

TRANSCRIPTION

Council of the County of Maui on 2022-07-15 9:00 AM - Regular Meeting

[GAVEL] >> WILL THE COUNCIL MEETING OF JULY 15TH, 2022 PLEASE COME TO ORDER. GOOD MORNING EVERYONE. THE GREETING FOR THE DAY IS FROM BELGIUM, AND IT IS SALUT. MR. CLERK, ROLL CALL. >> CHAIR, PROCEEDING WITH ROLL CALL. MEMBERS PARTICIPATING FROM NON-PUBLIC LOCATIONS SHOULD STATE, WHO, IF ANYONE, EXCEPT CHILDREN IS PRESENT WITH THEM AS PART OF THE ROLL CALL.\r\n\r\nCOUNCIL MEMBER SHANE SINENCI. >> SALUT CHAIR AND ALOHA KAKAHIKA MY 'OKINA. TODAY WE'RE AT THE HANA DISTRICT OFFICE, WHERE THERE'S A LIGHT MISTY RAIN COMING DOWN AT THE MOMENT, WITH MY DISTRICT STAFF. ALOHA. >> ALOHA. >> COUNCIL MEMBER MIKE MOLINA. >> ALOHA AND GOOD MORNING, MADAM CHAIR AND COLLEAGUES AND EVERYONE ELSE JOINING US FOR OUR COUNCIL MEETING TODAY.\r\n\r\nTRANSMITTING FROM A MAKAWAO AND INFORMED NO TESTIFIERS AT THE DISTRICT OFFICE. >> THANK YOU. >> COUNCIL MEMBER KELLY TAKAYA KING. >> ALOHA, KAKAHIKA. MADAM CHAIR, AND COLLEAGUES, AND THE PUBLIC. WE HAVE QUITE A FEW TESTIFIER BEHIND US HERE IN THE CHAMBERS. AND I HAVE NO REPORTS YET OF ANY TESTIFIERS AT THE SOUTH MAUI DISTRICT OFFICE, BUT WHEN I HEAR FROM THEM DIRECTLY, JUST HOPE EVERYONE HAS A GREAT DAY TODAY, LOOKING FORWARD TO ANOTHER PACKED AGENDA.\r\n\r\n>> THANK YOU. >> COUNCIL MEMBER GABE JOHNSON. >> EXCUSED. >> COUNCIL MEMBER TAMARA PALTIN. >> SALUT AND ALOHA KAKAHIKA FROM THE COUNCIL CHAMBERS, SEEING THE REMNANTS OF THE WATER CROSSING THE ROAD LAST NIGHT. SO IT'S GOING TO BE A ROUGH RIDE ON THE WAY HOME. I HAVEN'T HEARD OF ANY TESTIFIERS AT THE DISTRICT OFFICE.\r\n\r\nTHANK YOU. >> THANK YOU. >> COUNCIL MEMBER YUKI SUGIMURA. >> EXCUSED. >> PRESIDING OFFICER PRO TEMPORE TASHA KAMA. >> ALOHA, GOOD MORNING, CHAIR. ALOHA KAKAHIKA, AND SALUT TO ALL OF MY COLLEAGUES OUT THERE.\r\n\r\nI AM IN MY HOME, IN MY WORK SPACE, AND I HAVE MY MAKANA AND LEINA HERE WITH ME. THANK YOU, CHAIR. >> THANK YOU. >> COUNCIL VICE-CHAIR KEANI RAWLINS-FERNANDEZ. >> ALOHA KAKAHIKA, CHAIR. MY MAUI NUI KAMA. IN THE COUNCIL CHAMBERS, AND I'M SEEING NO TESTIFIERS AT THE MOLOKA'I DISTRICT OFFICE, BUT THERE ARE SEVERAL MOLOKA'I INDIVIDUALS WISHING TO TESTIFY.\r\n\r\nMAHALO, CHAIR. >> THANK YOU. >> I'M SORRY, I SEE THAT THERE ARE THREE TESTIFIERS AT THE MOLOKA'I DISTRICT OFFICE. MAHALO MS. LINDO. MAHALO, CHAIR. >> MR.\r\n\r\nCLERK. >> COUNCIL CHAIR ALICE L. LEE. >> PRESENT, SALUT TO EVERYONE, AND LET'S HOPE THIS WILL BE A FUN, EXCITING, AND SHORT MEETING. THANK YOU. >> AND CHAIR, COUNCIL MEMBER SUGIMURA HAS JUST JOINED US IN THE CHAMBERS. >> IS SHE WALKING DOWN SHE IS SETTING UP AT THE MOMENT, CHAIR. YUKI LEI SUGIMURA, HERE FOR A WONDERFUL DAY AND EVENING.\r\n\r\n>> NOT EVENING -- OKAY, THANK YOU. >> CHAIR? >> YES. >> THERE ARE EIGHT MEMBERS PRESENT, ONE MEMBER EXCUSED. A QUORUM IS PRESENT TO CONDUCT THE BUSINESS OF THE COUNCIL. FOR THE RECORD, I'M DEPUTY COUNTY CLERK JAMES KRUEGER AND ALSO PRESENT ARE LEGISLATIVE DIVISION STAFF JOYCE MURASHIGE, LAUREN SALDANA AND DELL YOSHIDA, AND JOINING US IS CORPORATION COUNSEL MOANA LUTEY. >> OPENING REMARKS THIS MORNING WILL BE PROVIDED BY MEMBER KING.\r\n\r\n>> MAHALO, CHAIR. ALOHA KAKAHIKA KAKOU, AGAIN, TO ALL PRESENT. THANK YOU FOR THE OPPORTUNITY TO PROVIDE OPENING REMARKS FOR THIS MEETING. TODAY I WANT TO EXTEND A BIG MAHALO FOR OUR HARD-WORKING SUPPORT STAFFS AT THE OFFICE OF COUNCIL SERVICES. WHILE IT'S THE SEASON WAXING ON ABOUT ALL OF OUR INDIVIDUAL ACCOMPLISHMENTS THE TRUTH IS WITHOUT OUR TEAM OF ANALYSTS, CLERKS, SECRETARIES AND OUR OWN EXECUTIVE ASSISTANTS WE WOULD NOT BE ABLE TO CARRY OUT THE WORK WE HAVE BEEN ELECTED TO DO. IT MAY NOT BE OBVIOUS TO THE PUBLIC, WHO TYPICALLY JUST

SEES US MEMBERS ON CAMERA, BUT OUR WORK ON THE COUNCIL IS A HUGE COLLABORATION. BETWEEN BEING INFORMED ABOUT AN ISSUE, AND THE POINT WHERE COUNCIL MEMBERS ARE ON A BILL OR RESOLUTION, THERE'S SO MANY STEPS.\r\n\r\nSMALL GROUP AND PUBLIC MEETINGS, DISCUSSIONS WITH OUR COUNCIL SERVICES ATTORNEYS, BACK AND FORTH BETWEEN COUNCIL MEMBER OFFICES, ANALYSTS AND EXPERTS, DISCUSSION AND OPEN MEETINGS WITH OTHER COUNCIL MEMBERS AND DEPARTMENT HEADS AND COMMUNICATIONS AFTER REGULAR BUSINESS HOURS. FINALLY OUR COUNTY CLERK AND HER STAFF HOST COUNCIL MEETINGS WHERE WE CAN LEARN WHETHER WE CAN CELEBRATE THE PASSAGE OF ANOTHER ORDINANCE IN CELEBRATION OF OWE COMMUNITY IT CAN BE GRUELING, BUT REWARDING TO BETTER OUR COMMUNITY AND HOME. AS WITH THE PLASTIC BAG BAN AND SINGLE- USE FOODWARE IT'S A FIGHT FOR OUR ENVIRONMENT, WHICH WHEN SUCCESSFUL, RESULTS IN A CLEANER MAUI WITH LITTLE OF THE FEARED OUTCOMES, OUR RETAIL BUSINESSES DIDN'T LOSE REVENUE AND, IN FACT WITH THE BAG BAN, THEY SAVED MONEY HAVING CUSTOMERS BRINGING IN THEIR OWN BAGS AND ELIMINATING SINGLE-USE PLASTIC FOODWARE DID NOT REDUCE THE AMOUNT OF PEOPLE EATING OUT. THEY ARE SERVED IN COMPOSTABLE TAKE OUT CONTAINERS HEALTHIER FOR US AND THE 'AINA. MANY OF OUR ENVIRONMENTAL BILLS WHILE LOCAL CAN CHANGE THE WORLD. OUR CHEMICAL SUNSCREEN BAN HAS INFLUENCED MAJOR EUROPEAN STORES TO SWITCH TO ONLY SELLING MINERAL SUNSCREENS. SOMETIMES I THINK IT'S TOO BAD BILLS AND RESOLUTIONS ONLY LIST OUR NAME AS COUNCIL MEMBERS.\r\n\r\nASSY, THAT IS NOT A FULL REFLECTION OF THE WORK THAT GOES INTO THE EFFORT NECESSARY TO CRAFT POLICY AND KEEP UP WITH THE CHANGING TIMES AND INCREASING CHALLENGES. OUR COUNCIL SERVICES STAFF ARE UNSUNG HEROES, WHICH MAKES THEM ALL THE MORE WORTHY OF PRAISE. READY TO STEP IN AT A MOMENTS A NOTICE, WITH HELPFUL INFORMATION OR LEGAL ADVICE, OUR COUNCIL SERVICES ANALYSTS AND ATTORNEYS ARE NOT ONLY DILIGENT AND CAPABLE, BUT UNDERSTANDING AND FAIR IN THEIR SERVICE TO ALL MEMBERS OF THE COUNCIL. AND YOU KNOW, THAT CAN'T ALWAYS BE AN EASY TASK. YET, WE CAN ALWAYS COUNT ON OUR OCS ATTORNEYS TO MAKE SEWER SHAO OUR BILLS LEGALLY SOUND AND THROUGH DISCUSSIONS WITH OUR COMMUNITY OF STAKEHOLDERS. OUR COUNCIL SERVICES ATTORNEYS DO NOT MAKE DECISIONS BASED ON POLITICS, AND DOGGEDLY CLEARLY DISTINGUISH LEGAL AM LIST FROM POLICY DECISIONS. THIS WILL CONSIDER TRANSFORMATIVE CHARTER AMENDMENT AND HIGHLIGHTING THAT AMENDMENTS TO THE COUNTY CONSTITUTION CAN HAVE CHANGES IN THE OPERATION OF GOVERNMENT.\r\n\r\nIN 2016 THE CHARTER WAS AMENDED TO ALLOW THE OFFICE OF COUNCIL SERVICES TO SERVE AS LEGAL COUNSELORS IN ADDITION TO CORPORATION ATTORNEYS AND IT HAS MADE A WORLD OF DIFFERENCE. LEGAL OPINIONS OFTEN DIFFER AND THEY CAN SOMETIMES BE DICTATED BY THE CLIMATE. KNOWING THAT OUR COUNCIL SERVICES ATTORNEYS AND US THE LEGISLATIVE BRANCH SPECIFICALLY BESTOWS CONFIDENCE WE'LL BE GUIDED TO MAKE THE BEST POLICY DECISIONS POSSIBLE, BASED TRULY ON THE POWERS VESTED IN US BY THE CHARTER AND THE CONSTITUENTS WE SERVE AND NOT ON POLITICAL PRESSURE OR PREFERENCE FROM ANOTHER CONFLICTING CLIENT. IT TAKES THE WORK OF MANY HANDS AND MINDS TO MAKE MAUI COUNTY, AND THE MORE WE'RE ABLE TO WORK TOGETHER IN GOOD FAITH, THE MORE OUR COUNTY BENEFITS. MAHALO NUI LOA COUNCIL SERVICES FOR ALL YOU DO. THANK YOU, CHAIR. >> THANK YOU.\r\n\r\nWELL-SAID. NOW MEMBERS, PLEASE JOIN ME IN RECITING THE PLEDGE OF ALLEGIANCE. I PLEDGE ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA, AND TO THE REPUBLIC FOR WHICH IT STANDS, ONE NATION UNDER GOD, INDIVISIBLE, WITH LIBERTY AND JUSTICE FOR ALL. BEFORE WE PROCEED WITH TODAY'S AGENDA, PLEASE I REQUEST THAT EVERYONE KEEP THEIR MICROPHONES AND SOUND DEVICES MUTED. UNLESS IT'S YOUR TIME TO SPEAK. DECORUM SHALL BE MAINTAINED AT ALL TIMES. MR.\r\n\r\nCLERK. >> PROCEEDING WITH TESTIMONY, MEMBERS OF PUBLIC

MAY TESTIFY AT COURTESY TESTIMONY SITE OR REMOTELY THROUGH THE INFORMATION LISTED ON THE MEETING AGENDA. INDIVIDUALS IN THE CHAMBER MAY SIGN UP TO TESTIFY WITH A STAFF MEMBER LOCATED ON THE 8TH FLOOR LOBBY, INDIVIDUALS AT TESTIMONY SITES MAY SIGN UP WITH STAFF AT THE SITE. INDIVIDUALS PARTICIPATING REMOTELY MAY SIGN UP IN THE MEETING CHAT. IF YOU ARE CONNECTED BY PHONE, YOU WILL BE AUTOMATICALLY BE ADDED TO TESTIFIER LIST, INDIVIDUALS CONNECTED BY PHONE WILL BE UNMUTED WHEN IT'S THEIR TIME TO TESTIFY. INDIVIDUALS CONNECTED SHOULD KEEP THEIR VIDEOS AND MICROPHONES OFF AND TURN IT ON ONLY WHEN IT'S THEIR TIME TO TESTIFY. TESTIMONY IS LIMITED TO THE ITEMS LISTED ON THE AGENDA.\r\n\r\nINDIVIDUALS MAY TESTIFY FOR THREE MINUTES WITH UP TO ONE MINUTE TO CONCLUDE. WHEN TESTIFYING, PLEASE STATE YOUR NAME AND THE NAME OF ANY ORGANIZATION YOU REPRESENT, AS WELL AS THE ITEM YOU WILL BE TESTIFYING AND PLEASE IDENTIFY TO THE COUNCIL IF YOU ARE A PAID LOBBYIST. INDIVIDUALS MAY BE DISCONNECTED AT ANY TIME FOR BREAKING DECORUM. AT THIS TIME WE'LL TAKE TESTIMONY ON THE CEREMONIAL RESOLUTION ONLY. THE FIRST PERSON SIGNED UP TO TESTIFY IS LUCIENNE DE NAIE. >> THIS IS LUCIENNE DE NAIE. I DIDN'T HAVE THE PRIVILEGE OF KNOWING COLETTE WELL, BUT I HAVE WORKED WITH HER ON VARIOUS PROJECTS AND ISSUES FOR MANY, MANY YEARS AND SHE WILL BE DEEPLY MISSED.\r\n\r\nSHE HAD A DEDICATION TO THINGS AND A FOCUS THAT REALLY STOOD OUT AMONG THOSE WHO DEEPLY CARE ABOUT OUR 'AINA AND OUR PEOPLE. AND AND AM VERY SAD TO KNOW THAT WE HAVE ONE LESS VOICE TO SPEAK FOR ALL OF THE IMPORTANT THINGS THAT SHE STOOD FOR ALL OF THESE YEARS. SO MAHALO FOR THIS OPPORTUNITY. >> THANK YOU VERY MUCH. ANY QUESTIONS, MEMBERS? IF NOT, THANK YOU. MR.\r\n\r\nCLERK. >> THE NEXT INDIVIDUAL SIGNED UP TO TESTIFY IS BRIDGET MALLETT, FOLLOWED BY JUANITA REYHER-COLON. >> GOOD MORNING, GOOD MORNING COUNCIL MEMBERS, AND I JUST WANT TO SPEAK ON BEHALF OF MY FAMILY, THE MALLETS, WE LIVE ON MOLOKA'I. MY NAME IS BRIDGET MALLETT AND I JUST WANTED TO SHARE MY RELATIONSHIP WITH COLETTE HAS BEEN A LONG ONE. I REMEMBER WHEN SHE FIRST CAME TO MOLOKA'I. WE WERE AT A MEETING, OR WE WERE AT AN OFFICE PLACE UPSTAIRS FROM, I THINK IT WAS AMERICAN SAVINGS, BUT SHE TAUGHT ME HOW TO USE A THESAURUS. SHE TOLD ME -- SHOWED ME THE BOOK, AND TOLD ME WHAT IT WAS USED FOR, AND I THOUGHT THAT WAS FABULOUS. I WAS OLDER AND MARRIED WITH CHILDREN AND DIDN'T KNOW WHAT A THESAURUS WAS. SO I DON'T KNOW WHAT I DID, BUT SHE SHOWED IT TO ME AND I THOUGHT, NO WONDER SHE KNOWS PLENTY OF WORDS AND NO WONDER SHE CAN WRITE SO WELL.\r\n\r\nSO FROM THEN ON, I'M A USER OF THE THESAURUS. SHE WAS A MONA WAHINI, VERY ARTICULATE AND WHEN SHE HAD BUSINESS TO BE DONE, SHE WENT RIGHT AT IT. SHE WAS ALWAYS -- SHE DID HER HOMEWORK, WHENEVER WE WERE ATTENDING MEETINGS, SHE WOULD ALWAYS QUESTION THESE TONS OF DOCUMENTS THAT SHOULD -- THAT WE ALL SHOULD HAVE READ, AND SHE READ EVERYTHING AND SHE KNEW JUST WHAT TO ASK. SHE WAS SMART. SHE REALLY LOVED MOLOKA'I. THE LAST TIME I SPOKE WITH HER, SHE WAS IN THE HOSPITAL, AND SHE WAS COMING HOME. SO I KNOW SHE LOVED MOLOKA'I VERY MUCH. SO I JUST WANTED TO SHARE THAT.\r\n\r\nSHE WILL BE MISSED. I HAVE BEEN TO MANY MEETINGS WITH HER, AND BOY, WHEN SHE STARTED POUNDING TABLES, AND MAKING HER POINT CLEAR, I DIDN'T KNOW WHETHER I SHOULD RUN, OR WHAT? MAN, SHE WAS A TOUGH COOKIE AND SHE WAS ALWAYS ON THE FRONT LINE OF EVERY BATTLE WE FOUGHT. SO I REALLY HAVE A LOT OF RESPECT FOR HER, AND SHE WILL BE MISSED, AND WE LOVE THE FAMILY. I SEND MY CONDOLENCES. THANK YOU, KEANI AND COUNCIL MEMBERS FOR ALLOWING THIS TIME TO SHARE OUR MANA'O. GOD BLESS YOU ALL. MAHALO.\r\n\r\n>> CHAIR, NEXT INDIVIDUAL SIGNED UP TO TESTIFY IS JUANITA REYHER-COLON, FOLLOWED BY LAURIE BUCHANAN. CHAIR, JUST TO NOTIFY YOU, COUNCIL MEMBER JOHNSON HAS JOINED US

IN THE CHAMBERS. >> GOOD MORNING, CHAIR. I'M HERE, GABE JOHNSON. SALUT, THERE'S NO TESTIFIERS AT THE LANAI DISTRICT OFFICE. MAHALO. >> THANK YOU FOR JOINING US.\r\n\r\n>> MR. CLERK. >> JUANITA, IT'S NOW YOUR TIME TO TESTIFY. >> MAHALO, ALOHA CHAIR LEE AND MEMBERS OF THE COUNTY COUNCIL. MY NAME IS JUANITA REYHER-COLON, A MEMBER OF MOLOKA'I. MAHALO FOR THE TIME TO ADDRESS ITEM E ON THE AGENDA. I WANT TO EXTEND MY CONDOLENCES TO THE FAMILY OF AUNTIE COLETTE MACHADO AND HAD THE PRIVILEGE TO KNOW AUNTIE NOT JUST AS A MEMBER OF THE MOLOKA'I COMMUNITY, BUT AS A FELLOW BOARD MEMBER ON THE LAND TRUST BOARD. AUNTIE COLETTE WAS VERY PASSIONATE ABOUT NATIVE HAWAIIAN RIGHTS AND 'AINA.\r\n\r\n\r\nAND LEAVES BEHIND A LEGACY THAT TRANSCENDS OUR PIANA AND SHOULD BE PROUD OF THE WORK THAT AUNTIE COLETTE HAS DONE OVER YEARS, AS A MENTOR TO MYSELF AND OTHERS AND CHAMPION OF ALOHA 'AINA. SHE WILL BE MISSED. MAHALO. >> THANK YOU. MEMBERS, QUESTIONS? IF NOT, THANK YOU VERY MUCH. MR.\r\n\r\n\r\nCLERK. >> THE NEXT INDIVIDUAL WE HAVE SIGNED UP TO TESTIFY IS LAURIE BUCHANAN, FOLLOWED BY SHERYL CORBIELL. >> ALOHA, AND GOOD MORNING HONORABLE COUNTY COUNCIL MEMBERS BEST COUNTY COUNCIL EVER. YOU KNOW I LOVE YOU GUYS. CHAIR ALICE, I WILL BE THANKING THE COUNCIL FOR PROVIDING THIS OPPORTUNITY TO ACKNOWLEDGE A WOMAN I GREATLY ADMIRER, MOLOKA'I'S COLETTE MACHADO. WHEN CHAIR MACHADO WALKED INTO THE ROOM, YOU KNEW YOUR WARRIOR HAD ARRIVED. I HOPE I CAN GET THROUGH THIS WITHOUT CRYING.\r\n\r\n\r\nEXTREMELY BRILLIANT, OUR WARRIOR, WAS ALWAYS PREPARED, AND SHE DID HER HOMEWORK. SO IF YOU WERE AN OPPONENT, YOU HAD BETTER BE READY. EMPATHETIC, COMPASSIONATE, AND FEROCIOUS, FIGHTING FOR THE UNDERDOG, THE OPPRESSED AND THE DOWNTRODDEN AND THOSE WITHOUT A VOICE. SHE WAS OUR CHAMPION. CHAIR MACHADO'S COUNTLESS CONTRIBUTIONS TO THE PEOPLE OF HAWAI'I, WHO LIVE ON IN PERPETUITY, MY CONDOLENCES TO THE 'OHANA, BECAUSE BEHIND EVERY GREAT PERSON IS A GREAT SUPPORT SYSTEM, AND SACRIFICE, LIKE ALL OF YOU SACRIFICE. WE ALL SACRIFICE FOR OUR CITIZENS, AND THAT IS WHY I LOVE YOU GUYS, AND I LOVE CHAIR MACHADO AND HER FAMILY. SO MAHALO COUNCIL, FOR HONORING HER TODAY.\r\n\r\n\r\nIT IS DEEPLY APPRECIATED BY THE PEOPLE OF MOLOKA'I. MAHALO. HAVE A GREAT DAY. >> THANK YOU SO MUCH. MEMBERS, QUESTIONS? IF NOT, MR. CLERK. >> NEXT INDIVIDUAL TO TESTIFY IS SHERYL CORBIELL, FOLLOWED BY GEORGE AIWOHI.\r\n\r\n\r\n>> MAHALO, HONORABLE MAUI COUNTY REPRESENTATIVES. MAHALO FOR THE RESOLUTION REGARDING THE CONTRIBUTIONS OF COLETTE MACHADO. I SUPPORT THE RESOLUTION WITH MUCH ALOHA. I WAS PRIVILEGED TO WORK ALONGSIDE COLETTE AND HER HUSBAND MYRON FOR SEVERAL DECADES, KNOWN FOR HER WORK AS AN ELECTED REPRESENTATIVE, BUT SHE WAS A TEACHER, A COACH, MENTOR, VOLUNTEER TO MANY ORGANIZATIONS FOR EXAMPLE, SEVERAL NON-PROFITS WOULD NOT EXIST TODAY WITHOUT COLETTE'S GUIDANCE, SUCH AS THE MOLOKA'I LAND TRUST. THE RENEWABLE ENERGY NONPROFITS ON MOLOKA'I, BOTH WERE STARTED INITIALLY WITH THE SEEDS BY COLETTE MACHADO. WHILE FIGHTING FOR SUITABLE PROJECTS AND UNSUITABLE PROJECTS AND IMPLEMENTING SOMETHING THAT THE GOVERNMENT SAID WE COULD NOT DO AND THAT IS TO DO A RESEARCH-ORIENTED 28-MILE SURVEY OF THE MOLOKA'I SOUTH SHORE, WHICH IS USED TODAY BY MANY ENTITIES. SHE WAS INVOLVED IN DOZENS AND DOZENS OF DOZENS OF PROJECTS, WITH TEACHING KEIKI ABOUT OBO AND RESTATION WORK AT THE SITE.\r\n\r\n\r\nSHE HELPED FAMILIES IN NEED, EITHER USING HER OWN RESOURCES, OR GETTING THEM IN TOUCH WITH OTHER ORGANIZATIONS. I STILL HEAR HER VOICE, EVEN THOUGH SHE IS NOT HERE, TELLING ME WHAT TO DO, PONO REGARDLESS OF WHO IS IN OPPOSITION, MY HOMEWORK AND RESEARCH AND NEVER GIVE UP. COLETTE ALWAYS SPOKE TO FRANKLY AND HONESTLY, BUT SHE GAVE OF HER TIME, SELFLESSLY, EXPERTISE AND ENERGY TO HELP HAWAI'I, AND ESPECIALLY MOLOKA'I. MAHALO FOR RECOGNIZING THIS

WONDERFUL HAWAIIAN WOMAN AND LEADER. MAHALO. >> THANK YOU. MEMBERS, QUESTIONS? IF NOT, MR. CLERK. >> CHAIR, THE NEXT INDIVIDUAL WE HAVE SIGNED UP TO TESTIFY IS GEORGE AIWOHI, FOLLOWED BY ZHANTELL LINDO. >> ALOHA, COUNCIL MEMBERS. IT'S AN HONOR TO BE ABLE TO SPEAK ON HER BEHALF, AND YOU KNOW, YOU HEARD ALL OF THE THINGS SHE HAS DONE ON A PROFESSIONAL LEVEL. SHE WAS MY COUSIN AND REALLY STRONG ADVOCATE FOR THE PEOPLE OF MOLOKA'I AND HAWAIIAN PEOPLE. I SEE HER WALKING INTO THE ROOM, AND MAN, YOU OUGHT TO BE READY. I ALSO SEE THE SPIRITUAL SIDE OF HER, A CHURCH MEMBER OF OUR COMMUNITY AND SHE FOUGHT REALLY HARD TO MAKE SURE THAT THE WORD OF GOD GOT OUT THERE. A STRONG ADVOCATE OF JUST KNOWING HOW MUCH THAT MEANT TO THE PEOPLE, HOW MUCH, I GUESS, WHAT I WOULD LIKE TO SAY IS THAT SHE WENT OUT THERE WHEN WE HAD CHURCH SERVICES AND SHE WAS A STRONG ADVOCATE FOR GETTING THAT MESSAGE OUT. SHE WENT ALONG WITH US WHEN WE WENT TO VISIT PEOPLE AND PRAYED FOR THEM AND SHE MADE SURE THAT THOSE WHO NEEDED BIBLES EVEN, YOU KNOW? SHE WENT OUT AND BOUGHT THE HAWAIIAN BIBLE THAT CAME FROM KAMEHAMEHA SCHOOLS AND SHE GAVE THOSE AWAY, YOU KNOW? BECAUSE SHE WANTED US TO KNOW THAT ALL OF THE THINGS THAT HELPED HER TO BE WHERE SHE IS AT TODAY WAS BECAUSE OF HER GOD, BECAUSE OF HER LOVE FOR HER PEOPLE, BECAUSE OF THE THINGS THAT WE STRUGGLED TO GET. ON MOLOKA'I, YOU KNOW, WE MAKE DUE WITH WHAT WE HAVE. YOU KNOW? I NEVER KNEW GROWING UP WHAT THEY WERE POOR. I NEVER KNEW THAT, BECAUSE I NEVER KNEW THAT THERE WAS AN IMPORTANCE FOR MONEY. YOU KNOW? MY PARENTS, GRANDPARENTS, YOU KNOW, WE GREW UP IN THE FIRST HOMESTEAD AND MY GRANDMOTHER WAS THE VERY FIRST TO GET AND I MYSELF AM A HOMESTEADER. I ALSO WORK FOR THE JUDICIAL, FOR THE DRUG COURT AND I HAD THE OPPORTUNITY TO ASK HER TO BE A SPEAKER AT ONE OF THE GRADUATIONS HERE ON MOLOKA'I. I HAVE BEEN WORKING FOR THE JUDICIARY FOR THE LAST 14 YEARS AND STILL WORKING FOR THEM TODAY. I ASKED PERMISSION TO BE ABLE TO COME AND SPEAK ON HER BEHALF AND PART OF THE THINGS SHE HAD DONE IS SPOKEN AT A GRADUATION. SHE WAS VERY, VERY LOVED ON THIS ISLAND WE WILL MISS HER, BECAUSE SHE WAS A FORCE TO RECKON WITH. MY CONDOLENCES TO MYRON. YOU KNOW, THEY SAID FOR EVERY GREAT WOMAN THERE'S A GREAT MAN, AND THAT GUY COULD TAKE A BEATING. YOU WOULD HEAR MYRON! AND HE WOULD COME RUNNING. BECAUSE HE IS THE PERSON THAT SHE COULD DEPEND ON. WHEN I GOT THAT MESSAGE FROM HIM THAT SHE HAD PASSED, IT WAS SUCH AN HONOR TO BE TOLD THAT 15 MINUTES AGO SHE HAD PASSED, AND SO I JUST WANT TO THANK YOU GUYS FOR GIVING ME THE OPPORTUNITY TO TALK ON HER BEHALF ON THE SIDE YOU DON'T GET TO HEAR THAT MUCH. THANK YOU SO MUCH. CHAIR, NEXT INDIVIDUAL WE HAVE SIGNED UP TO TESTIFY IS ZHANTELL LINDO, FOLLOWED BY WALTER RITTE. >> ALOHA, COUNCIL. I TRY TO TURN ON MY CAMERA, BUT IT'S NOT WORKING. THAT'S OKAY. I'M SURE YOU GUYS ARE FAMILIAR WITH MY FACE. MY NAME IS ZHANTELL LINDO. I AM OF MOLOKA'I AND PRIVILEGE OF BEING INFLUENCED AND KNOWING AUNTIE COLETTE PERSONALLY, AND SUCH A BEAUTIFUL WAY. I WAS BORN IN A GENERATION WHERE WHEN I WAS COMING UP IN COMMUNITY SERVICE, IT WAS REALLY JUST ME, AND AUNTIE HAD BEEN IN THIS FOR A LONG, LONG TIME. SO I CAME WITH ALL OF MY ANXIOUSNESS AND ZEAL, AND LIMITED EXPERIENCE AND THOUGHT, AND SHE WAS QUICK TO PUT ME IN MY PLACE. I REMEMBER HER MAKING ME CRY AT MEETINGS, AND STUFF AFTER I TESTIFIED, AND WHERE SOME MIGHT TAKE OFFENSE, WHAT THAT DID FOR ME WAS SHOW ME THAT ALOHA WAS NEVER MEANT TO BE WEAK. THAT WHEN I COME TO STAND IN DEFENSE OF MY COMMUNITY, AND MY FAMILY, BETTER COME KNOWING WHAT I'M TALKING ABOUT. WHEN I COME WITH PASSION, AND ALL OF THESE GREAT IDEAS, I BETTER MAKE SURE I DID MY HOMEWORK. AND SO THAT SET ME ON A COURSE TO HAVE INTEGRITY, AND TO BE SURE THAT I WAS WORKING FOR THE BETTERMENT OF THE WHOLE, NO

MATTER HOW ALONE YOU AT TIMES THAT BENEFIT TO THE COMMUNITY WAS MORE THAN JUST ONE PERSON. AND SHE TAUGHT ME ALL OF THOSE THINGS. LATER ON IN LIFE, WHEN I GREW UP, AND SHE AND I CHOOSE TO FOLLOW KEA KUA, SHE SAID TO ME, ZHANTELL, YOU GOT TO TAKE THIS MENTAL OF ALOHA AND DEMAND THAT OUR COMMUNITY ERASE ALL THE LINES.\r\n\r\nSHE SAID SO MANY OF US IN OUR HAWAIIAN CULTURE, AND IN OUR EFFORT TO HELP THE LA HUI HAVE CREATED UNNECESSARY SIGNS AND DIVISIONS. I AM SO BLESSED TO HAVE KNOWN HER AND UNCLE MYRON, TO HAVE BEEN LOVED BY THEN AND TO LOVE THEM AND REAP THE BENEFITS OF THEIR INSPIRATION, NOT JUST IN WORDS, BUT ESPECIALLY IN DEEDS. ALTHOUGH I WILL MISS HER AND THERE IS NO OTHER PERSON LIKE HER IN THIS ENTIRE WORLD, THERE IS NO ONE LIKE HER, I KNOW THERE ARE SO MANY OF US, LIKE MYSELF, AND JUANITA AND OTHER PEOPLE, WHO HAVE BEEN SO INFLUENCED BY HER, THAT SHE HAS TRANSFORMED OUR LIVES AND OUR VISION OF ALOHA AND LEADERSHIP IN A WAY THAT CAN NEVER BE LESSENED AND WEAKENED. MAHALO, UNCLE MYRON, TO THE 'OHANA, I LOVE YOU GUYS. THANK YOU FOR SHARING SUCH A BEAUTIFUL WOMAN, ALL OF YOU MAHALO, MAHALO. >> THANK YOU, ZHANTELL. >> MEMBERS, QUESTIONS?\r\n\r\nIF NOT, THANK YOU AGAIN. >> SORRY, FOR THE RECORD, I WOULD JUST LIKE TO ACKNOWLEDGE I WAS ON MY OWN TIME. >> THANK YOU. >> TESTIFYING ON MY OWN BEHALF. >> CHAIR, NEXT INDIVIDUAL SIGNED UP TO TESTIFY IS WALTER RITTE, FOLLOWED BY STACY CRIVELLO. >> ALOHA. I'M TRYING TO SEE IF I COULD GET ME ON THE SCREEN, BUT I GUESS NOT.\r\n\r\nFIRST THING THAT COMES TO MY MIND WHEN YOU TALK ABOUT COLETTE MACHADO, THAT SHE WAS A GREAT LADY. THERE'S NO DOUBT IN MY MIND THAT THIS IS GOING TO BE A HUGE LOSS TO ALL OF US ON MOLOKA'I. I DON'T KNOW HOW WE'RE GOING TO FILL THAT VOID? BUT I KNOW THERE'S A LOT OF YOUNG PEOPLE COMING UP, AND THEY CAN EMULATE HER, AND FILL THAT VOID. SHE WAS A LEADER. SHE WAS A LEADERSHIP THAT NO MATTER WHO WAS IN THE ROOM, YOU KNEW SHE WAS ONE OF THE LEADERS IN THAT ROOM. NO NONSENSE, THAT IS FOR SURE. AND YET, SHE HAD A VERY SPIRITUAL SIDE.\r\n\r\nI WAS IN MANY, MANY, MANY, MANY BATTLES WITH COLETTE MACHADO OVER THE YEARS. I MEAN, A LOT OF TIMES WE WERE TOGETHER AND A FEW TIMES WE WERE AGAINST EACH OTHER, BUT WE ALWAYS STAYED TOGETHER AT THE END, NO MATTER WHETHER WE AGREED WITH EACH OTHER OR NOT. I WOULD LIKE TO GIVE YOU ONE EXAMPLE OF HOW DIVERSE THIS LADY WAS. WHEN WE WERE DOING BATTLES BECAUSE WE DIDN'T WANT THE CRUISE SHIPS TO COME TO MOLOKA'I, SHE GATHERED EVERYBODY BEFORE SUNRISE, SAYING WE'RE GATHERED TO GIVE VOICE FOR THE THINGS THAT HAVE NO VOICE. AND LET US KNOW THAT YOU ARE FIGHTING THE CRUISE SHIPS NOT JUST BECAUSE OF PROBLEMS ON MOLOKA'I, THAT WE ONLY HAVE ONE BATHROOM FOR 2,000 PEOPLE, BUT WE WERE THERE TO PROTECT THE REEF AND THE DAMAGE BY THESE HUGE SHIPS. AND THEN WENT INTO JUDGE SUKI'S OFFICE, IN CHARGE OF TRANSPORTATION FOR STATE AND TRIED TO CONVINCHE HIM NOT TO ALLOW THE SHIPS TO COME TO MOLOKA'I. SHE AND I WALKED IN THE DOOR AND TALKED REALLY NICELY TO MR. SUKI AND DIDN'T TAKE MORE THAN THREE MINUTES BEFORE A SWEARING MATCH WENT ON, AND OF COURSE, SHE WON THE SWEARING MATCH AND THERE WAS NO CRUISE SHIPS COMING TO MOLOKA'I. THAT WAS COLETTE MACHADO.\r\n\r\nSHE WILL BE MISSED AND MAHALO TO ALL OF YOU FOR ALLOWING US TO SHARE SOME OF THE GREAT STORIES OF THIS GREAT LADY. ALOHA. >> THANK YOU. MEMBERS, QUESTIONS? IF NOT, THANK YOU VERY MUCH. MR. CLERK.\r\n\r\n>> CHAIR, THE LAST INDIVIDUAL WE HAVE SIGNED UP TO TESTIFY ON THE CEREMONIAL RESOLUTION IS STACEY CRIVELLO IF THERE ARE ANY OTHER INDIVIDUALS WHO WISH TO TESTIFY ON THE CEREMONIAL RESOLUTION, PLEASE IDENTIFY YOURSELF IN THE MEETING CHAT OR SIGN UP WITH THE APPROPRIATE STAFF MEMBER. AT THIS TIME, STACY CRIVELLO. >> ALOHA, COUNCIL AND MYRON. WITH MY PERSONAL RELATIONSHIP WITH COLLETTE AND 'OHANA TO MAHALO YOU FOR

YOUR EXPLICIT WORDS OF ALOHA AND HONOR FOR COLETTE YVETTE PI'IPI'I MACHADO AKUTAGAWA. MAUI AND MOLOKA'I WERE BLESSED TO BE BENEFACTORS OF COLETTE'S UNSELFISH WORKS WITH HER POLITICAL EXPERIENCE, AND LET US THROUGH MANY BUMPY AND STRESSFUL PATHS, HER LEADERSHIP BY FOCUSING ON THE NEEDS AND RIGHTS OF KANAKA MAOLI. COLETTE'S ACCOMPLISHMENTS ARE ENDLESS, AND TIME DOES NOT ALLOW ME TO LIST HER WORKS AND KNOWING COLETTE, SHE WOULD SHY AWAY FROM THIS KIND OF ATTENTION. HOWEVER, THE WELL-BEING OF HER HAWAIIAN FAMILIES AND COMMUNITIES WERE ALWAYS AT THE TOP OF HER LADDER.\r\n\r\nI KNOW COLETTE WHO FIRST OF ALL, HER LOVE FOR OUR HEAVENLY FATHER, HER LOVING MYRON AND HER 'OHANA AND HER LIFE'S JOURNEY. I WILL ALWAYS CHERISH HER FRIENDSHIP AND APPRECIATE HOW WE ALWAYS TALKED ABOUT MEETING THE NEEDS OF OUR ISLAND HOME. I WOULD LIKE TO SHARE A QUOTE COLETTE WOULD SAY, "MOLOKA'I IS MY 'AINA HANAUMA, LAND OF BIRTH. IT'S ALWAYS MY LAND OF MY KUPUNA, ANCESTORS AND LASTLY, PLACE OF IWI, WHERE I WILL REMAIN." THESE ARE QUOTES FROM OUR COLETTE MACHADO. HER JOURNEY HAS LED HER UNTO A GLOW OF UNEARTHLY SPLENDOR, WHERE SHE CONTINUES HER WORKS AS OUR PRAYERFUL WARRIOR. TODAY, SHE LEAVES US A CANOPY OF WORKS WITH ALOHA AND LOVE. MAHALO, COLETTE, MAHALO, MYRON.\r\n\r\nMAHALO COUNCIL MEMBER KEANI FOR THIS SPECIAL RESOLUTION OF RECOGNIZING OUR LEADER, COLETTE, FOR HER DEDICATION AND COMMITMENT TO SERVICE. MAHALO NUI. >> THANK YOU VERY MUCH, STACY. MEMBERS, QUESTIONS? VERY BEAUTIFUL. THANK YOU. MR.\r\n\r\nCLERK. >> CHAIR, ONE MORE INDIVIDUAL HAS INDICATED THAT THEY WOULD WISH TO TESTIFY ON THE CEREMONIAL RESOLUTION. HANNAH BERNARD. HANNA BERNARD, IT'S YOUR TIME TO TESTIFY ON THE CEREMONIAL RESOLUTION. >> ALOHA KAKOU, AND COUNCIL MEMBERS, AND CHAIR. I'M JUST HAPPY TO SPEAK ON BEHALF OF THE COLETTE MACHADO, BECAUSE OF MY EXPERIENCE WITH HER SO LONG AGO, WHEN THE WHALE SANCTUARY WAS FIRST ESTABLISHED BY AN ACT OF CONGRESS. SHE HOTLY CONTESTED AND PEOPLE WERE CONCERNED ABOUT THE FEDERAL OVERLAY CONDITION AND ALL OF THE VARIOUS POTENTIAL FOR PROBLEMS.\r\n\r\nALL OF HER WORK, AND HOW BALANCED SHE WAS IN THE WAY THAT SHE THOUGHT AND FELT, I SOUGHT HER COUNSEL, IN TRYING TO FIND OUT FROM COMMUNITY MEMBERS AND LEADERS WHAT THEY THOUGHT ABOUT THE SANCTUARY? AND IS IT THE RIGHT THING? AND COULD IT WORK? AND HOW COULD WE MOVE FORWARD AND HAVE AN EXTRA LAYER OF SUPPORT FOR OUR HUMPBACK WHALES IN HAWAI'I? I WILL NEVER FORGET AND ONE THING SHE SAID TO ME AND CARRY WITH ME, I THINK ABOUT MY SISTER, DO I WANT PROTECTION FOR MY SISTER? DO I WANT PROTECTION FOR MY OWN FAMILY? AND YOU KNOW, SO MUCH OF THE IMPORTANCE, AND THE BEAUTY AND VALUE OF THAT CONNECTIVENESS, THAT ALL THINGS, ESPECIALLY AS DOCUMENTED IN THE CREATION CHANT. ALL OF KANALOA AND HAD YOU HER BRINGING IT BACK TO HER CONNECTIVENESS AND OUR ABILITY TO TAKE CARE OF EACH OTHER, THAT IS WHAT WE SHOULD BE LOOKING AT.\r\n\r\nSO I JUST REALLY -- I'M SO GRATEFUL THAT YOU ARE HONORING HER THIS WAY, BECAUSE SHE WAS AN EXTRAORDINARY BEING. SHE MEANT A LOT TO ALL OF US. MAHALO. >> MAHALO. MEMBERS, QUESTIONS? IF NOT, THANK YOU. MR.\r\n\r\nCLERK. >> CHAIR, NO OTHER INDIVIDUALS HAVE SIGNED UP TO TESTIFY ON THE CEREMONIAL RESOLUTIONS. IF ANYONE WANTS TO TESTIFY ON THE CEREMONIAL RESOLUTION, PLEASE IDENTIFY YOURSELF NOW. THIS IS OUR LAST CALL FOR TESTIMONY ON THIS ITEM. CHAIR, THERE'S NO ONE ELSE TO TESTIFY. >> ARE THERE ANY OBJECTIONS TO CLOSING PUBLIC TESTIMONY, AND ACCEPTING WRITTEN TESTIMONY ON THE CEREMONIAL RESOLUTION? >> NO OBJECTIONS.\r\n\r\n>> NO OBJECTIONS. >> NO OBJECTIONS, SO ORDERED. MR. CLERK. >> CHAIR, PROCEEDING WITH THE CEREMONIAL RESOLUTION. YOU HAVE BEFORE YOU RESOLUTION 22-169 ENTITLED, "EXTENDING CONDOLENCES TO THE FAMILY OF THE LATE COLETTE YVETTE PI'IPI'I MACHADO." >> VICE-CHAIR

