

**INFRASTRUCTURE AND ENVIRONMENTAL  
MANAGEMENT COMMITTEE**  
Council of the County of Maui

**M I N U T E S**

**Council Chamber**

**December 3, 2018**

**CONVENE:** 1:32 p.m.

**PRESENT:** Councilmember Elle Cochran, Chair  
Councilmember Don S. Guzman, Vice-Chair  
Councilmember Alika Atay (in at 1:38 p.m.)  
Councilmember Robert Carroll  
Councilmember Riki Hokama  
Councilmember Yuki Lei K. Sugimura

**EXCUSED:** Councilmember Mike White

**STAFF:** Maggie Clark, Legislative Attorney  
Stacey Vinoray, Committee Secretary

Ella Alcon, Council Aide, Molokai Council Office (via telephone conference bridge)

Denise Fernandez, Council Aide, Lanai Council Office (via telephone conference bridge)

Dawn Lono, Council Aide, Hana Council Office (via telephone conference bridge)

**ADMIN.:** Richelle Thomson, Deputy Corporation Counsel, Department of the Corporation Counsel

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

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CHAIR COCHRAN: . . . *(gavel)* . . . Aloha, will the Infrastructure and Environmental Management [*sic*], please come to order? Today is December 3rd, it's about 1:32 in the afternoon, and I am Councilmember Elle Cochran, Chair of this Committee. At this time, please silence cell phones and any noisemaking devices. And here in the Committee is Vice-Chair of the Committee, Mr. Don Guzman.

VICE-CHAIR GUZMAN: Good afternoon, Chair. Thank you.

CHAIR COCHRAN: Aloha, Mr. Riki Hokama.

COUNCILMEMBER HOKAMA: Chairman.

CHAIR COCHRAN: Hi. Miss Yuki Lei Sugimura.

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COUNCILMEMBER SUGIMURA: Good afternoon.

CHAIR COCHRAN: And Vice-Chair of the Council, Mr. Bob Carroll.

COUNCILMEMBER CARROLL: Good afternoon, Chair.

CHAIR COCHRAN: Good afternoon and Mike White is excused. From Administration we have Ms. Richelle Thomson, Corporation Counsel. Aloha. And Committee Staff, of course, Maggie Clark, the Legislative Analyst and Stacey Vinoray, Secretary. Thank you, ladies. Today, Members, it's pretty quick. So, it's going to be the list of referrals I have that I'd like to send forward to the next term. And at this time, do we have, if we have anyone in the Chambers for testimony? Is Miss, no?

MS. CLARK: Madam Chair, there's no one signed up to testify at this time.

CHAIR COCHRAN: Okay. All right and let me check in with the District Offices. Over in Hana, Ms. Lono, anyone there to testify. Is Ms. Lono?

MS. LONO: Good afternoon, Chair, this is Dawn Lono at the Hana office and there is no one waiting to testify.

CHAIR COCHRAN: Thank you, Ms. Lono. Over on Lanai, Ms. Fernandez, you have anyone there to testify?

MS. FERNANDEZ: Good afternoon, Chair. This is Denise Fernandez on Lanai and there is no one waiting to testify.

CHAIR COCHRAN: Thank you. Miss Alcon on Molokai, anyone there to testify?

MS. ALCON: Good afternoon, Chair, this is Ella Alcon on Molokai and there is no one here waiting to testify.

CHAIR COCHRAN: Thank you very much, ladies. Well, Members, it looks like there's no one in the entire County wanting to testify. So, without objection I shall now close public testimony.

COUNCILMEMBERS VOICED NO OBJECTIONS.

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**COMMUNICATIONS FOR REFERRAL TO THE COUNCIL CHAIR  
FOR THE 2019-2021 COUNCIL TERM**

