just don't come out for one application, but sometimes it's difficult, like with Brianna Everett and so it was difficult when she wanted to do a short-term rental home permit because she was the only one ready at that time and it was either, you know, Brianna, if you can wait for several more months if we get another one or we can try to do your thing now, so maybe within the next -- if the Commission, Maui Planning Commission delegates the authority on the 14th, maybe within the next two months we can have a public hearing with the Advisory Committee for Mr. Lopez's B&B application.

Ms. Lono: Where is -- where is that?

Mr. Yoshida: It's on Uakea Road in Hana. But, yeah, I guess it's on the agenda for the 14th, the agenda was probably posted today, so it has the street -- street address on it.

Ms. Lono: What about the bridge?

Mr. Yoshida: Oh, we're still waiting for Public Works to say, you know, move forward or are

they -- they may be still looking at other alternatives than what they had originally planned, that was back when Ward was on this Advisory Committee so that was at least two years ago, but we haven't received word from Public Works yet to move forward with the bridge plans, the SMA for the bridge plans.

Chair Notestone: Dawn, you're talking about Nahiku Bridge?

Ms. Lono: The one in Makaalae.

Mr. Yoshida: Yeah, Kahawaiokapia Bridge. Yeah. So that -- those are the applications, Hana region applications that we are currently processing and the status of them, so the soonest probably will be the Lopez B&B in a couple of months, and that is the -- oh, the Planning Commission is dealing with the -- Maui Planning Commission is scheduled to deal with the Nahiku Community Center land use entitlements and SMA permit at its meeting on the 14th ... (inaudible)... intervention from John Blumer-Buell and ten other people, so that's what we have. So those are the reports on the status of various Hana region applications and possible future Hana Advisory Committee meetings.

Chair Notestone: Thank you, Clayton. Any other discussion?

I. ADJOURNMENT

Ms. Lono: I move we adjourn.

Chair Notestone: Do we have a second on adjournment?

Ms. Lehua: Second.

Chair Notestone: All in favor? Yippee.

It was moved by Committee Member Dawn Lono, seconded by Committee Member Lehua Cosma, then

VOTED: to adjourn the meeting at approximately 5:40 p.m.

Submitted by,

SUZETTE L. ESMERALDA
Secretary to Boards & Commissions II

RECORD OF ATTENDANCE:

Present:

Gale Notestone, Chairperson
Linda Clark
Lehua Cosma
Dawn Lono
Maya Ross

Absent(A)/Excused(E):

Lipoa Kahaleuahi (E)
David "Kawika" Kaina (A)

Others:

Clayton Yoshida, Planning Program Administrator, Current Division
Keith Scott, Staff Planner
David Galazin, Deputy Corporation Counsel
Suzette L. Esmeralda, Secretary to Boards & Commissions II