RAWLINS-FERNANDEZ. >> MAHALO, CHAIR.\r\n\r\nI MOVE TO ADOPT RESOLUTION 22-169 ENTITLED, "EXTENDING CONDOLENCES TO THE FAMILY OF THE LATE COLETTE YVETTE PI'IP'I MACHADO." >> SECOND. >> MOVED BY VICE-CHAIR RAWLINS-FERNANDEZ, SECONDED BY MEMBER SUGIMURA TO ADOPT THE RESOLUTION 22-169. DISCUSSION? VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. MAY I PLEASE REQUEST THE CLERK TO READ THE RESOLUTION IN ITS ENTIRETY. >> MR. CLERK.\r\n\r\n>> EXTENDING CONDOLENCES TO THE FAMILY OF THE LATE COLETTE YVETTE PI'IP'I MACHADO. WHEREAS, COLETTE YVETTE PI'IP'I MACHADO, A BELOVED AND WELL-RESPECTED CHAMPION OF THE NATIVE HAWAIIAN PEOPLE, PASSED AWAY ON MAY 23, 2022, IN HONOLULU, O'AHU, HAWAI'I AT THE AGE OF 71; AND WHEREAS, COLETTE, A DESCENDANT OF THE PALI-PAHUPU LINE OF WARRIORS LOYAL TO THE HIGH CHIEF KAHEKILI OF MAUI WAS BORN IN HO'OLEHUA, MOLOKA'I AND ATTENDED UNIVERSITY OF HI HIGH AT MANOA; AND WHEREAS, THROUGHOUT HER LIFE, COLETTE EXEMPLIFIED THE STRENGTH AND STEADFASTNESS OF THE LAMA KUKUI SPIRIT OF THE MOLOKA'I KUPUNA, WHO TRAINED HER AS AN 'OPIO TO STAND UP FOR WHAT IS TRUE, AND TO PASS ON IN A LIGHT TO THE NA KEIKI O KA 'AINA OF TODAY AND FOR GENERATIONS TO COME; AND WHEREAS, AS A GRASSROOTS ORGANIZER, WHOSE NAME BECAME SYNONYMOUS WITH THE TERM "SERVICE." COLETTE WAS INVOLVED WITH THE MOVEMENTS AND ORGANIZATIONS THROUGHOUT HER LIFE THAT WAS AT THE FOREFRONT OF THE PROTECTION OF HAWAIIAN LAND, AND CULTURAL RESOURCES INCLUDING PROTECT KAHO'OLAWA 'OHANA, HUI ALALOA, INC., MALAMA MANA'E, KA LEIO O MANA'E KAKO'O KAWELA MALAMA MOLOKA'I KA 'OHANA O KALAUPAPA AND MOLOKA'I LAND TRUST; AND WHEREAS, A GENEROUS, FEARLESS AND DETERMINED PUBLIC SERVANT COLLETTE CRAFTED A DISTINGUISHED AND ADMIRABLE RECORD OF PUBLIC SERVICE FOR THE OFFICE OF HAWAIIAN AFFAIRS BOARD OF TRUSTEES, AND WHERE SHE SERVED FOR 25 YEARS AS A TRUSTEE FOR MOLOKA'I AND LANA'I, AND NEVER FALTERED IN HER PURSUIT OF ADVANCEMENT FOR THE NATIVE HAWAIIAN COMMUNITY; AND WHEREAS, IN ADDITION TO HER TENURE AT OHA, COLETTE HAD A LONG TRACK RECORD OF PUBLIC SERVICE WITH MULTIPLE OFTEN OVERLAPPING TERMS ON ORGANIZATIONS, SUCH AS MOLOKA'I ISLAND BURIAL COUNCIL HAWAIIAN HOMES COMMISSION AND STATE LAND USE COMMISSION AND KAHO'OLAWA ISLAND RESERVE COMMISSION; AND WHEREAS, WHILE SERVING AS TRUSTEE, COLETTE WAS KEY IN THE ACQUISITION OF WAO KELE O PUNA, KUKANILOKO BIRTHING STONES AND THE PALAUEA CULTURAL PRESERVE, INCLUDING BROKERING THE ACQUISITION OF KAKA'AKO MAKAI LANDS THAT GENERATE \$4.6 MILLION ANNUALLY WITH THE POTENTIAL TO GENERATE MILLIONS MORE; AND WHEREAS, SHE WAS A CHAMPION FOR PROTECTION OF HAWAII'S WATER RESOURCES AND PLAYED A KEY LEADERSHIP ROLE IN BRINGING SUIT TO AFFIRM THE STATE GOVERNMENT'S PUBLIC TRUST DUTIES WHEN ISSUING WATER USE PERMITS IN MOLOKA'I, PARTICIPATING IN THE LITIGATION THAT RESULT IN THE WATER RESTORATION AND UPDATED INSTREAM FLOW STANDARDS IN NA WAI 'EHA ADVOCATING FOR KALO FARMERS PRIORITY RIGHTS TO WATER IN EAST MAUI; AND WHEREAS, AS CHAIR OF THE OHA, SHE PLAY A KEY ROLE IN THE DECISION TO SUE THE STATE OVER ITS HISTORIC MISMANAGEMENT OF MAUNAKEA, PUSHED THE ADMINISTRATION TO TAKE ALL STEPS POSSIBLE TO ALLOCATE FUNDING TO SUPPORT THE SAFETY OF THE KIA'I OF MAUNAKEA, DURING THE 2019 STANDOFF AND INTRODUCED AN OHA RESOLUTION TO IMPLOR THE GOVERNOR TO ACT WITH THE K'A'I'S SAFETY IN MIND; AND WHEREAS, SHE WAS A CONSISTENT AND DILIGENT ADVOCATE IN THE LEGISLATURE FOR OHA'S FAIR SHARE OF PUBLIC LAND TRUST REVENUE GENERATED FROM USE OF STOLEN AND SEIZED CEDED LANDS, AND FOR CRIMINAL JUSTICE REFORM TO ADDRESS DISPROPORTIONATE IMPACTS TO NATIVE HAWAIIANS AND WHEREAS, EMBLEMATIC OF OUR LEADERSHIP AND TENACITY WHILE SERVING IN THE KAHO'OLAWA ISLAND RESERVE COMMISSION, COLETTE WAS INSTRUMENTAL IN THE NEGOTIATION AND IMPLEMENTATION OF THE COURT-ORDERED CONSENT DECREE THAT

WAS SIGNED BY THE U.S. NAVY AND PROTECT KAHO'OLAWA 'OHANA IN 1980 UNDER WHICH THE U.S. NAVY SUSPENDED BOOMING FOR TEN DAYS EACH MONTH, TO ALLOW 'OHANA ACCESS, CLEAR SURFACE, ORDNANCE, BEGIN SOIL CONSERVATION AND REFORESTATION, ERADICATE INVASIVE SPECIES AND OTHERWISE LIMIT ORDNANCE DELIVERY TRAINING TO THE ONE-THIRD OF THE ISLAND; AND WHEREAS, COLETTE WAS INTEGRAL IN THE ORGANIZATION AND CONDUCT OF REGULAR 'OHANA ACCESS FROM SETTING UP CAMP AND RUNNING THE KITCHEN TO FORMATION OF THE SAFETY RULES AND CULTURAL PROTOCOLS AT KAHO'OLAWA; AND WHEREAS, COLETTE WILL FOREVER BE REMEMBERED AS THE CLASSIC LOCAL AND THE FIGHTING FOR THE PEOPLE, PROTECTING THE LAND AND NEVER SLOWING DOWN; AND WHEREAS, THE PEOPLE OF THE COUNTY OF MAUI HAVE BENEFITED BY THIS GREAT COMMUNITY LEADER, A WOMAN, WHOSE LIFE IS A MODEL WORTHY OF EMULATION AND WHOSE LIFE EMBODIED THE IDEALS OF SERVICE AND SACRIFICE; NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE COUNTY OF MAUI THAT IT EXTENDS ITS CONDOLENCES AND DEEPEST SYMPATHY TO THE FAMILY OF THE LATE COLETTE YVETTE PI'IP'I MACHADO, AND 2, THAT CERTIFIED COPIES OF THIS RESOLUTION BE TRANSMITTED TO HER HUSBAND MYRON AKUTAGAWA AND HONORABLE MICHAEL P. VICTORINO, MAYOR, COUNTY OF MAUI. >> SHE NEVER MINCED WORDS AS ONE FRIEND SHARED, SHE WAS MORE DIRECT THAN MOST OF HUMANITY, AND DIDN'T SEEM TO FEAR MUCH, IF ANYONE. AS UNCLE WALTER STATED SHE WAS NO NONSENSE, SHE LOVED MOLOKA'I, WHICH SHE WAS SO PROTECTIVE AND GAVE VOICE TO THE 'AINA, OUR WAI AND REEF. SHE WAS A FIGHTER FOR OUR PEOPLE, ESPECIALLY THE OPPRESSED AND DOWN TRODDEN, THROUGH THE STRONG ADMINISTRATOR OF THE OFFICE 12:50:02 OF HAWAIIAN AFFAIRS AND LEADERSHIP AND MENTOR WHO UPLIFTED US. WHETHER IT WAS MYSELF, IN SUPPORTING ME TO SERVE AS THE PRESIDENT OF OUR HAWAIIAN CIVIC CLUB. SHE CAME FROM A TIME AND PLACE, WHERE YOU HAD TO FIGHT SHE WAS ROUGH AND TUMBLE, BULLHEADED AND CHARGED LIKE A BULL.\r\n\r\nAS YOU HEARD FROM ALL TESTIFIERS, YOU HAD TO COME READY AND REFLECTED IT WAS LIKE STEEL SHARPENING STEEL. AS A WAHINI MYSELF, GROWING UP WITH HER AS A ROLE-MODEL, ALSO SHAPED MY PERSON SHE WAS NOT AFRAID TO DRESS-DOWN AND SHE COULD WALK INTO ANY ROOM WITH A BASEBALL CAP, BLUE MU'UMU'U, AND LOCAL SLIPPERS AND DOMINATE THAT ROOM . WHILE IN HER MORE FEISTY YEARS, PEOPLE MAY HAVE FEARED GETTING A KNUCKLE SANDWICH WHEN SHE POUNDED ON A DESK, SHE GAINED MORE PATIENCE AS SHE GOT OLDER AND INSTEAD, MIGHT LOWER HER GLASSES AND ADD SOMETHING, LIKE, WE'LL SEE ABOUT THAT, OR DON'T BE STUPID. AUNTY COLETTE, WHAT YOU SAW IS WHAT YOU GOT. MY LAST QUOTE, BECAUSE HE DID SUCH A GREAT JOB. WHEN YOU SAW HER COMING, NO MATTER WHERE SHE WAS COMING FROM, YOU COULD SEE THE PATH SHE WAS LAYING AND WHERE SHE WAS GOING. THERE WERE PEOPLE THAT DISLIKED HER, WHOM TODAY LIKELY WALK ON THE PATH SHE HELPED LAY, THAT IS THE THING ABOUT LEGENDS, WROTE THIS IN HONOR OF AUNTY COLETTE (HAWAIIAN PRAYER/CHANT) OUR CONDOLENCES TO MYRON, AND REST OF THE 'OHANA. I LOVE YOU FOLKS.\r\n\r\nMAHALO AUNTY STACY AND ZHAN. MAHALO, CHAIR. >> THANK YOU. MEMBERS? SOMEONE ELSE WHO WOULD LIKE TO SAY ANYTHING? MEMBER SINENCI. ON BEHALF OF THE EAST MAUI 'OHANA PILI TO EXTEND OUR CONDOLENCES TO THE MACHADOS.\r\n\r\n>> MEMBER SUGIMURA. >> THANK YOU, CHAIR. SUCH A BEAUTIFUL REMEMBRANCE OF A VERY SPECIAL WARRIOR, I BELIEVE THAT SHE WAS. I HAVE AN EXPERIENCE WITH COLETTE THAT TRAVEL THROUGH MANY YEARS OF WORKING WITHIN THE DEMOCRATIC PARTY, COLETTE WAS A WARRIOR IN THAT PARTY. TO ASK TO HELP GOVERNOR INOUE, AND IN 2013, TONY AND I WERE IN CHARGE OF HIS MEMORIAL SERVICE AT BALDWIN HIGH SCHOOL AUDITORIUM. AND I STILL REMEMBER TONY CAME UP WITH A LIST OF WHO SHOULD TALK ABOUT THE SENATOR? AND ON THAT LIST WAS PROMINENTLY COLETTE MACHADO AND I WILL ALWAYS REMEMBER SHE SHOWED UP WITH A LETTER, AND SHE READ THE LETTER TO THE

AUDIENCE.\r\n\r\nSHE SAID, WHEN IT WAS ANNOUNCED SHE WOULD BE THE MOLOKA'I REPRESENTATIVE FOR SENATOR INOUE, HE HAD GOTTEN A LOT OF PUSH-BACK, BUT HE IS HE TO HER IN THAT LETTER THAT HE STOOD BY HER, AND ALL THE WORK THAT SHE HAD DONE ON BEHALF OF THE COMMUNITY AND HE WANTED HER TO REPRESENT HIM AND TO HELP MOLOKA'I THROUGH HIS CONGRESSIONAL WORK. HE WANTED HER TO KNOW THAT HE STOOD BY HER. READ THE WHOLE LETTER WITH TEARS IN THE END, AND ALWAYS REMEMBER SHE LOOKED AT TONY AND SAID, I HAVE TO READ THIS. I CARRIED IT WITH ME ALL THESE YEARS AND I WANTED TO THANK THE SENATOR. I THINK SENATOR INOUE HELPED MOLOKA'I IN MANY WAYS THAT WAS ASKED FOR OR DEMANDED BY THIS WARRIOR, THIS PERSON WHO LOVED MOLOKA'I. I ALSO WANTED TO THANK STACY CRIVELLO FOR SPEAKING UP AND I GOT TO HEAR ABOUT THIS WONDERFUL LADY. THANK YOU EVERYBODY. THANK YOU, KEANI, FOR DOING THIS RESOLUTION.\r\n\r\n>> ANYONE ELSE? MEMBER KING AND MEMBER MOLINA. >> I WILL DEFER TO MEMBER MOLINA. I THINK HE HAD HIS HAND UP EARLIER. >> MEMBER MOLINA. >> THANK YOU. THANK YOU, MEMBER KING.\r\n\r\nMAHALO TO OUR COLLEAGUE FROM MOLOKA'I, VICE-CHAIR RAWLINS-FERNANDEZ FOR THIS RESOLUTION, WHICH SAYS IT ALL. I DIDN'T KNOW MS. MACHADO, AS WELL AS MANY OTHERS, BUT THE TIME I WOULD PUMP INTO ON MOLOKA'I AND MAUI, SHE ALWAYS MADE YOU FEEL LIKE WITH YOU WERE FAMILY, THE OTHER SIDE THAT MAYBE A LOT OF PEOPLE DIDN'T SEE. SHE WASN'T THE TYPE TO BRAG ABOUT HER ACCOMPLISHMENTS AND TOOK WHATEVER ISSUE AND SHE WENT TO WORK. BECAUSE SHE DIDN'T NEED TO BRAG, BECAUSE YOU KNOW, WHEN YOU HAVE SOMEONE THAT CAN GET THE UNITED STATES NAVY TO LISTEN TO YOU, THAT SPEAKS VOLUMES. SHE WAS TRULY A CHAMPION IN EVERY SENSE OF THE WORD, A ROLE-MODEL, EVERYTHING THAT HAS BEEN SAID IN THE RESOLUTION AND FROM THE RESIDENTS OF MOLOKA'I, AND OUR COLLEAGUE, MS. RAWLINS-FERNANDEZ.\r\n\r\nIT'S TRUE. YOU KNOW, THIS LADY WAS CERTAINLY A RARE, A RARE CHAMPION FOR ALL OF US IN MAUI COUNTY AND OUR PRAYERS TO THE 'OHANA AND EVERYONE ELSE. SHE WAS REALLY THE LORD'S GIFT TO ALL OF US. MAHALO, MADAM CHAIR. >> THANK YOU. MEMBER KING. >> THANK YOU, CHAIR.\r\n\r\nI FIRST WANT TO EXTEND MY CONDOLENCES TO MYRON AND THE FAMILY. IT WAS A SHOCK TO HEAR OF MS. MACHADO'S LOSS. BUT JUST LISTENING TO THE TESTIMONY TODAY, I HAD SIMILAR EXPERIENCES OF BEING TAUGHT A LESSON BY COLETTE MACHADO. I HAD MET HER A COUPLE OF TIMES. I DIDN'T KNOW HER WELL WHEN I BECAME A COUNTY COUNCIL MEMBER IN MY FIRST YEAR IN THE PLANNING COMMISSION. ONE OF THE FIRST THINGS I DID, BECAUSE I TOOK UP THE MOLOKA'I COMMUNITY PLAN, THAT IT LAID ASIDE FOR TEN YEARS BY PREVIOUS COUNCILS.\r\n\r\nI WENT TO MEET WITH THE COMMUNITY OF MOLOKA'I. I THINK KEANI WAS THERE. UNCLE WALTER WAS THERE, STACY WAS THERE. SO THIS IS MY FIRST MEETING AS A COUNCIL MEMBER ON MOLOKA'I. I HAD SPENT THE EVENING READING THROUGH THE MOLOKA'I COMMUNITY PLAN AND BOY, WAS I GLAD I CAME TO THE MEETING PREPARED, AS PEOPLE TALKING ABOUT COMING PREPARED. A LOT OF CONCERNS FOR DIFFERENT ASPECTS OF THE PLAN AND THE ONE PERSON WHO GOT UP AND POUNDED HER FIST AND YELLED ABOUT THE DELAY WAS COLETTE MACHADO. AS A NEW COUNCIL MEMBER SITTING THERE, SHE WAS RAILING ON HOW -- NOT ME PERSONALLY, BUT HOW DARE WE SET IT ASIDE SO LONG. I REMEMBER THINKING TO MYSELF, IT WAS A GREAT LESSON, BECAUSE I REMEMBER THINKING TO MYSELF, YOU KNOW, I COULD SIT HERE AND SAY IT'S NOT MY FAULT AND I'M A NEW COUNCIL MEMBER. OR I COULD JUST TAKE RESPONSIBILITY, BECAUSE NOW I REPRESENT THE COUNCIL AND WE CAN MOVE FORWARD.\r\n\r\nTHAT IS WHAT SHE TAUGHT ME. I TOOK RESPONSIBILITY AND YOU SAID YOU'RE RIGHT. LET'S MOVE FORWARD AND GET THIS DONE AND ALL WORK TOGETHER. SO THAT WAS ONE OF MY GREATEST EXPERIENCES WITH HER. SHE JUST RELAXED AND I COULD SEE A LEVEL OF RESPECT IN HER EYES, WHICH I STILL TREASURE TO THIS DAY. I HAD ACTUALLY MET UNCLE

WALTER EARLIER IN THE DAY AND TALKED ABOUT THE MAN. SO I KNOW WHAT A GREAT LOSS TO THE COMMUNITY OF MOLOKA'I AND TO ADD MY CONDOLENCES TO EVERYBODY.\r\n\r\nTHANK YOU, KEANI, FOR BRINGING THIS FORWARD, AND GREATEST CONDOLENCES TO YOU, TOO. THANK YOU, CHAIR >> THANK YOU, ANYONE ELSE? IF NOT, MEMBERS ARE YOU READY TO VOTE ON THE RESOLUTION? ALL THOSE IN FAVOR, PLEASE SAY AYE AND RAISE YOUR HAND. >> AYE. >> AYE. >> AYE.\r\n\r\n>> AYE. . >> ALL AYES, ZERO NOS. MOTION CARRIES. NINE AYES. THANK YOU VERY MUCH MR. CLERK. >> CHAIR?\r\n\r\n>> WAIT A MINUTE, I THINK VICE-CHAIR RAWLINS-FERNANDEZ IS GOING TO INTRODUCE SOME PEOPLE IN THE CHAMBERS. >> MAHALO, CHAIR. THEY ARE NOT IN THE CHAMBER. THEY ARE AT HOME IN MOLOKA'I. >> OKAY. >> AUNTY STACY, ON BEHALF OF THE COUNCIL, UNCLE MYRON MAHALO FOR BEING WITH US TODAY. >> ARE THEY AT THE DISTRICT OFFICE? >> THEY ARE ON VIDEO.\r\n\r\nMAHALO, AUNTY STACY. >> KEANI. WE'D LIKE TO INVITE UNCLE MYRON TO SHARE SOME MANA'O. ALOHA, UNCLE MYRON. >> ALOHA. THANK YOU SO MUCH FOR THIS RESOLUTION. THANK YOU EVERY ONE YOU OF, BLESS ALL OF YOU. I PRAY MOLOKA'I WILL FIGHT ON.\r\n\r\nWE KNOW MOLOKA'I WILL FIGHT ON. WE'RE STRONG PEOPLE. THANK YOU SO MUCH. I CANNOT THANK YOU ENOUGH. THANK YOU, KEANI, AND THE REST OF YOU. MAHALO. >> GOOD JOB UNCLE.\r\n\r\n>> MAHALO, UNCLE MYRON. WE LOVE YOU. >> THANK YOU SO MUCH. THANK YOU. DID YOU WANT TO INTRODUCE ANYONE ELSE, VICE-CHAIR? >> DID YOU WANT TO SAY A FEW WORDS? YOU DON'T HAVE TO.\r\n\r\n>> OKAY. NO, NO THANK YOU. THANK YOU EVERYBODY. THIS IS SOMETHING SPECIAL. I WAS YELLING AT UNCLE THIS MORNING, YOU KNOW, ABOUT IT STARTS AT 9:00 YOU HAVE TO HURRY UP. I WENT INTO AUNTY COLETTE AND ON HIM EVERY TIME, BECAUSE SHE IS NOT HERE, ME AND MY SISTER WITH TAKING CARE OF HIM. INSTEAD OF AUNTY NOW, WE'RE HIS BOSS.\r\n\r\n[LAUGHTER] MAHALO FOR MAKING IT HAPPEN THIS MORNING. OUR LOVE TO YOU GUYS. >> ALOHA TO EVERYONE THERE. >> MAHALO, CHAIR. >> MEMBERS, ANY OTHER COMMENTS OR QUESTIONS? IF NOT, WE'RE GOING TO MOVE ON AT THIS TIME. MR.\r\n\r\nCLERK, CONSENT CALENDAR. >> CHAIR, PROCEEDING WITH TESTIMONY ON THE SETTING OF THE CONSENT CALENDAR. CHAIR, THERE ARE NO INDIVIDUALS SIGNED UP TO TESTIFY ON THE SETTING OF THE CONSENT CALENDAR. BUT WE'LL DO A LAST CALL. IF THERE'S ANYBODY WHO WANTS TO TESTIFY ON THIS, PLEASE IDENTIFY YOURSELF NOW. THIS IS THE LAST CALL; MEMBERS ANY OBJECTIONS. >> CHAIR?\r\n\r\n>> YES. >> CHAIR, JUST TO CONFIRM, THERE'S NO ONE WHO WISHES TO TESTIFY ON THE SETTING OF THE CONSENT CALENDAR. >> ANY OBJECTIONS TO CLOSING PUBLIC TESTIMONY AND WRITTEN TESTIMONY OF THE CONSENT CALENDAR? >> NO OBJECTIONS. >> SO ORDERED. MEMBERS AT THIS TIME WE'LL SET THE CONSENT CALENDAR. AS A REMINDER, THE CONSENT CALENDAR CAN STILL BE ADJUST EVEN AFTER ITS SET.\r\n\r\nARE THERE ANY REQUESTED CHANGES TO THE CONSENT CALENDAR AT THIS TIME? NO? ALL RIGHT ARE THERE ANY OBJECTIONS TO SETTING THE CONSENT CALENDAR, AND IF THERE ARE NO OBJECTIONS THE CONSENT CALENDAR IS SET. MR. CLERK. >> CHAIR, PROCEEDING WITH THE PRESENTATION OF TESTIMONY ON REMAINING AGENDA ITEMS AT THIS TIME INDIVIDUALS MAY TESTIFY ON ALL REMAINING AGENDA ITEMS. TESTIMONY WILL ALSO BE ALLOWED BEFORE EACH SECTION OF TODAY'S AGENDA, SO INDIVIDUALS CAN CHOOSE TO TESTIFY DURING THE APPROPRIATE AGENDA SECTION.\r\n\r\nINDIVIDUALS WHO DO NOT INDICATE TO STAFF WHAT THEY WOULD LIKE TO TESTIFY WILL BE CALLED DURING THIS TESTIMONY PERIOD. CHAIR, THE FIRST PERSON WE HAVE TO TESTIFY IS COLIN BELL IN THE CHAMBERS. TO BE FOLLOWED BY ERIC MIYASATO. COLIN BELL, IT'S YOUR TIME TO TESTIFY. WE HAVE BEEN INFORMED THAT YOU ARE HERE IN THE CHAMBERS. OH, HE IS NOT AVAILABLE AT THE MOMENT. WE'LL TURN TO HIM.\r\n\r\nTHE NEXT PERSON SIGNED UP TO TESTIFY IS ERICK MIYASATO. >> CLERK, HOW MANY INDIVIDUALS DO WE HAVE SIGNED UP. >> WE HAVE 67 MEMBERS

SIGNED UP TO TESTIFY. MEMBERS BEFORE WE PROCEED AT THE LAST COUNCIL MEETING JULY 1ST, WE HAD APPROXIMATELY 44 TESTIFIERS. AND AS YOU KNOW, WE WENT PAST MIDNIGHT. THIS TIME, WE NEED TO -- WE'RE A WORK IN PROGRESS WITH THE NEW SUNSHINE LAWS. SO I'M GOING TO ASK YOU TO TRY AND LIMIT YOUR QUESTIONS AS FAR AS THE TIME GOES.\r\n\r\nSO BEFORE PROCEEDING, I WOULD LIKE TO NOTIFY YOU THAT I WILL BE ENFORCING COUNCIL RULE 9F, NO MEMBER MAY SPEAK MORE THAN TWICE ON A PENDING MOTION. MEMBERS MAY SPEAK FOR TWO MINUTES DURING THE FIRST OPPORTUNITY TO SPEAK ON A MOTION, BUT AS FAR AS ASKING QUESTIONS, I WOULD REALLY APPRECIATE IF YOU WOULD LIMIT YOURSELF TO ONE MINUTE, IF IT'S POSSIBLE. OTHERWISE, IT CAN GO ON FOREVER. MEMBER MOLINA. >> THANK YOU, MADAM CHAIR. I RESPECT YOUR PROPOSED RULES. JUST SOMETHING TO CONSIDER LATER ON, AS YOU KNOW LAST COUNCIL MEETING I BELIEVE WENT UP TO 5:00 JUST COMPLETING PUBLIC TESTIMONY AND OF COURSE, WE WENT TO MIDNIGHT.\r\n\r\nSOMETHING TO PUT OUT FOR YOU AND THE MEMBERS TO CONSIDER, MAYBE WE LOOK AT DOING A RECESS, COMPLETE TESTIMONY TODAY AND POSSIBLY COME BACK NEXT WEEK, DEPENDING HOW FAR WE GO WITH TESTIMONY AS WELL? I'M JUST PUTTING IT OUT THERE TO POSSIBLY CONSIDER DOING TESTIMONY TODAY, AND RECESSING IT TO NEXT WEEK. TO AVOID HAVING TO GO TO MIDNIGHT, OR MAYBE EVEN SATURDAY MORNING. BECAUSE I KNOW THERE'S A LOT OF STAFF WE HAVE TO CONSIDER THEIR NEEDS AND EVERYONE ELSE. ANYWAY, I WILL LEAVE IT UP TO YOU AND THE BODY. THANK YOU. >> THE PROBLEM THAT WE HAVE, SOME ITEMS ARE TIME-SENSITIVE.\r\n\r\nAND MUST BE PASSED TODAY. SO THE CHARTER AMENDMENTS IN PARTICULAR. SO WHAT WE'LL TRY TO DO IS MAKE SURE THAT WE'LL KEEP GOOD TIME. WE'LL RING THE BELL WHEN WE'RE SUPPOSED TO RING THE BELL AND ASK THE TESTIFIERS TO TRY TO BE AS SUCCINCT AS THEY CAN BE, AND THE MEMBERS. I THINK A LOT OF TIME, THE MEMBERS HAVE TOO MUCH DISCUSSION WITH THE TESTIFIERS. SO IF WE CAN ELIMINATE SOME OF THAT, I THINK WE'RE GOING TO SAVE A LOT OF TIME. SO IF WE DIDN'T HAVE TIME-SENSITIVE ITEMS, I WOULD GLADLY TAKE YOUR SUGGESTION.\r\n\r\nBUT BECAUSE OF THE CHARTER AMENDMENTS, IT WOULD BE DIFFICULT. >> THANK YOU, MADAM CHAIR. >> THANK YOU. ANY OTHER COMMENTS OR QUESTIONS? VICE-CHAIR RAWLINS-FERNANDEZ AND THEN MEMBER KAMA. >> MAHALO, CHAIR. SO DURING BUDGET SESSION, WHEN WE HAD A LONG LIST OF TESTIFIERS, WE DID, AS YOU'RE SUGGESTING WE DO TODAY, WHICH IS LIMIT OUR QUESTIONS TO CLARIFYING QUESTIONS ONLY.\r\n\r\nAND I BELIEVE A MINUTE OR TWO MINUTES, AND ONCE THE TIMER WENT, THAT WAS IT, AS FAR AS QUESTIONS FOR TESTIFIERS, BECAUSE THAT IS THE PART THAT TOOK LONGEST AT OUR LAST COUNCIL MEETING. I WOULD BE HAPPY TO SUPPORT THIS EFFORT BY SHOWING MY TIMER, SHOWING 30 SECONDS LEFT TO COMPLETE ON THE SCREEN. I THINK THAT WAS HELPFUL FOR EVERYONE TO KNOW WHERE THEY WERE. IF YOU WOULD LIKE FOR ME TO DO THAT. >> MEMBERS, DO YOU NEED THAT? YOU WANT THAT? ANY OBJECTIONS TO HAVING THE VICE-CHAIR SHOW YOU HOW MUCH TIME IS LEFT?\r\n\r\n>> NO OBJECTIONS. >> NO OBJECTIONS, CHAIR. >> THANK YOU FOR YOUR SUGGESTION, VICE-CHAIR. >> YOU'RE WELCOME, CHAIR. JUST TO CLARIFY AGAIN, THE TESTIFIERS WOULD HAVE THEIR THREE MINUTES AND THE CLERK WOULD TAKE CARE OF THAT. THE TIMER WOULD BE ON US AS THE COUNCIL MEMBERS. >> YES.\r\n\r\n>> TO LIMIT YOURSELVES. >> YES. >> MAHALO, CHAIR. >> OKAY. MEMBER SUGIMURA. >> THANK YOU, CHAIR. I WONDER SINCE YOU HAVE OVER 60 TESTIFIERS, THAT TESTIMONY, INSTEAD OF THREE MINUTES, TWO MINUTES PER TESTIMONY?\r\n\r\nNO? ANY COMMENT ABOUT THAT, CHAIR? >> I'M THINKING THAT LET'S TRY IT THIS WAY FIRST. MY THINKING IF WE CONTROL OUR DISCUSSION, THAT COULD POSSIBLY CUT DOWN A LOT OF TIME, RATHER THAN TAKING TIME FROM THE TESTIFIERS, BUT FOR SOME REASON THE TESTIFIERS ARE TAKING TOO LONG, AND WE'LL MAKE AN ADJUSTMENT. >> THANK YOU. >> THE OTHER THING WE CAN DO IS WE CAN TAKE UP

THE TIME-SENSITIVE ITEMS TODAY? >> YES.\r\n\r\n>> YES. >> THAT IS THE OTHER THING THAT WE CAN DO. BUT WE WON'T KNOW IF WE DON'T START. OKAY? VICE-CHAIR RAWLINS-FERNANDEZ. >> I DON'T SUPPORT ANYTHING LESS THAN 3 MINUTES FOR TESTIFIERS. ONCE WE START, WHETHER IT'S GOING TO BE THREE MINUTES OR TWO MINUTES, WE CANNOT CHANGE MIDWAY.\r\n\r\nIT HAS TO BE CONSISTENT THE WHOLE WAY THROUGH. SO I WOULD SUPPORT STICKING WITH THREE MINUTES. I AGREE CHAIR, IT'S AFTER THE THREE MINUTES THAT TAKES LONGEST. WE CAN'T TAKE ACTION ON SOME THINGS AND NOT ALL THINGS, BECAUSE WE WOULD NEED TO ADJOURN THE MEETING IN ORDER FOR THAT ACTION TO TAKE EFFECT. AND THEN IF WE DON'T TAKE ACTION ON THE REMAINING THINGS, THEN WE WOULD HAVE TO REPOST FOR THE SIX DAYS' REQUIRED NOTICE. YOU'RE WELCOME TO INVITE ONE OF OUR OCS ATTORNEYS TO CHIME-IN ON THAT, BUT THAT IS MY UNDERSTANDING OF US BEING ABLE TO TAKE ACTION OR NOT ON THINGS. >> WE'RE LOOKING FOR SOLUTIONS.\r\n\r\nTHAT IS WHAT WE'RE LOOKING FOR. SO IF IT'S NOT POSSIBLE, IT'S NOT POSSIBLE. BUT WE NEED TO EXPLORE WHAT THE OPTIONS ARE, SO DAVID RAATZ, ARE YOU ON THE CALL? WHAT ARE OUR OPTIONS? WE'RE ANTICIPATING A VERY LONG MEETING. NO ONE WANTS TO STAY HERE TO AFTER MIDNIGHT AGAIN. SO MR.\r\n\r\nRAATZ, DO YOU HAVE ANY SUGGESTIONS. >> THANK YOU, CHAIR. UNFORTUNATELY WE DON'T SEE ANY OBVIOUS SOLUTIONS. I THINK THE VICE-CHAIR LAID-OUT SOME OF THE CONCERNS THAT STAFF WAS JUST DISCUSSING BEHIND THE SCENES, THAT FOR ACTION TO ACTUALLY TAKE EFFECT, AND BE CERTIFIED BY THE COUNTY CLERK, THE MEETING HAS TO ADJOURN. ALL WE CAN THINK OF IS PERHAPS IF THE COUNTY CLERK HAS ANY DISCRETION ON THE PREVIOUSLY STATED JULY 15TH DEADLINE FOR CHARTER AMENDMENTS. THAT IS THE LEGAL DEADLINE. I BELIEVE THE OFFICE OF ELECTIONS HAS SET-UP A LEGAL DEADLINE FOR BALLOT QUESTIONS FOR THE GENERAL ELECTION SOMETIME IN LATE-AUGUST, BUT THERE'S A LOT OF LOGISTICAL AND PRACTICAL MEASURES THAT HAVE TO BE TAKEN PLACE TO GET THE BALLOTS READY BY THAT LEGAL DEADLINE, WHICH IS WHY THE COUNTY CLERK IDENTIFIED TODAY'S MEETING AS THE DEADLINE FOR CHARTER AMENDMENTS.\r\n\r\nBUT I DON'T KNOW IF IT'S POSSIBLE TO EXTEND THAT BY FEW DAYS AND STILL BE ABLE TO GET THE GENERAL ELECTION BALLOT -- >> THAT QUESTION WAS ASKED BEFORE, AND I BELIEVE IT WAS LIKE TUESDAY OR WEDNESDAY OF NEXT WEEK WAS THE FINAL DEADLINE. SO I'M NOT SURE -- I WANT TO CALL A SHORT RECESS TO LOOK AT WHAT IS SCHEDULED FOR NEXT WEEK AND CHECK WITH THE COUNTY CLERK TO FIND OUT EXACTLY WHAT IS THE FINAL/FINAL DEADLINE? OKAY? MEMBERS SHORT RECESS, TEN MINUTES. RETURN AT 10:27. >> CHAIR? >> YES? [GAVEL] [GAVEL] WILL THE COUNCIL MEETING OF JULY 15, 2022, PLEASE RECONVENE.\r\n\r\nMEMBERS, BEFORE WE START TESTIMONY, WE CAN RECESS THIS MEETING, IF, IF THE TESTIMONY GOES TOO LONG, WE CAN RECESS THE MEETING AND RECONVENE EARLY NEXT WEEK, BEFORE THE ACTUAL DEADLINE. IT WILL BE MONDAY, TUESDAY OR WEDNESDAY, AND WE HAVE TO POLL YOU FIRST TO FIND OUT WHICH DAY? SO WE'LL PROBABLY DOING THAT DURING THE LUNCH BREAK, OR SOMETHING LIKE THAT. MEMBER PALTIN, WHAT IS THIS FOR? >> I'M ALREADY BOOKED THOSE DAYS AND I'M GOING TO NACO ON WEDNESDAY. GET THE MAUI METROPOLITAN PLANNING AND YOU HAVE MEETINGS ALL THOSE DAYS. >> OUR MEETING IS AT 9:00, CHAIR.\r\n\r\nMPO. >> MEMBER KING AND MEMBER KAMA. >> CHAIR, JUST LOOKING AT THE CALENDAR, MONDAY AT 10:00 A.M. IS THE COUNCIL CHAIR'S MEETING AND IF EVERYONE HAS THAT ON THEIR CALENDAR, TO USE THAT AS A CONTINUATION OF THIS MEETING, IT'S ON MY CALENDAR FROM 10 A.M. TO 1 P.M. >> MEMBER PALTIN, ARE YOU COMING TO THE CHAIR'S MEETING? >> THAT IS ONE OF THE MEETINGS I'M REFERRING TO, BUT I'M BOOKED THOSE DAYS. >> MONDAY AT 10, IS THE CHAIR'S MEETING, WHICH WE CAN ALWAYS POSTPONE? ALL RIGHT. MEMBER KAMA, YOU HAD YOUR HAND UP AND MEMBER SINENCI.\r\n\r\n>> YES, CHAIR. I WAS GOING TO SAY I'M GOING TO THE NACO CONFERENCE, TOO, AND

I'M LEAVING ON TUESDAY. SO MONDAY IS THE PERFECT DAY TO HAVE OUR CONTINUED MEETING. >> OKAY. MEMBER SINENCI, THEN MEMBER JOHNSON, THEN MEMBER SUGIMURA. >> I'M OKAY WITH MONDAY MORNING, CHAIR. I BELIEVE THE MPO WAS AT 2:00 P.M. >> OKAY.\r\n\r\nMEMBER JOHNSON. >> THANK YOU, CHAIR. IT'S MY UNDERSTANDING THAT THE WAIPU'ILANI PROJECT'S DEADLINE IS THE 17TH, WHICH IS SUNDAY. BUT THAT IS JUST -- THAT IS DIFFERENT THAN THE CHARTER AMENDMENTS. THANK YOU, CHAIR. >> I DIDN'T REALIZE IT WAS ON THE 17TH. OKAY.\r\n\r\n\r\nBACK TO THE DRAWING BOARD. WE'LL THINK ABOUT THAT. MEMBER SUGIMURA. >> I JUST WANTED TO CLARIFY THAT THE MAUI MPO MEETING IS AT 2:00. IT'S A SPECIAL MEETING THAT WE'RE CALLING TO HAVE UTILIZATION OF FEDERAL FUNDS THAT STATE D.O.T. IS ASKING US TO CALL THIS MEETING. IT'S TIME-SENSITIVE AND IT'S ALREADY SET. I WILL WAIT FOR MORE DISCUSSION. THANK YOU.\r\n\r\n\r\n>> IF WORSE CAME TO WORSE, YOU COULD GAVEL IN AND GAVEL OUT FOR -- I DON'T THINK OUR MEETING IS GOING TO -- THE ACTUAL MEETING IS GOING TO TAKE THAT LONG. YOU KNOW, ESPECIALLY IF WE START AT 10:00. WE'LL PROBABLY BE DONE BY 2:00 IS MY GUESS. BUT WE -- MS. SUGIMURA. >> IF WE DO THAT, I WILL BUY EVERYBODY LUNCH, BECAUSE MY MPO MEETING IS IMPORTANT, CHAIR, IF YOU WOULD, CHAIR? >> VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR.\r\n\r\n\r\n>> YOU DIDN'T HAVE YOUR HAND UP? >> I DIDN'T, BUT I DO HAVE A SOLUTION FOR CONSIDERATION. >> OKAY. >> BECAUSE I'M IN THE CHAMBERS, AND I KNOW YOU'RE UNDER THE WEATHER, DO YOU THINK IT WOULD BE HELPFUL IF I CHAIRED THE PUBLIC TESTIMONY PORTION? AND THEN I CAN DO THE TIMER AND I CAN CALL EVERYONE UP AND WE CAN GO THROUGH IT JUST LIKE BUDGET. >> THANK YOU, BUT I'M FEELING FINE. I'M FEELING FINE.\r\n\r\n\r\nTHANK YOU. >> OKAY. >> MEMBER MOLINA AND BACK TO MEMBER PALTIN. >> THANK YOU, CHAIR. JUST WANTED TO LET YOU KNOW I'M AVAILABLE MONDAY. THAT IS FINE FOR ME. >> MEMBER PALTIN.\r\n\r\n\r\n>> THANK YOU, JUST A CLARIFYING QUESTION, IF WE GO ON MONDAY, WE'RE STILL NOT CLOSING PUBLIC TESTIMONY AND THERE STILL CAN BE MORE PEOPLE SIGNING UP TO GIVE PUBLIC TESTIMONY ON MONDAY, BECAUSE TO GIVE TO EACH ITEM, SO THE LIST GO GROW EVEN LONGER, BECAUSE IT WILL BE OPENED ALL THAT TIME. >> OUR THINKING IS THAT MOST PEOPLE ARE PREPARED TO TESTIFY TODAY, AND WE'LL LET THEM GO, YOU KNOW? AS MUCH TIME AS IT TAKES, WE'LL LET THEM GO. YOU'RE RIGHT, WE CANNOT CLOSE TESTIMONY. HOWEVER, WHOMEVER TESTIFIES TODAY CANNOT TESTIFY ON MONDAY, IF THE MEETING IS ON MONDAY. OKAY? THAT IS THE THINKING.\r\n\r\n\r\n>> OKAY. >> THE STATE LEGISLATURE DID THIS TO US. I'M THE ONLY ONE WHO OPPOSED IT, AND HERE WE ARE, STUCK. >> THE TESTIMONY WILL REMAIN OPEN, IF ANYONE WHO HASN'T TESTIFIED TODAY WANTED TO TESTIFY. >> YES, ONLY TO THOSE WHO DIDN'T TESTIFY. >> OKAY. THANK YOU.\r\n\r\n\r\n>> ONLY FOR THOSE WHO DIDN'T TESTIFY. SO THAT TAKES CARE OF THAT PROBLEM, BUT IT DOESN'T TAKE CARE OF MR. JOHNSON'S PROBLEM. DAVID? MR. JOHNSON, IS THAT DEAD LINE, ARE YOU ABSOLUTELY SURE IT'S THE DEADLINE. >> THAT IS FROM MR.\r\n\r\n\r\nRAATZ, BUT IF YOU WANT TO BRING HIM ON THE CALL, WE CERTAINLY CAN. >> MR. RAATZ. MR. RAATZ. OKAY MEMBERS, WE'RE JUST USING UP TOO MUCH TIME RIGHT NOW. WE'RE GOING TO HAVE TO TAKE CARE OF THIS A LITTLE LATER.\r\n\r\n\r\nMR. CLERK, LET'S PROCEED WITH TESTIMONY. >> YES, CHAIR. PROCEEDING WITH TESTIMONY, THE FIRST INDIVIDUAL WE HAVE SIGNED UP TO TESTIFY IS IN THE CHAMBER, FOLLOWED BY ERIC MIYASATO. >> I'M HERE TO TESTIFY REGARDING CHARTER AMENDMENT RESOLUTION 119, I'M IN SUPPORT OF 22-119 TO ESTABLISH AN EAST MAUI REGIONAL BOARD. I BELIEVE THE BOARD SHOULD BE PEOPLE AND FARMERS FROM THIS REGION. THIS I BELIEVE IS A STEP IN THE RIGHT DIRECTION TO START WORK OUR WAY BACK FROM OVER A HUNDRED YEARS OF MISMANAGEMENT, TO BE HONEST, THEFT BY CORPORATIONS THAT HAVE SLOWED OUR STREAMS TO TRICKLES FOR DECADES.\r\n\r\n\r\nHAWAI'I STATE CONSTITUTION STATES THAT THEY ARE HELD

IN BENEFIT AND NOT HELD IN LEASE BY FOREIGN INTEREST. I'M PARAPHRASING, BUT THE SAME ARTICLE SECTION 7 SAYS THAT THE STATE IS ALSO OBLIGATED TO PROTECT AND REGULATE THE USE OF OUR WATER RESOURCES, THIS INCLUDES WATERSHEDS AND NATURAL STREAM ENVIRONMENTS. TAKE A DRIVE AROUND MAUI. TELL ME WHAT IS NATURAL ABOUT ANY STREAMS YOU COME ACROSS BEING BONE DRY? I GREW UP IN THE VALLEY AND MY FAMILY STILL HAS PROPERTY UP THERE. THE ONLY TIME I SEE THE RIVER REACH THAT IS DURING A STORM. MISMANAGEMENT OF RIVERS IS WHY WE'RE HERE TODAY.\r\n\r\nTHE RESOLUTION WILL ESTABLISH A SEAT AT THE TABLE AND NOT HAVE OUR EAST MAUI WATERSHED OPERATED BY A FOREIGN INTEREST. ON A SIDE NOTE, I FEEL THERE'S NO EXCUSE FOR COUNCIL MEMBERS NOT BEING HERE, ESPECIALLY IF YOU CAN BE HERE, AND I'M SHOCKED AT THE AMOUNT OF BACK AND FORTH IT GOES INTO HAVING JUST STARTING TESTIMONY. NO WONDER NOTHING EVER GETS DONE HERE. IT'S MIND BLOWING TO ME. THANK YOU FOR YOUR TIME. MAHALO. >> CAN WE HAVE THE NEXT TESTIFIER, PLEASE?\r\n\r\n>> THE NEXT INDIVIDUAL SIGN UP TO TESTIFY IS ERIC MIYASATO. >> I WOULD LIKE TO TESTIFY AGAINST BILL 21, CD 1. I WOULD LIKE TO SUGGEST THAT THE BILL GO BACK TO COMMITTEE AND HAVE DESIGN PROFESSIONALS, ENGINEERS AND ARCHITECTURES AND ENVIRONMENTALIST WORK TOGETHER TO DRAFT THE ORDINANCE FOR MAUI. THIS IS ONE OF THE SOURCES TO COMPLY WITH THE 2% CONTENT. BECAUSE IT'S ALOHA FRIDAY, I'M WEARING MY ALOHA SHIRT. I'M ALSO DRINKING A STARBUCKS WITH MY GREEN LOGO. I HAVE A BASEBALL CAP, AND I HAVE TWO CARS, PRETTY HARD TO TELL THE COLORS. LET ME TURN OFF THE LIGHTS, AND LET YOU SEE -- >> ANY QUESTIONS?\r\n\r\nMEMBER KING. >> MR. MIYASATO, DO YOU HAVE SAMPLES OF THE OTHER LIGHTS AND ALSO, HAVE YOU CHECKED THE LIST OF LESS THAN 2% BLUE CONTENT LIGHTING FOR ITS WILDLIFE LIGHTING CERTIFICATION PROGRAM, WHERE THERE ARE OVER 40 LIGHTS IN JUST ONE CATEGORY LISTED? >> SO THE SAMPLE THAT I HAVE SHOWN IS A NARROW BEAM AMBER. I HAVE READ THE FLORIDA FISH AND WILDLIFE ORDINANCE AND I ATTENDED SEMINARS. I DON'T HAVE SAMPLES OF THE AMBER. >> THE NEXT PERSON DAVID DORN, FOLLOWED BY LINDSEY REX.\r\n\r\n>> HELLO, COUNCIL MEMBERS MY NAME IS DAVID DORN AND LIVED NEXT TO WAIPU'ILANI AND OPPOSE THE PROJECT. I HAVE EXPERIENCED MANY FLOODS WHILE LIVING IN THIS AREA AND I BELIEVE THIS PROJECT WILL MAKE FLOODING WORSE. WE SHOULDN'T BE BUILDING MORE HOUSES IN KIHEI'S WORST FLOOD ZONE AND BETTER PLACES TO BUILD HOUSING AWAY FROM COASTAL HAZARDS. THIS LOCAL AREA HAS [SPEAKER NOT UNDERSTOOD] PLEASE KEEP THIS PROPERTY AS IS. PRESERVING THIS HAS BENEFITS FOR DRAINAGE, NOT INCREASE FLOODING AND NOT OVERBURDEN THE COMMUNITY. THE COUNCIL HAS NO OBLIGATION TO APPROVE THE PROJECT, BUT YOU HAVE AN OBLIGATION TO PROTECT COUNTY'S RESIDENTS FREE FROM RISK. THERE ARE 2500 AFFORDABLE HOMES IN THE PIPELINE, SO DISAPPROVING THIS PROJECT WILL HAVE NEGLIGIBLE IMPACT ON HOUSING AND HAVE 1% REDUCTION OF HOUSES IN THE PIPELINE.\r\n\r\nTHE DECISION THAT YOU MAKE TODAY MUST CONSIDER HOW YOU CAN DO THE LEAST HARM AND DO THE MOST GOOD? THIS COUNCIL HAS A LEGAL DUTY AND MORAL OBLIGATION TO PROTECT THE SAFETY OF THE COMMUNITY AND RESPONSIBILITY TO ENSURE THAT FUTURE HOMES ARE ONLY LOCATED IN SAFE PLACES. I RESPECTFULLY ASK THAT YOU DISAPPROVE THIS PROJECT AND SET US ON A PATH TO A BETTER, SAFER FUTURE. THANK YOU. >> QUESTIONS MEMBERS? IF NOT, THANK YOU VERY MUCH. MR.\r\n\r\nCLERK. >> CHAIR, THE NEXT TESTIFIER IS LUCIENNE DE NAIE, FOLLOWED BY JILL WORTH. >> GOOD MORNING AGAIN. I WILL BE TESTIFYING ON A FEW ITEMS AND I WILL NOT TAKE THREE MINUTES FOR EACH. BLESS YOU FOLKS FOR YOUR DEDICATION TO REALLY HEARING FROM THE PUBLIC. THOSE ITEMS I WILL BE TESTIFYING ON FIRST WILL BE ON BEHALF OF THE SIERRA CLUB MAUI GROUP, AS ITS CHAIR, OUR BOARD HAS RECOMMENDED THAT WE WEIGH-IN ON THESE ITEMS TODAY. FIRST, ITEM 22-119. SECOND AND FINAL