- IEM-1**            **OLD GOVERNMENT ROADS** (CC 12-181)
- IEM-9**            **INTEGRATED PEST AND ENVIRONMENTAL MANAGEMENT ON  
COUNTY PROPERTY** (CC 16-37)
- IEM-10**          **LOWER NAHIKU BRIDGE HEALTH AND SAFETY CONCERNS  
(NAHIKU)** (CC 14-308)
- IEM-12**          **PLASTIC BAG REDUCTION** (CC 16-62)
- IEM-13**          **HUI ROADS ON MAILEPAI PARTITION SUBDIVISION (WEST  
MAUI)** (CC 16-172)
- IEM-15**          **COUNTY DEVELOPMENT OF OFF-SITE INFRASTRUCTURE  
(MISC)**
- IEM-20**          **WASTEWATER INFRASTRUCTURE NEEDS** (CC 17-99)
- IEM-21**          **MAUI COUNTY REPETITIVE LOSS PROPERTIES FLOODPLAIN  
MANAGEMENT PLAN ANNUAL STATUS REPORT** (CC 17-105)
- IEM-24**          **GREEN WASTE SERVICES** (CC 17-122)
- IEM-26**          **BEACH EROSION, SEA LEVEL RISE, STORMS AND FLOODING  
IMPACTS ON COUNTY INFRASTRUCTURE** (CC 17-124)
- IEM-32**          **SUBDIVISION DEFERRAL AGREEMENTS** (CC 17-212)
- IEM-33**          **SAND MINING OF CENTRAL MAUI INLAND SAND** (CC 18-51, MISC,  
MISC)
- IEM-38**          **VISITOR IMPACTS TO COUNTY ENVIRONMENTAL AND  
INFRASTRUCTURAL RESOURCES** (CC 17-231)

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- IEM-46 INTERSECTION OF WAIALE ROAD AND WAINU ROAD,  
WAILUKU (CC 17-317)**
- IEM-49 KUALONO SUBDIVISION WATERLINE EASEMENTS (CC 17-383)**
- IEM-51 POWERS, DUTIES, AND FUNCTIONS OF THE DEPARTMENT OF  
ENVIRONMENTAL MANAGEMENT (CC 17-395)**
- IEM-53 AMENDMENT TO CONTRACT C3360-3 (R. M. TOWILL  
CORPORATION), KIHEI DRAINAGE MASTER PLAN (WAIAKOA  
GULCH TO KILOHANA DRIVE) (MISC)**
- IEM-57 KEAWE STREET (LAHAINA) INFRASTRUCTURE (CC 18-14)**
- IEM-63 STATUS UPDATE ON ANAERGIA SERVICES LLC PROJECTS  
(CC 18-128)**
- IEM-67 SUSTAINABILITY AND RESTORATION OF TRADITIONAL  
HAWAIIAN FISHPONDS (CC 18-166)**
- IEM-68 KIHEI WASTEWATER RECLAMATION FACILITY GRIT SYSTEM  
REPLACEMENT (CC 18-167)**
- IEM-73 INTEGRATED SOLID WASTE MANAGEMENT PLAN UPDATE  
PROJECT (CBS-3565) (MISC)**
- IEM-79 PERMITTED USE, OVERUSE AND MANAGEMENT OF THE  
BANYAN TREE PARK IN THE LAHAINA HISTORIC DISTRICT  
(CC 18-224)**
- IEM-80 TRAFFIC SAFETY AND ENVIRONMENTAL CONCERNS  
RESULTING FROM DEVELOPMENT IN MAKENA (CC 18-225)**

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**IEM-81            VISITABILITY STANDARDS IN THE COUNTY'S BUILDING CODE**  
(CC 18-198)

**IEM-82            DOOR OF FAITH SURFACE MAINTENANCE** (CC 18-252)

CHAIR COCHRAN: Thank you very much. So, Members, let's go through the discretionary referrals. As your Chair, I have posted 26 communications pending before this committee for you to consider referring to the Council Chair for the term beginning January 2<sup>nd</sup>, 2019, pursuant to Rule 23 of the Rules of the Council. These pertain to 26 items on the Committee's Master Agenda, which if not referred in the Council's discretion will be deemed filed at the end of term. The items are... and let me read these. Old Government Roads, IEM-1, CC 12-181 by Director of Public Works. We have...let's see, Integrated Pest and Environment Management on County Property, Item IEM-9, CC 16-37, referred by myself, Elle Cochran. Lower Nahiku Bridge Health and Safety Concerns, Nahiku, IEM-10, CC 14-308 from Council Vice-Chair Carroll. Plastic Bag Reduction, IEM-12, CC 16-62 Councilmember Cochran. Hui Roads on Mailepai Partition Subdivision, West Maui, IEM-13, CC 16-172 Councilmember Cochran: County Development of Offsite Infrastructure, IEM-15...let's see, referred on November 4, 2016. It's a Miscellaneous referral from the County Clerk's office. Wastewater Infrastructure Needs, IEM-20, CC 17-99 from Councilmember Cochran. Maui Repetitive Loss Properties Floodplain Management Plan Annual Status Report, IEM-21, which I was hoping to talk about today. This is CC 17-105 from Planning Director. Green Waste Services, IEM-24 CC 17-122 from myself, Elle Cochran. Beach Erosion, Sea Level Rise, Storms and Flooding Impacts on County Infrastructure, IEM-26 CC 17-124 from Councilmember Cochran. Subdivision Deferral Agreements, IEM-32 CC 17-212 from Councilmember King. Sand Mining of Central Maui Inland Sand, IEM-33 CC 18-51 Councilmember Cochran. Let's see, on 4-20-2018. Miscellaneous County Clerk [sic], wait what is this? County Clerk report, sorry one sec – are these under Sand Mining there's three referrals under Sand Mining?