READING FOR THE MAUI COMMUNITY WATER AUTHORITIES.\r\n\r\nWE'RE VERY STRONG SUPPORT OF THIS. WE HAVE GONE ON RECORD WITH THE MANY REASONS IN THE PAST. SO WE WILL NOT TAKE UP YOUR TIME REPEATING THESE. IT'S OBVIOUS THAT NEW TIMES REALLY REQUIRE NEW SOLUTIONS. AND I KNOW THERE'S GREAT FEARS ABOUT COSTS, BUT I THINK IT'S IMPORTANT TO UNDERSTAND THAT THE AUTHORITY ITSELF DOES NOT HAVE TO IMMEDIATELY TAKE OVER AND MANAGE AN ENTIRE SYSTEM. IT CAN FIRST JUST BE THE HOLDER OF THE LEASES THAT PASS THROUGH THE SYSTEM AND GRADUALLY WORK TO ACQUIRE THE EASEMENTS AND OTHER THINGS THAT ARE NEEDED TO TRANSPORT WATER. WHOEVER HOLDS THE LEASE WILL HAVE THE ATTENTION OF THE LANDOWNER THAT HOLDS SOME OF THE SYSTEM CONVEYANCES.\r\n\r\nSO THERE WILL BE NEGOTIATIONS, AND THERE WILL BE AGREEMENTS WORKED OUT. MOVING ON TO 22-167. WE SUPPORT THE NECESSARY AMENDMENTS TO THE COMMUNITY WATER AUTHORITY THAT WERE WORKED ON SO DILIGENTLY DURING THE LAST MEETING OF THE COUNTY COUNCIL. MOVING ON TO 22-144, THIS IS A CHARTER AMENDMENT FOR ESTABLISHING REGIONAL PLANNING COMMISSIONS. THE SIERRA CLUB ALSO STANDS IN SUPPORT OF THIS VERY INNOVATIVE PROPOSITION. IT WAS IN THE 1970S WHEN THE CITY AND COUNTY OF HONOLULU REALIZED THAT THEY REALLY NEEDED TO HEAR FROM THEIR SPECIFIC COMMUNITIES. OUR ISLAND IS BIGGER THAN O'AHU, AND WE DO HAVE VERY, VERY UNIQUE REGIONS IN MAUI ISLAND. AND WE DO NEED TO PLAN FOR A WAY FOR THE PEOPLE TO BE INVOLVED IN THE PLANNING, IN THE ANNE, IT WILL PROBABLY EXPEDITE HOW DECISIONS ARE MADE, BECAUSE THEY WILL KNOW THE LAND THEY ARE BEING ASKED TO CONSIDER.\r\n\r\nI PERSONALLY SERVED ON A REGIONAL PLANNING COMMISSION. IT WAS AN EXTREMELY REWARDING EXPERIENCE AND VERY NECESSARY IN THE VERY DIVERSE COUNTY OF SAN DIEGO, WHERE YOU HAD FROM THE MOUNTAINS TO THE SEA. THERE WERE NOT CONFLICTS. OUR REGION WAS ONE COASTAL PART OF SAN DIEGO AND WE WORKED OUT THE OVERLAP DIFFERENCES. VERY INVOLVED EFFORTS TO TRY TO HEAR FROM EVERYBODY AND OKAY A SPECTRUM OF LIGHTING THAT MEETS THE CRITERIA OF PROTECTION FOR WILDLIFE, BUT ALSO ALLOWS A WIDE COMMERCIAL CHOICE TO OUR BUSINESSES AND EXEMPTION MADE AND URGE COUNCIL TO MOVE FORWARD AND PASS BILL 21 TODAY. LAST, BUT NOT LEAST ON BEHALF OF THE SIERRA CLUB, RESOLUTION 22-61, THE PROPOSAL TO APPROVE DEVELOPMENT IN THE HALE WAIPU'ILANI DEVELOPMENT. I KNOW THE PEOPLE THAT ARE PROPOSING THIS DEVELOPMENT.\r\n\r\nTHEY ARE GOOD PEOPLE. THIS IS JUST A VERY BAD PLACE, AND A BAD PRECEDENT TO KEEP ALLOWING DEVELOPMENTS ON FLOOD ZONES, AND UNCATEGORIZED WETLANDS IS JUST POOR PLANNING. THERE IS A BETTER SOLUTION. WE DISCUSSED IT DURING THE GENERAL PLAN ADVISORY COMMITTEE MEETINGS, AND THAT IS TO TRANSFER DEVELOPMENT RIGHTS TO OTHER PARCELS. WE DO NOT HAVE AN ORDINANCE THAT ALLOWS THAT, BUT THE COUNTY COULD AT LEAST PROPOSE LAND SWAPS. IT'S OUR UNDERSTANDING THAT THE COUNTY HAS LAND IN PUNANI THAT THEY GOT FROM A&B. IT'S NEAR INFRASTRUCTURE. THE COUNTY DOES NOT OWN LAND IN THE HIGH-TECH PARK, BUT THAT LAND IS FULLY ENTITLED FOR MANY UNITS OF HOUSING.\r\n\r\nNONE AFFORDABLE HOUSING PROJECT BROUGHT IN THERE IS UNDER CONSTRUCTION NOW. PERHAPS THE COUNTY COULD LOOK AT JUST PURCHASING A SECOND PARCEL, MAYBE IT COULD BE FIVE ACRES, INSTEAD OF 1.5 ACRES AND THIS PROJECT COULD ACTUALLY EXPAND? WE NEED TO DO SOMETHING ELSE BESIDES BUILDING IN FLOOD-PRONE AREAS AND WE NEED TO LEAVE THEM AS PART OF OUR RESILIENCY STRATEGY. I WILL MOVE ON TO THE OTHER ITEMS I'M TESTIFYING ON PERSONALLY AND SHOUT-OUT TO THE FUNDING FOR RENOVATIONS FOR THE COUNCIL SERVICES AREA. COUNCIL MEMBER KING IS SO CORRECT, THESE ARE THE UNSUNG HEROES. I WORKED FOR THE COUNTY. I WAS DOWN ON THE 7TH FLOOR GETTING HELP ALL THE TIME WHEN I WAS AN AIDE TO A COUNCIL MEMBER.\r\n\r\nTHEY ARE CRAMMED IN THERE, AND GETTING A LOT OF WORK OUT A VERY SMALL SPACE. SO ANYTHING THAT WE CAN DO TO MAKE THAT

BETTER IS REALLY GOOD. AS A PRIVATE INDIVIDUAL, I'M TESTIFYING IN SUPPORT OF 22-63; THIS IS THE EXPANSION OF HOMEOWNERS EXEMPTION TO ALLOW EXEMPTIONS FOR THOSE WHO ARE DOING LONG-TERM RENTALS, AS WELL AS INCREASING HOMEOWNER EXEMPTIONS FOR FOLKS, BECAUSE GUESS WHAT? ALL OF OUR PROPERTY IS BEING EVALUATED AT HIGHER RATES FROM NOTHING WE DID, JUST BECAUSE THE MARKET IS, YOU KNOW, ON FIRE. BECAUSE OF SPECULATION. AND I'M ALSO PERSONALLY IN SUPPORT OF ITEM 22-64; THIS IS THE PROPERTY TAX REDUCTION FOR SEVERELY DISABLED VETERANS AND THEIR SPOUSES. THIS IS THE LEAST WE CAN DO.

I AM PERSONALLY IN SUPPORT OF THE APPOINTMENT OF LINDSEY MALOU-PEARSON TO THE CULTURAL RESOURCES. SHE AND HER SISTER AND HER MOM HAVE CONTRIBUTED SO MUCH TO KNOWLEDGE OF HAWAIIAN CULTURE. AND I THINK THAT SHE WILL BE A GOOD ADDITION TO THE CULTURAL RESOURCE COMMISSION. LASTLY, 22-173, YOU HAVE A VERY GOOD START ON SOME FOLKS THAT CAN BE PART OF THE PLANNING PROCESS FOR THE UPCOMING COMMUNITY PLAN UPDATE FOR SOUTH MAUI. THANK YOU FOR YOUR DILIGENT REVIEW OF THE 38 APPLICANTS. IT DOES SHOW THAT THERE'S INTEREST IN BEING PART OF PLANNING DECISIONS, WHEN PEOPLE FEEL THEY CAN HAVE AN IMPACT, AND I JUST URGE YOU TO LOOK FOR FOLKS WHO HAVE THE TIME TO SERVE. HAVING SERVED ON THE GENERAL PLAN ADVISORY COMMITTEE, WHICH MET ON AND OFF FOR OVER THREE YEARS, ALL THOUGH OUR TERM WAS ONLY SIX MONTHS, I WAS ONE OF THE PEOPLE WHO REALLY APPRECIATED THOSE WHO CONSISTENTLY SHOWED UP.

SO WE COULD HAVE QUORUM AND DO OUR BUSINESS. DO MAKE SURE THAT THE PEOPLE WHO ARE VOLUNTEERING TO SERVE ACTUALLY HAVE THE TIME, COMMITMENT AND MAHALO FOR ALL YOUR CONSIDERATIONS, AND FOR ALL YOU DO. >> THANK YOU. MEMBERS, QUESTIONS? IF NOT, THANK YOU VERY MUCH. >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS JILL WERT, FOLLOWED BY NATHAN. >> GOOD MORNING COUNCIL CHAIR LEE AND VICE-CHAIR RAWLINS-FERNANDEZ AND COUNCIL MEMBERS, I'M JILL WERT, A PROJECT MANAGER FOR MAUI NUI.

LIKE MANY, WE RECOGNIZE THE NEED FOR WORKFORCE HOUSING. HOWEVER, THE PROPOSED HOUSING DEVELOPMENT IS AN ECOLOGICAL SIGNIFICANT AREA THAT SERVES AN IMPORTANT ROLE IN PROTECTING CORAL REEFS, OCEAN WATER QUALITY AND COASTAL AREAS OF NORTH KIHEI. AS YOU KNOW THE KIHEI REEF HELPS TO PROTECT MAUI SHORES FROM STORM SURGES AND EROSION AND HAS ALSO BEEN IDENTIFIED AS IMPORTANT SOURCE OF CORAL REEFS FOR THE REEFS OF COUNTY OF MAUI, ESPECIALLY THOSE OF MOLOKA'I. ANOTHER, KIHEI'S REEF HELP SEED REEFS THROUGHOUT MAUI NUI, SO THEY CAN GROW AND BE REPLENISHED. WHEN YOU DECIDE ABOUT HALE WAIPU'ILANI WILL HAVE A SIGNIFICANT IMPACT ON CORAL. LET'S TALK ABOUT WAIPU'ILANI GULCH, WITH ORIGINATED IN THE MOKU AHUPUA'A AND STORMWATER FLOWS THE GULCH. WHEN THE FAST-MOVING WATER HITS THE FLOODPLAIN, SLOWS DOWN AND LOSES ENERGY AND SPREADS OUT IN THE WIDENING PART OF THE BED. TONS OF SOIL CAN THEN SETTLE ONTO THE GROUND.

THIS PROTECTS THE CORAL REEF BY KEEPING SEDIMENT OUT OF OCEAN. EXCESS SEDIMENT IS VERY HARMFUL TO CORAL REEF, INTERFERING WITH THE ABILITY FOR FOOD AND TO REPRODUCE. IF HALE WAIPU'ILANI IS BUILT, WE'LL LOVE THE PROTECTION TO THE DETRIMENT OF THE COMMUNITY AND CORAL. THE PROPOSES HOUSING SHOULD NOT BE LILT IN THIS ENVIRONMENTAL SIGNIFICANT AREA. WE SUPPORT A LAND SWAP THROUGH THE DEVELOPER, FOR LANDS MORE SUITABLE IN HOUSING. THIS WILL ALLOW THE COUNTY TO ENHANCE THE FLOOD PLAIN TO FURTHER IMPROVE ITS ABILITY TO HOLD AND FILTER STORMWATER RUN-OFF TO PROTECT CORAL IN KIHEI'S AREAS. THERE'S FINANCIAL SUPPORT FOR THESE ENHANCEMENTS.

NATIONAL FISH AND WILDLIFE FOR PRELIMINARY DESIGN FOR NATURE-BASED SOLUTIONS FOR THE FLOODPLAIN OF WAIPU'ILANI GULCHES. THIS GRANT IS A PIPELINE GRANT, MEANING THERE WILL BE FUTURE OPPORTUNITIES TO APPLY FOR NEXT STEPS, INCLUDING PERMITTING, DESIGN, OR INSTALLING NATURE-BASED SOLUTIONS, WHICH

WOULD EQUAL MILLIONS OF DOLLARS COMING INTO MAUI COUNTY. HOWEVER, SOME OF THE WORK WOULD BECOME IMPOSSIBLE WITH THE WAIPU'ILANI FLOODPLAIN IS DEVELOPED. CORAL REEFS, OCEAN QUALITY AND THE COMMUNITY WOULD SUFFER. PLEASE EXPEDITE THE EFFORT FOR THIS LAND SWAP AND ALLOW THE COUNTY TO KEEP THIS SECTION OF WAIPU'ILANI GULCH AS OPEN SPACE AS A STEP TOWARDS PROTECTING THE CORAL REEF. MAHALO. >> MEMBERS, QUESTIONS? \r\n\r\nIF NOT, THANK YOU VERY MUCH. MR. CLERK. >> CHAIR, THE NEXT INDIVIDUAL SIGNED UP TO TESTIFY IS NATHAN IN THE CHAMBERS, FOLLOWED BY EDWARD FIELD. >> GOOD MORNING. I'M A CONCERNED CITIZEN. THANK YOU AGAIN FOR PRONOUNCING ANY LAST NAME CORRECTLY. \r\n\r\nI'M ALWAYS IMPRESSED WITH PEOPLE THAT CAN DO THAT. I WANTED TO TESTIFY ON RESOLUTION 22-119. I'M A FATHER AND HUSBAND, I HAVE BEEN MARRIED FOR 17 YEARS. AND I HAVE COME TO REALIZE WHEN I AM WEAK FOR MY FAMILY, MY FAMILY SUFFERS. I'M THE HEAD OF MY HOUSEHOLD. I SERVE MY FAMILY AS BEST AS I CAN, AND SO I'M ASKING YOU GUYS AS ELECTED OFFICIALS AND MEMBERS OF THE MAUI 'OHANA, OUR FAMILY, THAT YOU REPRESENT OUR NEEDS, AND OUR CONCERNS WELL. SO ONE OF THE THINGS THAT MY COMMUNITY CALLS ME IS AN ENCOURAGER. SO I WANT TO ENCOURAGE YOU GUYS TO STAND UP FOR US CONCERNING THIS WATER AUTHORITY. \r\n\r\nWE DO NOT NEED IT TO BE IN THE HANDS OF A FOREIGN CORPORATION. WE DON'T. THAT DOES NOT SERVE US WELL. WHEN WE'RE NOT SERVE BY YOU WELL, WE SUFFER, OUR 'OHANA SUFFER, OUR COMMUNITIES SUFFER AND WE'RE TIRED OF SUFFERING. WE'RE TIRED OF IT. SO LIKE I SAID IN MY LAST TESTIMONY ON JULY 1ST, I WAS A CIVILIAN ON THE ISLAND OF MAUI, NOT CARING ABOUT WHAT LOCAL GOVERNMENT DID, BECAUSE IT REALLY DIDN'T AFFECT ME UNTIL THE LAST COUPLE OF YEARS, I STARTED REALIZING THAT OUR ELECTED OFFICIALS MADE A HUGE DIFFERENCE IN HOW WE LIVED OUR LIVE AND HOW WE RAN OUR BUSINESSES. SO MAY I REMIND YOU THAT YOU WORK FOR ALL OF US, OKAY? WE'RE ASKING KINDLY RIGHT NOW, WE'RE ASKING KINDLY, TO STAND UP FOR US. \r\n\r\nI WILL SAY THAT WE HAVE BEEN AWAKENED TO WHAT IS HAPPENING IN OUR GOVERNMENTS, FROM ALL THE WAY TO THE FEDERAL, DOWN TO THE STATE, DOWN TO THE COUNTY-LEVELS, WE'RE AWAKE AND WE'RE NOT GOING ANYWHERE. WE'RE GOING TO BE RELENTLESS IN HOW WE TAKE CARE OF OUR FAMILIES AND ESPECIALLY OUR ISLAND. SO I ASK THAT YOU DO THE SAME. THANK YOU SO MUCH. >> MEMBERS, QUESTIONS? MEMBER KING. >> JUST ONE QUESTION, IF YOU CAN. \r\n\r\nTHANK YOU FOR BEING HERE, I REALLY YOUR TESTIMONY. WE'LL TRY TO GET THIS ON THE BALLOT AND WILL YOU AND ALL THE OTHERS -- THAT IS THE FIRST STEP TO HELP US GET THAT THROUGH ON ELECTION DAY. >> YES, PLEASE, THAT IS WHAT I'M IN SUPPORT OF. >> GREAT, AWESOME. >> THANK YOU. >> THANK YOU. >> THANK YOU, CHAIR. \r\n\r\n>> THANK YOU. ANY MORE QUESTIONS? IF NOT, MAY WE HAVE THE NEXT TESTIFIER. >> THE NEXT PERSON SIGNED UP TO TESTIFY IS EDWARD FIELD, FOLLOWED BY JIMMY GOMES. EDWARD FIELD, IT'S YOUR TIME TO TESTIFY. I SEE AN ED CONNECTED TO THE MEETING. YOU'RE UNMUTED, BUT WE CAN'T HEAR YOU, IF YOU ARE SPEAKING. \r\n\r\nCHAIR, PERHAPS THEY'RE HAVING TECHNICAL DIFFICULTIES. SHOULD WE MOVE TO THE NEXT TESTIFIER? >> YES. >> THE NEXT TESTIFIER IS JIMMY GOMES, FOLLOWED BY AMANDA MARTIN. >> JIMMY GOMES, IT'S YOUR TIME TO TESTIFY. CHAIR, I DON'T SEE A JIMMY GOMES CONNECTED TO THE MEETING, SHOULD I MOVE TO THE NEXT TESTIFIER? >> YES. \r\n\r\n>> AMANDA MARTIN, FOLLOWED BY KIMBERLY BROWN. >> ALOHA, AND GOOD MORNING, CHAIR LEE. CAN YOU HEAR ME? BECAUSE I CANNOT -- THE VIDEO WON'T WORK. >> OKAY, WE CAN HEAR YOU. >> OKAY. MAHALO. \r\n\r\nSO GOOD MORNING AGAIN. CHAIR LEE AND VICE-CHAIR RAWLINS-FERNANDEZ, AND MEMBERS OF THE COUNCIL. I'M AMANDA MARTIN, ADMINISTRATIVE ASSISTANT OF NA MAK O KULANI AND HERE IN BEAUTIFUL WITH MY BOARD MEMBERS AND MAHALO FOR BEING WITH ME AND WE'RE IN SUPPORT OF COUNCIL RESOLUTION 22-119, CD 1, FD 1. OVER 30 YEARS OF FIGHTING ALL OF THE LABOR UNIONS,

BIG CORPORATIONS, VAST NETWORK OF SUPPORTERS, HERE WE ARE AGAIN TODAY. THE DEWATERING OF THE STREAMS DEPRIVED ALL THE PEOPLE OF EAST MAUI AND GREATLY IMPACTED ALL OF OUR COMMUNITIES. WAS SO HEARTBREAKING FOR MANY NOT TO SEE WATER IN THE RIVERS. THEY DIVERTED THE ENTIRE EAST MAUI, THE LARGEST DIVERSIONS EVER. THESE ARE CROWN LANDS THAT BELONG TO THE PEOPLE.\r\n\r\nWE NEED TO GAIN CONTROL OVER OUR WATER RIGHTS. HAWAIIAN PUBLIC TRUST RESOURCES SHOULD BE CONTROLLED BY HAWAI'I. A FOREIGN FOR-PROFIT ENTITY SHOULD NOT BE MANAGING OR CONTROLLING OUR WATER IN EAST MAUI. THEY WILL MANAGE IT IN THEIR OWN BEST INTERESTS, AND NOT IN THE INTERESTS OF THE COUNTY, NOR THE PUBLIC TRUST. THEY ARE RESPONSIBLE TO THEIR SHAREHOLDERS TO MAKE A PROFIT. IF THE SYSTEM IS FIXED, AND THE WATERSHED IS MANAGED PROPERLY, WE WANT TO BE SURE THAT WE FOCUS ON GROWING OUR WATER SUPPLY FOR FUTURE GENERATIONS. WE HAVE THE EXPERTISE, AND THE IN-DEPTH KNOWLEDGE THAT CAN PROBABLY MANAGE THE WATERSHED AND THE ECOSYSTEM. WE HAVE THE MOST HANDS-ON EXPERIENCE AND GENERATIONAL KNOWLEDGE TO PROPERLY MANAGE THE WATERSHED.\r\n\r\nWHAT WE WANT IS COMMUNITY PARTNERSHIPS, MANAGEMENT AND STEWARDSHIP. IT'S BEEN FOUR YEARS SINCE STREAMS WERE RESTORED IN OUR MOKU, AND WE HAVE DONE EVERYTHING WITHIN OUR POWER, AND MEANS TO BE GOOD STEWARDS. THIS IS NOT A BUSINESS PROPOSITION FOR US, BUT ONE OF SACRED KULEANA. PLEASE UNDERSTAND WE HAVE NO QUARREL WITH -- AREA COMMUNITY HAS GOOD RELATIONSHIPS WITH REPRESENTATIVES FROM THE COMPANY. LIKE MAUI COUNTY, WE SUPPORT AGRICULTURE, AND WANT TO SEE EVERYONE SUCCEED. WE HAVE NEVER DENIED ANY FARMER OR BUSINESS ACCESS TO WATER. THE TIME IS NOW TO CONTROL -- TAKE CONTROL OF OUR WATER, OUR COMMUNITY'S MISSION IS TO BE GOOD STEWARDS OF THE LAND AND WE REMAIN OPEN TO WORKING WITH THE STAKEHOLDERS TO MOVE FORWARD IN A PONO WAY.\r\n\r\nI CAN IMAGINE HOW SOME OF YOU ARE FEELING, AND THE DECISIONS -- I TRULY DO UNDERSTAND WHAT IT TAKES IN MAKING THE BEST DECISION FOR ALL. I KNOW THIS MATTER WEIGHS HEAVY ON YOUR HEART, BECAUSE I FEEL IT, TOO. PLEASE REMEMBER THE GREAT IMPACT ON OUR EAST MAUI COMMUNITY, AND THE 100% DIVERSION THAT TOOK PLACE. MAHALO FOR THE OPPORTUNITY TO TESTIFY TODAY. >> THANK YOU. QUESTIONS, MEMBERS? IF NOT, THANK YOU VERY MUCH, AMANDA.\r\n\r\n>> MAHALO. THANK YOU. >> THE NEXT PERSON SIGNED UP TO TESTIFY IS KIMBERLY BROWN IN THE CHAMBERS, FOLLOWED BY BRYON BROWN. >> I WANT TO FIRST TOUCH ON BILL 21 ABOUT THE LIGHTING. AT JUST GLANCING OVER THIS, I DO NOT WANT THIS TO BE ANOTHER FINANCIAL BURDEN ON THE TAXPAYER. IT SEEMS TO BE A FRIVOLOUS EXPENSE TO REPLACE LIGHTING FIXTURES COUNTYWIDE AND A LIGHT BULB BEING PROPOSED. THERE ARE HEALTH EFFECTS ON HUMANS WITH THE BLUE LIGHT, OR THE BLUE WAVE LIGHT AND I KNOW THERE'S OTHER OPTIONS.\r\n\r\nIN 2019 THE ENTIRE COMMUNITY OF MAUI SHOULD HAVE BEEN INFORMED AND CELEBRATING THAT THE COUNTY FOR THE FIRST TIME IN OVER 150 YEARS WOULD FINALLY OWN THE RIGHTS TO THE WATER. OUR LOCAL FARMERS WOULD NEVER HAVE TO WORRY AGAIN, BECAUSE WE LIVE IN ONE OF THE WETTEST PLACES IN THE WORLD. OUR FAMILIES AND CHILDREN, INSTEAD, HERE WE ARE JULY 15TH, ALLOWING THE COUNCIL TO VOTE ON SOMETHING THAT OUR MAYOR HAD THE ABILITY TO SECURE THREE YEARS AGO. I'M SADDENED THAT ALL OF US ARE HERE TODAY, WE HAVE EXPERIENCED LOSS, LOSS OF TIME, WHETHER IT BE FROM WORK, FROM OUR FAMILIES, ENJOYING OUR WONDERFUL ISLAND, JUST TO BE HERE TODAY TO STAND UP FOR WHAT IS RIGHT AND GOOD. I'M PROUD OF THE PEOPLE OF MAUI, WHO ARE HERE AND ONLINE SHOWING THEIR VOICE OF SUPPORT, AND THE SILVER LINING IN ALL OF THIS, IT'S REALLY BRINGING US ALL TOGETHER. AGAIN, REFERENCING WE'RE AWAKE TO THE FACT OF THE MATTER OF HOW OUR GOVERNMENT IS OUT OF CONTROL AND WE'RE HERE TO CALL YOU INTO ACCOUNTABILITY. YOU WORK FOR US.\r\n\r\nIT'S A ONCE IN A GENERATION

OPPORTUNITY TO SECURE CONTROL OVER THE WATER RIGHTS RATHER THAN A FOREIGN PENSION FUND, WHO HAS A PATTERN OF BUYING UP WATER RIGHTS AT THE DETRIMENT OF THE COUNTRIES AND THE COMMUNITIES. THEIR BEST INTEREST IS FOR-PROFIT OVER THE PEOPLE OF MAUI, DNLR THE COUNTY, THEY'RE SAYING THAT THE COUNTY DOES NOT HAVE TO COMPETE AGAINST THESE PEOPLE THAT THE COUNTY HAS THE HIGHER PRIORITY TO THE WATER AS A PUBLIC WATER TRUST OVER THE FOR-PROFIT ENTITY. THE PROFITABILITY HERE BASED ON CURRENT USAGE, THE COUNTY WOULD HAVE A NET PROFIT OF \$3 MILLION TOTAL REVENUE IS \$5.1 MILLION BASED ON THE RESIDENTS, FARMERS AND MAUI PONO, AND THE OPERATING COST IS ONLY \$1.54 MILLION. THERE'S ADDITIONAL UP COUNTRY WATER COSTS OF \$528,000, LEAVING A NET REVENUE OF \$3 MILLION. THE COUNTY, IF THE COUNTY OBTAINS THESE LEASES WE CAN UTILIZE THE NET REVENUE TO UPGRADE THE SYSTEMS, CREATING ADDITIONAL WATER FOR THE USERS AND EMI. I WANT TO THANK THOSE ON COUNCIL VOTING YES TO IT AND I WANT THOSE WHO WOULD EVER CONSIDER ALLOWING OUR RIGHTFUL WATER TO FALL INTO THE HANDS OF A FOREIGN ENTITY TO SEARCH YOUR HEARTS, AND TRULY DWELL ON WHY YOU'RE IN THIS POSITION TO REPRESENT THE PEOPLE OF MAUI? THANK YOU.\r\n\r\n>> MEMBERS, ANY QUESTIONS? IF NOT, THANK YOU VERY MUCH. MR. CLERK. >> THE NEXT PERSON SIGNED UP TO TESTIFY IS BRYON BROWN, FOLLOWED BY JOE BALANGITAO. >> ALOHA, COUNCIL. THANK YOU FOR ALL YOUR TIME THAT YOU TAKE ON A LOT OF THESE ISSUES.\r\n\r\nIT SEEMS TO BE VERY TIME-CONSUMING. I WANT TO TESTIFY IN REGARDS TO THE HOUSING PLAN IN KIHEI. I THINK THAT AREA IS DEFINITELY NOT AN AREA THAT SHOULD BE BUILT. IT'S COMPLICATED, OBVIOUSLY, BUT WHEN YOU HAVE A FLOOD ZONE, IT GETS EVEN WORSE. AS FOR, I BELIEVE IT'S 21, THE LIGHTING. THIS IS ALSO ANOTHER COMPLICATED ISSUE. WE'RE DEALING WITH FUNDING IN THE COUNTY, AND WE CONTINUE TO TALK ABOUT HOW IT'S MISUSED AND MISAPPROPRIATED.\r\n\r\nI BELIEVE OUR FUNDING SHOULD BE CONCENTRATED IN THE HOUSING REGION FOR OUR COMMUNITY. WE'RE LOSING FAMILIES VERY FAST THAT WERE BORN AND RAISED HERE, MANY GENERATIONS, BECAUSE THEY CAN'T AFFORD TO LIVE HERE ANY LONGER. THAT HAS TO GET STREAMLINED AND WE HAVE TO MAKE THAT OUR MAIN FOCUS. AS FOR 22-119, THIS ISSUE HERE, AGAIN, AS KIM BROWN JUST MENTIONED, SHOULD NEVER HAVE BEEN BEFORE US. IT SHOULD HAVE BEEN HANDLED ALREADY, BUT IT IS HERE NOW. WE'RE ASKING FOR YOUR VOTE YES, AND WE THINK EVERYONE THAT HAS VOTED FOR THIS - - THANK EVERYONE WHO HAS VOTED FOR THIS AND KEEP IN MIND, WHEN CORPORATIONS HAVE CONTROL, THIS IS JUST KIND OF HOW THIS WORKS THROUGHOUT HISTORY. THIS IS DIFFERENT THAN THE ONE-YEAR REVOCABLE LEASES, THIS SWITCHING TO 30 YEARS, WHICH WE ALL KNOW.\r\n\r\nWE ALL KNOW IN 2021, THAT A&B AND MAUI PONO, ACCORDING TO THE RECORDS HAD FINISHED THEIR SMA REPORT AND GOT -- THEY WERE WORKING ON GETTING THAT 30-YEAR LEASE SECURED. IN THIS SITUATION, WE HAVE A REALLY GREAT DLNR THAT IS WORKING WITH THE COUNTY, THAT WANTS TO MAKE SURE THAT THE COUNTY GETS THEIR RIGHTS TO THIS WATER. I THINK AS THE BOARD OF WATER VOTED UNANIMOUSLY, THAT OUR COUNTY SHOULD VOTE UNANIMOUSLY ON THIS TO SHOW SUPPORT FOR THE COMMUNITY. SO THAT WE CAN BRING BACK A LITTLE BIT OF FAITH IN OUR COMMUNITY, IN OUR COUNTY, WHEN IT COMES TO ISSUES LIKE THIS. THIS IS EXTREMELY IMPORTANT TO ALL OF US. THESE CORPORATIONS JUST RECENTLY -- I ENCOURAGE YOU TO LOOK IT UP. IN DECEMBER OF 2020, THEY HAVE FILED FOR FUTURE STOCK TRADING ON COMMODITIES.\r\n\r\nTHANK YOU VERY MUCH FOR YOUR TIME. I DON'T KNOW IF THAT WAS MY TIME? ANYWAY IN DECEMBER 2020 THEY FILED WITH THE STOCK MARKETS TO TRADE WATER AS A COMMODITY. SO THIS IS COMING OUR WAY. AS DROUGHT CONDITIONS GET WORSE, WATER GETS MORE EXPENSIVE. A&B OWES MAUI PONO \$62 MILLION IF THEY DON'T SECURE THAT 30-YEAR LEASE. THAT IS A BIG INCENTIVE FOR ALL OF YOU TO GET PUSHED TO HELP

THEM OUT.\r\n\r\nI ENCOURAGE YOU TO HELP US OUT AND OUR COMMUNITY AND STAND UP FOR US, BECAUSE WE WIN IF THE PEOPLE WIN. THANK YOU VERY MUCH. >> THANK YOU. MEMBERS, QUESTIONS? IF NOT, THANK YOU VERY MUCH. MR. CLERK.\r\n\r\n>> CHAIR, THE NEXT INDIVIDUAL WE HAVE SIGNED UP TO TESTIFY IS JOE BALANGITAO, FOLLOWED BY CHRISTOPHER GEORGE. >> GOOD MORNING. MY NAME IS JOE BALANGITAO, JR. THE EXECUTIVE DIRECTOR FOR THE MAUI INTERSCHOLASTIC LEAGUE AND HERE TO TESTIFY AGAINST BILL 21, BECAUSE IT'S VAGUE AND COULD AFFECT THE LIVELIHOOD OF 4,000 STUDENT-ATHLETES IN THE MIL, IF IT WERE TO PASS. WE OFFER 19 SPORTS IN THE MAUI INTERSCHOLASTIC LEAGUE FOR BOTH GIRLS AND BOYS, AND IF WE WERE TO PLAY OUR GAMES EXCLUSIVELY DURING THE DAY, IT WOULD PUT MANY OF THEM AT-RISK OF HEAT ILLNESS AND DEHYDRATION AND ALSO BE A FINANCIAL BURDEN TO THE LEAGUE, BECAUSE WE'RE A 501(C)(3) ORGANIZATION. AND WE RUN OUR LEAGUE WITH MONIES WE COLLECT FROM OUR GATES FROM FOOTBALL AND BASEBALL, TO SUPPORT THE OTHER 17 SPORTS. IF WE ARE NOT ALLOWED TO PLAY THOSE TWO SPORTS AT NIGHT, IT WOULD REDUCE OUR GATE ABOUT TWO-THIRDS NOT TO MENTION CONCESSIONS, WHICH IS A BIG MONEY MAKER FOR THE HOME TEAM, ESSENTIAL IF THEY GO TO STATE TOURNAMENTS.\r\n\r\nGIRLS AND BOYS SHOULD BE AFFORDED THE OPPORTUNITY TO PLAY AT NIGHT TO SHOWCASE THEIR TALENT AND MAY BE ABLE TO EARN A COLLEGE SCHOLARSHIP IN SPORTS, NOT TO MENTION THE OPPORTUNITIES FOR THE BAND, FLAG BEARERS, CHEERLEADERS, STUDENT BODY FANS AND KUPUNA TO SHOW UP TO PARTICIPATE IN THE FESTIVITIES. IF GAMES WERE TO BE PLAYED SATURDAY AFTERNOON, A LOT OF PEOPLE WOULD NOT BE ABLE TO SHOW UP. THEY STAY HOME BECAUSE OF THE HEAT. I HAVE SPOKEN TO A COLLEAGUE FROM THE KAUA'I INTERSCHOLASTIC FEDERATION AND SHARED WITH ME HOW SHEARWATERS AFFECTED THEIR LEAGUES. THEY ARE REQUIRED TO PLAY DURING THE DAY FROM SEPTEMBER 15TH THROUGH DECEMBER 15TH. BUT IF THE FLEDGLINGS LEAVE THE NEST BEFORE THEN, THEY ALLOW THE KIF TO PLAY A MONTH EARLIER AND PUSH THE DATE TO NOVEMBER 15TH. MY QUESTION TO THE COUNCIL, DO YOU HAVE DATA TO SUPPORT THE YEAR-ROUND BAN ON LIGHTING?\r\n\r\nTHE BILL SAYS NATIVE HAWAIIAN SEABIRDS? ALL BIRDS? ALBATROSS? TROPIC BIRDS, SHEARWATERS, SHOREBIRDS, SCRUB BIRDS? WHERE ARE THEIR NESTING GROUNDS? UP COUNTRY, KIHAI NEXT TO THE OCEAN, WHERE THEY GET A CLEAR SHOT OUT TO THE SEA? FROM TIME TO TIME I SEE ON THE NEWS ABOUT WEST O'AHU AND THEIR NESTING GROUPS ARE NEXT TO THE OCEAN.\r\n\r\nSO I ASSUME THAT THEY FLY STRAIGHT OUT OF THE NEST TO THE OCEAN. I FOR SAVING THE BIRDS, IF THEY ARE IN DANGER, BUT I THINK WE NEED TO HAVE SOME OF THESE QUESTIONS ANSWERED BEFORE WE MAKE A HASTY DECISION ON SPENDING A LOT OF MONEY TO RETROFIT OUR EQUIPMENT, AND LIGHTS . CAN I JUST FINISH? >> JOE, YOU CAN TAKE A MINUTE TO FINISH. >> HOW MANY VENDORS HAVE THE EQUIPMENT TO FILL THE NEED? I SAW ONE VENDOR ON THE BIG ISLAND AND SAY HE REPLACED EQUIPMENT AT ONE OF THE HARBORS AND ARE THERE VENDORS TO OFFER COMPETITIVE BIDS IF THE BILL PASSES? OUR YOUNG PEOPLE ARE OUR LEADERS AND WE SHOULD TAKE INTO CONSIDERATION THAT THEY ALSO LIVE ON THIS ISLAND, AND ADJUSTING OUR WAY OF LIFE THAT COULD POSSIBLY IMPACT THE LIVES OF OUR STUDENT-ATHLETES, STUDENTS, PARENTS AND KUPUNA IN MAUI COUNTY SHOULD NOT BE TAKEN LIGHTLY. I WOULD HUMBLLY ASK TO TAKE THIS TO COMMITTEE BECAUSE OF THE RAMIFICATIONS OF THIS DECISION.\r\n\r\nTHANK YOU. >> MEMBER KING. >> JOE, WE HAVE A QUESTION. THERE'S A QUESTION FOR YOU. >> THANK YOU FOR BEING HERE. WE DID REACH OUT TO MIL, AND ALL OF THE PUBLIC AND PRIVATE SCHOOLS EARLY ON. AND JUST WANTED TO ASK IF YOU READ THE RECENT VERSION OF THE BILL?\r\n\r\nBECAUSE IT EXEMPTS ALL SPORTING ACTIVITIES. SO IT WILL NOT CLOSE DOWN YOUR EVENING GAMES. >> WE DID READ IT. I JUST GOT WIND OF THIS ABOUT THREE WEEKS AGO, A MONTH AGO. AS YOU KNOW, THREE-YEAR EXEMPTION, THREE YEARS

GOES BY PAST. YOU LOOK AT COVID, COVID IS ALREADY 28 MONTHS, ALMOST THREE YEARS. >> RIGHT, BUT THE BILL EXEMPTS ALL SPORTING -- ALL SPORTING ACTIVITIES IF THERE'S NO COMPLIANT LIGHTING.\r\n\r\nSO BEYOND THE THREE YEARS YOU ARE EXEMPTED UNLESS THERE'S INDUSTRY-APPROVED LIGHTING THAT MEETS THE REQUIREMENTS IT'S NOT GOING TO CREATE NO EVENING GAMES. SO WE DO SUPPORT THAT. >> I MEAN, I UNDERSTAND THAT. >> TIMES UP. >> SO YOU CAN ANSWER THE QUESTION. >> SOME OF OUR WILL COME ON LATER ON AND HAD CONCERNED ABOUT THE TYPE OF LIGHTING THAT ERIC MIYASATO SHOWED ABOUT FOR BASEBALL GAMES WITH A LINE DRIVE OR POP FLY ABOVE THE LIGHTING, IF ITS FACING STRAIGHT DOWN BECAUSE OF LIGHT POLLUTION ARE DANGER FACTORS. SOCCER, YOU CAN'T SEE THE BILL, OR GIRLS SOFTBALL, SAME THING, YOU KNOW?\r\n\r\nTHE CONCERNS ARE SAFETY FOR THE STUDENT-ATHLETES, AND THAT'S OUR -- BECAUSE IT'S GOING TO AFFECT VISIBILITY. YOU SEE A LITTLE BALL COMING AT YOU 100 MILES AN HOUR. >> THANK YOU, JOE. THANK YOU VERY MUCH. ANY OTHER QUESTIONS FROM OTHER MEMBERS? NO. MR.\r\n\r\nCLERK. >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS CHRISTOPHER GEORGE IN THE CHAMBERS, FOLLOWED BY REBECCA ALEXANDER. >> THANK YOU, COUNCIL MEMBERS, STAFF. THANK YOU FOR WHAT YOU DO. IT DOES SEEM TO TAKE A LOT OF TIME. REGARDING THE WATER THING, IT SHOULD BE A NO-BRAINER. THE WATER IS A RESOURCE, A PRECIOUS RESOURCE THAT WE NEED TO STEWARD AND WE DON'T WANT IT IN THE HANDS OF OTHER PEOPLE DOING IT FOR PROFIT.\r\n\r\nYOU GUYS ARE AMAZING, YOUR TERMS, BUT YOUR LEGACY WILL HAVE THIS ISSUE ATTACHED TO YOU FOREVER IN THE COMMUNITY, LIKE I THINK WE ALL KNOW THAT WE DON'T WANT OTHER PEOPLE TO HAVE OUR WATER TO SAY WHETHER AND HOW WE USE THE WATER AND TO CHARGE US FOR THE WATER THAT WE SHOULD HAVE FREE ACCESS TO USE, TO UTILIZE. IT'S A BIG ISSUE. NORTHWEST, LIKE WASHINGTON, THEY ARE ALREADY BUYING OR LEASING ALL OF THESE WATER RIGHTS. WE FEEL THE WEIGHT OF WHAT IS ALREADY COMING UPON THE WORLD, AND WE WANT TO TRY TO KEEP SOME OF THAT NONSENSE OFF OF OUR BACKS HERE. BECAUSE WE'RE ALREADY SUFFERING. SO TO MAKE A GOOD DECISION ABOUT THE WATER THING, IT SEEMS LIKE IT'S PROBABLY IN YOUR HANDS IN THE LARGE PART. IT'S A REALLY BIG THING AND THIS IS OUR WINDOW AND WE DON'T WANT TO LOSE IT AND LOSE THE OPPORTUNITY TO BE ABLE TO FARM, AND JUST BE AT PEACE WITH AT LEAST WATER, WHICH IS A GOD-GIVEN THING HERE.\r\n\r\nSO THAT IS PRETTY MUCH ALL I HAVE TO SAY. SO MANY THINGS I WANTED TO SAY. THERE'S SO MANY TOPICS. I CAME HERE AND IN MY MIND I HAD SO MANY THINGS TO TALK ABOUT, BUT I THINK WATER IS A VERY BIG THING. WE DON'T WANT TO MESS AROUND WITH THAT ONE. THANK YOU. >> MEMBERS, DO YOU HAVE ANY QUESTIONS?\r\n\r\nIF NOT, THANK YOU VERY MUCH. >> THANK YOU >> THANK YOU. >> CHAIR, THE NEXT PERSON WE HAVE SIGNED UP TO TESTIFY IS REBECCA ALEXANDER, FOLLOWED BY JIMMY GOMES. >> IS REBECCA ON THE LINE, OR IN THE CHAMBER? >> SHE'S -- I SUPPOSE SHE IS UNAVAILABLE RIGHT NOW. JIMMY GOMES, FOLLOWED BY EDWARD FIELD. >> ONE SECOND.\r\n\r\n>> MY NAME IS JIMMY GOMES, AND I LIVE AT 15 WEST WAIPU'ILANI ROAD. I HAVE LIVED HERE FOR 73 YEARS. SO I HAVE SEEN THIS BEFORE ANYTHING WAS BUILT AND I KNOW THE PROBLEMS THAT WE HAVE. LIVING IN A FLOOD ZONE, AND I FEEL THAT THE IT'S NOT COMPATIBLE TO WHAT NEIGHBORS ARE THERE. IF YOU DON'T GIVE A DAMN FOR YOUR NEIGHBORS, BUILD SOMETHING LIKE THIS. IF YOU DON'T GIVE A DAMN FOR THE PEOPLE OF MAUI, YOU KNOW, THIS SMA, THIS MANAGEMENT, WHAT IS THAT? THE SPECIAL MANAGEMENT AREA ASSESSMENTS VARIANCE THAT SHOULD NEVER BE GIVEN IN A FLOOD ZONE.\r\n\r\nWE ALL HAVE TO ABIDE BY THAT. WHY DO THEY HAVE SPECIAL PERMISSION? ALL THEY WANT TO DO IS FAST-TRACK THESE THINGS. [INAUDIBLE] IT'S NOT FAIR. IT'S NOT FAIR TO RESIDENTS LIVING HERE. THE OTHER THING, WHAT GUARANTEE DO WE HAVE THAT PEOPLE FROM THE MAINLAND WILL NOT COME AND INVEST AND BUY UP MOST OF THESE BUILDINGS? IF

YOU ARE AS CONCERNED ABOUT PEOPLE FROM MAUI, YOU SHOULD BE FOR PEOPLE FROM MAUI ONLY.\r\n\r\nTHIS IS MAUI'S PROBLEM. IT'S KIHEI'S PROBLEM AND SHOULD BE PEOPLE THAT NEED HOUSING AND INTEREST RATES ARE GOING HIGHER AND HIGHER TO GET MONEY/LOANS TO BUILD. YOU KNOW, WITHOUT ANY MANAGEMENT FOR THE WATER TO GO, LIKE WAS SAID, THIS THING SHOULD NOT HAVE ANY VARIANCES. THEY HAVE TO GO THROUGH THE HEARINGS AND TO GET PEOPLE MORE CHANCE AND FOLLOW THE REGULATIONS AND THE LAWS THAT ARE ON THE BOOKS. THERE SHOULD BE NO VARIANCE. I THINK THEY SHOULD ACTUALLY BUILD IN ANOTHER AREA. I HEARD OF THE POSSIBILITY OF A LAND SWAP AND THEY SHOULD.\r\n\r\nIF YOU GO DOWN TWO STORIES WITH PILLARS IN THE GROUND, LESS THAN 6' YOU WILL HIT WATER. THE WEIGHT OF THE BUILDING WILL SINK, AND THEN WHAT YOU HAVE BUILT [INAUDIBLE] IT'S EVEN GOING TO BE WORSE. SOIL COMPACTION TESTS AND I'M SURE IF YOU DO SOIL COMPACTION TESTS IT'S NOT GOING TO PASS. ANYWAY, I'M AGAINST DOING THAT, AND PUTTING ANYTHING THERE. I'M THINKING OF ALL OF THE EXISTING RESIDENTS. EVEN MAKING A PARKING LOT WILL MAKE IT HIGHER THAN THE REST OF THE RESIDENCES AROUND THERE AND IT WILL FLOOD INTO THEIR AREAS. >> THANK YOU, MR.\r\n\r\nGOMES. THANK YOU. THANK YOU VERY MUCH. MEMBERS, DO YOU HAVE ANY QUESTIONS FOR MR. GOMES? IF NOT, VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR.\r\n\r\nREAL QUICK, MR. GOMES, MAHALO FOR YOUR TESTIMONY THIS MORNING. THE PROPERTY THAT WE'RE SPEAKING OF IS ENTITLED TO BUILD HOUSES ON THE PROPERTY WITHOUT ANY APPROVALS FROM THE COUNCIL. I JUST WANTED TO FIND OUT IF YOU UNDERSTOOD THAT IS ONE OF THE THINGS THAT THE PROPERTY OWNER CAN DO WITHOUT THE COUNCIL'S APPROVAL. >> DID YOU HEAR THAT, MR. GOMES? [SPEAKER NOT UNDERSTOOD] THE WEIGHT OF THE BUILDING, TWO STORY HEIGHT -- WITHOUT A SOIL COMPACTION TEST, WHICH IS NORMALLY DONE.\r\n\r\n>> THANK YOU VERY MUCH FOR YOUR ANSWER. >> MAHALO, CHAIR. >> MEMBER JOHNSON. >> THANK YOU, CHAIR. I UNDERSTAND THE DORNS HAVE TESTIFIERS THERE. I'M HAVING A HARD TIME UNDERSTANDING. MAYBE THEY COULD TURN OFF THEIR CAMERA WHEN THEY SPEAK FOR NEXT ONE.\r\n\r\nTHANK YOU, CHAIR. >> OKAY. >> THANK YOU, MR. GOMES. >> YOU'RE WELCOME. >> MR. CLERK.\r\n\r\n>> CHAIR, THE NEXT PERSON WE HAVE SIGNED UP TO TESTIFY IS EDWARD FIELD, TO BE FOLLOWED BY KALANI MARTIN. BEFORE CLERK. >> EDWARD FIELD, IT'S YOUR TIME TO TESTIFY. OUR UNDERSTANDING THAT YOU ARE CONNECTED BY THE PHONE, AND YOU'RE UNMUTED. >> MY NAME IS EDWARD FIELD. I WAS GOING TO TESTIFY AGAINST THE PROPOSED HALE WAIPU'ILANI PROJECT. >> COULD YOU SPEAK A LITTLE LOUDER?\r\n\r\n>> THE DISCUSSION OF WORKFORCE HOUSING, THOSE WHO OPPOSE IT -- THIS TERM IS USED TO ATTEMPT IT DISCREDIT OPPONENTS OF THE PROJECT, IMPLYING THEY ARE STUPID OR PRIVILEGED OR WHITE GUYS -- GUESS WHAT? THEY ARE NOT RICH AND I WOULD SHOW THAT MANY OF US HAVE NOT BLOND HAIR -- THOSE ACCUSING OF NIMBYISM AND ABLE TO SEE THINGS THAT OUTSIDERS DO NOT AND MIGHT ACTUALLY BE ABLE TO GIVE A BETTER VIEW TO COUNTER THE PERSPECTIVES OF PEOPLE WITH VESTED INTERESTS WHO MIGHT AVOID GIVING A COMPLETE PICTURE OF THE COSTS OF THIS PROJECT. YOU KNOW, THE PEOPLE MAKING BIG MONEY OFF THIS THING. A COMMUNITY OF PEOPLE ATTEMPTING TO PROTECT -- [INAUDIBLE] TRYING TO PRESERVE SHARED LIVING EXPERIENCE AND NEIGHBORHOOD. THIS IS IT COMMON GOOD COMMON SPIRIT OF THE AREA THAT IS AT-RISK FOR THIS PROJECT. THE COUNTY HAS SENT NO NOTICE OF THE PROJECT AND NO NOTICE OF CHANGES THAT ADVERSELY AFFECT ME AND NO NOTICE OF INFORMATION MEETINGS AND NO NOTICE OF HEARINGS AND EVERYTHING THAT HAD LEARNED IS SECOND-HAND FROM OTHER CONCERNED CITIZENS. WHEN I ATTEMPTED TO CONTACT THE AFFORDABLE HOUSING COMMITTEE TO COMPLAIN ABOUT THIS, I SHOULD HAVE CHECKED THE WEBSITE.\r\n\r\nREALLY? SO EVERY MAUI CITIZEN SHOULD CHECK EVERY GOVERNMENT WEBSITE EVERY DAY TO SEE IF THE COUNTY ACTIONS

WILL ADVERSELY AFFECT THEM? YOU KNOW, THIS KIND OF COVER OF DARKNESS -- [INAUDIBLE] NOT THE COUNTY OF MAUI. I ASK SINCERELY FOR THE COUNCIL MEMBERS TO WORK WITH ME TO CHANGE THIS. ONE BLOCK SOUTH OF ME THEY WILL HAVE 90 ONE, TWO AND THREE BEDROOM UNITS THAT DOESN'T BACK UP TO SINGLE-FAMILY HOUSES, BUT BACKS UP TO COMMERCIAL PROPERTIES AND ACROSS THE STREET, BACKS UP TO MULTI-STORY APARTMENTS. WE HAVE ALREADY TAKEN OUR SHARE -- [INAUDIBLE] NOW WITH THE HEIGHT OF THE PROPOSED PROJECT BALCONIES, RESIDENTS WILL BE LOOKING DOWN AT MY YARD AND BEDROOMS. WOULD YOU LIKE THAT, COUNCIL MEMBERS?\r\n\r\nWOULD YOU VOTE FOR THAT BEING IN YOUR BACKYARD? MR. JOHNSON, WOULD YOU LIKE SOMEONE LOOKING INTO YOUR DAUGHTER'S BEDROOM? MS. KAMA, WOULD YOU LIKE SOMEONE LOOKING INTO YOUR GRANDDAUGHTER'S BEDROOM? I THINK NOT. I WORKED VERY HARD ALL MY LIFE.\r\n\r\n>> CHAIR, YOU'RE MUTED. >> PLEASE CONCLUDE YOUR TESTIMONY, MR. FIELDS -- MR. FIELDS, -- MEMBERS, DO YOU HAVE ANY QUESTIONS? IF NOT, THANK YOU VERY MUCH, MR. FIELDS. >> THANK YOU >> THANK YOU.\r\n\r\n>> MR. CLERK. >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS MR. MARTIN, FOLLOWED BY SCOTT MARTIN. >> ALOHA, CAN YOU HEAR ME? >> YES. >> MAHALO, MY NAME IS KALANI MARTIN, KANAKA MAOLI, LIVED THERE SINCE 1972 AND HALE WAIPU'ILANI HOUSING DEVELOPMENT, AND THE NEGATIVE IMPACT IT WILL CONTRIBUTE.\r\n\r\nI OPPOSE THIS PROJECT FOR THE FOLLOWING REASONS: THE FLOODING. IT'S REALLY BAD. I GREW UP THERE, AND WE'VE ENDURED HURRICANES, BRUSH FIRES AND EVALUATIONS WITH ROADS CLOSED DUE TO INACCESSIBILITY AND CLOSING. ROAD SAFETY, WE USED TO PLAY ON THE ROADS AND SINCE THEY OPENED THE ROADS FROM LI PULA, PEOPLE SPEED DOWN THE ROAD AND IT'S UNSAFE. A LOT OF TIMES MPD IS NOTORIOUS FOR FLYING DOWN THE ROAD. THERE'S MANY PEDESTRIANS AND BICYCLISTS AND NOT ENOUGH ROADWAY SAFELY FOR THEM. MANY TIMES IT'S GRIDLOCKED THERE DUE TO TRAFFIC.\r\n\r\nSO THERE'S DETOURS, BECAUSE OF ACCIDENTS AND THAT BECOMES THE MAIN ARTERY. THE THIRD TOPIC IS WORKFORCE HOUSING. IT WAS SUGGESTED IN PAST MEETINGS THAT THESE HOUSING WOULD BE IDEAL FOR POLICE OFFICERS, FIREFIGHTERS, NURSES, AND POSSIBLY WORKING ADULTS ALL LIVING TOGETHER. FOR ME, WHO HAS AN EMPLOYED YOUNG ADULT SON, I WILL TELL YOU WE WOULD NOT BE INTERESTED IN THE PRICE AND SIZE OR PROBABLY QUALIFY FOR THESE TYPES OF HOUSING. SO IF WE'RE NOT MAKING IT REASONABLY AFFORDABLE FOR LOCAL RESIDENTS, THEN WHO ARE WE ATTRACTING? AND HOW TO WE GET LOCAL FAMILIES INTO ACTUAL HOMES? AND THEN FINALLY, IT'S OUR KULEANA TO LISTEN TO OUR KUPUNA.\r\n\r\nTHEY HAVE SHARED VALUABLE INFORMATION BECAUSE OF THEY ARE LIVING THERE. SO I REALLY OPPOSE THIS PROJECT ON WAIPU'ILANI. IT'S NOT THE PLACE TO HAVE IT. AND THEN FINALLY, I AM SUPPORT OF THE WATER RIGHTS BEING RETURNED TO THE COMMUNITY. I AM A KALO FARMER. AND AND OUR WATER RESOURCES ARE SO IMPORTANT, AND SHOULD NOT BE IN THE HANDS OF BIG CORPORATIONS. IT'S TIME THAT IT'S RETURNED TO THE PEOPLE.\r\n\r\nSO THIS BILL SHOULD BE PUT ON THE BALLOT. I MAHALO YOU FOR YOUR TIME. >> THANK YOU. MEMBERS, DO YOU HAVE ANY QUESTIONS? IF NOT, MR. CLERK. >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS SCOTT MARTIN, FOLLOWED BY ROBERT ADAMS.\r\n\r\n>> MY NAME IS SCOTT MARTIN. I'M A KIHEI RESIDENT, ALSO, PART Q. IF YOU BUILD WHATEVER THEY ARE GOING TO CALL IT, THIS WILL ASSIGN THE HIGHEST GRADE IN THAT PROPERTY AND GO 3' ABOVE THAT. TALKING TO THE DEVELOPER, THEY SAID THEY ARE NOT GOING TO RAISE THE GRADE, BUT WE KNOW THAT IS FALSE. THE ONLY WAY TO DEVELOP THEIR BUILDINGS IS TO COMPACT THE AREA, LIKE SOMEONE SAID, AND THEY HAVE TO RAISE GRADE 3'. WHERE IS THE WATER GOING TO GO WHEN IT RAINS HARD? THAT IS NOT FAIR TO THE RESIDENTS. IT'S NOT FAIR TO THE COMMUNITY. SO RIGHT NOW I'M OPPOSED TO THIS PROJECT.\r\n\r\nSOMEBODY TALKED ABOUT A LAND SWAP. THAT IS A GOOD IDEA. PUT THEM UP THERE.

WORKFORCE HOUSING AS A FIREFIGHTER, I DON'T MAKE ENOUGH MONEY TO QUALIFY FOR THIS MEDIAN INCOME SET UP BY THE COUNTY. SO HELLO, THREE PEOPLE WORKING AND TWO CARS. HOW MANY PEOPLE WALK TO THE COUNTY BUILDING IF WAILUKU? I BET YOU STILL DRIVE.\r\n\r\nSAME THING FOR US IN KIHEI, WE DRIVE. SO I'M OPPOSED TO THAT. THE OTHER BILL I WOULD LIKE TO TALK TO YOU ABOUT IS 22-119, AS A KALO FARMER, WE KNOW WHAT IT'S LIKE NOT TO HAVE WATER. A&B TAKING ALL THE WAY AND THEY DIDN'T TAKE THE OVERFLOW, THEY TOOK EVERYTHING. WATER RIGHTS IS KULEANA FOR THE PEOPLE AND NOT FOR CORPORATIONS. YES, THEY'RE PEOPLE. YES, THEY NEED TO GROW PEOPLE FOR PEOPLE.\r\n\r\nYES, THEY NEED WATER. WE'RE 100% ON-BOARD WITH THAT. I'M FOR THIS BILL THAT THE PEOPLE SHOULD HAVE THE RIGHTS TO THE WATER. THANK YOU FOR YOUR TIME. GOD BLESS YOU FOLKS AND HOPE YOU PEOPLE GET OUT BEFORE MIDNIGHT. THANK YOU. >> MEMBERS, QUESTIONS?\r\n\r\nTHANK YOU. MR. CLERK? >> YES CHAIR. >> I'M JUST CALLING FOR THE NEXT TESTIFIER. >> THE NEXT PERSON SIGNED UP TO TESTIFY IS ROBERT ADAMS, TO BE FOLLOWED BY [SPEAKER NOT UNDERSTOOD] >> MADAM CHAIR, MY NAME IS ROBERT ADAMS. I TESTIFIED PREVIOUSLY IN SUPPORT OF THE ORDINANCE FOR THE ADOPTION OF THE LIGHTING REQUIREMENTS.\r\n\r\nI WOULD LIKE TO SPEAK TODAY, THERE'S BEEN SOME MEMOS SENT TO THE COUNCIL ABOUT MY QUALIFICATIONS ON SOME OF THE COMMENTS THAT I MADE PREVIOUSLY. I WOULD LIKE TO CLARIFY THAT I'M A PH.D. FROM BROWN UNIVERSITY, IN MATERIALS SCIENCE. I HAVE HAD A COMPANY THAT I GENERATED [SPEAKER NOT UNDERSTOOD] FOR L.E.D.S FOR OTHER TYPES OF APPLICATIONS. THROUGH THAT WORK, I WAS ASKED BY THE BIG ISLAND TO WORK WITH THEM TO DEVELOP A TECHNOLOGY THAT WOULD BE FRIENDLY TO BOTH THE CITY BUDGET, ENVIRONMENT, AND THE OBSERVATORY. SO ON THAT BASIS, I DID THE WORK AND I HAVE ALSO BEEN ASKED BY SOME PEOPLE FROM THE SMITHSONIAN INSTITUTE FOR INSECTS WITH THE TECHNOLOGY I HAVE DEVELOPED. I HAVE WORKED WITH PEOPLE IN ALABAMA LOOKING AT TURTLES. WHEN THE HATCHLINGS SEASON COME ALONG, THE BABIES COME OUT OF THE WATER.\r\n\r\nTHEY WERE GETTING ON THE HIGHWAY RUN OVER BECAUSE OF THE ATTRACTION TO THE LIGHTS. WE DID A DEMO THERE TO SHOW WAS THE RESULTS WERE IF THEY CHANGED TO THIS TYPE OF SOLUTION THAT I OFFERED. I HAVE DONE SIMILAR THINGS IN FLORIDA, WHERE WE'RE LOOKING AT THE IMPACT OF THE LIGHTING AND IT'S ON THAT BASIS THAT I HAVE MADE THE COMMENTS TO SUPPORT THIS ORDINANCE. AGAIN, I REMAIN IN SUPPORT OF THE ORDINANCE. I APPRECIATE YOUR TIME AND THE OPPORTUNITY. THANK YOU. >> THANK YOU.\r\n\r\nQUESTIONS, MEMBER KING AND MEMBER PALTIN. >> THANK YOU, CHAIR. THANK YOU FOR BEING HERE, MR. ADAMS, AGAIN. I WANTED TO ASK YOU ABOUT THE LIST THAT WAS ATTACHED TO GRANICUS TODAY OF THE FLORIDA LIGHTING STANDARDS. THERE'S SOME, I DON'T KNOW, DOZENS OF COMPANIES, AND I THINK HUNDREDS OF LIGHTS THAT WERE LISTED. WERE THOSE ALL COMPLIANT WITH THE PROPOSED 2% BLUE LIGHT STANDARD?\r\n\r\n>> YES, ALL OF THOSE LIGHTS. I'M VERY FAMILIAR WITH THAT LIST AND THE PEOPLE THAT GENERATED. SO ALL OF THEM MAKE THAT. THAT IS TRUE. >> 20 SECONDS. ARE THEY BRIGHT ENOUGH TO SHOW COLORS. >> THE WAY THOSE LIGHTS ARE SET-UP, THEY ARE NOT GOING TO SHOW DISTRIBUTION.\r\n\r\nIT'S HOW THE HUMAN EYE WORKS. >> THANK YOU. >> MEMBER PALTIN. >> THANK YOU, CHAIR. THANK YOU, MR. ADAMS FOR YOUR CLARIFICATION. >> A MEMO WAS SENT TO THE COUNCIL FROM ONE OF THE COUNTY ATTORNEYS.\r\n\r\n>> SO THAT WAS YOUR CLARIFICATION, YOUR THREE-MINUTE TESTIMONY. THANK YOU. THANK YOU, CHAIR. >> ANY MORE QUESTIONS? IF NOT, THANK YOU VERY MUCH. MR. CLERK.\r\n\r\n>> THE NEXT PERSON SIGNED UP TO TESTIFY IS NETRA HALPERIN. >> ALOHA I'M 100% IN SUPPORT OF THE 22-119 TO ESTABLISH A REGIONAL WATER BOARD. MAUI'S WATER BELONGS TO THE 'AINA AND PEOPLE OF MAUI AND NOT TO A CANADIAN CORPORATION. IT'S GOING BACK TO FEUDALISM, TO PLANTATION ECONOMY AND SOCIAL STRUCTURE. WE NEED TO MOVE

FORWARD, TO EQUITY AND EMPOWERMENT OF THE PEOPLE OF MAUI. AND ALSO WE'LL HAVE ADDITIONAL FUNDING TO START IMPROVING OUR WATER INFRASTRUCTURE AS POINTED OUT WITH THE \$3 MILLION EXTRA DOLLARS THAT THIS WILL BRING THE COUNTY. AND EQUALIZING THE DISTRIBUTION OF WATER, THE ESSENCE OF LIFE.\r\n\r\nWHILE STREAM FLOWS HAVE BEEN RESTORED, THERE ARE BAD ACTORS WHO ARE STILL USING MORE THAN THEIR ALLOTMENTS AND NEED TO BE PROSECUTED. EAST WATER MAUI COMMISSION CAN DO THAT, ESPECIALLY WITH FOOD INSECURITY BECOMING A NATIONAL ISSUE, MAUI MUST BECOME AGRICULTURALLY SUSTAINABLE. THIS IS NOT POSSIBLE WITHOUT COMMUNITY OVER SIGHT OF WATER DISTRIBUTION. THIS DECISION IS TOO BIG FOR THE MAYOR, OR EVEN THE COUNTY COUNCIL TO DECIDE. THIS SHOULD BE DECIDED BY THE PEOPLE OF MAUI BEING DIRECTLY IMPACTED BY WATER USAGE. AGAIN, I'M IN STRONG SUPPORT OF RESOLUTION 22-119, AND URGE THE MEMBERS OF THE MAUI COUNTY COUNCIL TO VOTE YES TO PUT THIS ON THE NOVEMBER BALLOT. WHEN I GO TO PEOPLE'S DOORS, I ASK WHAT IS YOUR CONCERN AND ALMOST ALL OF THEM TALK ABOUT THIS.\r\n\r\nTHEY TALK ABOUT THE FLOODING THAT THEY ARE ALREADY EXPERIENCING. THEY TALK ABOUT THE TRAFFIC JAMS THAT ARE CREATED IN THE NEIGHBORHOOD. THEY ALSO TALK ABOUT THAT THEY CAN'T EVEN GET OUT OF THEIR NEIGHBORHOOD WITHOUT GOING DOWN TO SOUTH KIHEI ROAD. THAT IS ANOTHER SEPARATE ISSUE. BUT ABSOLUTELY THIS IS NOT THE RIGHT PLACE, AS EVERYBODY HAS MENTIONED. I THINK A GREAT IDEA, IF POSSIBLE, WOULD BE TO DO A LAND SWAP WITH THE TECH PARK, BECAUSE THAT IS THE LAND THAT ISN'T BEING USED, AND WE DON'T NEED TO KEEP CONDENSES WHAT IS ALREADY DEVELOPED AROUND KIHEI AND GETTING RID OF OUR WETLANDS, GETTING RID OF THE GULCHES, BECAUSE THAT IS WHERE THE WATER NEEDS TO GO. OTHERWISE IT'S GOING TO FLOOD AND CONTINUE TO CREATE HAVOC.\r\n\r\nSO OF COURSE, I SUPPORT AFFORDABLE HOUSING. THE OTHER THING, I WOULD LIKE TO SEE THESE PROJECTS THERE BE A REQUIREMENT OF RESIDENCY, THAT SOMEBODY FROM THE MAINLAND CAN'T JUST BUY THEM AND THEY HAVE TO BE A PERSON'S PRIMARY RESIDENCE AND NOT A SECONDARY HOME. BECAUSE OF THE COST OF BUILDING THESE DAYS, BECAUSE OF THE INCREASE IN PRICES OF MATERIALS, LABOR, ET CETERA IS STILL GOING TO BE HARD FOR MAUI PEOPLE TO BUY THESE PROPERTIES, BUT WE DO NEED TO CREATE HOUSING FOR OUR PEOPLE HERE ON MAUI. MAHALO. >> MEMBERS, QUESTIONS? MEMBER KING. >> QUICK QUESTION.\r\n\r\nTHANK YOU FOR BEING HERE, NICE TO SEE YOU. SO ON THE -- YOU MENTIONED THE LAND SWAP WITH THE HIGH-TECH PARK AND I HEARD THAT BEFORE. THE COUNTY DOESN'T OWN LAND THERE. ARE YOU SUGGESTING THAT MAYBE WE CAN DO SOME KIND OF SWAP WITH STATE LAND? I WASN'T SURE WHAT YOU WERE REFERRING TO? >> THAT WOULD BE A GOOD POSSIBLE IDEA. OR I DON'T KNOW IF THE RANCH IS AMENABLE ON THE SIDE OF THE PI'ILANI HIGHWAY?\r\n\r\n>> I WAS JUST ASKING GOING FOR A STATE POSITION AND IF YOU NEED IF THERE'S STATE LANDS. WE CAN TALK ABOUT THAT. >> THANK YOU. >> MEMBERS, QUESTIONS? IF NOT, THANK YOU VERY MUCH. MR. CLERK.\r\n\r\n>> THE NEXT PERSON UP TO TESTIFY IS MARTIN COOPER IN THE CHAMBERS, TO BE FOLLOWED BY KATY BAILEY. >> GOOD MORNING, CHAIR, MEMBERS. >> GOOD MORNING. >> I HAVEN'T BEEN HERE FOR 20 YEARS. THIS IS AN IMPORTANT SITUATION FOR ME. I DO NOT SUPPORT BILL, OR RESOLUTION 22-62 ABOUT THE AFFORDABLE HOUSING. THE STATE OF HAWAI'I LICENSED ARCHITECT, AND GENERAL CONTRACTOR.\r\n\r\nI HAVE LIVED AND PRACTICED BOTH ARCHITECTURE AND BUILDING IN HAWAI'I FOR 30 YEARS. OVER THESE YEARS I HAVE PARTICIPATED IN SEVERAL SUBDIVISIONS WITH WORKFORCE HOUSING COMPONENTS, INCLUDING ONE OF MY OWN PROJECTS. THE PROJECTS THAT I HAVE WORKED ON THE LARGER ONES -- LISTING PROJECTS -- WAIKAPU GARDENS 1 AND 2 I'M THE ARCHITECT, BUILDER AND OWNER. WE HAVE A TOTAL OF FIVE UNITS LEFT WITH 16 HOUSES, 16 COTTAGES. THE COTTAGES, EXCUSE ME, ONE THE HOUSES AND SIX OF THE COTTAGES WERE SOLD TO FAMILIES

AS MAUI COUNTY AFFORDABLE UNITS. ABLE TO COMPLETE THE ROADWORK AND LOCKED IN VERTICAL CONSTRUCTION WAS \$172.50 A SQUARE FOOT, WHICH IS PRETTY LOW AND PROBABLY BECAUSE WE DIDN'T HAVE ANY GENERAL CONTRACTING FEES ON PURPOSE AND NO ARCHITECTURAL FEES, BUT STRAIGHT COSTS. NOW THREE YEARS LATER WITH COVID, CRAZY PRICING INCREASES, INFLATION.\r\n\r\nNOT SINCE 2019 OUR COSTS ARE NOW AT \$236.76 A SQUARE FOOT. THAT IS STRAIGHT COSTS. 37% INCREASE. SO I CAN LEGITIMATELY TELL YOU THAT LOCAL BUILDERS STRUGGLE FOR AFFORDABLE HOUSING ON MAUI. BECAUSE OF THE EXPONENTIALLY INCREASING COSTS, IT'S UNDERSTANDABLE THAT WE AS A COMMUNITY DO NOT HAVE THE AFFORDABLE HOUSING THAT WE NEED. JUST LAST WEEK, HAWAIIAN CEMENT NOTIFIED US THAT THEIR COSTS TO US ARE GOING UP 65-86% COMING EARLY NEXT YEAR, AND LAST YEAR WE EXPERIENCED OVER 50% INCREASE IN LUMBER ALONE, AND THAT IS THROUGH HONSADOR. RISING COSTS, AND REGULATIONS CONTINUE TO INCREASE MOST CONTRACTORS THEY ARE STARTING TO LEAN TOWARDS ONLY AGREEING TO COST PLUS CONTRACTS.\r\n\r\nTHESE TYPE OF CONTRACTS DON'T HELP AFFORDABLE-HOUSING UNITS. YOU KNOW, THAT A PROFIT-DRIVEN THING. THIS PROPOSED BILL WOULD MAKE AFFORDABLE HOUSING EVEN HARDER TO PROVIDE. THE NUMBER OF THESE UNITS BEING AVAILABLE, EVEN TO MY CHILDREN WOULD BE FURTHER REDUCED. >> WOULD YOU PLEASE CONCLUDE YOUR TESTIMONY. >> THANK YOU. >> THANKS.\r\n\r\n>> I HAVE BEFORE YOU A LONG TIME AGO. AFFORDABLE HOUSING BUILDERS ARE ALSO FACING RISK -- SORRY. I'M A FATHER. I HAVE THREE CHILDREN, FOUR STEPCHILDREN, FIVE LIVE ON THE ISLAND AND THREE ON MAUI, ONE LIVES WITH ME WITH HER IN-LAWS AND THE OTHER ONE I SUPPORT. SO I CAN HONESTLY SAY AND STAND IN FRONT OF YOU AND SAY I RECOGNIZE BOTH SIDES OF THE ISSUE. PLEASE LEAVE THE AFFORDABLE HOUSING SALES PRICE IN THEIR CURRENT FORM. IT ALREADY PRESENTS A VERY DIFFICULT STRUGGLE FOR BUILDERS AND ESPECIALLY THOSE WHO WANT TO PROVIDE AFFORDABLE UNITS ON MAUI.\r\n\r\nTHE THREE RECOMMENDATIONS THAT I WOULD HAVE FOR YOU IS TO PROVIDE BASIC UTILITIES NEEDED FOR AFFORDABLE PROJECTS IN OUR ROAD, REDUCE THE ENORMOUS RED TAPE WE DEAL WITH IN COUNTY AND PROVIDE SUBSIDIES TO LOCAL FAMILIES. THANK YOU, AND MORE THAN HAPPY TO ANSWER ANY QUESTIONS. >> MR. JOHNSON. >> THANK YOU, CHAIR. MAHALO FOR YOUR TESTIMONY. ARE YOU AWARE THAT WE HAVE PASSED BILLS TO SUBSIDIZE THE BUILDERS FOR THAT?\r\n\r\nWE USE OUR BONDS TO SUBSIDIZE THAT AND ARE YOU AWARE THAT WE'LL MEET YOU WHERE YOU ARE AT FOR DEVELOPING, SO WE CAN BUY DOWN THE HOUSES? RIGHT NOW AFFORDABLE HOUSING PRICE GUIDELINES SAY \$700,000 AS AFFORDABLE. I DON'T THINK FOLKS CONSIDER THAT AFFORDABLE. >> IT'S NOT AFFORDABLE. >> RIGHT. SO WITH USING THE BOND MONEY WOULD HELP YOU SUBSIDIZE? YOU MENTIONED SUBSIDIES.\r\n\r\nARE YOU AWARE THAT WE HAVE PASSED BILLS THAT HELP SUBSIDY WITH BOND MONIES. >> I'M NOT AWARE AS YOU, BUT IT'S COME ACROSS MY DESK. THE SITUATION THAT WE FEEL WE'RE INTO THE BEING WORKED WITH. >> I UNDERSTAND THAT. UNFORTUNATELY I'M OUT OF TIME, BUT MAYBE SPEAK OFFLINE. >> I HAVE LEFT MY EMAIL. >> THANK YOU.\r\n\r\n>> MAHALO. >> WE HAVE ANOTHER QUESTION FROM PRO TEM KAMA. >> THANK YOU FOR BEING HERE, SIR. SO MY QUESTION IS, YOU MENTIONED THAT THE LATTER PART OF YOUR TESTIMONY THERE'S THREE OPTIONS. >> THREE SUGGESTIONS, YES. >> THREE SUGGESTIONS. SO WHEN YOU SAID TO SUBSIDIZE, WERE YOU ASKING FOR SUBSIDIES FOR THE HOMEOWNER, OR SUBSIDY FOR THE DEVELOPER?\r\n\r\n>> FOR THE HOMEOWNERS. >> OKAY. I GOT THAT. THANK YOU. >> THANK YOU, CHAIR. >> ANY MORE QUESTIONS? IF NOT, THANK YOU VERY MUCH.\r\n\r\nMR. CLERK. >> CHAIR? >> YES. >> I HAD A QUESTION. >> VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR.\r\n\r\nMAHALO FOR YOUR TESTIMONY. QUICK QUESTION, ARE YOU ABLE TO SEND YOUR TESTIMONY TO US VIA EMAIL? >> I DID YESTERDAY. >> PERFECT. I WILL LOOK FOR IT. MAHALO. MAHALO, CHAIR.\r\n\r\n>> THANK YOU. >> MR.

CLERK. >> CHAIR, THE NEXT PERSON WE HAVE SIGNED UP TO TESTIFY IS KATY BAILEY IN THE CHAMBERS. TO BE FOLLOWED BY UALANI. >> GOOD MORNING, COUNCIL. THANK YOU FOR THIS OPPORTUNITY TO SHARE MY VOICE TO YOU, AND TO THE PEOPLE.\r\n\r\nI'M A PASTOR, AND I'M A CONCERNED CITIZEN, AND A CONSTITUENT. I WANT TO THANK THE COUNTY MEMBERS, WHO VOTED IN FAVOR OF RESOLUTION 22-119. AS A CONSTITUENT, I'M WATCHING CLOSELY THE VOTE OF EACH COUNCIL MEMBER. I WANT OUR COUNCIL MEMBERS TO HEAR THE VOICE OF THE PEOPLE. AND I WANT TO REMIND YOU AS MANY OTHERS WHO HAVE TODAY THAT YOUR DUTY IS TO SERVE PEOPLE. MY PRAYER TODAY THAT YOU WILL BECOME UNITED AND THAT YOU WILL VOTE UNANIMOUSLY A YES ON THIS IMPORTANT RESOLUTION. WATER IS A VITAL RESOURCE TO THE PEOPLE AND TO THE LAND. WATER RIGHTS LEAD TO POWER.\r\n\r\n\r\nBY PUTTING THE WATER RIGHTS INTO THE HANDS OF FOREIGN CORPORATION IS GIVING AWAY THE GREATEST POWER OF THE PEOPLE AND THE LAND. THIS IS PUTTING THE PEOPLE OF MAUI IN A VERY HIGH-RISK ENTRUSTING OUR WATER RIGHTS TO FOREIGNERS CAN DRASTICALLY AFFECT FUTURE GENERATIONS AND THE QUALITY OF LIFE OF THE LAND AND THE PEOPLE. THE HAWAI'I STATE CONSTITUTION CLEARLY STATES THE WATER IS A PUBLIC TRUST. WHAT IS A PUBLIC TRUST? THE DEFINITION IS IN SIMPLE TERMS A PUBLIC TRUST IS A "BENEFIT FOR THE CITIZENS OWNED BY THE STATE." THE WATER RIGHTS BELONG TO THE PUBLIC. I'M ASKING COUNCIL MEMBERS TO PLEASE PUT THE NEEDS OF THE PEOPLE FIRST, AND TO PROTECT THE WATER RIGHTS BY VOTING YES ON RESOLUTION 22-119. >> THANK YOU. QUESTIONS, MEMBERS?\r\n\r\n\r\nIF NOT, MR. CLERK. >> THANK YOU. >> THANK YOU. >> MR. CLERK. >> CHAIR HOW MANY MORE TESTIFIERS DO WE HAVE?\r\n\r\n\r\n>> CHAIR, CURRENTLY RIGHT NOW WE HAVE APPROXIMATELY 55 TESTIFIERS SIGNED UP. CHAIR, THE NEXT PERSON SIGNED UP U'ILANI, FOLLOWED BY JIM HAYES. >> AND THEN WE'LL TAKE A LUNCH BREAK. >> ALOHA COUNCIL, U'ILANI, KANAKA MAOLI AND LIVE ON HUI LANDS. I HAVE GENERATIONS OF KUPUNA AND 'OHANA FROM THIS LAND. I WANT TO THANK YOU FOR THIS OPPORTUNITY TO SHARE AND THANK YOU ALL COUNTY COUNCIL MEMBERS FOR LISTENING TO WE, THE PEOPLE, AND SERVING OUR COMMUNITIES. I WANT TO THANK THOSE ON COUNCIL, WHO ARE IN FAVOR OF RESOLUTION 22-119 AND TODAY I STAND HERE FOR ME, MY FAMILY, MY GENERATIONS TO COME, AND ALL WHO LIVE HERE IN OUR BEAUTIFUL MAUI, AND I STAND HERE ALSO FOR THOSE LOCAL FARMERS, LOCAL RANCHERS, LOCAL BUSINESSES, AND THOSE RAISING THEIR FAMILIES HERE.\r\n\r\n\r\nI KNOW THAT MAJORITY OF THE COUNCIL MEMBERS ARE IN FAVOR OF PROTECTING OUR WATER RIGHTS. SO I HOPE AND PRAY TODAY WILL BRING A UNITED DECISION. WE ALL KNOW THAT WATER IS A VITAL SOURCE OF LIFE. IT IS OUR KULEANA TO STEWARD IT WELL. I'M A VOICE IN FAVOR OF RESOLUTION 22-119 TO PROTECT THE WATER RIGHTS OF MY PEOPLE. I AM NOT IN FAVOR, AND NOT WILLING TO GIVE AWAY MY HERITAGE, AND CONTROL, TO FOREIGN CORPORATIONS. MAHALO NUI.\r\n\r\n\r\n>> THANK YOU. QUESTIONS, MEMBERS? NO QUESTIONS. LET'S TAKE THE FINAL ONE BEFORE OUR BREAK. >> CHAIR, THE LAST TESTIFIER BEFORE THE LUNCH BREAK IS JIM HAYES. >> THANK YOU, COUNCIL. MY NAME IS JIM HAYES, I'M A PRINCIPAL PLANNER WITH PLANNING SOLUTIONS IN HONOLULU.\r\n\r\n\r\nI'M TESTIFYING ON BILL 21. I HAVE YEARS' OF EXPERIENCING ASSESSING IMPACTED TO THREATEN AND ENDANGERED SEABIRDS IN HAWAI'I AND LED A TEAM THAT RECENTLY COMPLETE A DRAFT ENVIRONMENTAL IMPACT REPORT OF THE PROPOSED MAUI COUNTY STREET LIGHT CONVERSION PROJECT. THE DRIVE ENVIRONMENTAL ASSESSMENT WILL APPEAR IN THE JULY 23RD OF THE ENVIRONMENTAL NOTICE. THE CONVERSION PROJECT INVOLVES THE REPLACEMENT OF THE APPROXIMATELY 4900 COUNTY-OWNED STREET LIGHT FIXTURES, THAT WOULD INVOLVE THE REMOVAL OF THE HIGH PRESSURE SODIUM LIGHTS AND INSTALLATION OF FULLY SHIELDED ENERGY SAVINGS LIGHT-EMITTING DIODE, OR L.E.D. STREET LIGHTS. THE L.E.D.S WOULD HAVE A COOPERATED COLOR TEMPERATURE OF 2700 K AND COULD BE WIRELESSLY CONTROLLED

AND COMPLY WITH THE EXISTING ADMINISTRATIVE RULES. THE PROJECT INCLUDES IMPLEMENTATION OF ADAPTIVE LIGHTING TO AVOID AND MINIMIZE IMPACTS TO WILDLIFE. THOSE MEASURES WOULD INCLUDE DIMMING WHEN AND WHERE APPROPRIATE THE DRAFT ENVIRONMENTAL ASSESSMENT WE CONSIDERED AN ALTERNATIVE THAT WOULD UTILIZE A LOWER BLUE LIGHT CONTENT STREET LIGHT, SUCH AS REQUIRED UNDER BILL 21. THAT ALTERNATIVE WAS ELIMINATED, AND BILL 21 SHOULD BE RECONSIDERED FOR THE FOLLOWING REASONS: A LOWER BLUE LIGHT CONTENT ALTERNATIVE WOULD NOT PROVIDE BETTER SHIELDING OF THE LIGHT. AND THAT IS THE MOST CRITICAL ELEMENT WHEN AVOIDING AND MINIMIZING IMPACTS TO STREET LIGHTS.\r\n\r\nTHE POTENTIAL WILDLIFE IMPACT ASSOCIATED WITH AN ALTERNATIVE THAT USED LOW BLUE LIGHT FIXTURES COUNTYWIDE WOULD LIKELY BE SIMILAR TO THE IMPACTS ASSOCIATED WITH THE PROPOSED CONVERSION. THERE'S TWO MAIN REASONS FOR THIS. FIRST, THERE'S NO EVIDENCE THAT SEABIRD LIGHT ATTRACTION WOULD BE MEANINGFULLY REDUCED USING A LOW BLUE LIGHT. HAWAII DEPARTMENT OF LAND AND NATURAL RESOURCES DO NOT MENTION USING A LOW BLUE LIGHT PRODUCT TO AVOID OR MINIMIZE IMPACTS TO HAWAII'S SEABIRDS. SECOND, THE PROPOSED CONVERSION PROJECT INCLUDES ADAPTIVE LIGHTING MEASURES, SUCH AS THE USE OF LOW BLUE LIGHT CONTENT FIXTURES IN CERTAIN SHORELINE LOCATIONS. THIS IS IMPORTANT, BECAUSE IT'S SEA TURTLES, NOT SEABIRDS THAT ARE ADVERSELY AFFECTED BY BLUE LIGHT. ADDITIONAL REASON FOR DISCARDING THE BLUE LIGHT CONTENT ALTERNATIVE INCLUDE THAT 2016 DEMONSTRATION PROJECT ON MAUI LANI PARKWAY SHOWED US THAT RESIDENTS AND AGENCY REPRESENTATIVES PREFERRED STREET LIGHTS THAT HAVE MORE THAN 15% BLUE LIGHT.\r\n\r\nTHE PUBLIC AND SAFETY AGENCIES WOULD FIND A LOW BLUE LIGHT ALTERNATIVE UNAPPEALING. >> MR. HAYES, COULD YOU CONCLUDE YOUR TESTIMONY, PLEASE. >> I JUST HAVE ONE MORE THING. >> OKAY, GREAT. >> PUBLIC SAFETY AGENCIES FIND LOW BLUE LIGHT ALTERNATIVE UNAPPEALING AND POTENTIALLY DETRIMENTAL TO THEIR SAFE AS ERIC MIYASATO DEMONSTRATE. FURTHER CONSIDERING SAFETY, THE COUNTY OF MAUI POLICE DEPARTMENT TOLD US AS WE PREPARED THE DRAFT EA, THAT THE L.E.D. LIGHTING IS RECOMMENDED, IN A POLICY ENTITLED "CRIME PREVENTION THROUGH ENVIRONMENTAL DESIGN." THE L.E.D.S ARE RECOMMENDED IN THAT POLICY BECAUSE THEY ALLOW COLOR AND OBJECTS TO BE MORE VISIBLE AND APPEAR SHARPER.\r\n\r\nHOWEVER, THOSE BENEFITS ARE ONLY REALIZED WHEN THE L.E.D. UTILIZED PRODUCED A BROAD SPECTRUM OF LIGHT. A LOW BLUE LIGHT L.E.D. WOULD NOT PRODUCE A BROAD SPECTRUM OF LIGHT, AND THEREFORE, BE INCONSISTENT WITH THE DESIRES OF THE MAUI POLICE DEPARTMENT, AND INCONSISTENT WITH THE CRIME PREVENTION THROUGH ENVIRONMENTAL DESIGN POLICIES. >> QUESTIONS, MEMBERS? MEMBER SUGIMURA. >> THANK YOU. I ACTUALLY WOULD LIKE TO KNOW IF HE HAS OR COULD SUBMIT HIS TESTIMONY IN WRITING? >> I CAN.\r\n\r\nAS I MENTIONED THE DRAFT ENVIRONMENTAL ASSESSMENT OF THE PROJECT WILL BE AVAILABLE TO THE PUBLIC AND WE CAN MAKE IT AVAILABLE TO YOU AS WELL NOW. >> THANK YOU. MEMBER KING. >> THANK YOU, CHAIR. THANK YOU FOR BEING HERE, MR. HAYES. I JUST WONDERED IF YOU READ THE BILL AND REALIZED THERE ARE EXEMPTIONS FOR POLICE AND FIRE LIGHTING?\r\n\r\n>> I DO UNDERSTAND THAT. HOWEVER, THE POLICE DESIRE BROAD SPECTRUM LIGHTING THROUGHOUT THE COUNTY AND SPECIFICALLY WITH STREET LIGHTS AS THAT IS OFTEN THEIR PATROL AREA. >> BECAUSE WE HAD BOTH OF THEM ON AND THEY WERE BOTH SATISFIED WITH THE EXEMPTIONS IN THE BILL. THAT'S ALL. THANK YOU, CHAIR. >> ANY MORE QUESTIONS, MEMBERS? MEMBER PALTIN.\r\n\r\n>> THANK YOU, CHAIR. THANK YOU, MR. HAYES. JUST CLARIFYING DID YOU SAY THAT YOU COULD MAKE THE EA AVAILABLE TO US AHEAD OF THE PUBLIC? >> THE ENVIRONMENTAL ASSESSMENT HAS BEEN SUBMITTED TO THE ENVIRONMENTAL REVIEW PROGRAM ALREADY. SO IT IS CONSIDERED READY, AND CAN BE SHARED NOW. >> AND YOU SAID YOU WERE GOING

TO DO THAT?\r\n\r\n>> YES. >> OKAY, PLEASE DO. THANK YOU. >> YOU'RE WELCOME. >> ANYBODY ELSE, MEMBERS? IF NOT, THANK YOU VERY MUCH, MR. HAYES.\r\n\r\nMEMBER IT'S ABOUT 12:03, 12:04. HOW MUCH TIME WOULD YOU LIKE IN MEMBER JOHNSON. >> CHAIR, I APOLOGIZE, THIS MIGHT BE OUT OF ORDER. I GOT A MESSAGE FROM A TESTIFIER, WHO IS GETTING READY TO GET ON A PLANE AND WON'T BE ABLE TO TESTIFY IF WE GO ON LUNCH. WOULD SHE BE ABLE TO TESTIFY BEFORE WE GO TO LUNCH? >> MEMBERS, ANY OBJECTIONS? >> NO OBJECTIONS. WE'LL TAKE HER.\r\n\r\nIS SHE ON THE PHONE? WHERE IS SHE? >> THAT WILL BE GINA CHAMBERLAIN. >> MR. CLERK, WILL YOU CALL UP GINA CHAMBERLIN. >> I'M NOT SURE HOW YOU ARE CONNECTED TO THE MEETING, BUT IT'S YOUR TIME TO TESTIFY. LAST CALL, GINA CHAMBERLAIN.\r\n\r\n>> THAT'S FINE. CHAIR, WE DON'T HAVE ANY RESPONSE FROM GINA CHAMBERLAIN. >> OKAY. MEMBER, IT'S NOW 12 :05. DO YOU WANT TO MAKE IT 1:30 OR 1:05 >> 1:30. >> 1:30. THE MEETING WILL BE IN RECESS UNTIL 1:30. [GAVEL] [GAVEL] WILL THE COUNCIL MEETING OF JULY 15TH, 2022, PLEASE RECONVENE. MR. CLERK, LET'S RESUME TESTIMONY. >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS REBECCA ALEXANDER, FOLLOWED BY TAMARA MCKAY.\r\n\r\n>> ALOHA. >> ALOHA. >> HI ALICE, HI TAMARA, HI KELLY, MIKE, TASHA, GABE, ALOHA. MY NAME IS -- FIRST OF ALL, THANK YOU VERY MUCH FOR LISTENING, AND THANK YOU TO ALL FOR YOUR ATTENTION IN SAVING WAIPU'ILANI. MY NEXT IS BECK ALEXANDER AND I'M TESTIFYING TODAY IN REGARDS TO THE BUILDING PROJECT AT 16 EAST WAIPU'ILANI IN KIHEI. I HAVE LIVED ON THE ISLAND OF MAUI FOR 47 YEARS A GRADUATE OF LAHAINALUNA HIGHWAY, AN OWNER AND RESIDENT OF 15 EAST WAIPU'ILANI, DIRECTLY ACROSS THE PROJECT FOR 18 YEARS. LET ME TELL YOU A SHORT STORY ABOUT THE HISTORY.\r\n\r\nGRANDMA BETTY ANN, WHO I KNEW PERSONALLY AS MY NEIGHBOR, WHO HAS PASSED ON, WAS THE ORIGINAL OWNER OF 16 EAST WAIPU'ILANI. BETTY ONLY WANTED TO KEEP THIS PROPERTY FOR HER FUTURE GENERATIONS, A FEW HOMES TO BE BUILT FOR HER 'OHANA. SO THEY WOULD HAVE A HOME FOR ALWAYS. BUT THAT DREAM, LIKE MANY, FROM OUR KUPUNAS IS A HARD THING TO ACCOMPLISH. I STRONGLY AGREE TO AFFORDABLE HOUSING, BUT NOT 28 UNITS WITH 59 PARKING STALLS IN MY FRONT YARD. WHAT CAN WE, OR WHAT CAN I DO TO HELP YOU FIND A MORE LOGICAL PLACE FOR THIS MUCH-NEEDED HOUSING? OVER 200 SIGNATURES WERE COLLECTED, RESIDENTS OF WAIPU'ILANI, WHO DO NOT WANT THIS PROJECT IN OUR NEIGHBORHOOD.\r\n\r\nTHESE RESIDENTS ALL UNDERSTAND OUR NEIGHBORHOOD IS NOT WHERE THIS PROJECT BELONGS. IT'S NOT THE CORRECT LOCATION. AFFORDABLE HOUSING IS DEFINITELY NEEDED FOR OUR FUTURE GENERATIONS. I DO NOT OBJECT TO THAT. BUT I FIRMLY ASK YOU PLEASE RELOCATE THIS PROJECT THERE'S HUNDREDS OF OTHER LOCATIONS AVAILABLE ACROSS THE UPPER HIGHWAYS. THIS IS A FLOOD ZONE. ALREADY TRAFFIC IS A DAILY CHALLENGE FOR US EVERY DAY HERE.\r\n\r\nIT'S OBNOXIOUS. YOU ALREADY KNOW HOW BUSY KIHEI IS, AND WITH OUR INTERSECTION SOUTH KIHEI AND WAIPU'ILANI IS SO VERY BUSY, WE HAVE MANY FREQUENT ACCIDENTS. PLEASE WAIPU'ILANI MATTERS TO US. DO YOU WISH THIS ACROSS YOUR OWN HOME? PLEASE STOP THIS PROJECT AT 16 EAST, THE FLOODING IS TERRIBLE HERE. YOU OBVIOUSLY EXPERIENCED THE LAST MISHAP -- PLEASE HELP US RELOCATE -- STOP THIS PROJECT. MAHALO NUI LOA, ALOHA.\r\n\r\nTHANK YOU VERY MUCH. THANK YOU. MEMBER MOLINA. >> NO, I JUST HAD MY HAND UP WAVING TO MS. ALEXANDER. >> THANK YOU >> ANYBODY ELSE? ARE YOU RELATED TO RICK ALEXANDER?\r\n\r\n>> I'M NOT SURE, MADAM. >> OKAY. >> I KNOW ALL OF YOU FROM THE RODEO, IF YOU GUYS REMEMBER ME? I STOOD NEXT TO EACH OF YOU AS YOU GUYS WERE VOTING FOR THE PARADES. I HAVE BEEN THE COMMENTATOR THERE FOR MANY YEARS FOR THE RODEO AS WELL. >> NO WONDER YOU LOOK FAMILIAR. >> THANK YOU.\r\n\r\n>> THANK YOU VERY MUCH. >> MAHALO. >> THANK YOU. MEMBERS, WE HAVE A SPECIAL REQUEST. WE HAVE SOMEONE CALLING IN FROM THE