MS. CLARK: Yes, that is correct.

CHAIR COCHRAN: Okay, so, but—and that goes with CC 18-51?

MS. CLARK: Yes.

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CHAIR COCHRAN: Okay, so...I read that so let me go back. Four-twenty, twenty-eighteen, Miscellaneous from County Clerk. And then on 7-20-2018 Miscellaneous reference from County Clerk under the Sand Mining. Visitor Impacts to County Environmental and Infrastructural Resources, IEM-38 CC 17-231 from Councilmember Cochran. Intersection of Waiale Road and Waiinu Road, Wailuku, IEM-46, CC 17-317 from myself, Councilmember Cochran. And I'd like to recognize the appearance of Mr. Atay, aloha. Kualono Subdivision Waterline Easements, IEM-49, CC 17-383 from Director of Finance. Powers, Duties and Functions of the Department of Environmental Management, IEM-51 CC 17-395, Councilmember Atay, Amendment to Contract C3360-3 R. M. Towill Corporation, Kihei Drainage Master Plan (Waiakoa Gulch to Kilohana Drive). IEM-53, referred on 12/01/2017 under Miscellaneous by County Clerk. Keawe Street (Lahaina) Infrastructure, IEM-57, CC 18-14 from myself, Councilmember Cochran. Status Update on Anaergia Services LLC Projects, IEM-63, CC 18-128 from myself. Sustainability and Restoration of Traditional Hawaiian Fishponds, IEM-67, CC 18-166 from myself, Elle Cochran. Kihei Wastewater Reclamation Facility Grit System Replacement, IEM-68, CC 18-167 referred by Councilmember Hokama. Integrated Solid Waste Management Plan Update Project, CBS 3565, IEM-73 referred on 5/18/2018, Miscellaneous from Deputy County Clerk. Permitted Use, Overuse and Management of the Banyan Tree Park in Lahaina Historic District, IEM-79, CC 18-224, from myself, Councilmember Cochran. Traffic Safety and Environmental Concerns Resulting from Development in Makena, IEM-80, CC 18-225 from myself, Elle Cochran. Visitability Standards in the County's Building Code, IEM-81, CC 18-198 from myself, Elle Cochran. And, last but not least, Door of Faith Surface Maintenance, IEM-82, CC 18-252, again, from yours truly, Elle Cochran. All right, so that's all of the items. So, Members, the Chair will entertain a motion to recommend the 26 communications listed on the agenda that I've read to you be referred to Council Chair for the term beginning January 2, 2019, pursuant to Rule 23 of the Rules of the Council.

VICE-CHAIR GUZMAN: So moved.

COUNCILMEMBER SUGIMURA: Second.

CHAIR COCHRAN: Thank you. It's been moved by, Mister -- sorry, Mr. Guzman, seconded by Ms. Sugimura. And, Members, any discussion on any items or anything needed, no? All right, seeing none then, all those in favor say "aye".

COUNCILMEMBERS VOICED AYE.

CHAIR COCHRAN: Any opposed? No one opposed. Measure passes with, what do we have? Six ayes, one excused, zero noes.

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**VOTE:           AYES:   Chair    Cochran,   Vice-Chair   Guzman,  
                                Councilmembers Atay, Carroll, Hokama, and  
                                Sugimura.**

**NOES:   None.**

**EXC.:   Councilmember White.**

**MOTION CARRIED.**

**ACTION:   Recommending REFERRAL of the communications to the  
                Council Chair for the term beginning January 2, 2019.**

CHAIR COCHRAN: And that's it for today Members. So, we have completed our agenda and we are adjourned. . . . (*gavel*) . . .

**ADJOURN: 1:41 p.m.**

APPROVED BY:



ELLE COCHRAN, Chair  
Infrastructure and Environmental  
Management Committee

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Transcribed by: Stacey Vinoray