MAINLAND. HIS NAME IS RICK ALEXANDER. I HAVE ASKED, SINCE IT'S 4:30 OVER THERE, IF HE COULD MOVE UP IN THE LINE?\r\n\r\nHE IS LIKE NO. 62. >> NO OBJECTIONS. >> ANY OBJECTIONS TO LETTING HIM TESTIFY NOW? >> NO OBJECTIONS. >> NO OBJECTIONS, THEN SO ORDER. MR. CLERK, I'M CALLING MR.\r\n\r\nRICK ALEXANDER UP FOR TESTIMONY. RICK, WOULD YOU LIKE TO START? >> YES. FIRST OF ALL I WANT TO THANK MY WIFE FOR SPEAKING UP. SHE IS THERE, I'M HERE. AND FIRST OF ALL, I WANT TO THANK GOD FOR THIS MEETING HERE, AND WHEN IT STARTED IN REMEMBRANCE OF COLETTE, WHICH TO ME IS WHAT WE NEED MORE OF PEOPLE LIKE THAT, AND I WISH YOU FOLKS, I KNOW MOST OF YOU PERSONALLY. AND I KNOW DEEP DOWN IN YOUR HEART THAT YOU LOVE THE 'AINA, FIRST OF ALL.\r\n\r\nSO LIKE WAS MENTIONED, SHE WAS A FIGHTER. I'M A FIGHTER. I DON'T GIVE UP, IN FACT, IF I GET KNOCKED DOWN, I STAND UP AND TRY AGAIN. THAT IS THE WAY I WAS BROUGHT, OLD-SCHOOL. TODAY, I HAVE BEEN IN POLITICS FOR A LONG TIME, NOT DIRECTLY INVOLVED, BUT I KNOW WHAT IS A GOOD AND THE BAD, AND MY WHOLE IDEA HAS BEEN ALWAYS WE ALL NEED AFFORDABLE HOUSING. WE DON'T NEED PILGRIM HAOLE HOUSING, OKAY? THERE'S A DIFFERENCE BETWEEN A PILGRIM HAOLE, A HAOLE, AND A LOCAL.\r\n\r\nA LOCAL IS LIKE A LOCAL HAU'OLI, BORN AND RAISED. NOW MY BOOK TEN YEARS, YOU LIVE ON THAT ISLAND, YOU BECOME A LOCAL HAU'OLI, WHATEVER, BUT PRIOR TO THAT, YOU DO NOT DESERVE ANY AFFORDABLE HOUSING, PERIOD. OKAY? BECAUSE YOU ARE TAKING AWAY FROM THE 'OHANA AND FUTURE GENERATIONS TO COME. THAT IS WHY A LOT OF PEOPLE STAY IN VEGAS. I MEET PEOPLE ALMOST EVERY WEEK, WHAT YOU ARE DOING HERE? I HAVE TO MOVE, TOO EXPENSIVE.\r\n\r\nWOW, WHAT ABOUT YOU? I'M FORTUNATE. I MOVED FOR THE VA HEALTH CARE, BUT I GO HOME, YOU KNOW AS OFTEN AS POSSIBLE, BECAUSE I MISS MY FAMILY. YOU KNOW, I GO A LITTLE, COME BACK, BUT I DON'T STOP FIGHTING FOR MY FAMILY. OKAY? AND I'M BLESSED, OKAY? NOT LIKE SOME OTHER PEOPLE, BUT LIKE BECK SAY, WHEN I GOT THAT HOUSE, GRANDMA BETTY WAS A VERY INSPIRATIONAL PERSON AND THAT LADY THROUGH HER WHOLE TIME WORKED OUT THE FRONT DOOR EARLY IN THE MORNING AND GO OUT IN THE YARD AND DO THE STUFF, ALWAYS SO FRIENDLY AND NOW WHAT?\r\n\r\nYOU ARE GOING TO GET A BUNCH OF PILGRIMS AND LOOK AT THE ALL THE PROJECTS HE HAS DONE. MEADOWLANDS THEY BACK FILLED THAT. >> RICK, YOU HAVE ONE MINUTE TO FINISH. WHAT HAPPENED? YOU'RE FROZEN. RICK, WHY DON'T YOU TURN OFF YOUR VIDEO. TRY TALKING NOW.\r\n\r\n>> OKAY. SO ANYWAY, THE WHOLE IDEA IS THAT FROM WAY, WAY BACK, WITH THE WATER RIGHTS, OKAY? YOU FOLKS KNOW THAT YOU FOLKS GOT ELECTED BY THE PEOPLE OF MAUI. JUST LIKE IF WE'RE LOOKING AT DEMOCRATIC CORRUPTION RIGHT NOW WE'RE GOING THROUGH, WHO IS GETTING AFFECTED? THE PEOPLE. LOOK AT CALIFORNIA. LOOK AT ALL THESE OTHER PLACES.\r\n\r\nTHAT SHOULD TELL YOU THAT THE GOVERNMENT THAT WE PUT THE PEOPLE IN GOVERNMENT. SO NOW TAKE CARE OF THE WATER. THE WATER IS THE RIGHTS OF THE PEOPLE, NOT OF THE PILGRIMS, OR THE CORPORATIONS. WE NEED THE WATER -- THE FIRST THING IS INFRASTRUCTURE. HOW ARE YOU GOING TO BUILD SOMETHING? LIKE YOU GOT 700 SOMETHING HOMES AND THEY BUILD IN WAILUKU. SO STERLING KEY WAS GOING TO BUILD YEARS AND YEARS AGO, BUT ALL OF THE COMMITTEES GAVE HIM A HARD TIME.\r\n\r\nSO WHAT? HE HAD TO LOSE AND NOW YOU HAVE A PILGRIM THAT TOOK OVER AND EVERYBODY IS OH, YEAH, ESPECIALLY THE MAYOR, OH, YES, WE NEED THAT. I REMEMBER THE WORDS OF MICHAEL VICTORINO, WE NEED THE WATER, THE WATER. MY POINT COMPLETELY IS TEN YEARS, TEN YEARS BEFORE YOU QUALIFY. YOU MAKE A COMMITMENT WITH THE COUNTY TO TAKE THE NAMES QUALIFIED. THAT IS THE BOTTOM-LINE. THANK YOU.\r\n\r\n>> THANK YOU. ANY QUESTIONS FOR MR. ALEXANDER? MEMBER KING. >> THANK YOU, CHAIR. ALOHA, RICK. I JUST WANTED TO CHECK AND KIND OF IF YOU CAN CLARIFY WHAT ITEM YOU ARE SPEAKING ON AND WHAT YOUR POSITION IS?\r\n\r\n>> WELL, MY ITEM WAS THAT YOU KNOW I REALLY DON'T LIKE THE

PROJECT ACROSS FROM MY HOUSE, BUT THE POINT I WAS TRYING TO MAKE IS THAT FOR ANY FUTURE DEVELOPMENT TO EVEN TAKE PLACE ON MAUI, YOU NEED TO NO. 1 INFRASTRUCTURE. BECAUSE LIKE I SAID, THE ONE IN -- WHERE ARE THE PEOPLE GOING? THROUGH HAPPY VALLEY AND ALREADY YOU GET WAILUKU -- WHAT DO YOU CALL COUNTRY ESTATES? >> RICK, WE'RE GOING OFF THE SUBJECT. >> NO, NO, WE'RE ON THE SUBJECT. >> WE WERE TALKING ABOUT WAIPU'ILANI; RIGHT?\r\n\r\n>> THAT IS WHAT KELLY ASKED ME, OKAY? WE'RE TALKING ABOUT INFRASTRUCTURE, BUT I'M TALKING ABOUT YOU GOT TO LOOK AT THE WHOLE SCENARIO. OKAY? THEREFORE, YOU GUYS -- THE WHOLE SCENARIO, YOU CANNOT HAVE THIS CORRUPT DEVELOPERS RUINING EVERYTHING. >> OKAY. THANK YOU VERY MUCH. ANY MORE QUESTIONS, MEMBERS?\r\n\r\nIF NOT, MR. CLERK. >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS TAMARA MCKAY IN THE CHAMBERS, FOLLOWED BY AQUA CARTER. >> ALOHA COUNCIL MEMBERS. I WANT TO GIVE MY CONDOLENCES FOR MRS. MACHADO FOR HER PASSING. I KNOW SHE WAS A DEAR FRIEND TO MANY.\r\n\r\nWITH THAT, I'M SPEAKING ON BEHALF OF 22-119. VOTING -- I'M REPRESENTING CONCERNED CITIZENS, AS WELL AS SPEAKING AS A CITIZEN, WHO HAS BEEN ON THE WATER METER LIST FOR 16 YEARS AND TOLD WE HAVE 14 MORE YEARS. >> TAMARA. THE WATER RIGHTS NEED TO BE IN THE POWER OF THE CITIZENS AND NOT IN THE HANDS OF AN ENTITY THAT HAS BEEN CONTROLLED AND INFLUENCE BY HOLDERS IN CANADA AND CALIFORNIA. WE SHOULD NOT PUT OURSELVES AT THE MERCY OF BIG CORPS. THE COUNCIL IS ASKED TO HONOR THEIR POSITIONS, AS A VOICE OF THE PEOPLE, AND AS SERVANTS OF THE PEOPLE. WITH THE RIGHTS TO THE PEOPLE THIS WOULD HELP WITH THE WATER METER ISSUES. THE OPTICS OF APPROVAL TO DEVELOPERS FOR WATER METERS TO BUILD HOTELS AND CONDOS IS THAT THE PEOPLE ARE NOT THE PRIORITY.\r\n\r\nIF WATER METERS ARE APPROVED FOR THE CITIZENS BEFORE THE DEVELOPERS, IT WOULD ASSIST IN KEEPING FAMILIES IN HAWAI'I, AS WELL AS PUTTING A DENT IN HOUSING SHORTAGES. THE FINANCIAL LOSSES TO MAUI PONO SHOULD NOT BE A CONCERN TO US AND THE CITIZENS IN MAUI COUNTY. ITEMS SHOULD BE CONSIDERED, SUCH AS DESALINATION, CATCHMENT AND DRILLING AND THERE WAS CONVERSATION OF A POTENTIAL DRILLING SITE FOR \$10 MILLION AND ASK THE COUNCIL MEMBERS TO RECONSIDER THE BUDGET FOR THE HAWAI'I COMMUNITY -- THE HAWAI'I CENTER \$43 MILLION THAT I SAW WAS ON THE BUDGET, BECAUSE THAT WOULD ENABLE FINANCES FOR ADDITIONAL DRILLING SPOTS TO BE CONSIDERED. I'M SURE THERE'S ENVIRONMENTAL QUESTIONS ABOUT THAT, BUT WHAT IS OUR ENVIRONMENT FACING WHEN WE CONTINUE TO ALLOW CONGLOMERATES AND BUSINESSES. WE NEED TO MAKE DECISIONS TO BUILD UP THE PEOPLE FIRST, AS I SAID, BEFORE WE MAKE CONCESSIONS FOR FOREIGN INVESTORS AND DEVELOPERS. SO I RESPECTFULLY ASK AT THIS TIME THOSE WHO ARE NOT IN SUPPORT OF THIS BILL TO PLEASE SAY WHY YOU DO NOT SUPPORT THIS INITIATIVE? THANK YOU TIMING WITH THE BELL.\r\n\r\n>> ANY QUESTIONS, MEMBERS? IF NOT, THANK YOU VERY MUCH. >> CAN I REQUEST AN ANSWER FROM THOSE WHO ARE NOT IN FAVOR OF THE BILL TO PLEASE EXPLAIN WHY? >> NO, WE'RE NOT GOING TO HAVE DISCUSSIONS NOW. IT'S TESTIMONY TIME. >> OKAY. >> SO HOW CAN WE FIND THE TESTIMONY SO IT'S CLEAR TO THE CITIZENS?\r\n\r\nSO WE BETTER UNDERSTAND THE REASON WHY NOT THERE'S NO SUPPORT FOR THIS BILL? >> WELL, WE WILL BE DISCUSSING IT LATER, EITHER TONIGHT OR ON MONDAY. THANK YOU. >> WILL THIS BE VIDEOED? >> YES. THEY SAID YES. THANK YOU.\r\n\r\n>> MR. CLERK? >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS AQUA CARTER IN THE CHAMBERS, FOLLOWED BY SCOTT ADAM. HOW MANY MORE TESTIFIERS DO WE HAVE? >> CHAIR, ABOUT 55. >> AQUA CARTER IN THE CHAMBERS. LAST CALL. THE NEXT PERSON SIGNED UP TO TESTIFY IS SCOTT ADAMS IN THE CHAMBERS.\r\n\r\n>> HELLO COUNCIL. FIRST I WOULD LIKE TO TOUCH ON BILL 21, AND I HAVE SERIOUS CONCERNS ABOUT THE COST THAT IT WOULD ACTUALLY BRING BACK TO NOT ONLY INDEPENDENT AND

PRIVATE SMALL BUSINESSES, AND THE TAXPAYERS, BUT ALSO THE ATTENTION IT WOULD TAKE AWAY FROM THE CURRENT CRUMBLY INFRASTRUCTURE TO RETROFIT AND MOVE FORWARD WITH A NEW LIGHTING REGULATION, AND I DON'T UNDERSTAND HOW WE CAN ACTUALLY THINK ABOUT GOING FORWARD WITH NEW LIGHTING REGULATIONS, AND MOVING FORWARD WITH RETROFITTING BUILDINGS WHEN WE HAVE MAJOR ECONOMIC DOWNTURN. WE HAVE INCREDIBLE SUPPLY LINE ISSUES, AND YET, WE'RE MOVING FORWARD WITH A LIGHTING BILL. SO I WOULD LIKE TO JUST SAY I'M OPPOSED TO THAT. I THINK I HAD TOO MUCH COFFEE AT LUNCH. IN ADDITION, I ALSO WANTED TO TALK ABOUT THE BUILDING IN FLOODPLAIN, COMMONSENSE DECISIONS, HOW CAN WE CONTINUE TO KEEP BUILDING IN PLACES THAT CONTINUALLY FLOOD TIME AFTER TIME AFTER TIME? THAT'S A NO-BRAINER AND MAKES, YOU KNOW, WHEN WE'RE ACTUALLY TAKING ABOUT TAKING CARE OF THE COMMUNITY AND BUILDING NON-SUSTAINABLE HOMES MAKES NO SENSE.\r\n\r\nIN ADDITION, I WOULD LIKE TO SPEAK ON THE WATER BILL. WE ALL KNOW THAT YOU GUYS WERE PUT INTO PLACE TO SERVE THE PEOPLE, THE WATER BELONGS TO THE PEOPLE. AND WE HAVE BIG CORPORATIONS THAT CONTINUE TO BUYOUT LAND, BUYOUT WATER ALL OVER THE WORLD AS THEY THINK THEY CAN BUY THE RIGHTS TO WATER. THE RIGHTS TO THE WATER NEED TO BELONG TO THE PEOPLE AND WE NEED TO VOTE YES ON THIS BILL TO GET IT TO THE PEOPLE TO MAKE SENSE. FOR THE PEOPLE TO MAKE THE DECISION, BECAUSE YOU SERVE THE PEOPLE, THE PEOPLE HAVE THE POWER, AND WE CAN'T CONTINUE TO MAKE DECISIONS FOR VITAL LIFE RESOURCES THROUGH BACK-ROOM DEALS, AND COUNTY COUNCIL DECISIONS THAT AREN'T ACTUALLY EXPOSED TO THE PEOPLE. THE MAJOR LACK OF TRANSPARENCY THAT GOES ON, THAT THE PEOPLE CAN'T REALLY HAVE TIME TO LOOK AT THE BILLS, AND WE'RE BURYING THINGS SO DEEPLY THAT WE NEED TO FIGURE OUT HOW TO MAKE THIS TRANSPARENT THROUGH TOWN HALLS AND COMMUNITY INTERACTIONS TO MAKE A LARGER PART OF OUR COMMUNITY AWARE OF THESE DECISIONS THAT ARE BEING MADE OF THEIR VITAL RESOURCES. AND WE NEED TO TRULY BRING BACK THE POWER OF THIS COUNCIL TO SERVING THE PEOPLE OF MAUI COUNTY.\r\n\r\nSO THANK YOU. THAT IS ALL I HAVE TO SAY. >> MEMBERS, QUESTIONS? YES, MEMBER SUGIMURA. >> JUST A QUICK ONE. EXCUSE ME. THANK YOU VERY MUCH FOR TESTIFYING.\r\n\r\nI DID NOT GET YOUR NAME. >> MY NAME IS SCOTT ADAM. >> OKAY. ANY MORE QUESTIONS? VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. ALOHA, MR.\r\n\r\nADAM, THANK YOU FOR YOUR TESTIMONY. I AGREE WITH YOUR TESTIMONY ABOUT MORE TRANSPARENCY. MY QUESTION IS ARE YOU AWARE ALL OF OUR MEETINGS ARE BROADCASTED LIVE ON FACEBOOK, ON AKAKU CHANNEL 54 ON TV AND ON MAUICOUNTY.US FOR EVERYONE TO BE ABLE TO SEE AND IT'S ARCHIVED FOR EVERYBODY TO SEE. >> I'M ABSOLUTELY AM. I AM FOR SURE AWARE OF THAT. IT JUST SEEMS THAT THE OVERALL COMMUNITY OUTREACH, AND I WOULD LOVE TO SEE THROUGH THAT DATA AND THE ANALYTICS HOW MUCH COMMUNITY INTERACTION IS ACTUALLY GOING ON WITH THOSE POSTS? AND HOW MUCH PRE-CONTACT WITH THE COMMUNITY IS ACTUALLY HAPPENING?\r\n\r\nTHAT WOULD BE GREAT. >> MAHALO. MAHALO, CHAIR. >> ANYBODY ELSE? IF NOT, THANK YOU VERY MUCH. >> THANK YOU, GUYS. >> NEXT TESTIFIER.\r\n\r\n>> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS GENESIS RAMSON, FOLLOWED BY WADE HONDO. >> MY NAME IS GENESIS RAMSON AND I'M IN SUPPORT OF RESOLUTION 22-119, BECAUSE I'M AN ADVOCATE FOR FOOD SECURITY. THE PEOPLE OF MAUI SHOULD NOT BE AT THE MERCY OF THE SHIPS DELIVERING OUR FOOD, MAUI HAS A 12-MONTH GROWING SEASON AND THERE WAS A TIME WHEN WE WERE NOT DEPENDENT ON ANY FOOD IMPORTS. TODAY I'VE SEEN STORE SHELVES DEPLETED OF BASIC ITEMS. AS I WATCH THE FARMERS IN THE NETHERLANDS STAND UP TO DRACONIAN RULES THAT PREVENT THEM FROM PRODUCING FOOD, I CAN'T HELP, BUT THINK ABOUT HOW GIVING UP CONTROL OF OUR WATER TO A FOREIGN CORPORATION IS A DIRECT THREAT TO OUR FOOD SECURITY. MAUI PONO HAS NO OBLIGATION TO THE PEOPLE. THEY HAVE

SHAREHOLDERS TO THINK ABOUT.\r\n\r\nMYSELF AND MANY PEOPLE I KNOW HAVE DECIDED TO GROW OUR OWN FOOD AT HOME. WE PLAN ON THIS BEING OUR ONLY SOURCE OF FOOD, IF NECESSARY. ANYONE WHO IS PAYING ATTENTION TO INFLATION, AND WHO IS BUYING UP ALL OF THE FARMLAND ON THE MAINLAND KNOWS THIS IS HOW WE NEED TO PREPARE. WATER IS LIFE. I SECOND WHAT NATE SAID EARLIER IN TESTIMONY. I HAD NO CONCERN FOR WHAT LOCAL GOVERNMENT WAS DOING BEFORE IT AFFECTED MY LIFE AND I'M NOW PAYING ATTENTION AND I HAVE EDUCATED FRIENDS AND FAMILY ON IMPORTANT TOPICS AND THE CONSENSUS IS THAT PUBLIC SERVANTS ARE NOT FOLLOWING THROUGH ON THE WILL OF THE PEOPLE. THE GOOD NEWS IS THAT THIS HAS ENCOURAGED RECORD NUMBERS OF FIRST TIME VOTER REGISTRATION AND I ENCOURAGE EVERY SERVANT OF MAUI COUNTY COUNCIL TO VOTE YES AND PUT IT ON THE BALLOT.\r\n\r\n\r\nIT'S THE WILL OF THE PEOPLE AND WE'RE PAYING ATTENTION TO YOUR ACTIONS AND THAT INCLUDES YOUR IN-PERSON ATTENDANCE AND REQUEST INABILITY TO SMILE AT THE PEOPLE. MAHALO. >> ARE THERE ANY QUESTIONS, MEMBERS? VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. QUICK QUESTION. I MISS YOUR LAST NAME.\r\n\r\n\r\n>> RANSOM. >> MAHALO FOR YOUR TESTIMONY, MS. RANSOM. I JUST WANTED TO CHECK TO SEE IF YOU ARE AWARE OF THE OTHER BALLOT QUESTIONS THAT WILL BE ON THE BALLOT THIS GENERAL ELECTION? >> YES. >> GREAT. AND AS MEMBER KING ASKED EARLIER, HOPEFULLY, YOU FOLKS WILL BE WATCHING THOSE AND HOPING TO EDUCATE OTHERS SO THEY CAN VOTE ON THOSE AND NOT LEAVE THEM BLANK.\r\n\r\n\r\n>> ABSOLUTELY. >> THANK YOU. >> MAHALO. >> MAHALO, CHAIR. >> ANY MORE QUESTIONS? IF NOT, THANK YOU VERY MUCH. NEXT TESTIFIER.\r\n\r\n\r\n>> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS WADE HONDO, FOLLOWED BY DENNIS O'SHEA. >> HELLO COUNTY COUNCIL. IN REGARDS TO BILL 21, I'M CONCERNED WITH THE FOLLOWING ISSUES THAT AFFECT OUR STUDENT-ATHLETES AND PARENTS AND SUPPORTERS FROM THE SCHOOLS THAT MAKE UP MAUI INTERSCHOLASTIC LEAGUE. NO. 1 FUNDING WITH THE RISING COST OF EQUIPMENT, SUPPLY AND SHIPPING WILL THERE BE ENOUGH FUNDING? THE EXEMPTION PERIOD MAY NOT BE ENOUGH TIME AND NIGHT GAME OPPORTUNITIES THAT WE HAVE BEEN AFFORDED BY THE STATE AND COUNTY VENUES WILL BE TAKEN AWAY. NO.\r\n\r\n\r\n2, TIME. BECAUSE OF THE CONSTANT USE OF FACILITIES BY BOTH SCHOOLS AND THE COMMUNITY, THE CONCERN IS THAT SHUTTING FIELDS DOWN DURING THE HIGH SCHOOL SEASON. NO. 3, MAINTENANCE. WE'RE CONCERNED THAT THERE WILL BE AVAILABILITY ISSUES AND LONG WAITING LIST, HENCE DELAYS. AND NO. 4, PROJECTS ALREADY BEING PLANNED AND FUNDED.\r\n\r\n\r\nIF ALL THE HIGH SCHOOLS IN THE DESIGN PHASE TO GET A NEW LOCKER ROOM AND WEIGHT ROOM AND RECENTLY FUNDING FOR THE GIRL'S LOCKER ROOM I'M CONCERNED IT WILL NOW PUT THESE CRITICAL PROJECTS THAT WE HAVE WAITED YEARS FOR ON HOLD, AND AGAIN OUR STUDENT ATHLETES AND STUDENTS REQUIRED TO TAKE PE CONTINUE TO LOSE OUT. AS THE BASEBALL COORDINATOR, MANY RELY ON FACILITIES. MINE IS CONSIDERED ONE OF THE FLAGSHIP GRASS STADIUMS IN THE STATE AND WHERE WE HAVE PRACTICES AND MIL GAMES. IN ADDITION, THE TOURNAMENTS HELD EVERY YEAR, IF WE'RE UNABLE TO HAVE NIGHT GAMES DUE TO DELAYS OF BASEBALL SPECIFIC CONCERNS ON THE FOLLOWING, NO. 1 OFFICIALS HAVING GAMES AT NIGHTS ALLOWS OFFICIALS TO FINISH WORKING THEIR PRIMARY JOB AND MAKING IT TO THE FIELD IN TIME TO HELP. NO. 2, SAFETY WE'RE CONCERNED THAT SAFETY MADE TO THE LIGHTS WILL AFFECT PLAYERS, HEAT ILLNESS IS A CONCERN IF DAY BECOMES ARE THE ONLY OPTION.\r\n\r\n\r\nNO. 3, ACCESS TO COMMUNITY. NIGHT GAMES ALLOW SUPPORTERS AND PARENTS TO PLAY AND PLAYERS TO PLAY AFTER SCHOOL IS DONE. NO. 4, SCHEDULING NO NIGHT GAMES MEANS STRAINS ON ACADEMIC SUCCESS. BESIDES OUR KIDS NOT BEING USED TO THAT, WE WOULD LOSE THE STATE TOURNAMENT. LOSING THE STATEMENT TOURNAMENT CREATES ADDED TEAM TRAVEL EXPENSES AND PREVENTS THEM OPPORTUNITY TO WATCH OUR STUDENT-ATHLETES IN-PERSON COMPETE IN THE STATE.\r\n\r\n\r\nWE SEE THE

BILLS IN TERMS OF THE ENVIRONMENT AND OUR CONCERN IS WHETHER OR NOT THERE'S A PLAN IN PLACE TO ENSURE THAT OUR STUDENT ATHLETES, ET CETERA, DO NOT LOSE OUT ON ANY MORE HIGH SCHOOL SPORTS ACTIVITIES? OUR STAKEHOLDERS HAVE GONE THROUGH SUCH WITH THE SHUT DOWN AND CONTINUE RESTRICTIONS ON SPORTS. WE'RE CONCERNED THAT UNINTENDED COMPLIANCE ISSUES MAY BECOME AN ADDITIONAL PROBLEM AND AFFECT YOUR CHILDREN'S SOCIAL AND EMOTIONAL RECOVERY AT A CRITICAL TIME WHERE THEY ARE JUST STARTING TO SEE THINGS GET BETTER. THE NEXT PERSON SIGNED UP TO TESTIFY IS DENNIS O'SHEA IN THE CHAMBERS. >> HELLO AND GOOD AFTERNOON, DENNIS O'SHEA, A RESIDENT OF KIHAI ON MAUI. I'M HERE TO TESTIFY ON TWO ISSUES. BILL 21, AND I WILL START OFF WITH 22-119. WE HAVE HEARD MANY, MANY TESTIMONIES SO FAR, IF YOU WERE TO STOP THE TESTIMONIES TODAY, I DON'T KNOW WHY YOU COULDN'T CONTINUE VOTING ON THIS AND JUST PUSH IT THROUGH.\r\n\r\nI HAVEN'T HEARD ONE OUT OF THE ALL OF THE DAYS I HAVE BEEN HERE THAT IS AGAINST IT FROM THE PUBLIC. SO MOVING FORWARD, I'M NOT GOING TO GET INTO THE WHOLE PARTICULARS OF THE BILL OR THE RESOLUTION, EXCUSE ME. WE ALL KNOW WHAT IT'S ABOUT. WHAT I WANT TO TALK ABOUT IS THE COMPANY THAT WANTS THE RIGHTS IN PARTICULAR. MAUI PONO. TO GROW AND CULTIVATE PROPERLY, WHICH WASN'T SO, IT WOULD BE KIND OF LAUGHABLE. THEY ARE ALSO KNOWN IN CALIFORNIA AS POMONA, WHICH IS THE GODDESS OF FRUITFUL ABUNDANCE IN ROMAN MYTHOLOGY.\r\n\r\nTHEY ARE OWNED BY A VERY LARGE CANADIAN PENSION INVESTMENT FIRM TRINITIUS PARTNERS THAT POSES AS AN AGRICULTURAL COMPANY BUYING UP ACREAGES ACROSS THE COUNTRY. WE CAN LOOK AT THEIR PAST HISTORY AND WHAT THEY DID IN CALIFORNIA IS TRULY HORRIFYING. BUYING TONS OF THOUSANDS OF ACRES IN STANISLAUS, AND I KNOW FOR A FACT, BECAUSE I HAVE TONS OF FAMILY THERE. THEY PURPOSEFULLY DESTROYED SURROUNDING FARMS IN EXISTENCE FOR GENERATIONS. HOW DID THEY DO THIS? THEY DRILLED WELLS SO DEEP, THEY WERE ABLE TO STEAL GROUNDWATER AND DRY UP WELLS FROM THE SURROUNDING FARMS AND HOMES. IN THE ATTEMPT TO FORCE SALES OF LANDS FROM THESE FARMERS.\r\n\r\nTHEY ARE CURRENTLY DOING THIS IN AUSTRALIA, THE UK, ASIA, AND BRAZIL. TRUTHFULLY, I BELIEVE THE CITRUS AND AVOCADOS WILL NOT BE SUCCESSFUL, BECAUSE OF THE AREA THEY PLANTED THEM IN. YOU CAN SEE THEM ON THE RIGHT-HAND SIDE. THOSE TREES WILL BE DESTROYED BY TRADEWINDS. THEY ARE NOT PROTECTED BY HEDGEROWS AND ANY OTHER SUCCESSFUL CITRUS AND AVOCADO FARMS, LIKE THE ONES I GREW UP AROUND IN SANTA CLARA VALLEY IN CALIFORNIA, IN PSOMAS, WE HAVE LARGE EUCALYPTUS ROWS ON BOTH SIDES OF THE ORCHARD, BECAUSE WE HAVE WESTER WINDS AND TRADEWINDS. THAT IS HOW OUR FARM WAS SUCCESSFUL AND WON'T HAPPEN ON THE SIDE OF HALE'AKALA. THEY USE A RESTRICTED USE HERBICIDE THAT IS OUTLAWED IN COUNTRIES AND ESPECIALLY TOXIC TO HUMANS, ORGANISMS, SOIL AND WATER AND LIST OF HUMAN SIDE EFFECTS ARE TOO LONG.\r\n\r\nPARAQUAT IS EXTREMELY BAD FOR BEES. SO THIS KIND OF EXPLAINS WHY I SEE SO MANY DEAD BEES ON THE SOUTH SHORE OF MAUI AND IN MY BACKYARD. BEES ARE EXTREMELY OVERWHELMINGLY IMPORTANT TO OUR EXISTENCE. I CANNOT BELIEVE THERE ARE MEMBERS IN THE CHAMBER IN OUR LOCAL GOVERNMENT THAT CLAIM TO BE FOR THE PEOPLE AND THE ENVIRONMENT, BUT HAVE ALLOW THAT COMPANY TO COME HERE, DIG ROOTS AND BEGIN POISONING OUR SOIL AND WATER. >> CAN YOU PLEASE CONCLUDE YOUR TESTIMONY. >> YES. OUR MAYOR MARCHED THESE PEOPLE AROUND AS GREAT SAVIOR.\r\n\r\nALL THIS BEING SAID, THERE SHOULD BE NO CONVERSATION MOVING FORWARD THAT THE WATER RIGHTS OF THE PEOPLE OF MAUI BE GIVEN ANY PRIVATE CORPORATION OR BUSINESS. WE NEED THE WATER RIGHTS IN THE HANDS OF THE PEOPLE, GOVERNED BY BOARDS ELECTED BY THE PEOPLE. YOU NEED TO VOTE YES TO PUT THIS ON THE BALLOT. I HAVE SOME COMMENTS ON BILL 21, MOVING FORWARD. EXCUSE ME, I NEED TO TAKE A BREATH. THERE'S SO MUCH TO SAY AND I'M SO DISAPPOINTED IN WHAT WE'RE DOING HERE.

I HAVE READ THIS BILL IN THE PAST AND READ NEWSPAPER ARTICLES AND TELLS ME THERE'S A LOT OF MEMBERS OF LOCAL GOVERNMENT OUT OF TOUCH WITH THE ACTUAL COMMUNITY THAT IS LIVING HERE.\r\n\r\nPEOPLE SURVIVING DAY-TO-DAY HERE, THAT CAN'T AFFORD HOMES HERE DO NOT HAVE THE LUXURY TO HOLD CONCERNS FOR SUCH BILLS. OUR GENERAL COMMUNITY CANNOT BE BURDENED WITH HOME-LIFE CHANGES AND POSSIBLE FINES UPWARDS TO \$1,000 A DAY THAT THEY ARE UNABLE TO COMPLY. ONE THING I ALWAYS LOOK AT WHEN I LOOK AT BILLS LIKE THIS, WHO STANDS TO PROFIT? WHO IS GOING TO MAKE MONEY FROM THIS? THIS IS GOING TO BE MILLIONS OF DOLLARS ACROSS THE ISLAND. I HAVE SPENT YEARS ON OUR BEACHES AS A LIFEGUARD, SURFING AND FISHING AND I NEVER IN MY ENTIRE LIFE SEEN A DEAD SEABIRD, NOR ABLE TO FIND A STUDY THAT EXPLAINS HOW THEY KNOW THAT THE SEABIRDS ARE DYING FROM BEING DISORIENTED BY LIGHTS? I WOULD REALLY LIKE TO SEE THAT.\r\n\r\nIT WOULD MAKE MORE SENSE AND MAYBE I COULD GET BEHIND THIS? I WOULD LIKE TO KNOW IF THEY HAVE DONE TESTING ON SEABIRDS TO SEE IF THERE'S TRACES OF CHEMICALS. WE KNOW THESE CHEMICALS ARE USED DAILY. IT'S ON THE MAUI PONO WEBSITE AND I CONDITION BELIEVE IT'S ALLOWED. I CAN'T BELIEVE THIS COMPANY IS ALLOWED TO OPERATE AND SAME WITH MONSANTO. I DO NOT SUPPORT THIS BILL AT THIS TIME. I JUST CAN'T. THE HARD-WORKING CITIZENS THE MAUI COUNTY DO NOT NEED MORE RESTRICTIONS OR FINES PLACED UPON THEM.\r\n\r\nWE NEED TO LOOK AT OUR GOVERNMENT, AND THEIR PRIORITIES, AND PUT THE ENERGY AND TAXPAYERS MONEY TOWARDS THINGS THAT BENEFIT AND HELP OUR PEOPLE. FOR EXAMPLE, THIS \$40 MILLION THAT HAS BEEN PUT ASIDE FOR CULTURAL CENTER FOR VISITORS. BEFORE WE DO THAT, WE NEED A FIRE STATION IN HAIKU OR IN OLOWALU. THESE ARE DESPERATELY NEEDED FOR THE SAFETY AND WELL-BEING OF THE PEOPLE OF EAST, WEST AND SOUTH MAUI. OUR GOVERNMENT PRIORITIES NEED TO BE ADJUSTED. I TRULY HOPE WE GO FORWARD -- DO NOT GO FORWARD WITH THIS BILL. AS A RETIRED FIRE CAPTAIN, THE RESPONSE TIMES ARE DEADLY.\r\n\r\nI CANNOT BELIEVE WE'RE STILL DEALING WITH IN. WE DON'T HAVE ANY ADVANCED LIFE SUPPORT SYSTEMS, PARAMEDICS FOR THE OUTLYING PEOPLE OF THE COUNTY OF MAUI. THAT \$40 MILLION WE COULD EASILY BUILD A FIRE STATION IN HAIKU AND FIRE STATION IN OLOWALU AND AMBULANCE SERVICES TO THE FIRE DEPARTMENT. THAT IS ALL I HAVE. >> ANY QUESTIONS, MEMBERS? THANK YOU VERY MUCH FOR YOUR TESTIMONY. THANK YOU.\r\n\r\nNEXT. >> THE NEXT PERSON SIGNED UP TO TESTIFY IS JUNIOR TUPAI FOLLOWED BY JAY PENNIMAN. >> ALOHA, JUNIOR TUPAI, MY PRIVATE CAPACITY AS A PEOPLE OF HAWAI'I AND STAND IN STRONG SUPPORT OF 22-119. I SUPPORT THE TESTIMONY OF OTHERS -- LISTING SPEAKERS HE IS IN SUPPORT OF, WHO STAND IN SUPPORT OF RESOLUTION 22-119. MANY OF THEM ARE ALREADY SPOKEN. I DID WANT IT SPEAK AND SIMPLY PULL FROM OTHER STATEMENT. I WILL FULL FROM KING KAMEHAMEHA 3RD, I QUOTE: WHERE ARE YOU CHIEFS, PEOPLES, COMMONS FROM MY ANCESTORS? AND PEOPLE FROM FOREIGN LANDS, HERE YE AND MAKE KNOWN I'M IN GREAT PERPLEXITY WITHOUT JUST CAUSE. THEREFORE, I HAVE GIVEN AWAY THE LIFE OF THE LAND.\r\n\r\nHERE YE, MY RULE OVER YOU, MY PEOPLE AND YOUR PRIVILEGES WILL CONTINUE, FOR I HAVE HOPE THAT THE LIFE OF THE LAND WILL BE RESTORED TO THE PEOPLE WHEN MY ACTIONS ARE JUSTIFIED. END QUOTE. FIVE MONTHS LATER, JULY 31ST, YOU KNOW THE STORY KAMEHAMEHA III MADE THE STATEMENT THE LIFE OF THE LAND IS PERPETUATED IN RIGHTEOUSNESS. PART OF THAT RIGHTEOUSNESS IS AS SERVANTS TO THE PEOPLE. AS SERVANTS TO BE BEHOLDING TO THE PEOPLE. AS SERVANTS TO HAVE YOUR ALLEGIANCES PRIMARILY AND FIRSTLY WITH THE PEOPLE. AND PART OF THIS IS THAT THIS WHOLE THING, YOU KNOW, THAT YOU SHOULD BE ANSWERABLE TO THE PEOPLE AT ALL TIMES.\r\n\r\nMS. MCKAY ASKED THE QUESTION, ALL AUTHORITY OF GOVERNMENT RESTS WITH THE PEOPLE. AND WHEN THEY ASKED, WE'RE COMING IN AS EMPLOYERS, AS THE BOSSES, COMING FOR ANSWERS AND WE DESERVE THE

ANSWERS. WHAT I HAVE HEARD THE PAST NUMBER OF HOURS OVERWHELMINGLY THE VOICE OF THE PEOPLE IS TO PASS THIS RESOLUTION 22-119 MAHALO AND I YIELD. >> MEMBERS, ANY QUESTIONS? IF NOT, THANK YOU VERY MUCH. MR. CLERK. >> CHAIR, THE NEXT PERSON WE HAVE SIGNED UP TO TESTIFY IS JAY PENNIMAN, FOLLOWED BY JENNIFER CHAPMAN. >> YOU'RE MUTED. MR. PENNIMAN. >> CAN YOU HELP HIM? >> HE IS MUTED ON HIS END. >> COME BACK TO HIM. >> THE NEXT TESTIFIER IS JENNIFER CHAPMAN. >> CAN YOU HEAR ME? >> YES. >> PERFECT. MY NAME IS -- THANKS SO MUCH FOR HOLDING THIS TO THE CITIZENS OF MAUI. I AM OPPOSED TO THE WAIPU'ILANI HOUSING PROJECT. I LIVE RIGHT ACROSS THE STREET FROM IT. AND ALTHOUGH I'M IN FAVOR, AND I DO BELIEVE THAT WE NEED MORE WORKFORCE HOUSING I PERSONALLY DON'T THINK \$700,000 IS WORKFORCE HOUSING. MY HUSBAND AND I BOUGHT THIS PLACE IN 2016 WAS ON THE MARKET A YEAR-AND-A-HALF RUNDOWN AND \$560,000. WE'RE WORKFORCE, I'M A WAITRESS AND HE IS CONSTRUCTION. WE HAD \$19,000 FOR A DOWN PAYMENT. OVER THE YEARS, YES, THE EQUITY IN THE HOUSE HAS GONE UP, BUT WE HAD TO PUT ON A NEW ROOF AND BASEMENT TO PREVENT FLOODING AND PUT IN A DRAIN AND TAKE OUT OLD CARPETING. SO WE PUT OVER \$250,000 TO \$300,000. SO THE LAST MEETING THE COUNTY ASKED HOW MUCH IT'S VALUED? TO BE HONEST, IF I WAS TO SELL TODAY I WOULD BE IN THE NEGATIVE. I INVESTED IN THE FLOOD ZONE, BECAUSE THAT IS ALL I COULD AFFORD. I'M OPPOSING BECAUSE WE DON'T HAVE SIDEWALKS. THERE'S CONSTANTLY CATS HIT ON THE ROAD, BECAUSE PEOPLE SPEED DOWN THIS ROAD. THE FLOODING IS OUT OF CONTROL, WHY WE PUT IN A FRENCH DRAIN TO PREVENT OUR HOUSE FROM FLOODING. WE JUST HAD A SPECIAL DRAIN PUT IN, BECAUSE MY HUSBAND IS IN CONSTRUCTION, AND WAS ABLE TO PREVENT IT FROM GETTING INTO OUR HOUSE, BECAUSE WE'RE TECHNICALLY 7" BELOW SEA LEVEL. SO I DON'T THINK THIS IS THE RIGHT PROJECT FOR THIS AREA. I THINK THIS AREA IS A WETLAND. I HAVE SUCCULENTS THAT I GROW THAT ARE DRY NATIVE PLANTS. AND YOU KNOW, THE DEVELOPERS HAVE BEEN OFFERED THE IDEA OF A LAND SWAP AND PUTTING IT IN A MORE SAFE AREA, MAUKA INSTEAD OF MAKAI. I WAS TOLD IT WAS GOING TO TAKE TOO LONG, THE ANSWER IS NO. WE DON'T WANT A FILL-IN PROJECT IN A SINGLE-FAMILY HOME AREA. THIS IS AN OLD NEIGHBORHOOD. YOU HAVE FAMILIES HERE THAT ARE GENERATION UPON GENERATION, FOUR, FIVE, SIX CARS PARKED IN DRIVEWAYS LIVING IN ONE HOUSE. THERE'S NO PARKING ON THIS ROAD AT ALL. AND SO IT'S JUST GOING TO CREATE MORE CONGESTION. THERE'S ACCIDENTS ON SOUTH KIHEI ROAD ALL THE TIME. PEOPLE HAVE BEEN HIT BY CARS RIGHT HERE AT THIS INTERSECTION, ONE WAS IN THE HOSPITAL SIX MONTHS. NOBODY SAW HIM BECAUSE THERE'S NO LIGHTS AND NO CROSSWALK. IF THERE'S THE OPTION OF SWAPPING LAND, I'LL FINISH UP. I KNOW MY TIME IS UP. IF THERE'S AN OPTION OF SWAPPING LAND, THEN WHY WOULDN'T WE CONSIDER MAKING AFFORDABLE HOUSING THAT IS A LIFE-LONG THING FOR PEOPLE, INSTEAD OF PUTTING THEM IN HARM'S WAY WITH FLOOD AND ACCIDENTS AND OVERCROWDING AND ALL OF THOSE THINGS? SO I JUST WANTED TO SAY THAT AND REITERATE THAT THIS PROJECT SAYS IT'S FOR THE COMMUNITY. THEY HAVE ONE BEDROOMS, ONE BATH, 450 SQUARE FEET. HOW IS A FAMILY GOING TO LIVE IN 450 SQUARE FEET? THAT IS JUST IMPOSSIBLE. SO IT'S NOT ACTUALLY FOR THE WORKFORCE. THANK YOU VERY MUCH FOR LETTING ME SPEAK. THANK YOU ALL FOR LISTENING TO ME. >> THANK YOU. MEMBERS, QUESTIONS? IF NOT, MR. CLERK. >> THE NEXT PERSON WE HAVE SIGNED UP TO TESTIFY IS JAY PENNIMAN, FOLLOWED BY SUZANNE DORN. PERHAPS JAY IS NOT READY YET? >> I AM. HELLO. CAN YOU HEAR ME? >> YES GOT YOU. >> ALL RIGHT. VERY GOOD. ALOHA, CHAIR LEE, SALUT. VICE-CHAIR RAWLINS-FERNANDEZ, AND MEMBERS OF THE COUNCIL, THANK YOU FOR TAKING ALL OF OUR INPUT. MY MAJOR NEED TO TESTIFY TODAY COMES FROM THE DOCUMENT THAT WAS THE MEMORANDUM THAT CAME TO ME YESTERDAY

FROM CORPORATION COUNSEL. THAT IS FULL OF MISREPRESENTATIONS, AND FALSE INFORMATION BASICALLY. A LOT OF TESTIMONY WE HAVE HEARD SO FAR TODAY IS FROM PEOPLE THAT ARE UPSET BECAUSE THEY BELIEVE THAT THIS BILL IS DOING THINGS, WHICH IS DOES NOT DO. I'M NOT GOING TO SPEND TIME WITH DOING THAT NOW, BECAUSE THERE'S MORE IMPORTANT THINGS JUST TO COVER IN THIS SHORT PERIOD OF TIME. NO. 1, ON THE MEMORANDUM, THERE'S EXPRESSED A CONFLICT OF INTEREST FROM ONE OF OUR RESOURCE PERSONS. AND THERE'S NO MENTION OF THE OTHER VENDORS, AND THEM HAVING ANY CONFLICT OF INTEREST.\r\n\r\nIF YOU LOOK DEEPLY INTO DR. ADAMS' BACKGROUND, YOU WILL SEE HE HAS GIVEN A LOT MORE THAN HE HAS TAKEN. HE HAS PROVIDED THE LIGHTS, NOT THE FILTERS. THE CORPORATION COUNSEL IS UNCLEAR ON WHAT HE HAS DONE ON HAWAI'I ISLAND . THEY GO ON TO IMPEACH MY WORK THE PAPER BY TRAVIS LONG CORE AND COMPLETELY MISREPRESENT WHAT IS SAID THERE, THE SPECTRAL GRAPHS ARE RESPONSES OF THE BIRDS, NOT THE BIRDS BEHAVIORAL ACTIVITIES. IT'S WHAT THEY DO WHAT THEY HAVE THEM IN AN LABORATORY AND THEIR EYES FLASH. AND IN A COUPLE OF PLACES NOW WE HAVE HEARD THAT THE STATE AND THE FEDERAL GOVERNMENT DO NOT SUPPORT THESE. I QUOTE FROM A LETTER FEBRUARY 24TH TO THEN DIRECTOR OF PUBLIC WORKS ROWENA DAGDAG-ANDAYA FROM THE DIVISION OF FISH AND WILDLIFE WE RECOMMEND THAT THOSE FROM THE PREPARATION OF EA BE FILTERED TO HAVE A CORRELATED COLOR TEMPERATURE OF 22,000 KELVIN OR LESS, OR BLUE LIGHT CONTENT OF LESS THAN 2%, BLUE LIGHT CONTENT REFERS TO THE AMOUNT OF ENERGY AND IT'S THE SAME DEFINITION AS HAWAI'I AND BILL 21. L.E.D. LIGHTS WITH THESE SPECIFICATIONS HAVE BEEN FOUND TO HAVE FEWER IMPACTS ON PROTECTED WILDLIFE, INCLUDING SEABIRDS AND TURTLES AND ARE CONSISTENT WITH KAUA'I [SPEAKER NOT UNDERSTOOD] WE RECOMMEND YOU INCORPORATE THE FOLLOWING MEASURES INTO YOUR PROJECT DESCRIPTION.\r\n\r\nFULLY FIELD ALL OUTDOOR LIGHTS SO THE BULB CAN ONLY SEEN BY BELOW AND NOT VISIBLE FROM THE SHORELINE. LEDS LIGHTS HAVE LESS THAN 2200 KELVIN OR MINIMIZE BLUE-GREEN LIGHT, I.E., LESS THAN 2% AND SAME DEFINITION. HER DEFINITION IS EVEN MORE RESTRICTIVE AND FEDERAL AND STATE GOVERNMENTS ARE IN FAVOR OF THESE LIGHTING ISSUES, AND THE BILL SPECIFICALLY EXEMPTIONS SPORTS, ALL THESE FEARS FOR SPORTS HAVE BEEN GENERATED BY CORPORATION COUNSEL'S FALSE TESTIMONY IN THIS MEMORANDUM. THANK YOU. >> THANK YOU. MEMBERS, ARE THERE ANY QUESTIONS? MEMBER SUGIMURA, THEN MEMBER KING.\r\n\r\n>> THANK YOU. I WONDER IF YOU COULD GIVE US A COPY OF THE LETTER THAT YOU JUST READ THAT WAS FEBRUARY 24TH, TO ROWEN DAGDAG-ANDAYA, THE THEN DIRECTOR OF PUBLIC WORKS. >> YES, I CAN CERTAINLY SHARE THOSE WITH YOU. ACTUALLY, THEY HAVE BEEN ALREADY ENTERED INTO TESTIMONY, I BELIEVE IF YOU LOOK IN THE RECORD OF TESTIMONY, THEY ARE THERE. >> THANK YOU. YOU ARE NOT GOING TO SUBMIT IT, WE HAVE IN IN OUR RECORDS. >> I CAN SUBMIT IT AS WELL.\r\n\r\n>> MEMBER KING. >> THANK YOU, CHAIR. I KNOW WE WON'T GET TO THIS ITEM UNTIL MONDAY IT LOOKS LIKE, BUT I WANTED TO IF THERE'S NO OBJECTIONS TO ASK MR. PENNIMAN IF HE IS AVAILABLE MONDAY AS RESOURCE PERSON? >> MEMBERS, ANY OBJECTIONS? >> NO OBJECTIONS. >> THANK YOU, MEMBERS.\r\n\r\nMR. PENNIMAN, WOULD BE AVAILABLE MONDAY? >> I WILL CERTAINLY MAKE MYSELF AVAILABLE. >> THANK YOU. THANK YOU, CHAIR. >> SO ORDERED. MR.\r\n\r\nCLERK. >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS SUZANNE DORN, FOLLOWED BY JORDAN HOCKER. >> HI. MY NAME IS SUZANNE DORN. I LIVE RIGHT NEXT TO 16 EAST WAIPU'ILANI ROAD. I OPPOSE THE HALE WAIPU'ILANI PROJECT. IF YOU DO NOT LIVE IN THIS FLOODPLAIN, YOU DO NOT KNOW HOW DANGEROUS AND TERRIFYING IT IS.\r\n\r\nTHESE FLOOD EVENTS ARE NOT JUST A FEW HOURS. THESE FLOOD EVENTS CAN LAST FOR DAYS. IT TAKE MONTHS TO FULLY RECOVER. I HAVE EXPERIENCED MANY FLOODS LIVING HERE. WE HAVE 100 STOCKPILES IN THE CORNER

OF OUR YARD AT ALL TIMES DURING FLOOD AND ADVISORIES MY HUSBAND AND I HAVE TO SLEEP IN SHIFTS TO BE ALERT TO THE FLOODS. FLOODS HAVE DAMAGED OUR HOME AND CAUSED US TO MAKE CLAIMS ON OUR FLOOD INSURANCE. FLOOD INSURANCE IN THIS AREA IS ESSENTIAL.\r\n\r\nIN MY LAST TESTIMONY I SUGGESTED KEEPING ZONING TO R-3, AFTER READING THE DOCUMENTS AND LISTENING TO EXPERT COMMENTS, I'M CONVINCED THAT ANY DEVELOPMENT BUILT WILL HAVE A DIRECT NEGATIVE IMPACT ON MY HOME AND MY NEIGHBORHOOD. I'M ASKING FOR THIS PROPERTY TO BECOME A CONSERVATION ZONE AND LAND SWAP IS THE BEST OPTION. THERE'S STATE LANDS SET ASIDE NEAR THE RT PARK FOR ABOUT 12 HOMES AND COUNTY LAND KIHEI AND PU'ULANI. ALTHOUGH THE DEVELOPERS CLAIM THEY ARE FULLY ENTITLED TO BUILD MARKET-RATE HOMES THAT IS NOT A GIVEN AND SHOULD NOT SWAY YOUR DECISION TO DISAPPROVE IT THIS PROJECT. EVEN MARKET RATE WILL TRIGGER SMA. WHY WE RUSH THIS? WE SHOULD NOT -- WE SHOULD PUT THIS PROJECT IN A SAFE LOCATION, WHERE IT'S A WIN-WIN FOR EVERYBODY.\r\n\r\nPLEASE CONSIDER ALL OF THE PEOPLE CURRENTLY LIVING IN THIS NEIGHBORHOOD, AND DO NOT INCREASE THE RISK OF FLOODING THAT THIS PROJECT CAN CAUSE. THERE SHOULD BE NO NEW HOMES [INAUDIBLE] DO NOT APPROVE THIS PROJECT. THANK YOU. >> QUESTIONS? MEMBER JOHNSON. >> THANK YOU, CHAIR. GOOD AFTERNOON, MS.\r\n\r\nDORN. I'M GOING TO ASK YOU A QUESTION, BUT YOU DON'T HAVE TO ANSWER IT YOU MENTIONED ABOUT YOUR FLOOD INSURANCE, HOW MUCH DO YOU PAY PER MONTH ON YOUR FLOOD INSURANCE? IF YOU DON'T WANT TO ANSWER IT, DO YOU THINK THAT PEOPLE THAT CAN GET INTO AFFORDABLE HOMES WOULD THAT BE A FACTOR IN THEIR BILLS, IF IT'S SIGNIFICANT. >> THAT WILL BE A FACTOR AND I KNOW PEOPLE THAT HAVE MOVED OUT OF THIS AREA BECAUSE THEY CANNOT AFFORD FLOOD INSURANCE. >> ALOHA COUNCIL MEMBERS, I HAVE A LOT OF ITEMS, BUT I WILL KEEP IT AS BRIEF AS POSSIBLE. I APPRECIATE YOUR WILLINGNESS TO HEAR THE PUBLIC. CR22-61 REGARDING THE WAIPU'ILANI DEVELOPMENT, I WILL ECHO WHAT HAS BEEN SAID.\r\n\r\nI SAT ON THE INITIAL PLANNING COMMISSION MEETING, AND -- [INAUDIBLE] REGARDING THE DEVELOPMENT AND THE FLOOD CONCERNS. I THINK THAT YOU HAVE HEARD THAT PLENTY FROM ME. SO I'M NOT SURE THAT THIS SHOULD GO THROUGH AS IT'S PROPOSED IN THAT LOCATION. AS AFFORDABLE HOUSING DESERVES TO BE SAFE AND SECURE FOR OUR RESIDENTS. SO I'LL MOVE TO CR22-62. THE NEW METHOD OF AFFORDABLE HOUSING SALES PRICING. I WANT TO SAY I'M IN SUPPORT OF THIS. I KNOW THERE HAS BEEN SOME KICKBACK REGARDING POSSIBLE SUBSIDIZATION NEEDED BY THE COUNTY, BUT MAUI COUNTY HAS PLENTY OF MONEY MOVING THROUGH IT AND PLENTY OF OPPORTUNITIES TO SUPPORT OUR FUND FOR ANY SUBSIDIES THAT MIGHT NEED TO OCCUR, IF DEVELOPERS THINK THAT IS NECESSARY?\r\n\r\nSO I JUST WANT TO THANK EVERYONE'S HARD WORK, WHO HAS BEEN WORKING ON THAT. SO I'LL MOVE ON TO CR22-63, WHICH IS BILL 39. LONG-TERM RENTAL PROPERTY TAX EXEMPTION FOR LONG-TERM RENTAL. I WILL SAY THAT THE INITIAL INCLINATION PROPERTY TAX INCENTIVE FOR LONG-TERM RENTAL HAS KEPT MY FAMILY IN OUR RENTAL FOR ANOTHER YEAR. SO I WAS ACTUALLY ABLE TO SIGN A ONE-YEAR LEASE AND ENTICE MY LANDLORD TO TAKE ADVANTAGE OF THAT PROPERTY TAX EXEMPTION. SO I'M IN STRONG SUPPORT OF BILL 39 AND I WANT TO APPRECIATE VICE-CHAIR RAWLINS-FERNANDEZ FOR BRINGING THAT SORT OF THING FORWARD. I HOPE I WOULD JUST SAY YOU SHOULD APPROVE THIS PROPERTY TAX-EXEMPTION, AND MAKE SURE THAT AS MANY PEOPLE KNOW ABOUT IT AS POSSIBLE. SO MAKE IT A PRIORITY TO OUTREACH AS CAN BE DONE, BECAUSE I THINK THIS IS EVEN MORE ATTRACTIVE THAN THE PROPERTY TAX EXEMPTION INITIALLY.\r\n\r\nMY LANDLORD WAS VERY HAPPY ABOUT IT. AND THEN I'LL MOVE ON TO CR22-65. BILL 110 FOR THE VETERANS 70% DISABILITY EXEMPTION. I AM IN SUPPORT OF THIS. I WOULD ASK THAT COUNCIL MEMBERS BE OPEN TO POSSIBLY RECOGNIZING THAT WITH THE RATE OF INFLATION AND HIGH COST OF LIVING THAT EVEN A LOWER

DISABILITY EXEMPTION WOULD BE AVAILABLE POSSIBLY THAN THAT 70% -- PLEASE
STANDBY A STOP-WORK ORDER WOULD BE MORE ADVANTAGEOUS. I DON'T KNOW ABOUT
USING COUNTY FUNDS TO ACQUIRE THIS PROPERTY JUST YET, WITH THERE MUCH ON
THE TABLE TO LOOK INTO. SO I HAVE CONCERNS ABOUT SIMPLY ACQUIRING THAT
PROPERTY. AND SO THAT IS -- I'M NOT FULLY IN SUPPORT OF THAT.\r\n\r\nI DO
TRUST THIS BODY TO THOROUGHLY VET THAT, BUT AS THE INVESTIGATION WITH THE
PLANNING DEPARTMENT REGARDING THIS PARTICULAR PROPERTY IS GOING ON, I
THINK IT WOULD BE SMART TO PROBABLY PAUSE THIS INITIATIVE. THAT IS MY
PERSONAL ASK. MOVING ON TO RESOLUTION 22-119 REGARDING THE WATER
AUTHORITY. I'M IN FULL SUPPORT OF THIS GOING ON THE BALLOT. THERE'S NO
REASON TO VOTE NO ON THIS WHEN THE PUBLIC WANTS YOU TO VOTE YES. JUST LET
US VOTE ON IS WHAT WE'RE ASKING FOR, AND I THINK THAT IS ALMOST VERBATIM
OF WHAT I SAID IN MY LAST TESTIMONY AND I HOPE THAT MEMBERS OF THIS
COUNCIL HEAR THAT AND ALLOW US TO VOTE ON IT. WHETHER YOU AGREE ON WHY WE
WANT IT, OR NOT, I THINK THAT IS REALLY IMPORTANT.\r\n\r\nTHEN I WILL GO
ON TO SAY I'M IN SUPPORT OF BILL 21. I THINK THAT PROPER INPUTS AND
EXEMPTIONS HAVE BEEN PUT INTO THIS BILL. I KNOW WE HEARD A LOT ON IT AND
VERY CONTENTIOUS, BUT IT'S NOT A NEW IDEA. I THINK IF EVERYONE COULD BE
ACCOMMODATE, IT'S SOMETHING THAT I SUPPORT. THEN I'M IN FULL SUPPORT AS
WELL, WHICH I TESTIFIED BEFORE ON BILL 92, WHICH IS THE ORDINANCE
RELATING TO RESIDENCY REQUIREMENTS FOR OUR BOARDS AND COMMISSIONS. I'M
STILL IN FULL SUPPORT OF THAT. I THINK THERE'S NOT ANYONE WHO KNOWS
BETTER WHAT'S GOING ON IN MAUI COUNTY AND HOW TO PROPERLY VOLUNTEER FOR
BOARDS AND COMMISSIONS THAN PEOPLE ACTIVELY LIVING HERE. THAT IS THE END
OF THAT.\r\n\r\nI WANT TO HONOR YOU FOLKS FOR YOUR VERY LARGE AGENDA
TODAY AND WISH YOU GOOD LUCK. >> THANK YOU. MEMBERS, QUESTIONS? IF NOT, I
SEE NO QUESTIONS. >> CHAIR? >> YES, DID YOU HAVE YOUR HAND UP? MEMBER
JOHNSON.\r\n\r\n>> I'M SORRY, I DON'T HAVE A QUESTION FOR MS. HOCKER. I
WAS WONDERING IF MS. CHAMBERLAIN TO TESTIFY. SHE IS HERE IN THE CHAMBERS,
LIKE I MENTIONED BEFORE LUNCH, SHE HAS A PLANE TO CATCH? >> ANY
OBJECTIONS, MEMBERS? IF NOT, MR.\r\n\r\nCLERK, PLEASE CALL UP MS.
CHAMBERLAIN. >> YES, CHAIR. THE NEXT PERSON TO TESTIFY IS GINA
CHAMBERLAIN, FOLLOWED BY GABE KRUEGER. >> HI. I'M GINA CHAMBERLAIN, AND
I'M THE SINGLE-FAMILY PROGRAM MANAGER FOR RURAL COMMUNITY ASSISTANCE
CORPORATION, AND I WAS PRIVILEGED TO BE ABLE TO SPEAK TO THE AFFORDABLE
HOUSING COMMITTEE. SO I WANTED TO SPEAK REALLY QUICKLY ON -- I HAVE IT
RIGHT HERE, 22-62. TO CHANGE THE TO A NEW METHOD OF DETERMINING THE SALES
PRICE FOR AFFORDABLE HOUSING UNIT.\r\n\r\nWE'RE REALLY IN SUPPORT OF THIS
IN THAT THE KIND OF UNDERWRITING, THE WAY THE PROGRAM IS DESIGNED IN
ALIGNMENT WITH SOME OF THE MAIN FINANCING OPTIONS FOR LOW AND MODERATE
NET INCOME HOUSEHOLDS. CURRENTLY THOSE MORTGAGE FINANCING OPTIONS DON'T
REALLY FIT WITH THE WAY THE PROGRAM IS DESIGNED. SO YOU'RE ELIMINATING
SOME OF THE LARGEST POOLS OF AFFORDABLE FINANCING. WHEN YOU PUT THAT IN
LIGHT OF THE REALLY HIGH RENT COSTS, THE IDEA OF FOLKS, WHO ARE ALREADY
COST BURDENED COMING DOWN WITH THE DOWN PAYMENT REQUIREMENTS THAT ARE
REQUIRED TO MAKE CONVENTIONAL FINANCING WORK IS UNREALISTIC. AND THEN BY
MAKING THIS CHANGE, YOU ARE THEN ADDING THE KEY NORMAL COMPONENTS WHEN
YOU'RE LOOKING AT WHAT WE CALL THE FRONT-END RATIO OR HOUSING RATIO. BY
ADDING THAT, THAT MEANS YOU'RE HELPING FOLKS GET INTO A HOUSE, AND NOT
START OFF BEING EXTREMELY COST BURDENED, BUT STARTING OFF IN A WAY THAT
IS AFFORDABLE. SO THAT THE LIKELIHOOD OF THEM BEING ABLE TO SUCCEED IN
THE LONG-TERM IS MUCH GREATER.\r\n\r\nSO I THINK BY MAKING THIS CHANGE,
YOU ARE OPENING UP THOSE HUGE MORTGAGE POOLS OF FUNDS THAT FOLKS CAN
ACCESS, ALSO, THAT ENABLES OTHER PARTNERSHIPS TO GET ADDITIONAL RESOURCES

THAT OFTEN HAVE THE SAME CRITERIA. >> ANY QUESTIONS, MEMBERS? IF NOT, THANK YOU VERY MUCH. MR. CLERK. >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS GABE KRUEGER, TO BE FOLLOWED BY JEFF GILBREATH. >> HI EVERYBODY, THANKS FOR TAKING THE TIME TO DO THIS.\r\n\r\nI'M ON MY WIFE'S COMPUTER. SO THAT IS WHY THE NAME ON THE BOTTOM IS NOT MY NAME. ANYWAY, GABRIEL KRUEGER. I OPPOSE THE WAIPU'ILANI PROJECT. MY PROPERTY IS APPROXIMATELY 16' AWAY FROM THIS PROPOSED PROJECT, AND JUST TO GIVE YOU A LITTLE BIT OF FEEDBACK, AND SOME KNOWLEDGE OF WHAT THIS PROPERTY IS LIKE, FOUR' UNDERNEATH MY YARD RIGHT HERE IS AN OCEAN OF WATER. SO WHAT DOES THAT MEAN? THAT MEANS THAT THE WATER TABLE IS 4' DOWN.\r\n\r\nSO THE SURROUNDING AREA CAN ONLY TAKE ON SO MUCH AND ABSORB SO MUCH WATER, WHICH IS WHY THE BACKGROUND OF SOME OF OUR MEMBERS THAT TESTIFIED EARLIER WAS A FLOOD ZONE ON THAT INTERSECTION. SO I DECIDED AS MY WIFE STATED, I DECIDED FIVE YEARS AGO TO PUT IN A FRENCH DRAIN IN, SO TO GO INTO THE WATER TABLE TO ACTUALLY MAKE IT WORK. I'M PREPARING FOR THE WORST, BUT IF THAT HAPPENS, I MEAN, I STILL COULD FLOOD OUT, WHO KNOWS? SO I CAN DO THAT, BECAUSE I HAVE THE KNOWLEDGE OF DOING IT. SO THE OTHER PART OF THE EQUATION IS TALKED ABOUT EXEMPTIONS, TALKING ABOUT GIVING EXEMPTIONS TO THE DEVELOPERS. WELL, MY PROPERTY, MY CONCRETE IN MY HOUSE IS 6.7' ABOVE SEA LEVEL AND WHY DO I KNOW THAT? BECAUSE FIVE YEARS AGO I TRIED TO APPLY FOR AN 'OHANA.\r\n\r\nIN ORDER TO DO THAT I HAVE TO RAISE MY FLOOR 7' ABOVE SEA LEVEL IN ORDER TO BE ALLOWED TO BUILD ON MY PROPERTY. SO EVERYWHERE IN MY HOUSE, I HAVE TO RAISE THE FLOOR FIVE INCHES JUST TO BUILD AN 'OHANA. I'M NOT ALLOWED TO GET AN EXEMPTION FOR THAT AND I COULD PROVIDE ANOTHER HOME FOR A FAMILY TO LIVE IN, BUT I CAN'T, BECAUSE THE COSTS TO RAISE THE WHOLE FLOOR FIVE INCHES WOULD BE JUST WOULD BE INSANE COMPARED TO BUILDING AN 'OHANA. THE OTHER THING IS YESTERDAY A FRIEND OF MINE WAS AT THE INTERSECTION OF WAIPU'ILANI AND SOUTH KIHEI ROAD AND GOT PUSHED INTO STREET ON HIS ELECTRIC BIKE BY A U-HAUL TRUCK. LUCKILY NOBODY WAS HURT, BUT IT WAS A CLOSE CALL. IF WE'RE GOING TO ADD 56 PARKING STALLS OR WHATEVER THEY ARE PROPOSING TO DO, IT'S WAY TOO MUCH TRAFFIC FOR THAT INTERSECTION. I KNOW THEY WERE PROPOSING TO GO ON THE OTHER SIDE OF IT, ON THE OTHER SIDE OF THE PROPERTY AS WELL.\r\n\r\n>> PLEASE CONCLUDE. >> THANK YOU. TO WRAP IT UP, THE BIGGEST RED-FLAG OF THIS PROJECT IS WHEN THE DEVELOPER WAS WALKING AROUND MY NEIGHBORHOOD, TO MY NEIGHBORS AND TRYING TO HAVE THEM SIGN OFF ON THEIR EASEMENT FOR THIS DEVELOPMENT, AND WHAT THAT TELLS ME THEY NEEDED MORE SQUARE FOOTAGE IN ORDER TO BUILD WHAT THEY WANTED TO BUILD THERE. MY NEIGHBORS, TWO OF THEM SIGNED OFF ON GIVING IT WAY TO THIS DEVELOPER. THE THIRD ONE, LUCKILY DIDN'T. SO THAT TELLS ME THERE'S SOMETHING SHADY AND SOMETHING WRONG WITH THIS PROJECT, LIKE IT SHOULDN'T -- IT DOESN'T BELONG THERE. I'M HOPING THAT ALL OF THE COUNCIL MEMBERS USE COMMONSENSE THINKING, AND WE JUST BUILD THIS SOMEWHERE ELSE. IT'S JUST NOT THE PLACE FOR THIS PROJECT.\r\n\r\nSO AGAIN, THANK YOU FOR THE TIME, AND THANKS FOR EVERYBODY PARTICIPATING TODAY. THANK YOU. >> ANY QUESTIONS, MEMBERS? MEMBER JOHNSON. >> I THINK COUNCIL MEMBER PALTIN'S HAND WAS UP FIRST, CHAIR. >> MEMBER PALTIN. >> THANK YOU.\r\n\r\nTHANK YOU, MEMBER JOHNSON. I JUST WAS WONDERING ABOUT THE PART WHERE YOU SAID YOU WENT 8' DOWN INTO A 4' UNDERNEATH WATER TABLE . WILL THEY LET YOU COULD THAT WITH AN SMA PERMIT, GO INTO THE WATER TABLE? DIG? WHAT IS THE PERMITTING PROCESS TO DIG INTO THE WATER TABLE? >> WELL, IT'S THE WATER UNDER MY PROPERTY. SO YOU CAN DIG INTO THAT, IF YOU WANT TO. >> YOU LIVE IN THE SMA?\r\n\r\n>> IT'S BRACKISH WATER. SO IN ORDER TO PUT THE FRENCH DRAIN CAME WITH THE PROPERTY. IN ORDER -- WHOEVER PUT IT IN, THE DEVELOPER, DIDN'T DO IT THE

CORRECT WAY. SO WE HAD TO DO IT THE CORRECT WAY. >> ANY MORE QUESTIONS? MEMBER JOHNSON. >> THANK YOU, CHAIR.\r\n\r\nSO I ONLY HAVE 30 SECONDS. IF YOU COULD JUST EXPLAIN WHAT A FRENCH DRAIN SO WE UNDERSTAND IT. THANK YOU. >> THE WATER GOES INTO THE DRAIN BOX, ALL OF THE PROPERTIES HAD DRAIN BOXES THAT WHOEVER THE DEVELOPER WAS PUT THEM IN. WELL, AFTER DISCOVERING MY HOUSE FLOODED THE FIRST TIME, WHEN IT RAINED, WHEN I MOVED IN, I HAD TO DIG IT UP AND INSTALL THE FRENCH DRAIN. WHAT HAPPENS IS THE WATER GOES INTO THE DRAIN AND GETS DISPLACED UNDER THE GROUND. SO THE WATER THAT IS ON THE SURFACE WATER HAS A CHANCE TO ABSORB UNDER THE GROUND INSTEAD OF STAYING ON TOP OF THE GROUND AND FLOODING OUT YOUR HOUSE.\r\n\r\n>> SO YOU HAVE A BOX AND THERE'S A PIPE UNDERNEATH THE BOX? >> YES, THERE'S -- >> OKAY, THERE'S A PIPE UNDERNEATH THE BOX. I'M SORRY, I'M OUT OF TIME. THANK YOU. >> THANK YOU. ANY MORE QUESTIONS? I DON'T SEE ANY HANDS.\r\n\r\nMEMBERS, IT'S FASTER IF YOU JUST SAY RAISE YOUR HAND AND SAY SOMETHING, OKAY? THEN IT WILL BE EASIER FOR ME TO GET YOU. THANK YOU, MR. CHAPMAN, I'M SORRY, THAT IS YOUR WIFE'S NAME. WHAT IS YOUR NAME AGAIN? >> JAMES KRUEGER. >> THANK YOU, MR.\r\n\r\nKRUEGER. >> THANK YOU. >> SPEAKING OF KRUEGER, JAMES, NEXT TESTIFIER. >> CHAIR, THE NEXT TESTIFIER D THE NEXT INDIVIDUAL SIGN UP TO TESTIFY IS JEFF GILBREATH. >> ALOHA COUNCIL MEMBERS, JEFF GILBREATH WITH COMMUNITY ASSETS. I STAND IN OPPOSITION TO THE BILL AND LANGUAGE THAT WOULD ENSURE GUIDELINES ARE ON TRIGGERED TO LOW-INCOME PEOPLE TO BUY THE HOME THEY CAN AFFORD AND THE BUILDERS CAN RECOUP THEIR CONSTRUCTION COSTS. THIS IS THE FOURTH TIME I'M COMING TO SAY THIS TO YOU.\r\n\r\nTHE COUNTY PAID \$320,000 COMMUNITY ASSOCIATES FOR THE PLAN AND HAD 28 AFFORDABLE HOUSING EXPERTS OVER EIGHT MONTHS DID THE HARD WORK OF DEFINING A COMPREHENSIVE APPROACH THAT WOULD WORK IN CREATING CERTAINTY -- I HAVE HEARD MULTIPLE TIMES THAT THE MONEY IS AVAILABLE. THAT IS GREAT, BUT WE NEED TO SUBSIDIZE THE BUYERS. THE SUBSIDIZE PROVIDED BY THE COUNTY [SPEAKER NOT UNDERSTOOD] 100% AFFORDABLE HOUSING BUILDERS THEY CAN'T AFFORD THREE YEARS IN DELAY. USE OF BONDS IS A GREAT TOOL FOR AFFORDABLE HOUSING, BUT IN AN ENVIRONMENT THAT YOU HAVE TODAY, BONDS ARE NOT AS ATTRACTIVE AS THEY WERE AT HISTORICALLY LOW RATES. CANNOT SUBSIDIZE THE BUILDER OR EVEN THE BUYER FOR THAT MATTER, THE PROJECT WILL BE DEAD. SO I'M HOPING THIS FOURTH TIME THAT WE PUT FORWARD SOME LANGUAGE WITH YOU FOLKS TO HELP US GET THE LANGUAGE RIGHT THE FIRST TIME; RIGHT? CREATE THE CERTAINTY WE NEED, GIVE THE FLEXIBILITY TO ADDRESS THE SHIFTS IN THE ECONOMY, AND MOST IMPORTANTLY, ALLOW OUR LOCAL INCOME PEOPLE TO BUY THE HOMES AND ENSURE BUILDERS CAN CONTINUE TO BUILD AFFORDABLE HOMES.\r\n\r\nTHANK YOU SO MUCH. I WILL TAKE ANY QUESTIONS. >> CHAIR? >> MEMBER SUGIMURA. >> ASK TAMARA FIRST. >> OKAY. >> THANK YOU, CHAIR.\r\n\r\nTHANK YOU, MR. GILBREATH. >> THANK YOU FOR POINTING THAT OUT. MEMBER PALTIN. >> THANK YOU, CHAIR. THANK YOU, MR. GILBREATH.\r\n\r\nSO YOU SAID YOU DON'T SUPPORT 107 IN ITS CURRENT FORM. DID YOU HAVE A FORM THAT YOU DID SUPPORT? >> I SUBMITTED WRITTEN TESTIMONY WITH SOME PROPOSED LANGUAGE. I THINK THAT MIGHT BE ABLE TO UTILIZE THAT. IT WOULD SET UP A STANDARD SALES PRICE GUIDELINE -- >> I DIDN'T HAVE IT IN THE FORM OF AN AMENDMENT? >> I DID. I PROPOSED IT IN WRITTEN TESTIMONY SUBMITTED TO YOU FOLKS.\r\n\r\n>> OKAY. THANK YOU. >> THANK YOU. MEMBER SUGIMURA. >> THAT WAS GOING TO BE MY QUESTION TO JEFF GILBREATH. I WILL LOOK FOR YOUR TESTIMONY. ARE YOU THEN RECOMMENDING THIS GO BACK TO COMMITTEE TO BE AMENDED WITH WHAT YOUR LANGUAGE IS?\r\n\r\n>> I'M NOT SURE HOW YOU FOLKS -- IS THAT YOUR PROCESS, YES, LET'S GET IT RIGHT THE FIRST TIME. >> OKAY. NOT WHAT WE'RE SEEING TODAY, THAT YOU RECOMMEND THAT IT BE REWORKED. >> YES. AND BE CONSISTENT WITH THE PLAN.

THIS IS EXACTLY WHAT WE SAID WITH THE PLAN. YOU FOLKS PAID US, LET'S USE IT.\r\n\r\n>> OKAY. THANK YOU. >> ANY OTHER QUESTIONS, MEMBERS? IF NOT, THANK YOU VERY MUCH, JEFF. >> THANKS, FOLKS, TAKE CARE. >> NEXT PERSON SIGNED UP TO TESTIFY IS CHRISTINE DAVIS, FOLLOWED NAPUA . >> ALOHA EVERYONE, I'M BACK AT THE OFFICE TO TESTIFY. I'M STRONGLY IN SUPPORT OF THE AMENDMENT TO ESTABLISH A MAUI COUNTY COMMUNITY WATER AUTHORITY, AND EAST MAUI REGIONAL COMMUNITY BOARD, AS WELL AS HAVING IT ON THE BALLOT FOR THE PEOPLE TO DECIDE ON.\r\n\r\nI THINK THIS IS A GREAT FIRST STEP IN THE RIGHT DIRECTION TO TRY TO UNDO THE HORRIBLE INJUSTICE THAT HAS BEEN HAPPENING OVER THE DECADES. CONCERNING WATER HERE, UNDERSTAND HOW YOU ARE GOING TO HAVE A FOR-PROFIT TO BE IN CHARGE -- [INAUDIBLE] THEY ARE NOT BEHOLDING TO THE PEOPLE. IT'S A PUBLIC RESOURCE, YOU KNOW? THEY HAVE TO SHOW SHAREHOLDERS THAT THEY ARE MAKING MONEY. SO TO ME, THOSE THINGS ARE IN CONFLICT. IT'S ABOUT TIME THAT THE WATER RESOURCE GOES IN CONTROL OF THE PEOPLE. THAT IS THE COUNTY.\r\n\r\nTHE COUNTY COUNCIL REPRESENTS THE PEOPLE OF THIS ISLAND. I FEEL THAT EMI HAS A BAD TRACK RECORD OF UPGRADING THE SYSTEM AND FIXING LEAKS. THEY ARE NOT EVEN A GOOD STEWARD OF WHAT THEY HAVE BEEN IN CONTROL OF. THEY HAVE LIED TO PEOPLE AS FAR AS THE WATER -- SO I DON'T REALLY SEE HOW -- I DON'T KNOW EMI, A&B, MAUI PONO, WHATEVER YOU WANT TO CALL THEM, TO ME IT'S ALL THE SAME THING, YOU KNOW? A&B HAS TIES TO THE MAINLAND AND MAUI PONO IS A CANADIAN COMPANY. IT'S RIDICULOUS. THEY DON'T HAVE INCENTIVE TO FIX THE SYSTEM, WHEREAS, THE COUNTY WILL BE ABLE TO GET GRANTS TO UPGRADE THE SYSTEM.\r\n\r\nIT'S IMPORTANT TO THE PEOPLE AND IMPORTANT TO THE OCEAN AND STREAM LIFE AND IT'S IMPORTANT TO PEOPLE, TO FARMERS THAT FEED THE PEOPLE OF THIS ISLAND. TO ME, IT'S IMPORTANT TO HAVE A WATER AUTHORITY AND THE COMMUNITY BOARD, AND HAVE THEIR EXPERIENCE AND EXPERTISE THAT GOES BACK GENERATIONS. THAT IS WHO I WANT IN CHARGE OF THE WATER. I WANT TO HEAR WHAT THEY GOT TO SAY HOW WE'RE GOING TO MANAGE THIS VERY PRECIOUS AND LIMIT RESOURCE? AND NOT HAVE A CANADIAN COMPANY IN CONTROL. IF YOU ARE ABLE TO APPROVE THE WATER AUTHORITY AND THIS COMMUNITY WATER BOARD AND HAVE VOTERS VOTE FOR IT, TO RESPECT THIS REALLY PRECIOUS RESOURCE. I ALSO JUST WANT TO MENTION, I NOTICED THERE'S SOME OTHER THINGS THAT I JUST WANT TO SAY QUICK THAT I'M -- I KNOW YOU HAVE A REALLY BUSY DAY AND I APPRECIATE YOU TAKING THE TIME IT LISTEN TO ME ON THIS.\r\n\r\nI JUST WANT TO URGE THE MAYOR TO CONDUCT, OR AUTHORIZE A COMPREHENSIVE FEASIBILITY STUDY OF THE EMI WATER SYSTEM. TO ME, THIS IS LONG OVERDUE. I'M GLAD FINALLY THIS IS ALL COMING TO LIGHT, AND WE'RE FINALLY DEALING WITH THIS NOW. I ALSO AGREE THAT THERE SHOULD BE BILL NO. 112, THAT THERE SHOULD BE TO ESTABLISH THE PAY PLAN FOR PROCUREMENT SPECIALIST AND HAWAIIAN COMMUNICATION SPECIALIST IN THE OFFICE OF COUNCIL SERVICES. I THINK THAT IS A REALLY GOOD USE OF MONEY, AND ALA LOA IN OUR SCHOOLS AND THE OFFICIAL LANGUAGE OF THIS ISLAND, WHICH IS HAWAI'I. SO I THINK IT'S IMPORTANT THAT WE OFFER HAWAIIAN LANGUAGE SERVICES IN OFFICE OF COUNCIL SERVICES. I APPRECIATE YOUR TIME AND WORKING ON THIS ISSUE.\r\n\r\nALOHA AND HAVE A GOOD WEEKEND EVERYBODY. >> THANK YOU. MEMBERS, QUESTIONS? MEMBER KING? NO? OKAY. >> NO, I DIDN'T RAISE MY HAND.\r\n\r\n>> OKAY. >> MAHALO, EVERYONE. >> THANK YOU. >> CHAIR. >> WAIT, WAIT. MR. CLERK, I WOULD LIKE TO TAKE A TEN-MINUTE BREAK AT THIS POINT.\r\n\r\nSO WE SHALL TAKE A RECESS, AND RETURN AT 3:02. OKAY? 3:02, SHORT RECESS [GAVEL] [GAVEL] WILL THE COUNCIL MEETING OF JULY 15TH, 2022 PLEASE RECONVENE. MEMBERS, WE HAVE ASKED IF ANOTHER COULD TESTIFY BECAUSE HE HAS TO CATCH A FLIGHT BACK TO O'AHU. ANY OBJECTIONS. >> NO OBJECTIONS . >> MR. TODD APU. MR.\r\n\r\nCLERK, HE IS COMING DOWN. >> YES, CHAIR. >> THANK YOU, CHAIR, ALOHA CHAIR AND COUNCIL,

THANK YOU FOR THE NON-OBJECTION WITH THAT. TESTIFYING IN REGARDS TO ULTIMATELY BILL 107, THREE MAIN MESSAGES, I THINK FOR YOU TODAY. ONE, VERY MUCH APPRECIATE, AS JEFF GILBREATH MENTIONED THE WORK THAT YOU PUT IN AS A COUNCIL FROM THE HAWAI'I COMMUNITY FOUNDATION STANDPOINT, WE'RE LOOKING AT THINGS STATEWIDE AND WHAT THIS COUNCIL IS DOING, AND THE ATTENTION TO IT HAS BEEN FANTASTIC. SO WE'RE WORKING WITH ALL OF THE COUNTIES IN DIFFERENT WAYS TO FIND THE SOLUTIONS, BUT REALLY APPRECIATE THE CHANCE TO HAVE THESE DIALOGUES WITH YOU TO COME UP WITH THE RIGHT SOLUTIONS FOR AFFORDABLE HOUSING ISSUES. SECOND, SIMILAR TO JEFF GILBREATH'S TESTIMONY, WE DO HAVE CONCERNS ABOUT THE CURRENT LANGUAGE IN THE BILL.\r\n\r\nYOU KNOW, WHILE WE THINK THERE ARE BETTER WAYS IN THE LONG-RUN TO MAKE SURE -- I THINK WE'RE ALL ON THE SAME GOAL; RIGHT? TO GET AFFORDABLE HOUSING FOR MAUIANS AND THE ACTIONS THAT YOU HAVE PREVIOUSLY TAKEN IN REGARDS TO CREATING THE COUNTY-CONTROLLED LIST OF QUALIFIED BUYERS IS REALLY THE OPPORTUNITY TO TAKE THAT AND USE THE MONEY THAT YOU ARE WILLING TO PUT INTO AFFORDABLE HOUSING EFFORTS BY GETTING THE MONEY TO THE BUYERS. I THINK IF WE HAVE THE CHANCE TO TALK THIS THROUGH, WHETHER YOU ARE ABLE TO DEFER THIS TO HAVE THAT DISCUSSION? OR IF THIS MOVES FORWARD, WE'RE COMMITTED BETWEEN FIRST AND SECOND READING TO WORK WITH ALL OF YOU, ESPECIALLY WITH COMMITTEE CHAIR AND HIS STAFF TO FIND THAT RIGHT WAY, MAKE SURE THAT WE ALL UNDERSTAND THE POTENTIAL IMPACTS OF THE TWO OPTIONS. BUT AS WE HAVE STARTED LOOKING AT FROM THE COMMUNITY FOUNDATION AND THAT BROADER SYSTEMATIC CHANGE, THE OPPORTUNITY TO GET MONEY TO DIRECTLY TO THE QUALIFIED BUYERS ON YOUR LIST, WHICH MEANS THEY ARE RESIDENTS, THAT WILL GIVE THEM LONG-TERM IMPACT, AND MAKE SURE IT'S SORT OF THIS LASER-FOCUSED WAY OF PUTTING THOSE RESOURCES TOGETHER. BECAUSE I THINK THERE'S SOME RISKS, IF THE MONEY GOES TO THE DEVELOPER, THERE'S TIME LAG, THERE'S QUESTIONS, IT MAY OR MAY NOT GO TO YOUR RESIDENTS IN THE LONG-RUN? AND THEN ALTERNATIVELY, HAVE YOU THE WAY TO DIRECT IT THROUGH A BILL TO MAKE SURE THAT THE DEPARTMENT GETS THE MONEY TO THOSE WHO NEED IT MOST, THAT THEY CAN AFFORD NOT ONLY THE PURCHASE PRICE, BUT WITH THEIR MORTGAGE PAYMENTS GOING FORWARD.\r\n\r\nWE LOOK AT HOW TO REDUCE THAT COST BURDEN, AND YOU TAKE JUST ONE EXAMPLE OF SOME OF THE GRANT MONEY. IT WOULDN'T BE A LOT, GOING TO PAY DOWN MORTGAGE POINTS, ESPECIALLY WHERE MORTGAGES ARE GOING. THAT IS A LONG-TERM IMPACT TO THE FAMILY, THAT CAN'T HAPPEN IF THE MONEY GOES TO THE DEVELOPERS. SO THOSE TYPES OF THINGS, IF WE CAN HAVE THE TIME TO TALK, WHETHER IT'S BEING ABLE TO DEFER THE BILL AND HAVE THOSE DISCUSSIONS, OR BETWEEN FIRST AND SECOND READING WE ARE COMMIT AND I KNOW WE HAVE TESTIMONY ON BEHALF OF OUR FOUNDATION AND WORKING WITH ALL OF YOU FIGURE THIS OUT TO KEEP THIS BILL GOING AND GET TO AN ANSWER ON AFFORDABLE HOUSING. THANK YOU. >> QUESTIONS, MEMBERS? MEMBER SUGIMURA AND MEMBER PALTIN.\r\n\r\n>> THANK YOU. THANK YOU FOR TESTIFYING. MEMBERS, THANK YOU FOR ALLOWING TODD TO GO FORWARD, BECAUSE OF HIS FLIGHT THAT HE HAS TO CATCH. I THINK YOUR HAWAI'I COMMUNITY FOUNDATION REPRESENTATIVE, I'M SORRY -- >> KEANI. >> HE MENTIONED WHEN WE WERE TALKING ABOUT THIS IN COMMITTEE AND IS CONSISTENT WITH WHAT YOU WERE SAYING. >> I THINK BY GOING DIRECTLY TO THE RESIDENTS, YOU CAN START TAKING CARE OF THINGS, LIKE, INCENTIVIZING THEM TO STAY IN THEIR AFFORDABLE HOME. >> THANK YOU.\r\n\r\nTHANK YOU VERY MUCH. >> MEMBER PALTIN. >> THANK YOU CHAIR, THANK YOU FOR YOUR TESTIMONY. I WONDER IF YOU COULD ADDRESS THE OTHER TYPES OF MORTGAGES WITH THE LOWER PRICE POINT THAT MS. CHAMBERLAIN WAS SPEAKING ABOUT. AND EVEN IF WE HELP THE FOLKS ON THE LIST, IF THE AFFORDABLE HOUSING ISN'T AFFORDABLE. >> SO ULTIMATELY THE PRICE POINT IS GOING TO BE SET UNDER THE CURRENT FORMULA,

WHICH IS THE CURRENT HUD FORMULA THAT EVERYBODY IS USED TO USING.\r\n\r\nI KNOW THE INTENT OF THE BILL WAS TO TRY TO CHANGE THAT FORMULA TO BRING IT DOWN. IF THE GRANT MONEY IS ABLE TO REDUCE THE MORTGAGE, YOU CAN STILL GET THE QUALIFICATION. TO THE FIRST PART OF YOUR QUESTION, THERE MAY BE SOME PROGRAMS THAT AREN'T AVAILABLE GIVEN THE PRICE POINT. SO THAT IS PART OF THE FACTORS WE NEED TO TALK THROUGH AND SEE WHERE THAT BALANCE IS AS WE GO FORWARD? MY REACTIONARY THOUGHT IT'S STILL BETTER TO GET IT TO THE RESIDENT TO LOWER THEIR MORTGAGE, AND STILL HAVE ENOUGH PRODUCT. WE'LL HAVE TO LOOK AT THAT. WE NEED TO LOOK AT THAT.\r\n\r\n>> CHAIR, YOU'RE MUTED. >> WE HAVE ANOTHER QUESTION FROM MEMBER KAMA. WE HAVE ANOTHER QUESTION FROM MEMBER KAMA. >> THANK YOU, CHAIR. SORRY. THANK YOU SO MUCH, MR. APO FOR BEING HERE.\r\n\r\nMY UNDERSTANDING FROM WHAT MR. GILBREATH WAS SAYING THAT IN ORDER FOR THIS TO WORK THE WAY IT WAS INTENDED, THAT THE PRICE GUIDELINES MUST RUN CONCURRENT WITH THE SUBSIDY THAT WE WOULD BE OFFERING TO THE HOMEOWNER THEMSELVES. IS THAT CORRECT? YES, FROM A DEVELOPMENT STANDPOINT, THE DEVELOPER NEEDS TO KNOW THESE SUBSIDIES WILL BE THERE EARLY IN THE PROCESS, IN ORDER TO MOVE THE PROJECT FORWARD. THAT WAS HIS POINT, IF IT'S NOT THERE EARLY, THE PROJECT IS NOT GOING TO GO. >> RIGHT. BUT ALSO THAT DEVELOPER ALSO NEEDS TO GET WHATEVER SUBSIDY THEY NEEDED SEPARATE FROM WHAT THE HOMEOWNER THEMSELVES WOULD BE ABLE TO GET FROM THE AFFORDABLE HOUSING FUND.\r\n\r\n>> I THINK YOU COULD STRUCTURE IT ONE WAY OR OTHER. YOU COULD COMBINE THEM AND THAT IS SORT OF THE MAGIC POTION TO FIGURE THAT OUT. >> THANK YOU. THANK YOU, CHAIR. >> CHAIR, YOU'RE MUTED. >> MEMBER KING, AND THEN MEMBER MOLINA. >> THANK YOU, CHAIR.\r\n\r\nTHANKS FOR BEING HERE, TODD. APPRECIATE YOU BEING HERE IN-PERSON, TOO. JUST WANTED TO ASK YOU THE BILL THAT WE'RE GOING TO BE PROBABLY ADDRESSING ON MONDAY. SO YOURS AND JEFF'S THOUGHTS ARE THAT THERE'S A WAY TO WORD IT, WHERE IT CAN BE -- IT CAN BE CLEAR THAT THE SUBSIDY GOES TO THE HOMEOWNER, VERSUS THE DEVELOPER? OR ARE YOU JUST SAYING THAT WE NEED A DIFFERENT BILL? >> I THINK IT CAN BE AMENDED TO REACH THE GOAL. BECAUSE I THINK ALL OF THE INTENT, AND IT'S THE RIGHT GOAL THAT WE ALL AGREE ON.\r\n\r\nIT'S GETTING THROUGH THE AMENDMENT. I DID GET TO SEE JEFF'S LANGUAGE THAT HE HAS IN HIS TESTIMONY. IT STARTS TO GET THERE. I THINK WE CAN TIGHTEN IT UP. I THINK IF WE WORK TOGETHER WE CAN GET TO AN ANSWER WITH THIS BILL. >> GREAT. THANK YOU.\r\n\r\nTHANK YOU, CHAIR. >> MEMBER MOLINA. >> MAHALO, MADAM CHAIR. ALOHA, MR. APO, THANK FOR COMING BY. THE LANGUAGE YOU ARE PROPOSING INPUT FROM HCF AND ALSO THIS LANGUAGE AGREED FROM OTHER LENDERS OUTSIDE OF THE LENDERS OR RESOURCES THAT CAME TO OUR COMMITTEE? >> WE'D LOVE TO INCLUDE WHO WE CAN THROUGH THE PROCESS.\r\n\r\nIF IT GETS DEFERRED AND WE GET MORE TIME, FANTASTIC. WE'LL GATHER WHO WE CAN AND AGAIN, ONE OF THE THINGS THAT HAWAI'I COMMUNITY FOUNDATION IS TRYING TO BE THAT CONVENOR ON THOSE ISSUES AND WHETHER IT'S THE LENDER COMMUNITY OR DEVELOPER COMMUNITY OR NONPROFIT SERVICE COMMUNITY THAT NEEDS TO BE INVOLVED IN THIS DISCUSSION, FROM OUR RESOURCE SIDE TO WORK TO BRING THAT TOGETHER. >> IT'S HEALTHY TO HAVE DIFFERENT PERSPECTIVES. THANK YOU. THANK YOU, MADAM CHAIR. >> MEMBER JOHNSON. >> GOOD AFTERNOON.\r\n\r\nMR. APO, I ONLY HAVE 30 SECONDS AND I WILL BE QUICK. WE HAVE THE BONDS THAT WILL HELP PAY OFF THE DEVELOPERS. THIS IS A FORMULA, THIS BILL IS A FORMULA TO HELP OUR BUYERS ACHIEVE THE FHA LOANS. SO THAT IS WHAT THIS BILL IS ADDRESSING THE FORMULA FOR THE BUYERS. IN THE BUDGET, WE PUT IN MONEY FOR THE DEFERRED MORTGAGE PROGRAMS. WOULDN'T THAT HELP GET THE BUYERS MORE MONEY AND ADDRESS THE CONCERNS THAT YOU ARE TALKING ABOUT?\r\n\r\n>> I WILL SAY YES. I THINK WE

ALL KNOW, AND IT'S SOMETHING THAT YOU HAVE BEEN LEANING AND PUSHING ON, WE NEED EVERY PIECE OF THIS PUZZLE TO MAKE SURE IT WORKS. AND TO MAKE SURE IT INCLUDES THAT AND THAT IS WHAT WE'LL BE LOOKING FOR. >> ANYBODY ELSE? IF NOT, THANK YOU, TODD. >> THANK YOU, GOOD TO SEE YOUR SMILING FACES HERE. ALOHA.\r\n\r\n>> HAVE A GOOD TRIP. MR. CLERK. >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS NAPUA. >> HELLO, I'M TESTIFYING IN FULL SUPPORT OF RESOLUTION 22-119. THE COUNTY OF MAUI SPEAKS A LOT ABOUT FOOD SECURITY AND TRANSITIONING AWAY FROM OUR RELIANCE ON TOURISM AND THIS IS ONE MEASURE TO ENSURE IT HAPPENS. MY FATHER'S FAMILY HAS BEEN FARM TARO. AFTER YEARS' OF LIMITED FARMING CAPABILITIES, LARGELY DUE TO THE LACK OF STREAM WATER RESOURCES, BUT ALSO PARTIALLY DUE TO THE LACK OF MANPOWER AND LACK OF STREAM WATER DROVE OUR GENERATIONAL FARMERS OUT OF THE REGION AND FORCING MOST OF THEM INTO CONSTRUCTION LABORER.\r\n\r\n\r\nGIVEN THE DYNAMICS OF LACK OF STREAM WATER AND MANPOWER, MY FAMILY HAD NO CHOICE TO RETURN TO TOURISM WITH THE FRUIT STAND. THIS FORCES US TO RELY ON TOURISM TO SUBSIDIZE OUR NEEDS. IT SHOULD NOT BE LIKE THIS MOVING FORWARD. IN 2014, I MYSELF HAD TO TAKE A CAREER MANY TOURISM DESPITE MY PREFERENCE AND LONGING TO BE A FULL-TIME TARO FARMER. UNDER THE CORPORATE MANAGEMENT STRUCTURE DOES NOT ALLOW US TO TRANSITION OUT OF TOURISM. IT'S COUNTY'S DUTY IN BEST INTEREST OF OUR CIVILIANS TO ACQUIRE THE WATER DELIVERY SYSTEM AND ENSURE IT'S BY THE PEOPLE AND FOR PEOPLE. RESOLUTION 22-119 WOULD HARNESS THE PLACE-SPECIFIC INTELLIGENCE OF EAST MAUI FARMERS AS IT RELATES TO BEST MANAGING OUR WATER RESOURCES.\r\n\r\n\r\nI BELIEVE IT INTRICATELY REFLECTS THE YEARS AND YEARS OF TESTIMONY BY FARMERS TO FEED MAUI NUTRITIOUS FOODS. TO ENSURE FOR DIVERSE REPRESENTATION TO AVOID THE SMALLER FARMS LEFT OUT OF DECISION-MAKERS. AS THE VOLUNTEER COORDINATOR, MY COUSIN AND MYSELF ARE CURRENTLY THE ONLY GENERATION EAST MAUI TARO FARMERS GROWING IN THE AHUPUA'A AT THIS TIME AND UNDER THE CURRENT WATER DIVERSION, WE'RE NOT ACCURATELY INFORMED HOW MUCH WATER IS TAKEN AND THE DAY TO TAKE EFFECTS ON THE CURRENT FARMING ACTIVITIES AND FUTURE FARMING ACTIVITIES. I SUPPORT THIS RESOLUTION IN RETURN FOR OUR SPECIFIC CONTRIBUTION AND SACRIFICE TO SERVE THE WATER NEEDS OF MULTIPLE AHUPUA'A WOULD GIVE SMALLER FARMS TO MAXIMIZE AGRICULTURAL POTENTIAL AND OUTPUT. PLEASE VOTE IN FAVOR OF RESOLUTION 22-119, WHICH WOULD SUBSTANTIATE THAT NO WATER, NO AG OR RANCHING. NO WATER, NO TOURISM. NO WATER, NO DEVELOPMENT.\r\n\r\n\r\nWE'RE FAR BEYOND THE THRESHOLD OF GETTING A LEGITIMATE HANDLE ON SOUND WATER MANAGEMENT TO SUSTAINABLY ENABLE ALL OF OUR INDUSTRIES. PLEASE SHOW THAT THE PEOPLE OF MAUI THAT YOU SUPPORT THIS BY PUTTING RESOLUTION 22-119 ON THE BALLOT. MAHALO. >> THANK YOU. MEMBERS, QUESTIONS? >> CAN YOU HEAR ME? >> YES.\r\n\r\n\r\n>> AWESOME. SO I WANTED TO TESTIFY ON TWO DIFFERENT ITEMS. ITEM 22-119. I AM IN SUPPORT OF THE MAUI COUNTY WATER AUTHORITY AND EAST MAUI REGIONAL COMMUNITY BOARD. I APPRECIATE COUNCIL MEMBER SHANE SINENCI FOR BRINGING THAT. ON THE OTHER ONE, I WOULD LIKE TO COMMENT ON IS 22-61, AND I WOULD AGAIN LIKE TO EMPHASIZE THAT I'M IN OPPOSITION TO DEVELOPING IN A FLOOD ZONE. I DO THINK THE COUNCIL SHOULD CALL THE DEVELOPER'S BLUFF IN SAYING THAT THEY WILL DEVELOP OTHER HOUSING IF THEY CAN'T DEVELOP AFFORDABLE HOUSING. I THINK THAT IF THE DEVELOPER DOES PUSH THROUGH, AND TRY TO DEVELOP ON THERE, HE IS GOING TO FACE THE SAME THING WE HAVE SEEN WITH GREG BROWN WITH A LOT OF OPPOSITION.\r\n\r\n\r\nAND HE IS GOING TO POTENTIALLY LOSE CREDIT IN THE COMMUNITY AS A DEVELOPER BY DEVELOPING IN AN SMA AREA THAT PEOPLE DO NOT WANT TO SEE DEVELOPMENT HAPPEN IN. IT REALLY FLIES IN THE FACE OF SCIENCE TO DEVELOP IN A FLOOD ZONE WHEN WE KNOW FOR A FACT THAT CLIMATE CHANGE IS HAPPENING, AND THE SEA-LEVEL IS

RISING. AND WE KNOW THAT RISING SEA-LEVEL MEANS THAT THE GROUNDWATER IS ALSO GOING TO RISE. THIS IS A PHOTO FROM DECEMBER 5TH, THE FLOOD THAT HAPPENED DOWN THE ROAD FROM THERE. WE SHOULD EXPECT THAT WE'LL HAVE MORE FLOODING LIKE THIS, NOT LESS. AND IN EXPECTATION OF THAT, TO MAKE A CONSCIOUS EFFORT NOT TO BUILD IN A FLOOD ZONE, BECAUSE WE'LL PAY FOR IT IN THE LONG-TERM WITH THE COUNTY DOWN THE LINE. THANK YOU.\r\n\r\n>> THANK YOU. MEMBERS? THANK YOU VERY MUCH. MR. CLERK >> CHAIR, THE NEXT PERSON WE HAVE SIGNED UP TO TESTIFY IS RANDY WAGNER, FOLLOWED BY ARAM ARMSTRONG. >> ALOHA, COUNCIL MEMBERS, AND STAFF. THANK YOU FOR YOUR SERVICE, AND FOR THE OPPORTUNITY TO TESTIFY.\r\n\r\nMY NAME IS RANDY WAGNER AND I WANT TO TESTIFY ABOUT THE WAIPU'ILANI WORKFORCE HOUSING PROJECT. I DO NOT LIVE IN THAT NEIGHBORHOOD. SO I'M NOT A NIMBY. I AM THE CHAIR OF THE KIHEI COMMUNITY ASSOCIATION DESIGN REVIEW COMMITTEE AND I HAVE SEEN THIS PROJECT NUMEROUS TIMES AND ALSO AN ARCHITECT AND PLANNER, SO I UNDERSTAND WHAT I'M LOOKING AT WHEN I SEE IT. I THINK THE AFFORDABLE CONDOMINIUM PROJECT PROPOSED IS AN EXAMPLE OF HASTE MAKES WASTE. YES, WE NEED AFFORDABLE HOMES TO BE AVAILABLE FOR PURCHASE BY OUR LOCAL RESIDENTS. MY OWN DAUGHTER AND HER HUSBAND AND CHILD CANNOT AFFORD TO BUY A HOME, EVEN THOUGH THEY BOTH WORK.\r\n\r\nIT IS DEBATABLE AS TO HOW AFFORDABLE THIS PROJECT REALLY IS? MOST PEOPLE SEEKING AFFORDABLE HOUSING FALL INTO INCOME LEVELS BUY WHAT THESE CONDOS WILL BE OFFERED AT. INTEREST RATES ARE RISING, MAKING LOANS EVEN HARDER TO GET. THESE UNITS COULD EASILY FALL INTO MARKET-RATE SALES AS WE SAW THE PROJECT IN NORTH KIHEI AT KIAWAH HINI DID. AFFORDABLE HOUSING MUST HAVE A HEALTHY AND SUSTAINABLE DEVELOPMENT THAT SUPPORTS GOOD COMMUNITY DEVELOPMENT. THERE MUST BE A LONG VIEW IN THE PLANNING OF AFFORDABLE HOMES. THIS PROJECT IS VERY SHORTSIGHTED.\r\n\r\nIT'S LOCATED IN AN AREA KNOWN TO FLOOD REGULARLY, SOMETIMES CATASTROPHICALLY CAUSING DAMAGE TO WATERS AND NEARBY HOMES. THESE PROBLEMS WILL BE EXACERBATED BY THE PROJECT. THE DEVELOPER IS TRYING TO EXEMPT THEMSELVES FROM SUPPLYING THESE BASIC NEEDS. THREE THE DENSITY OF PARKING WILL BE UNCOMFORTABLE FOR NEW AND EXISTING RESIDENTS. IT WILL BE A HEAT ISLAND. GOOD COMMUNITY LIFE WILL NOT BE PROMOTED. FOUR, THE SITE DRAINAGE PROPOSALS WILL NOT WORK, AND THEY WOULD BE VERY UNAFFORDABLE TO TRY TO MAINTAIN.\r\n\r\nPERVIOUS CONCRETE WILL NOT REMAIN PERVIOUS. GRASS PAVERS CANNOT BE WATERED. WATER STORAGE TANKS BENEATH THE BUILDING ARE NOT EFFECTIVE IN FLOODS. IT WOULD BE FAR LESS DAMAGING TO THE EXISTING R-3 ZONE TO PREVAIL IN THIS CASE. THERE WOULD BE FEWER THAN HALF THE NUMBER OF PARKING SPACES EVEN IF THE SITE WERE TO BE ABLE TO BE DEVELOPED TO MAXIMUM CAPACITY; WHICH IT PROBABLY WOULD NOT BE. IDEALLY THE SITE SHOULD BE AN EXAMPLE OF WETLAND RESTORATION, WHERE THE MOST GOOD CAN BE DONE TO RECREATE BALANCE IN THE FLOODING ISSUES THAT PLAGUE THIS PART OF KIHEI. THE COUNTY WOULD BE WISE TO CONSIDER PURCHASING THIS LOT OR TRADING THE OWNERS FOR A MORE APPROPRIATE SITE, WHERE THEY CAN DEVELOP TRULY AFFORDABLE HOUSING RATHER THAN BE SADDLED WITH THESE ISSUES.\r\n\r\n>> CAN YOU PLEASE CONCLUDE YOUR TESTIMONY. >> PLEASE SAY YES TO WELL-SITED, GOOD QUALITY AFFORDABLE HOMES THAT OFFER WELL-BEING AND COMMUNITIES THAT CAN THRIVE. THANK YOU VERY MUCH FOR YOUR CONSIDERATION OF THIS VERY IMPORTANT MATTER. >> MEMBERS QUESTIONS? MEMBER KING? >> THANK YOU, CHAIR. ALOHA, RANDY.\r\n\r\nJUST QUICK CLARIFICATION, WHEN YOU WERE TALKING ABOUT THE PROJECT THAT FLIPPED OVER INTO MARKET. YOU WERE TALKING ABOUT KAMALANI, NOT THE AFFORDABLE RENTALS. >> OH, YES, NOT THE AFFORDABLE RENTALS. THE AFFORDABLE RENTALS ARE FABULOUS. WE TOTALLY SUPPORT HIS PROJECT IN THE TECH PARK AREA ABOVE THE GOLF COURSE. >> I JUST WANTED TO MAKE THE DISTINCTION, BECAUSE PEOPLE HEAR KIOWA HINI.

>> THANK YOU FOR THE CLARIFICATION.\r\n\r\n>> THANK YOU, CHAIR. >> ANY MORE QUESTIONS? NO HANDS. THANK YOU VERY MUCH. MR. CLERK. >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS ARAM ARMSTRONG, TO BE FOLLOWED BY CHRISTOPHER 18:25:33 HAMMOND.\r\n\r\n>> ALOHA EVERYBODY. THANK YOU FOR THIS SESSION. MAHALO, CHAIR. MAHALO KEANI, FOR MAKING BLUEJEANS POSSIBLE AND FOR PROVIDING THE LINK. MAYBE NEXT TIME YOU ARE OUT THERE, WE CAN [INAUDIBLE] MY TESTIMONY IS ON BEHALF OF I GUESS IT'S ON BEHALF OF -- >> MR. ARMSTRONG? MR.\r\n\r\nARMSTRONG, YOU'RE BREAKING UP. PERHAPS YOU SHOULD TURN OFF YOUR VIDEO. >> HAPPY TO. HOW IS THIS? CAN YOU HEAR ME? >> LET'S TRY THAT. >> I'M HEARING SOME WEIRD BACKGROUND NOISE AS WELL, SOMEONE BLOWING THEIR NOSE?\r\n\r\n>> I HAVE NO IDEA WHAT THAT IS. >> I'M ALSO NOT SO WELL WITH AN EAR INFECTION. I HOPE EVERYBODY FEELS WELL. IT SOUNDS LIKE CONSENSUS ABOUT THE WATER AUTHORITY AND WONDERING HOW MUCH TIME WE SPEND LOOKING AT WHAT HAPPENS NEXT? IT FEELS LIKE THERE'S BOTH THE OPPORTUNITY TO BRING IN SOME OUTSIDE EXPERTISE, BECAUSE WE DON'T HAVE -- SO WE HAVE ONE PARTY THAT DOESN'T HAVE THE KULEANA TO MANAGE OUR WATER RIGHTS. ARE THERE OTHER PARTIES THAT WOULD HELP US MANAGE THE WATER RIGHTS? SO I'M LOOKING AT FOLKS, LIKE IN THE PACIFIC NORTHWEST SEATTLE AREA, HOW THEY MANAGE THE WATER SYSTEMS?\r\n\r\nCOUNTRIES LIKE SOUTH AFRICA, WHO HAVE GONE THROUGH BEING CLOSE TO HAVING NO WATER WITHIN A HUNDRED DAYS AT CAPETOWN AND PLACES LIKE THE NETHERLANDS, THAT ARE EXCELLENT AT WATER MANAGEMENT AND THE NEXT LEVEL OF CONVERSATION, ONCE WE HAVE THIS AUTHORITY, HOW DO WE PROFESSIONALISM IT IN A WAY THAT WE TRUST IT? ALSO AS AN OFFER TO THE FOLKS AROUND THE AFFORDABLE HOUSING IN KIHEI, I HAVE DONE SOME PHOTOGRAPHY FOR MAUI WETLANDS, WHERE I TOOK FOOTAGE OF THE POST-STORM AND SHOWED A LOT OF FLOODING AREAS IN THAT AREA. SO HAPPY TO SHARE THAT AS A RESOURCE WITH THE COUNCIL, TO WHATEVER COMMITTEE WOULD LIKE TO HAVE THAT FOOTAGE TO REVIEW? MAHALO FOR YOUR TIME EVERYONE. HOPE YOU MAKE IT THROUGH AND HOPEFULLY WE CAN DO THIS BY VOICEMAIL AND SAY THUMB'S UP TO THIS IN THE FUTURE. MAHALO. >> MEMBER JOHNSON HAS A QUESTION, AND THEN MEMBER SUGIMURA.\r\n\r\n>> THANK YOU, CHAIR. JUST A CLARIFICATION, MR. ARMSTRONG. I COULDN'T TELL YOU WERE FOR OR AGAINST THE WAIPU'ILANI PROJECT? >> SOUNDS LIKE IT'S IN A FLOOD ZONE. AGAIN, I THINK WHERE IT GOES, I THINK MAUKA OF THE HIGHWAY MAKES MORE SENSE. I COULD GIVE YOU SOME WHOLE DREAM SCAPE AROUND REGENERATING THE AREA WITH DEER CARCASSES, BUT REHABILITATING THAT LAND -- I DON'T HAVE A SPECIFIC ANSWER FOR YOU.\r\n\r\n>> OKAY. THANK YOU SO MUCH. THANK YOU, CHAIR. >> MEMBER SUGIMURA. >> CHAIR, REALLY FAST. IF I COULD ASK MR. ARMSTRONG.\r\n\r\nHE SAID HE TOOK PICTURES AND IF I COULD CONNECT WITH HIM TO SEE WHAT THE KEONELOA STORM WAS? >> HAPPY TO. HOW DO I CONNECT YOU. >> I CAN EMAIL YOUR OFFICE. >> COULD YOU, PLEASE. THANK YOU. >> I WILL PUT THAT IN.\r\n\r\n>> ANY ONE ELSE WITH QUESTIONS? IF NOT, THANK YOU VERY MUCH. MR. CLERK, NEXT TESTIFIER. >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS CHRISTOPHER HAMMOND, TO BE FOLLOWED BY ALISON HAMMOND. >> COUNCIL MEMBERS, THANK YOU SO MUCH FOR HAVING THIS FORUM. MY NAME IS CHRISTOPHER HAMMOND.\r\n\r\nI LIVE A FEW HUNDRED FEET FROM THIS PROPOSED DEVELOPMENT 16 EAST WAIPU'ILANI. I'M OPPOSED TO THIS DEVELOPMENT. I HAVE SOME BACKGROUND IN CONSTRUCTION. I HAVE GOT 25 YEARS' BACKGROUND IN CONSTRUCTION. I HAVE BEEN DOING INSPECTIONS ON THE ISLAND FOR THE LAST ELEVEN YEARS. I DO PROJECT DEVELOPMENT CONSULTING, AND ALSO I DO PRE-CONSTRUCTION SURVEYING, AND CONSULTING FOR SOME OF THE LARGER DEVELOPERS. AND LOOKING AT THIS PROPERTY THEY ARE ATTEMPTING TO DEVELOP IS -- IT DOESN'T MAKE A WHOLE LOT OF SENSE TO ME, SINCE IT'S IN A FLOOD ZONE, AND IT'S GOING TO BE AFFECTING THE NEIGHBORHOOD SO DRAMATICALLY.\r\n\r\nTHE

INFRASTRUCTURE IS IN POOR CONDITION AS IT IS, AND IT DOESN'T APPEAR THESE DEVELOPERS ARE GOING TO ANYTHING TO IMPROVE THAT. THE CONSTRUCTION OF THE PROJECT IS GOING TO BE DETRIMENTAL TO THE EXISTING INFRASTRUCTURE. RIGHT NOW THE STREETS ON BOTH SIDES ARE A TRAFFIC HAZARD. WE TRY TO BRING OUR GRANDKIDS DOWN TO THE BEACH AND YOU HAVE TO GO THROUGH THE GRAVEL IN FRONT OF THAT PROPOSED PROJECT, TO EVEN MAKE IT TO THE CORNER. IT'S FLOODED SO MANY TIMES THAT I HAVE A HARD TIME UNDERSTANDING WHY THIS PROJECT IS GOING FORWARD? AND ALSO BEING EXEMPT FROM SMA REQUIREMENTS? THIS IS GOING TO INCREASE THE TRAFFIC.\r\n\r\nIT'S GOING TO REDUCE THE ABILITY OF ACCESS AND EVEN EMERGENCY EGRESS FROM THIS PROPERTY IS GOING TO BE -- YOU CAN IMAGINE 56 STALLS COMING OUT ONTO A CORNER STREET ALL IN AN EMERGENCY? IT'S NOT GOING TO WORK, LET ALONE HOW IT'S GOING TO AFFECT THE LOCAL RESIDENTS? IT'S GOING TO AFFECT US PERSONALLY, BECAUSE WE HAVE BEEN AFFECTED BY THE FLOODWATERS AS EVERYBODY HAS TALKED ABOUT, JUST THE LATEST ONE DECEMBER 5TH. AND THAT PROPERTY IS PRETTY MUCH GOING TO BE UNDERWATER. I ALSO DO WATER INTRUSION INSPECTIONS, AND MOLD INSPECTIONS, AND AFTER THE FIRST FLOOD, YOU KNOW, WE'RE GOING TO BE OVER THERE WORKING TO TRY TO RESOLVE THE WATER ISSUES THAT THEY HAVE GOT ON THE PROPERTY. SO I VEHEMENTLY OPPOSE THIS PROJECT, AND ESPECIALLY THE EXEMPTIONS THAT THIS DEVELOPER IS ASKING FOR. IT MAKES NO SENSE TO ME.\r\n\r\nI WILL PUT MY -- IF YOU HAVE ANY QUESTIONS, LET ME KNOW AND I WILL PUT MY WIFE ON. >> MEMBERS, QUESTIONS? IF NOT, MAYBE YOU COULD PUT YOUR WIFE ON. >> OKAY, THANK YOU. >> MY NAME IS ALISON HAMMOND AND I WILL START BY SAYING I'M OPPOSED. I'M A MOM ON THE PROPERTY AND GRANDMA ON THE PROPERTY. I HAVE SAFETY CONCERNS FOR THE TRAFFIC, AS WELL AS THE CONDITION OF THE ROAD, AND I'M ALSO CONCERNED ABOUT ANY UPCOMING TSUNAMI OR ANY KIND OF WEATHER EVENT?\r\n\r\nWE WILL BE CURRENTLY WE'RE OVERPOPULATED ALREADY ON THIS ROAD. IF ANYBODY COULD TAKE A LOOK UP-AND-DOWN THE STREET, YOU CAN ALREADY SEE THERE'S SIX CARS PER EACH HOUSEHOLD, WHICH IS PRETTY STANDARD 4-6 TRUCKS AND A COUPLE OF CARS. SO I THINK THE PARKING IS UNREALISTIC. THE TRAFFIC IS ALREADY CONGESTED, AND THERE'S NO SIDEWALKS. SO IT'S NOT A VERY SAFE PLACE AS IT IS TO WALK. I GUESS MY MAIN CONCERN WOULD BE ANY KIND OF EVENT, A FIRE, WATER, ANY KIND OF EVENT, EVACUATION WOULD BE ABSOLUTELY, I THINK, STALLED. I DON'T KNOW ACTUALLY WHAT WE WOULD DO IF THERE WAS EVEN MORE PEOPLE, MORE CARS, MORE RESIDENTS?\r\n\r\nSO I'M OPPOSED TO IT. I THINK SOMEONE MENTIONED A LAND SWAP. I THINK THAT IS A BRILLIANT IDEA. SO I'M IN FULL SUPPORT OF A LAND SWAP. AND I THINK MY LAST STATEMENT WOULD BE I KNOW THE BUILDER IS ASKING FOR A REZONING, BUT I THINK REZONING IT DOESN'T CHANGE THE FACT THAT IT'S IN A FLOOD ZONE. IT DOESN'T CHANGE THE REALITY OF WHAT THE WORLD -- WHAT THE WATER IS GOING TO DO. I GUESS THAT IS ALL I HAVE TO SAY.\r\n\r\n>> MEMBERS, QUESTIONS? IF NOT, THANK YOU VERY MUCH. MAY WE HAVE THE NEXT TESTIFIER, MR. CLERK. >> THANK YOU. >> THE NEXT PERSON SIGNED UP TO TESTIFY IS DAVID HENKIN, FOLLOWED BY MARYJO PADILLA. DAVID HENKIN, I SEE YOU ARE CONNECTED.\r\n\r\n>> ALOHA. >> ALOHA. >> ALOHA, I HOPE THAT YOU CAN HEAR ME. APPRECIATE YOUR ATTENTION AND APPRECIATE THE HARD WORK THAT THE COUNCIL HAS DONE ON BILL 21. MY NAME IS DAVID HENKIN, I WORK WITH EARTH JUSTICE. I'M A REGISTERED LOBBYIST. AND I AM IN STRONG SUPPORT OF BILL 21 ON BEHALF OF OUR CLIENTS, THE CENTER FOR BIOLOGICALLY DIVERSITY AND CONSERVATION COUNCIL FOR HAWAI'I. ONE THING I WANT TO POINT OUT IS WHEN WE LEARNED THAT A LOT OF FOLKS WERE SAYING HEY, NONE OF THE WILDLIFE AGENCIES HAVE ANY CONCERN ABOUT BLUE LIGHT. WE SUBMITTED SUPPLEMENTAL TESTIMONY TO THE COUNTY CLERK.\r\n\r\nIT CAME IN AROUND 6:30 LAST NIGHT, BUT HOPEFULLY YOU HAVE RECEIVED THAT. AND IT INCLUDES THE ONE OF THE

LETTERS THAT JAY PENNIMAN REFERENCED THE LETTER FROM THE DIVISION OF FORESTRY AND WILDLIFE MAKING IT CLEAR THAT THE DIVISION OF FORESTRY AND WILDLIFE URGES THE COUNTY TO ENSURE THAT ALL OF ITS STREET LIGHTS AND THEY WERE COMMENTING ON THE STREET LIGHT PROJECT, ARE CONSISTENT WITH BILL 21. BOTH FOR THE SAKE OF SEABIRDS AND FOR SEA TURTLES. SO I ENCOURAGE YOU TO LOOK AT THAT. I APPRECIATE THAT WE HAVE NOW HAD AN OPPORTUNITY TO LOOK AT THE DRAFT ENVIRONMENTAL ASSESSMENT THAT WAS DISCUSSED MR. HAYES. THAT HAS BEEN A WORK IN PROGRESS AND WE NOW HAVE A LINK TO THAT IN THE CHAT. UNLIKE THE WORK THAT THIS COUNCIL HAS DONE BOTH IN COMMITTEE AND IN COUNCIL, DOES NOT INCLUDE THE INPUT FROM ANY OUTSIDE EXPERTS.\r\n\r\nYOU KNOW, LIKE THE DIVISION OF FORESTRY AND WILDLIFE. IT'S BASED SOLELY ON CORPORATION COUNSEL'S ANALYSIS TOGETHER WITH ONE OF THEIR EXPERT WITNESSES FROM THE LAWSUIT THAT THEY FACED BECAUSE OF THEIR FAILURE TO COMPLY WITH THE HAWAI'I ENVIRONMENTAL POLICY ACT. DR. CURREN IS A PHYSICIST AND NOT A WILDLIFE PERSON. SO YOU KNOW, WHEN IT COMES TO THE EXPERTS, AND THE PEER-REVIEW LITERATURE AND ALL OF THE TESTIMONY THAT YOU HAVE RECEIVED, AND THE CARE COMMITTEE RECEIVED, IT IS UNIVERSAL IN SAYING THAT WE NEED TO ADDRESS THE BLUE LIGHT ISSUE. WE NEED TO DO IT IN THE MANNER SUGGESTED IN BILL 21. WE NEED TO DO IT IN A MANNER THAT IS CONSISTENT WITH WHAT IS IN EFFECT OVER ON HAWAI'I ISLAND FOR OVER A DECADE. SO EVERYONE WHO IS RAISING CONCERNS ABOUT SAFETY AND WHETHER THESE LIGHTS ARE GOING TO BE SAFE ENOUGH?\r\n\r\nI MEAN, THERE'S NO EVIDENCE THAT THERE'S BEEN ANY PROBLEMS FROM THE STREET LIGHT AND OTHER OUTDOOR LIGHTING THAT ARE COMPLIANT WITH THE HAWAI'I ISLAND ORDINANCE THAT HAS BEEN IN EFFECT FOR OVER A DECADE. SO WE NEED TO REJECT THAT. ALSO, NOW THAT YOU HAVE AVAILABLE TO YOU THE DRAFT EA, I URGE YOU TO LOOK AT PDF PAGE 256, WHERE THE DIVISION OF AQUATIC RESOURCES, IN ADDITION TO THE DIVISION OF FORESTRY AND WILDLIFE, BACK IN 2019 IN COMMENTING ON THE DRAFT EA THEY SAID TO -- THEY SAID TO THE DEPARTMENT OF PUBLIC WORKS THAT ALL OF THE STREETS SHOULD BE COMPLIANT WITH THE HAWAI'I ISLAND STANDARD. SO THE ADMINISTRATION HAS KNOWN ABOUT THIS SINCE 2019 AND THEY ARE CLAIMING TO BE EXPERTS AND DON'T HAVE CONCERNS IS ABSOLUTELY FALSE. WE ENCOURAGE YOU TO PASS THIS BILL. YOU HAVE HEARD SUBSTANTIAL TESTIMONY ON IT. IT'S TIME TO DO THE RIGHT THING.\r\n\r\n>> THANK YOU. MEMBERS, QUESTIONS? IF NOT, THANKS AGAIN. WE HAVE ONE QUESTION. MEMBER KING? >> THANK YOU, CHAIR. I KNOW WE'RE NOT GOING TO GET TO THIS UNTIL MONDAY, BUT IF MR.\r\n\r\nHENKIN IS AVAILABLE, IF THERE'S NO OBJECTIONS, ASK HIM TO BE A RESOURCE TO BE AVAILABLE ON MONDAY? >> MEMBERS, ARE THERE ANY OBJECTIONS? >> NO OBJECTIONS. >> NO OBJECTIONS. >> MR. HENKIN, CAN YOU COME BACK ON MONDAY? >> DO YOU KNOW WHAT TIME, CHAIR?\r\n\r\n>> WE'RE GOING TO START AT 9:00, BUT I'M NOT SURE WHAT TIME THIS ITEM WILL BE UP. >> I'M HAPPY TO MAKE MYSELF AVAILABLE. YES, I WILL. THANK YOU. >> THANK YOU. >> MAHALO. >> MR.\r\n\r\nCLERK. >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS MARYJO PADILLA, FOLLOWED BY AMIR SHEIKHAN. >> HOW MANY TESTIFIERS DO WE HAVE LEFT? >> CHAIR, THERE ARE 27 TESTIFIERS REMAINING. >> OKAY. >> ALOHA CHAIR LEE, COUNCIL MEMBERS AND EVERYONE PRESENT. CAN YOU HEAR ME?\r\n\r\n>> YES. >> MY NAME IS MARYJO PADILLA AND I'M HERE TO STRONGLY OPPOSE THE WAIPU'ILANI WORKFORCE HOUSING DEVELOPMENT PROJECT FOR 16 WAIPU'ILANI ROAD IN KIHEI. I LIVE JUST ADJACENT TO THE PROPERTY, AND I HAVE LIVED HERE FOR OVER 25 YEARS. I HAVE BEEN WITNESS TO FLOODING, FLOODING AND FLOODING, AND MORE FLOODING. THAT IS MY MAIN CONCERN. ALSO CONGESTION, THE SAFETY OF PEOPLE IN THIS AREA. THERE'S NO SIDEWALKS FRONTING SOUTH KIHEI ROAD WHERE WE LIVE JUST IN FRONT OF THIS PROPOSED DEVELOPMENT.\r\n\r\nTHERE'S NO SIDEWALKS ON EAST WAIPU'ILANI ROAD OR ON

THE SOUTH OF US. AND BUILDING HERE WILL BE NOTHING, BUT AN ADDITION OF HEADACHES, AND CONGESTION AND ACTUALLY, JUST UNSAFE -- AN UNSAFE AREA FOR THIS KIND OF DEVELOPMENT. IT DOESN'T BELONG HERE. IT BELONGS SOMEWHERE WHERE FLOODING DOESN'T OCCUR, WHERE THE INFRASTRUCTURE IS IN, WHERE THE PEOPLE IN THE AREA WANT THIS KIND OF DEVELOPMENT. IT'S ZONED SINGLE-FAMILY HOMES, AND THERE ARE SINGLE-FAMILY HOMES HERE. THIS KIND OF PROJECT WITH 28 UNITS, AND ADDITIONAL PEOPLE AND PETS, AND YOU KNOW, ALL OF THIS DOESN'T WORK HERE. IT DOESN'T FIT HERE.\r\n\r\nIT DOESN'T BELONG HERE. AND I DID HEAR THERE'S A LAND SWAP OPTION. I AM PRAYING THAT THE DEVELOPER TAKES A LOOK AT THIS. WHAT IT COMES DOWN TO, YOU CANCEL PEOPLE TO REALLY LOOK AT IT AND DO THE RIGHT THING AND SEE IT DOESN'T BELONG HERE. NO MORE BUILDING IN FLOOD ZONES. I MEAN, WE'RE FLOODED OUT ALREADY, YOU KNOW? AND ADDING MORE PEOPLE HERE DOES NOTHING, BUT ADD MORE CONGESTION, MORE FLOODING, ET CETERA.\r\n\r\nSO I REALLY ASK YOU TO LOOK AT IT, AND DO THE RIGHT THING, AND DO NOT APPROVE THIS DEVELOPMENT IN THIS AREA. I'M ALL FOR AFFORDABLE HOUSING, BUT NOT IN A FLOOD ZONE. WE HAVE ALREADY BUILT AND BUILT AND BUILT IF SOUTH MAUI, WHICH IS ALL A WETLAND AREA. SO PLEASE DO NOT ALLOW THIS PROJECT TO MOVE FORWARD. >> THANK YOU. MEMBERS, ARE THERE ANY QUESTIONS? NO QUESTIONS.\r\n\r\n>> CAN I ASK ONE QUESTION OR A COMMENT? >> YOU KNOW WHAT, I WILL LET YOU MAKE A COMMENT, BUT WE CAN'T BE ASKING QUESTIONS AT THIS POINT. >> ALL RIGHT. WELL, I BELIEVE I HEARD, I THINK IT WAS COUNCIL GABE JOHNSON THAT SAID THAT SUNDAY WAS MAYBE THE DEADLINE FOR THIS DECISION TO BE MADE? >> YES. >> SO IF THE DECISION ISN'T IT MADE TODAY, IS IT ANY UNDERSTANDING THAT IT'S AUTOMATICALLY APPROVED? >> NO, IT WON'T BE.\r\n\r\nBECAUSE WE MAY CONTINUE THIS MEETING ON MONDAY. >> IF THE DEADLINE FOR APPROVAL OR DISAPPROVAL IS SUNDAY. >> NO, IT'S MONDAY. >> THANK YOU. >> YOU'RE WELCOME. MR. CLERK.\r\n\r\n>> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS AMIR SHEIKHAN, FOLLOWED BY HANNA BERNARD. >> ALOHA, CAN YOU HEAR ME? >> YES. >> SO ALOHA AGAIN, AND MAHALO FOR GIVING ME A VOICE, AND FOR YOUR TIME AND DEDICATION TO THE PEOPLE OF MAUI. I'M NOT A PAID LOBBYIST, BUT A RESIDENT OF MAUI. MY CONDOLENCES TO THE FORMER COUNCIL MEMBER AND I APPRECIATE THE WORK THAT YOU DO. I'M SPEAK ON MULTIPLE BILLS.\r\n\r\nSO AS THE PREVIOUS SPEAKERS WERE PERMIT, I WILL BE BRIEF AND APOLOGIES FOR BEING BLUNT. ALSO, I DO HOPE YOU APPRECIATE THE DEDICATION OF THE TESTIFIERS TO SPEND THEIR ENTIRE DAY WITH YOU. ESSENTIALLY I FEEL THE LIGHTING BILL IS TOTALLY CUT OUT AND IT'S NOT A FOOLISH IDEA AND GOVERNMENT OVERREACH THAT WAS NOT THOUGHT OUT ESSENTIALLY AS FAR AS THE IMPACT TO THE COMMUNITY, AND HAWAI'I HAS MUCH BIGGER ENVIRONMENTAL PROBLEMS, LIKE HOW OUR ELECTRICITY IS POWER BY GASOLINE. MY PRIMARY CONCERN THIS WILL HAVE HUGE UNINTENDED CONSEQUENCES IN PUBLIC SPACES AND BEACHES WHERE HOMELESS AND CRIME WILL BE EVEN MORE OUT OF HAND, IN ADDITION TO THE COST OF HOMEOWNERS AND RENTS GO UP AND CATERING ADDICTS. THIS WILL ESSENTIALLY FURTHER THAT PROBLEM WE'RE HAVING. LOOKING AT FRONT STREET, FOR EXAMPLE, IT'S SUPPOSED TO BE ONE OF THE GREAT WALKS OF AMERICA. LOOK IT UP, IT'S LISTED.\r\n\r\nIT'S BEAUTIFUL. I LIVE CLOSE, BUT YET, IT'S LIKE SKID ROW. I FEAR THE LIGHTING PROBLEM WOULD EITHER FURTHER IT AND EVEN THE POLICE DEPARTMENT RECOMMENDS WELL-LIGHTING IN PUBLIC AREAS. AND NOT THE LOW LIGHTING SO YOU CAN'T IDENTIFY CRIME. TO THINK OTHERWISE WOULD BE GLIB ESSENTIALLY. WHY THERE'S SUCH A POTENTIAL AND UNSUBSTANTIATED IMPACT TO THE BIRDS -- IF THIS WAS SUCH A BIG PROBLEM, WE WOULD SEE MORE OBSERVABLE IMPACT TO BIRDS AS FAR AS WAIKIKI BEACH IS LIGHTS UP AT NIGHT AND DON'T SEE BIRDS DROPPING DEAD. WE HAVE LIGHTS AT OUR HOUSE AND THEY SLEEP JUST FINE IN OUR TREES, I ASSURE YOU

OF THAT.\r\n\r\nI BELIEVE WE SHOULD LEAVE IT TO DNLR, WHO IS MORE POWERFUL TO MAKE DECISIONS ON THIS AND SHOULD FOCUS ON DRUGS AND HOMELESSNESS AND I DIDN'T CONSIDER WHAT SOMEONE MENTIONED, PLAYING SPORTS AT NIGHTS. YOU'RE SAYING OH, THREE-YEAR EXEMPTION SO YOU SNEAK WORDING IN THAT. LASTLY, I DON'T SEE HOW FLORIDA'S WETLANDS ARE COMPARABLE TO OURS? THE OTHER MATTER I WANTED TO COVER WAS WATER MANAGEMENT. IT'S HARD TO BELIEVE THAT COUNTY WOULD WANT TO GIVE THAT UP TO ANYONE ELSE. REGARDING AFFORDABLE HOUSING, YOU KNOW, THERE ARE MUCH BIGGER PROBLEMS TO SOLVE. SO I APPRECIATE THE TIME YOU HAVE GIVEN ME, AND ONE LAST THING, JUST FYI, FLOOD INSURANCE IS KIHEI IS \$5,000, WHICH IS INSANE.\r\n\r\nSO ANYWAY, THANK -- ONE LAST THING, ANOTHER TESTIFIER BROUGHT UP THAT YOU DON'T HAVE ENOUGH FIRE STATIONS AND OUTSOURCED TO AMR. THAT MEANS YOU DON'T HAVE PARAMEDICS IN YOUR FIRE DEPARTMENTS. YOU DON'T HAVE ANYONE THAT THAT ADMINISTER DRUGS THAT DO ANYTHING BEYOND THAT. AN EMT CAN ONLY GIVE YOU OXYGEN OR PERHAPS A DEFIBRILLATOR. YOU DON'T HAVE STATIONS, OR YOUR OWN FIRE DEPARTMENT DOESN'T HAVE PARAMEDICS. SO I'M SORRY TO RANT AND BE SO HARSH. IT'S JUST VERY HARD.\r\n\r\n>> THANK YOU VERY MUCH. THANK YOU FOR YOUR TESTIMONY. MEMBERS, ARE THERE ANY QUESTIONS? NO QUESTIONS. THANK YOU AGAIN. MR. CLERK.\r\n\r\n>> THE NEXT PERSON SIGNED UP TO TESTIFY IS HANNA BERNARD, FOLLOWED BY SEAN LESTER. >> ALOHA KAKOU. CHAIR LEE, VICE-CHAIR RAWLINS-FERNANDEZ AND ESTEEMED COUNCIL MEMBERS. AN INCREDIBLE BODY OF WORK YOU HAVE FOR YOURSELVES TODAY. I'M TESTIFYING AS THE DIRECTOR OF HAWAI'I WILDLIFE FUND IN FAVOR OF BILL 21, CD 1. ONE OF THE MOST WELL-THOUGHT OUT, ROBUSTLY THOUGHT-OUT, AND COMPROMISED BILLS THAT WE HAVE BEFORE US FOR A LONG TIME. I WAS ON THE ORIGINAL OUTDOOR LIGHTING COMMITTEE THAT MIKE MOLINA CHAIRED AND COMPROMISED WITH ALL OF THE DEPARTMENTS TO CRAFT A BILL TO REDUCE THE IMPACT OF OUTDOOR LIGHT POLLUTION ON OUR ENVIRONMENT. IT DID NOT GO FAR ENOUGH.\r\n\r\nWE WERE VERY COMPROMISED AS THE CONSERVATION ENVIRONMENTAL COMMUNITY, AND SADLY DLNR FISH AND WILDLIFE SERVICE CANNOT HELP US IN THAT SITUATION. BUT WHAT WE CAN DO IS KEEP WORKING TO MAKE OURS BETTER. PERSONALLY HAVE PICKED UP DOWNED SEABIRDS MYSELF RIGHT ON THE ROAD. THIS IS NOT SOMETHING THAT WAS FABRICATED AND SOMETHING THAT THE BIOLOGISTS HAVE MADE UP. THIS IS REAL. THE DOWNED SEABIRDS IS A SHAME. IT'S SOMETHING THAT THIS COUNTY THAT OUR ISLAND SHOULD BE ASHAMED OF.\r\n\r\nTHAT OUR PROTECTED NATIVE AND ENDANGERED SPECIES ARE DYING BECAUSE OF LIGHT? THAT IS RIDICULOUS. TO THINK THAT THERE'S ANY PLACE FOR PEOPLE TO MAKE TESTIMONY TODAY THAT IS ENDANGERING HUMAN LIFE WHEN THIS BILL HAS BEEN CRAFTED WITH SO MUCH INPUT FROM THE RESOURCE PERSONNEL, THE SCIENTIFIC COMMUNITY, THE POLICE DEPARTMENT, THE BIG ISLAND HAS BEEN DOING THIS A DECADE AND THERE'S NO EXCUSE FOR US TO CONTINUE TO DELAY THE PROTECTION FOR OUR NATIVE WILDLIFE. THIS IS INEXCUSABLE. WE DID IT FOR TEN YEARS. WE HAVE BEEN WAITING TEN YEARS FOR A BETTER BILL. THIS IS COMPLETELY TIME.\r\n\r\nIT'S THE RIGHT TIME. I SUPPORT AND ENCOURAGE YOU TO ACCEPT THIS BILL, AND NOT LET IT BE TWEAKED AND CHANGED. TO NOT REFLECT SCIENCE FOR WHAT REALLY IMPACTS THESE SPECIES AND OTHERS. SO I JUST WANT TO THANK YOU ONCE AGAIN FOR ALL THE GREAT WORK YOU HAVE DONE, AND CONTINUE THIS BILL. MAHALO. >> MEMBERS, QUESTIONS? IF NOT, THANK YOU VERY MUCH.\r\n\r\nMR. CLERK. >> THE NEXT PERSON SIGNED UP TO TESTIFY IS SEAN LESTER, TO BE FOLLOWED BY JEROME KIWI, JR.. >> CHAIR, CAN YOU HEAR ME? >> YES. >> OKAY, FIRST OF ALL, I HOPE YOU ARE FEELING BETTER. MY GOSH, IT SOUNDS LIKE YOU HAVE A TERRIBLE COLD, I'M SORRY FOR SIX, OR SEVEN HOURS' OF THIS. I WANTED TO START OFF BY SAYING THANK YOU ALL FOR BEING HERE.\r\n\r\nI'M NOT HERE TO PREACH AT YOU AT ALL. I'M HERE TO BASICALLY SAY WHAT IS REALLY IMPORTANT IN THIS

TIME OF ALL OF THIS EMOTION AND WHATEVER IS QUALITATIVE ANALYSIS. YOU FOLKS HAVE THAT ABILITY AND I APPRECIATE THAT. I HOLD THAT TO THE HIGHEST STANDARD AS A ENGINEER, THAT IS IMPORTANT. EMOTION IS IMPORTANT, BUT WHAT YOU ARE HERE TO DO IS QUALITATIVE ANALYSIS OF WHAT IS BEFORE YOU. SO THANK YOU FOR DOING THAT. I WANT TO START OFF WITH MULTIPLES HERE, BUT I WILL MAKE THEM 30 SECONDS EACH, 22-165, PROPOSED AMENDMENT TO THE REVISED CHARTER OF THE COUNTY OF MAUI PROMOTING CLIMATE CHANGE ADAPTATION.\r\n\r\nTHE MAJORITY OF THAT WE'RE TALKING ABOUT HERE IS ABOUT CLIMATE CHANGE ADAPTATION. WHAT IS HAPPENING WITH THE SEABIRDS AND WHAT IS HAPPENING WITH THE WATER AND WHAT IS HAPPENING WITH THE LAND THAT CORPORATIONS HAVE, WHETHER WE HAVE IN OUR BACKYARDS? WHAT HAPPENS IN THE ZONES WHERE WE'RE PUTTING AFFORDABLE HOUSING? THIS IS ABSOLUTELY IMPERATIVE THAT WE ALLOW CLIMATE CHANGE ADAPTATION TO BE AN OVERLAY FOR EVERY SINGLE THING THAT THE COUNCIL, AS WELL AS THE MAYOR WORKS ON. THAT IS THE FIRST THING I WANTED TO SAY. THE SECOND THING IS ON 22-62, AFFORDABLE HOUSING. I REALLY BELIEVE IT'S IMPORTANT FOR US TO LOOK AT THE TRUE COST.\r\n\r\nWHEN PEOPLE GO BACK AND TRY TO GET A LOAN, REAL CHALLENGE, AND COUNCIL MEMBER JOHNSON HAS DONE A REALLY GREAT JOB WITH THIS AND WORKING WITH IT. THE THING WE HAVE TO UNDERSTAND, WHAT YOU LOOK AT 22-61, WRONG PLACE, WRONG TIME, ONE OF THE THINGS THAT WE HAVE IS THE FACT THAT WE DON'T HAVE IN PERPETUITY AFFORDABLE HOUSING. SO WE END UP CHASING AFFORDABLE HOUSING. THE QUESTION, WHICH NEEDS TO BE QUANTITATIVELY ANALYZED IS HOW DO WE HAVE 30-YEAR AFFORDABLE HOUSING? AND THERE'S EXPERTS OUT THERE THAT CAN REALLY HELP US WITH THAT. SO I'M AGAINST 22-61. I THINK THERE'S A BETTER WAY OF DOING IT. EXCUSE ME WHILE I THUMB THROUGH HERE.\r\n\r\nTHE AMENDMENT ON 22-63 TO INCREASE HOMEOWNERS EXEMPTIONS FROM \$300,000 TO \$400,000. YES, ABSOLUTELY. WE HAVE TO START LOOKING AT THE FACT THAT IT'S VERY IMPORTANT TO TAKE CARE OF THE PEOPLE. WHEN SOMEONE COMES AND BUYS A 10, 20, 30 \$40 MILLION HOUSE HERE, THEY ARE TOURISTS. WHAT WE NEED TO DO IS TAKE CARE OF PEOPLE THAT ARE HERE FOR LONG PERIODS OF TIME THAT ALLOWS US TO DO THAT. HOMEOWNER EXEMPTIONS, YOU HAVE TO LIVE HERE 270 DAYS OUT OF THE YEAR. THAT MEANS THAT YOU HAVE TO ACTUALLY LIVE HERE TO GET THIS. SO I'M FOR THAT.\r\n\r\nAND ALSO, 22-64, WHICH IS SOMETHING DEAR TO MY HEART, THE 50% MINIMUM TAX FOR SEVERELY DISABLED VETERANS. THANK YOU, COUNCIL MEMBER MOLINA AND I WANT TO GIVE COUNCIL MEMBER JOHNSON HAS WELL REAL KUDOS FOR WORKING AND TALKING ABOUT THIS WITH ME, AND APPRECIATE HIS WORK AS WELL. WHEN THE VA HITS 30% DISABILITY, THAT IS WHEN THEY START GOING WITH CLASS 1 AS FAR AS TAKING CARE OF THE PEOPLE'S MEDICAL. SO THAT IS CONSIDERED SERIOUS DISABILITY WHEN YOU REACH 30%. BY THE TIME YOU GET TO 50%, IT'S CONSIDERED VERY SERIOUS DISABILITY. WE HIT 70%, BECAUSE AFTER GOING BACK AND FORTH DIDN'T WANT TO MAKE WHERE IT WAS LOOKING AS IF WE WERE JUST REACHING FOR THE STARS HERE. 70% IS MULTIPLE DISABILITIES. IT'S VERY SEVERE, BUT EVEN AT 50%, IF YOU HAVE NEVER GONE THROUGH A DISABILITY WITH THE VA, AND THE MULTI-YEARS THAT TAKES TO GET IT, IT'S EXTRAORDINARY.\r\n\r\nTHESE ARE PEOPLE THAT HAVE PAID A LOT OF THEIR DUES AND WHATEVER YOU WOULD LIKE TO DO, I'M TOTALLY GRATEFUL FOR THE 70-100. IF YOU DECIDE TO BRING IT BACK DOWN TO 50, THAT IS UP TO THE COUNCIL. I'M JUST REALLY GRATEFUL FOR WHAT YOU HAVE DONE. I'M WILLING TO BE A PERSON HERE, IF YOU NEED MORE, LIKE ON MONDAY OR WHATEVER? I'M MORE THAN HAPPY TO SHOW UP, IF YOU NEED ME TO BE. AS FAR AS 22-67, WHICH WAS AUTHORIZING PROCEEDINGS OF EMINENT DOMAIN ON THIS PROPERTY, ABSOLUTELY NOT. THIS MAN IS BEING PAID MILLIONS OF DOLLARS -- AN EXPLICATIVE I WON'T USE HERE. WE NEED TO GO BACK IN AND HAVE FULL-ON JUST LIKE THE JANUARY 6TH, ON THIS

GUY.\r\n\r\nWE NEED TO HAVE PEOPLE BROUGHT IN, STAFF BROUGHT IN, A WHOLE SERIES OF THINGS DONE. AND NOT JUST GIVE THIS MAN A PASS. I THINK THIS IS SOMETHING THAT WOULD BE REALLY GOOD IN THE GREAT COMMITTEE TO BE ABLE TO TAKE CARE OF. I THINK THIS IS RIGHT UP -- I'M JUST SAYING FOR WHATEVER, I THINK THAT WOULD BE A REALLY GREAT PLACE TO HAVE IT. EXCUSE ME ONE SECOND, WHILE I MOVE ON . 22-140, CD 1, FD 1. I BELIEVE THIS IS REALLY A GOOD THING. WE NEED TO START MOVING MORE LIKE O'AHU HAS, WHERE WE HAVE COMMUNITY BOARDS. THIS IS A WAY FOR US TO DO THAT, MOVING OUT OF THE 1950S, '60S, AND '70S, TO SEE IF QUANTITATIVELY WE'RE READY FOR IT AND I DEFER TO COUNCIL FOR THAT.\r\n\r\n\r\nEXCUSE ME, ONE SECOND. AS FAR AS THE ESTABLISHMENT OF BOARDS FOR THE WATER AND EAST MAUI REGIONAL BOARD, IT'S SUCH A COMPLEX ISSUE. THE ONE THING I WOULD ASK IS THAT THIS BODY MAKE SURE THAT THERE'S BALANCE THAT IT'S NOT ABOUT FEAR, AND MISGUIDANCE AND ANGER, BUT INSTEAD, QUALITATIVE ANALYSIS, TO OUR ENTIRE COMMUNITY GENERATIONS OUT BENEFITS FROM WHAT WE DO. THANK YOU FOR YOUR TIME. VERY MUCH APPRECIATE YOU. AND MUCH ENERGY TO YOU. GOOD LUCK.\r\n\r\n\r\nBYE-BYE. >> THANK YOU. MEMBERS, ANY QUESTIONS? IF NOT, THANKS AGAIN. MR. CLERK. >> THE NEXT PERSON SIGNED UP TO TESTIFY IS JEROME KIWI, JR., FOLLOW BY REGINA PADILLA.\r\n\r\n\r\n>> HELLO, CAN YOU HEAR ME? >> YES. >> THE VIDEO IS NOT WORKING. SHUCKS, MY VIDEO IS NOT WORKING, SORRY. MAHALO, CHAIR AND COUNCIL MEMBERS. THANK YOU VERY MUCH. FIRST AND FOREMOST, MAHALO, AND THANKS FOR THIS BEAUTIFUL DAY AND I'M THE PRESIDENT OF MOKU HUI AND LINEAL DESCENDANTS, GROW TARO, FISH AND HUNT, THE PLAINTIFFS IN THE 2018 THAT RESTORED THE STREAMS.\r\n\r\n\r\nMAHALO FOR MY MANA'O TO ESTABLISH A COMMUNITY BOARD. WE'RE IN FULL SUPPORT. NAM KU PLAYED A KEY ROLE IN RESTORATION OF THE WATER AND OUR STEWARDING ACTIVITIES CONTINUE. WE'RE WORKING HARD TO RESTORE PROXIMATELY 300 ACRES OF LO'I IN THE NUI AND WE HAVE THE EXPERTS AND KNOWLEDGE TO MANAGE THE WATERSHED AND RESTORE THE SYSTEM AND HANDS-ON EXPERIENCE AND GENERATIONAL KNOWLEDGE IN PROPERLY MANAGED WATERSHED. OUR COMMUNITY SUFFERED THOSE IN COURTS DECISIONS. HAWAI'I RESOURCES SHOULD BE CONTROLLED BY HAWAI'I. IT'S DANGEROUS TO SURROUND THIS OBLIGATION TO A FOREIGN FOR-PROFIT CORPORATION. THEY WILL MANAGE IT IN THEIR OWN BEST INTERESTS, AND NOT THE INTERESTS OF THE COUNTY, NOR THE PUBLIC TRUST.\r\n\r\n\r\nOUR COMMUNITY HAS A GOOD RELATIONSHIP WITH REPRESENTATIVES FROM THE COMPANY, BUT THERE'S NO GUARANTEE THAT SUCCESSORS WILL BE AS CONSCIENTIOUSNESS. WHAT WE WANT IS COMMUNITY MANAGEMENT AND STEWARDSHIP OF IT'S BEEN FOUR YEARS SINCE STREAMS WERE RESTORED IN OUR MOKU AND WE HAVE DONE EVERYTHING IN OUR POWERS AND MEANS TO BE GOOD STEWARDS. THIS IS NOT A BUSINESS PROPOSITION FOR US, BUT A SACRED KULEANA. TO BE GOOD STEWARDS OF THE LAND AND ITS RESOURCES. WITH ALL STAKEHOLDERS TO WORK TOGETHER TO TAKE CARE OF THE LAND AND WATER. IN THE PAST, EFFORTS HAVE BEEN BLOCKED AND WE REMAIN OPEN TO WORKING WITH ALL STAKEHOLDERS. MAHALO.\r\n\r\n\r\nTHANK YOU FOR LETTING ME TESTIFY. >> THANK YOU. MEMBERS, ANY QUESTIONS? MEMBER KAMA. >> THANK YOU, CHAIR. THANK YOU, FOR BEING HERE. YOU MENTIONED 300 MORE ACRES OF KALO LAND.\r\n\r\n\r\n>> YES. >> ARE YOU GETTING ENOUGH WATER FROM THE STREAMS TO BE ABLE TO TAKE CARE OF THOSE EXTRA 300 ACRES? >> WELL, RIGHT NOW WE'RE GETTING ADEQUATE WATER, BUT AS THE FARMERS, YOU KNOW, WE HAVE TO MAKE SURE THAT THE RIVERS ARE OPENED AND CLEAN. FOR NOW, RIGHT NOW, WE'RE GETTING ADEQUATE WATER. >> THANK YOU. THANK YOU, CHAIR. ANY OTHER QUESTIONS, MEMBERS?\r\n\r\n\r\nIF NOT, THANK YOU VERY MUCH. MAY WE HAVE THE NEXT TESTIFIER, MR. CLERK. >> NEXT PERSON SIGNED UP TO TESTIFY IS REGINA PADILLA, FOLLOWED BY MIKE MORAN. >> HELLO. >> HELLO. >> I'M REGINA PADILLA, THANKS SO MUCH FOR YOUR TIME.\r\n\r\n\r\nI'M SPEAKING ON BEHALF OF

THE 16 WAIPU'ILANI AFFORDABLE HOUSING, AND I DO NOT CONSENT TO THE BUILDING OF THIS PROJECT. I LIVE ADJACENT TO THE PROPERTY THAT THEY WANT TO DEVELOP, AND I HAVE LIVED HERE SINCE WAS 8 YEARS OLD. I'M 32, GOING ON 33. COUNTLESS TIMES OVER THE YEARS I HAVE SEEN THE ROADS FLOODED, AND I HAVE A DEEP CONCERN FOR THE SAFETY OF THE COMMUNITY, AS WELL AS THE SAFETY OF THE LAND, AND THE DEVELOPMENT THAT IS OVERBEARING IN MY OPINION. FRANKLY, I'M FOR AFFORDABLE HOUSING, ESPECIALLY AFFORDABLE HOUSING AFFORDABLE TO THE LOCAL COMMUNITY, THE HARD-WORKING MEN AND WOMEN OF KIHEI. I BELIEVE THIS PROJECT IS GOING TO SOLVE THE HOUSING PROBLEMS FOR A LOT OF THE LOCALS, 50% OR MORE COULD BE SOLD TO MAINLANDERS AND THERE'S NO ACTIVE WAY TO CONTROL THAT, OR MAKE SURE THAT DOESN'T HAPPEN. I DO NOT CONSENT TO POOR PLANNING. BUILDING UNDER POOR PLANNING.\r\n\r\nESPECIALLY ON DEVELOPERS, WHOSE PRIMARY INTEREST IS FINANCIAL GAIN, NOT THE BENEFITS OF THE COMMUNITY AND UNFORESEEN OR FORESEEN COMPLICATIONS THAT COULD TAKE PLACE FROM POOR PLANNING. SO IN MY OPINION, THIS IS A VERY POOR PLACE TO ALLOW THIS PROJECT TO BE BUILT, AND THERE'S SO MANY OTHER WAYS, OTHER PLACES THAT WOULD BE MUCH BETTER FOR THIS DEVELOPMENT TO TAKE PLACE, OTHER THAN EAST WAIPU'ILANI, 16 EAST WAIPU'ILANI. I PLEAD THE BELOVED PUSH SERVANTS THAT YOU NOT PROCEED AND CONSIDER RELOCATION OF THIS PROJECT, AND PERHAPS, A LESS INTRUSIVE PROJECT FOR 16 EAST WAIPU'ILANI, THERE'S SO MANY MORE OPTIONS LESS INTRUSIVE TO SURROUNDING RESIDENTS, AND MORE CONDUCIVE TO THE AREA. THE DRAINAGE ISSUE, THE ROADS HAVE BEEN FLOODED BEYOND CONTROL MULTIPLE TIMES FOR SMALL STORMS. SO THIS DEVELOPMENT IS GOING TO JUST OVERBEAR ON WHAT IS ALREADY HARD TO HANDLE, EMERGENCY VEHICLES GETTING THROUGH AND FURTHER IMPEDE ON THE COMMUNITY. SO I WHOLE-HEARTEDLY BELIEVE THIS PROJECT SHOULD NOT BE ALLOWED TO MOVE FORWARD AND PLEASE, PLEASE, RECONSIDER A LESS INTRUSIVE PROJECT TO TAKE PLACE, IF ANY HAS TO AT ALL. THAT BEING SAID, THANK YOU SO MUCH FOR YOUR TIME.\r\n\r\nI APPRECIATE THE OPPORTUNITY TO SPEAK. THANK YOU GUYS ALL. ALOHA. >> MEMBERS, ANY QUESTIONS? WE HAVE ONE FROM MEMBER PALTIN. >> >> THANK YOU, CHAIR, THE LESS INTRUSIVE PROJECT IS NOT AFFORDABLE WITH NO REQUIREMENT THAT ANY LOCAL PEOPLE LIVE, YOU STILL PREFER. >> IN MY OPINION, IF SOMETHING HAS TO BE DONE IN THIS LOCATION, NOT 20' BUILDINGS THAT ARE INTRUSIVE WITH 56 PARKING LOTS.\r\n\r\nYEAH, MORE LIKE DOG PARK, A COMMUNITY PARK, SIMILAR LAYOUT TO WHAT IS ALREADY SURROUNDING THE LAND. WE ONLY HAVE WHAT? FOUR PROPERTIES. SO SOMETHING LESS INTRUSIVE, SOMETHING MORE CONDUCIVE TO THE LOCAL COMMUNITY, MORE SUPPORTIVE, THAT WILL ACTUALLY ALLOW LOCALS, RESIDENTS OF MAUI, WHO HAVE BEEN HERE THEIR WHOLE LIFE FOR GENERATIONS TO MOVE IN SAFELY FOR THE COMMUNITY AND THEMSELVES AND EVERYONE. YES, LESS INTRUSIVE. THANK YOU. >> THANK YOU.\r\n\r\nTHANK YOU VERY MUCH, AND MAY WE HAVE THE NEXT TESTIFIER. >> THE NEXT PERSON SIGNS UP TO TESTIFY IS MIKE MORAN, FOLLOW BY DAN BAILEY. >> ALOHA, CHAIR LEE AND COUNCIL MEMBERS. MIKE MORAN FOR KIHEI COMMUNITY ASSOCIATION. ANOTHER LONG, GRUELING COUNCIL MEETING AND CERTAINLY EXPRESSED THANKS TO YOU FOR DELVING INTO ALL OF THESE ISSUES. WE HAVE SEVEN ITEMS TO COMMENT ON, BUT MOST OF THEM YOU HAVE HEARD BEFORE AND WE'LL TRY TO KEEP THEM QUICK. FIRST THE WAIPU'ILANI PROJECT.\r\n\r\nTHIS ONE, JUST GO BACK TO WHAT THE REALTORS THREE MOST IMPORTANT WORDS: LOCATION, LOCATION, LOCATION, AND THIS IS JUST IN THE WRONG LOCATION. WE WERE CHALLENGED THAT WE'RE AGAINST AFFORDABLE HOUSING AND I WENT BACK 15 YEARS TO SEE IF THERE WERE ANY PROJECTS THAT WE SPOKE AGAINST THAT COULD BE MIXED IN WITH THAT, EVEN THE ONES THAT HAVE A MIX OF AFFORDABLE AND MARKET RATE AND THE ONLY ONE THAT WAS MENTIONED EARLIER TODAY WAS KAMALANI, FOR A DIFFERENT REASON. BUT WE SAW IT WAS GOING TO BE

A PROBLEM AND MOST FOLKS AGREE IT WAS APPROVED BY A DIFFERENT COUNCIL AND THOSE PROBLEMS CAME TRUE. THE HOMES DIDN'T GO TO THE COMMUNITY HERE IT'S A DIFFERENT ISSUE, BUT AGAIN, WE HAVE TO SAY NO, WE CAN'T SUPPORT THAT. IT'S JUST IN THE WRONG LOCATION AND ALMOST PUNISHING TO SAY WE'LL GIVE THIS TO THE PEOPLE THAT ARE POOR, AND SUBJECT TO FLOODS. SO MOVING ON TO 22-62. THIS TIES RIGHT IN, LET'S MAKE SURE WE KNOW WHAT THE REAL COST IS GOING TO BE? SO THAT PEOPLE DESPERATE FOR A HOME DON'T GET INTO MAKING A COMMITMENT THAT THEY CAN'T COVER, BECAUSE IN REAL ESTATE LIFE, FLOOD INSURANCE AND ALL THE OTHER EXPENSES WE SEE WHAT YOU ARE TRYING TO DO, FIND THE BALANCE TO WE GET A GOOD CPAC.\r\n\r\nMOVING ON TO 119, THE AMENDMENT TO THE CHARTER FOR THE MAUI NUI COMMUNITY WATER SYSTEMS. OF COURSE, WE'RE IN SUPPORT OF THIS. WE DON'T HAVE THE ABILITY TO SPEAK LIKE SO MANY DO ON IT, BUT JUST AS PEOPLE TRYING TO BE GOOD CITIZENS, AND SPEAKING FOR THE PEOPLE. YES, THIS IS THE RIGHT WAY TO GO. THE ALLIANCE OF COMMUNITY ASSOCIATIONS MET REPRESENTATIVES FROM MAUI PONO WHEN THEY FIRST CAME, AND A GROUP OF -- A VARIETY OF COMMUNITY ASSOCIATION MEMBERS ASKED HARD QUESTIONS EVEN THOUGH WE GOT THE ANSWERS WHICH MADE THEM SUSPECT. IT'S COMING OUT IT SURE LOOKS LIKE AN EFFORT TO TAKE WATER RIGHTS. WE ALSO SEE A LOT OF FUGITIVE JUSTICE AT TIMES.\r\n\r\nSO WE'RE IN FULL SUPPORT OF THIS. NEXT 22-144. PLANNING COMMISSIONS FOR THE INDIVIDUAL AREAS. WE STAND COMPLETELY IN SUPPORT OF THIS. AGAIN, WE HAVE SPOKE ON THIS NUMEROUS TIMES AND WE HOPE WE CAN GET THIS ON THE BALLOT, AND GIVE THE PUBLIC A CHANCE TO SAY UP OR DOWN ON IT. 22-165. YES WE'RE GETTING THE REALIZATION THAT EVERYBODY IS AWARE OF WHAT CLIMATE CHANGE AND SEA-LEVEL RISE CAN DO AND WE'RE IN SUPPORT OF THAT. LAST IS 21, THE BILL FOR THE LIGHTING FOR THE BIRDS. YOU KNOW, YOU RESEARCHED THIS TO DEATH.\r\n\r\nYOU HAD EXPERTS COME IN AND NOW WE SEE PEOPLE COMING IN THAT SOME DIDN'T EVEN READ THE BILL, THE ORIGINAL BILL, AND SOME THAT SAY THEY DID, YOU CAN LISTEN TO THE TESTIMONY, AND IF YOU READ IT, YOU DIDN'T COMPREHEND IT. WE AGREE, IT'S TIME FOR THIS. IT'S NOT JUST A BUNCH OF BIRDS AND I HAVE BIRDS IN MY BACKYARD, IT'S NOT A PROBLEM. WE KNOW THESE ARE PEOPLE NOT PAYING ATTENTION TO THIS ISSUE. THESE ARE ENDANGERED SPECIES SEABIRDS, AND IT'S TIME TO STAND UP FOR THEM AND ECHO COUNCIL MEMBER PALTIN'S WORDS THAT WE AS HUMAN SPECIES ARE NOT SEPARATE; WE ARE PART OF THIS, AND LET'S SUPPORT THIS. THANK YOU FOR THE OPPORTUNITY TO RAMBLE ON ALL THOSE MATTERS. MAHALO.\r\n\r\n>> MAHALO. MEMBERS, QUESTIONS? IF NOT, THANK YOU SO MUCH, MIKE, ALWAYS GOOD TO SEE YOU. >> HOPE IT WRAPS UP PRETTY QUICK. >> MR. CLERK. >> THE NEXT PERSON SIGNED UP TO TESTIFY IS DON GARY FOLLOWED BY LA HELLA.\r\n\r\n>> I'M DON GARY, 41 YEARS, NOW RETIRED AS A GENERAL CONTRACTOR ON THE ISLAND OF MAUI. NOTHING CAN BE SAID THAT HASN'T BEEN SAID 50-55 TIMES ALREADY THIS AFTERNON. THANKS FOR LISTENING TO ALL OF THESE INDIVIDUALS AND SO MUCH OF IT HAS BEEN REPEATED. I'M GOING TO BE A LITTLE MORE DIRECT IN MY THOUGHTS. I CAN'T BELIEVE THAT THIS IS STILL AN ISSUE TO BUILD A MULTI-FAMILY HIGH-DENSITY COMPLEX IN A NEIGHBORHOOD THAT WASN'T ORIGINALLY ZONED FOR THIS. LET'S GO AHEAD AND CHANGE THE ZONING. I THINK THAT IT SHOULD BE KEPT THE WAY IT IS.\r\n\r\nSINGLE-FAMILY, ALLOWED TO BE BUILT THERE, JUST AS THE WAY THE ALEXANDERS SHARED EARLIER. THAT IS THE WAY THEY WANTED THE LAND TO BE. THERE'S BEEN OFFERS TO MOVE THIS PROJECT TO ANOTHER PART OF THE COMMUNITY. I THINK IT'S A GREAT IDEA. WE SHOULD PURSUE THIS, BUILD IT, BUT JUST SOMEWHERE ELSE THAT WILL SIMPLIFY THE TRAFFIC, THE FLOODING AND THE FLOOD INSURANCE. MAHALO. >> ANY QUESTIONS, MEMBERS?\r\n\r\n>> CHAIR? >> MEMBER KING. >> I JUST WANTED TO SAY THEY PUT IN ON 22-62. I THINK IT'S 22-61. OKAY. YOU WERE TALKING ABOUT THE WAIPU'ILANI PROJECT. >> I

WAS. I NOTICED THAT MY LITTLE BOX WASN'T FILLED IN AFTER THAT. >> WE GOT IT RIGHT NOW.\r\n\r\nTHANK YOU. >> I WAS LUCKY TO GET UNMUTED, LET ALONE FILL IN THE BOX. THANKS. >> THANK YOU FOR COMING. NOW WE HAVE THE NEXT TESTIFIER COMING. MR. CLERK.\r\n\r\n>> THE NEXT PERSON SIGN UP TO TESTIFY IS LAHELA, FOLLOWED BY SAM SMALL. ALOHA CHAIR AND COUNCIL MEMBERS, I KNOW IT'S BEEN A LONG DAY FOR ALL OF YOU, MAHALO FOR THE TIME YOU PUT IN AND COMMITMENT IN LISTENING TO ALL OF THIS. AGAIN, I KNOW THAT WHETHER IT'S BEING OPPOSED OR SUPPORTED, THAT YOU GUYS HAVE HEARD QUITE A BIT TODAY. I'M A REGISTERED LOBBYIST WITH THE HOTEL ALLIANCE AND HERE TO TESTIFY IN OPPOSITION OF BILL 21. ALTHOUGH THE HOTELS SUPPORTS THE EFFORT OF ENSURING SAFETY FOR HAWAIIAN SEABIRDS, WE ALSO HAVE THE RESPONSIBILITY FOR PROVIDING SAFETY FOR YOUR GUESTS AT HOTELS IT'S FROM DINNER OR WALKING TO THE HOTEL FROM PARKING, USING LIT PATHWAYS ALONG THE ROAD IS BASICALLY OUR RESPONSIBILITY TO MAKE SURE THAT OUR HOTEL GUESTS, WHETHER IT'S LOCAL, AGAIN OR VISITORS THAT WE PROVIDE ADEQUATE LIGHTING FOR OUR GUESTS. IN ORDER TO CHANGE THIS, THIS WOULD TAKE QUITE AN AMOUNT OF FINANCIAL BURDEN ON THE BUSINESSES, BUT I THINK OUR NO. 1 CONCERN IS MORE THE SAFETY ON OUR GUESTS. IF THIS WAS A WAY THAT WE COULD HAVE DISCUSSION, WE WOULD GREATLY APPRECIATE IT.\r\n\r\nWE COULD ASSIST IN CREATING A BILL THAT COUNCIL MEMBER KING IS LOOKING FOR. WE ADMIRE THE INTENT, AGAIN, WE KNOW THE IMPORTANCE OF SUPPORTING THE SAFETY OF THE HAWAIIAN SEABIRDS, BUT WE DO OPPOSE THE BILL. AGAIN, WE WOULD BE WILLING TO SIT DOWN AND TALK TO SEE IF THERE'S ANYTHING THAT WE CAN DO TO FIND A SOLUTION WITH THAT? RESOLUTION 22-144 IN DISSOLVING THE PLANNING COMMISSION. I'M NOT SURE WHAT THE WHOLE PURPOSE OF IT IS? IT CREATES -- YOU ARE GOING TO CREATE EIGHT MORE PLANNING COMMISSIONS, ESSENTIAL EIGHT MORE COMMUNITY PLANS BASED ON THE PLANNING COMMISSIONS, EACH WITH SEVEN MEMBERS. AND THAT KIND OF JUST CREATES MORE LAYERS OF GOVERNMENT, MORE LAYERS, A LONGER PROCESS FOR ANYBODY TO COME IN FRONT OF, JUST TO GET THINGS THROUGH MAY CREATE MORE, LIKE A SAID, A LENGTHIER PROCESS.\r\n\r\nSO I'M NOT SURE EXACT THE PURPOSE OR INTENT OF DISSOLVING THE MAUI PLANNING COMMISSION? I BELIEVE THE PLANNING COMMISSIONS IN THE PAST AND PRESENT GOOD RESEARCH PRIOR TO HEARING WHAT IS IN FRONT OF THEM. THEY ASK THE RIGHT QUESTIONS AND AGAIN, THEY ARE VOLUNTEERING THEIR TIME. WE ALL KNOW PLANNING COMMISSIONS IS VERY, VERY LENGTHY MEETINGS. SO I WOULD LIKE TO SEE THE MAUI PLANNING COMMISSION BEING MAINTAINED AS JUST ONE. AND THE LAST ONE I'M HERE TO ASK FOR DEFERENCE OR IF THERE'S ANYTHING TO HOLD OFF FROM PUTTING ON THE BALLOT IS THE WATER AUTHORITY RESOLUTION, 22-119. COUNCIL MEMBER SINENCI, AGAIN, I UNDERSTAND WHERE HE IS COMING FROM ON THIS. ESPECIALLY WITH THE EMI ON EAST MAUI AND LISTENING TO HIS CONSTITUENTS ON THAT.\r\n\r\nWE HAVE A FEW QUESTIONS ON WHAT THE COSTS WOULD BE? HOW IT WOULD BE SET-UP, AND WHAT WOULD THE INCREASE ON THE RPT? SO THOSE ARE THE KINDS OF QUESTIONS THAT WE DO HAVE. IF THERE'S ANYTHING THAT COULD BE DONE, YOU KNOW, TO JUST HOLD OFF FOR A LITTLE BIT UNTIL THOSE QUESTIONS ARE ASKED. I THINK THERE'S SOME CONFUSION ON THE RESPONSIBILITY AND DUTIES BETWEEN NOW YOU WOULD HAVE A WATER AUTHORITY, IF IT WAS TO GET PASSED, YOU WOULD HAVE A WATER AUTHORITY. YOU WOULD ALSO HAVE THE DEPARTMENT OF WATER SUPPLY, BOARD OF WATER SUPPLY, CWRM, AND I THINK THERE JUST BECOMES A LOT OF CONFUSION ON WHO IS RESPONSIBLE FOR WHAT WHEN THAT HAPPENS? I THINK, LIKE, AGAIN, I ADMIRE COUNCIL MEMBER SINENCI IN LOOKING AFTER HIS CONSTITUENTS AND WHAT THEY WANT, AND WE DO UNDERSTAND THE ISSUES WITH WATER.\r\n\r\nWE ALL UNDERSTAND THE ISSUES WITH WATER. BUT AGAIN, I BELIEVE THAT IF WE CAN GET SOME ANSWERS AS TO HOW THAT WOULD BE DONE? ESPECIALLY FOR RATE-PAYERS?

WHAT WOULD BE THE IMPACT FOR OUR RATE-PAYERS? AND IF WE CAN GET MORE SOLIDIFIED ANSWERS, I THINK THAT WOULD BE GREAT. SO MAHALO FOR YOUR TIME. I APPRECIATE ALL THAT YOU DO.\r\n\r\nI KNOW YOU WORK HARD. SO THANK YOU AGAIN. >> MEMBERS, QUESTIONS? IF NOT, THANK YOU, LAHELA. MR. CLERK. >> THE NEXT PERSON SIGN UP TO TESTIFY IS SAM SMALL, FOLLOWED BY VICKI CORBETT.\r\n\r\n\r\nSAM SMALL? WE SEE YOU ARE CONNECTED TO THE MEETING, BUT WE CANNOT UNMUTE YOU. SHALL WE MOVE TO THE NEXT TESTIFIER. >> YES. >> THE NEXT TESTIFIER IS VICKI CORBETT, IN THE CHAMBER. >> WHEN I CAME HERE TODAY, I CAME PRETTY MUCH JUST TO TESTIFY ABOUT MAUI COUNTY WATER SITUATION. >> CAN YOU BRING THE MICROPHONE CLOSER TO YOU?\r\n\r\n\r\n>> I THOUGHT -- I'M NORMALLY TOO LOUD. BUT BEING IN THE CHAMBER ALL DAY, I'VE -- OKAY. I HAVE LISTENED TO A LOT OF DIFFERENT TESTIMONIES, AND A COUPLE OF THINGS THAT REALLY THIS LAST ONE TALKING ABOUT BUILDING ON THIS FLOOD ZONE. THE GOVERNMENT WANTING TO BUILD LOW-INCOME HOUSING IT'S NEEDED. IT'S A GIFT TO THE PEOPLE THAT ARE POOR, AND IT'S A THING. BUT I'M AN OLD LADY AND IN MY LIFE I HAVE SEEN WHEN A LOT OF TIMES WHEN YOUR INTENTION IS GOOD, BUT IT'S LIKE IT'S GOING TO COST MONEY. SO LET'S BUILD THIS HOUSING PROJECT.\r\n\r\n\r\nTHERE'S LAND BY THE RAILROAD STATION AND THE TRAIN LINE. IT'S KIND OF NOISY, BUT THE LAND IS CHEAP AND WE COULD BUILD LOW-INCOME HOUSING THERE OR IN THE CASE OF MY KID'S SCHOOL, THEY BUILT THE SCHOOL, AGAIN, A GOVERNMENT PROJECT FOR THE PEOPLE. WE WANT TO DO WHAT IS RIGHT. THERE'S AN OLD GARBAGE DUMP, IT'S KIND OF LEVELED. LET'S BUILD THE SCHOOL THERE. WHEN MY KIDS WENT TO THAT SCHOOL, THERE WERE SMOKESTACKS ALL OVER THE PLAYGROUND, WHERE FLAMES CAME OUT BECAUSE THE METHANE GAS FROM THE YEARS' OF TRASH. SO IT'S CHEAP LAND AND YOU'RE DOING A GOOD THING AND THAT MADE ME THINK OF BUILDING ON THIS FLOOD ZONE.\r\n\r\n\r\nIT'S CHEAP LAND. SO I CAN SEE THE INCENTIVE TO WANT TO BUILD ON IT, BUT IS A LOVING, AND KIND THING TO BUILD PEOPLE'S HOMES IN AN AREA WHEN IT FLOODS IT'S NOT GOING TO BE GOOD FOR THE HEALTH OF KIDS AND UNDERMINE THE CONSTRUCTION ITSELF. I HEARD SOMEONE SAY THEIR INSURANCE FOR FLOOD ZONE AREAS IS \$4,000 A YEAR. THE AVERAGE, YOU KNOW HOMEOWNER'S INSURANCE FOR \$400,000 HOME, WHICH I THINK THESE WILL BE LESS THAN THAT IS ABOUT \$75 A MONTH. THESE LOW-INCOME PEOPLE, LET'S THROW AN EXTRA \$300 ON THEIR MONTHLY RENT. THEIR MONTHLY HOUSING EXPENSE. TO ME, I DON'T KNOW A LOT ABOUT THIS, BUT IT DOESN'T SOUND GOOD.\r\n\r\n\r\nMY NEXT THING IS THE LIGHTS. IT SOUNDS GOOD. LET'S SAVE THE BIRDS. BUT AGAIN, I HEARD TESTIMONY, THERE'S NOT A LOT OF DEAD BIRDS LAYING AROUND. THEIR HABITAT ISN'T IN THE MIDDLE OF THE CITY. AND THE THING IS THE COST. NOT ONLY THE COST TO THE STATE OF MILLIONS OF DOLLARS WHEN WE'RE COMING OUT OF COVID, A PANDEMIC, A CRISIS, WE HAVE SO MANY OF OUR LOCAL BUSINESSES THAT HAVE GONE BANKRUPT.\r\n\r\n\r\nPEOPLE NEED TO START BACK UP. I MEAN, THERE'S SO MANY THINGS THAT MILLIONS OF DOLLARS COULD BE SPENT ON TO BENEFIT THE PEOPLE RIGHT NOW. I DON'T UNDERSTAND THIS LIGHTING ISSUE? THEN I HEARD PEOPLE SAY ON THE BIG ISLAND, THEY HAD IT FOR YEARS. OF COURSE, IS IT TO SAVE BIRDS? NO, BECAUSE OF THE TELESCOPE. THERE'S A KIND OF LEGITIMATE REASON WHY THEY NEED TO DIM THE LIGHTS.\r\n\r\n\r\nI DON'T SEE A LEGITIMATE REASON FOR DIMMING THE LIGHTS ON MAUI, OTHER THAN MONEY. SOMEBODY IS GOING TO MAKE A HECK OF A LOT OF MONEY, AND AGAIN, INFLATION. LOOK EVERYBODY IS GOING TO HAVE TO GET NEW LIGHTING. WHEN CHRISTMAS COMES, THOSE LIGHTS AREN'T GOOD ENOUGH. THAT IS JUST MY OPINION. I WOULDN'T BE IN SUPPORT OF THAT. I KNOW YOU HAVE A LOT TO CONSIDER AND THAT IS YOUR CONSIDERATION.\r\n\r\n\r\nNOW TO MY MAIN CONCERN WHY I'M HERE IN REGARDS TO RESOLUTION 22-167 AND 22-119. MY SISTER MARRIED A HAWAIIAN AND HER CHILDREN ARE A THIRD HAWAIIAN. FOR 45 YEARS, I HAVE HEARD FROM HER ABOUT

THE ISLAND OF HAWAI'I, AND HOW THE OTHER PEOPLE, US WHITE FOLKS, EVEN THOUGH SHE IS A WHITE FOLK, HAVE EXPLOITED THE LAND, THE PEOPLE AND THE WATER, ESPECIALLY THE WATER. I BELIEVE IN RESTORATIVE FARMER, IF YOU ARE GOOD TO THE EARTH IT GIVES YOU FOOD AND LIFE. SO I BELIEVE IN HONORING THE LAND AND FARMING. SO WHEN PONO FIRST CAME TO THE ISLAND, AND MONSANTO STOPPED FARMING THE SUGARCANE, PEOPLE WERE HAPPY. PEOPLE THAT I HAVE TALKED TO IN THE PAST COUPLE OF WEEKS SAY AT LEAST IT'S NOT MONSANTO AND THEY HAD A WONDERFUL NAME, PONO. WHAT A GREAT NAME.\r\n\r\nI HAVE COME TO SAY THEY DON'T DESERVE THAT NAME. WE DIDN'T LIKE HOW MONSANTO FARMED WHAT IT DID TO THE AIR, WHAT IT DID TO OUR WATER AND TO THE LAND, BUT WHAT PONO, WHICH IS REALLY PSP INVESTMENT, AS YOU ALREADY KNOW, THE CANADIAN, IT'S A PENSION FUND THAT THEY ARE BUSINESS TO MAKE MONEY FOR THEIR INVESTORS AND BOOST OVER 10% RETURN ON THEIR MONEY. WHO IS GIVING THEM THAT MONEY? THE PEOPLE OF MAUI AND THE REST OF THE WORLD. SO CONCERNS OF MINE, IF WE GIVE THEM THE WATER, WE'RE GOING TO ALLOW THEM TO GROW EVEN MORE CROPS. WE SEE THE DEAD FIELD AND KNEW THAT MONSANTO USED ROUND-UP, VERY TOXIC AND DEADLY AND KILLED THE WEEDS. MAUI PONO, SAID WE'RE GETTING AWAY FROM ROUND-UP AND YOU THINK THAT IS GOOD.\r\n\r\nTHEY USE A CHEMICAL CALLED PARAQUAT. THAT IS ROUND UP ON STEROIDS. AND SO YOU DRIVE DOWN COUNTRY, NOT ONLY ARE THE WEEDS DEAD, AND GRASS IS DEAD, THE TREES ARE DRYING. IT'S A VERY, VERY TOXIC CHEMICAL. SO ARE THEY REALLY GROWING FOR THE BENEFIT OF THE HAWAIIAN PEOPLE? I THINK NOT. SO WHAT WAS THE OTHER THING?\r\n\r\nA LOT OF PEOPLE HAVE TALKED. I COULD REITERATE A LOT OF THINGS ABOUT WHAT THEY HAVE DONE THROUGHOUT THE WORLD, BUT I WANT TO JUST CONCLUDE WITH THIS LITTLE COMMENT. SO IN THE PAST TWO WEEKS I JUST FOUND OUT ABOUT THIS WHOLE SITUATION WITHIN THE PAST TWO WEEKS. I HAVE BEEN FOLLOWING -- I HAVE KNOWN THAT MAUI PONO WANTED A WATER LEASE LONG-TERM. WHAT I DID NOT KNOW IS THAT WHILE THEY ARE GETTING IT AND I'M CONCERNED THAT THEY ARE GOING TO GET IT THAT THE PEOPLE OF MAUI HAD AN OPPORTUNITY TO GET THE WATER LEASE, AND IT'S JUST -- IT'S DISHEARTENING THAT OUR MAYOR, AND MANY PUBLIC OFFICIALS KNEW IN 2019 THAT, YES, IN MAY, THAT THIS OPPORTUNITY FOR THE PEOPLE TO GET BACK THE WATER WAS THEIRS. AND THEY WEREN'T HONORED. NOBODY WAS TOLD ABOUT IT PRETTY MUCH.\r\n\r\nWE HEARD A LOT IN THE PAPER ABOUT PONO IS APPLYING, BUT NOTHING THAT OH, BY THE WAY, THE COUNTY OF MAUI CAN ALSO APPLY. SO MY LAST WORDS TO YOU, THANK YOU VERY MUCH TO YOU AS A COUNCIL. I WANT TO SAY WHEN YOU WERE ALL SELECTED AS COUNCIL MEMBERS, THE PEOPLE OF MAUI GAVE YOU A VOTE OF CONFIDENCE. THEY PUT THEIR TRUST IN YOU AND CONFIDENT THAT YOU WOULD DO THE RIGHT THING. WHAT I'M SAYING IS RIGHT NOW, YOU AS A COUNCIL SHOULD VOTE A VOICE OF CONFIDENCE IN THE PEOPLE OF MAUI. THEY HAVE SPOKEN THAT THEY WANT THIS TO PASS. SO I JUST PLEAD WITH YOU TO VOTE IN A VOTE OF CONFIDENCE FOR THEM.\r\n\r\n>> THANK YOU. CAN YOU STATE YOUR NAME FOR THE RECORD, PLEASE? >> VICKY CORBETT. >> OKAY. MEMBERS? QUESTIONS? IF NOT, THANK YOU VERY MUCH.\r\n\r\nMEMBERS, ARE YOU READY FOR YOUR AFTERNOON BREAK? TEN MINUTES. OKAY. TEN MINUTES. WE'LL BE 4:42. 4:42. THIS MEETING IS IN RECESS UNTIL 4:42 [GAVEL] [GAVEL] MY NEW GAVEL IS THE PENCIL SHARPENER. WILL THE JULY 15TH COUNCIL MEETING PLEASE RECONVENE. MEMBER, WE HAVE A TESTIFIER WAITING, MR.\r\n\r\nSMALL. WELCOME, AND PLEASE PROCEED. >> THANK YOU, CHAIR LEE. I HOPE YOU'RE FEELING BETTER THAN YOUR THROAT IS SOUNDING. >> THANKS. >> ALL RIGHT. SO ON THE LIGHT BILL, YOU KNOW, COUNCIL MEMBER SUGIMURA LAMENTED THAT THE SAME PEOPLE TESTIFY OVER AND OVER AGAIN AND THEY THINK WE'RE ALL CORRUPT.\r\n\r\nNO, I DON'T THINK THAT YOU ARE ALL CORRUPT. I KNOW SOME ARE CORRUPT. A FEW DIRECTORS, AND CORPORATION COUNSEL, AND GIVEN CORPORATION COUNSEL'S POSITION OF CONTROL,

ALMOST EVERYTHING THAT GOES ON HERE, THAT IS A REAL PROBLEM. AND NO. 21 IS AN EXAMPLE OF THAT CORPORATION COUNCIL, CORRECT ME IF I'M WRONG, CORPORATION COUNCIL WAS INSTRUCTED SPECIFICALLY TO MAKE COMMENTS ON EFFICACY, ON LEGITIMACY, ON LANGUAGE, FORCE AND, EFFECT ON LAW, AND NOT ON THE POLICY ITSELF AND THEY WERE TOLD NOT TO REWRITE THE LEGISLATION. SPECIFICALLY INSTRUCTED BY THIS BODY, AND YOU'RE THEIR CLIENT. THEY WORK FOR YOU, BUT THEY DIDN'T HONOR YOUR REQUESTS.\r\n\r\nTHEY REWROTE IT. THEY STEPPED OUTSIDE OF THEIR AUTHORITY, AND INAPPROPRIATELY ATTEMPTED TO INFLUENCE THIS COUNCIL. THIS TESTIFIER, JIM HAYES, BROUGHT IN BY CORPORATION COUNSEL, YOU KNOW? HE DID THE SAME THING WITH THE TELESCOPE. HE FALSIFIED THE TESTIMONY OF OTHER PEOPLE IN A REPORT. HE REMOVED LANGUAGE, WHERE THEY ADVISED AGAINST THE CONSTRUCTION. BUT BECAUSE PARSONS-BRINCKERHOFF MANIPULATED THE PROCESS JIM HENKIN FROM EARTH JUSTICE SPOKE ELOQUENTLY.\r\n\r\nEVERYTHING THAT HE SAID IS RIGHT AND THANK YOU FOR BRINGING HIM IN FOR EXPERT TESTIMONY. WE NEED TO WEED THROUGH THE PLACES WHERE OBVIOUS BIAS AND CORRUPTION EXISTS. SWITCHING OVER TO THE AUDITOR. WOW, AGAIN, TALK ABOUT CORRUPTION. I'M SORRY. THE THREE LOT OR LESS DEFERRAL AGREEMENT, IDENTIFIED FRAUD AND CORRUPTION WITH REGARD TO SMA AND WITH REGARD TO 3-LOT, AND COUNCIL MEMBER SUGIMURA TOOK EXCEPTION, AND THAT SAME PROCESS WITH GREG BROWN. IT'S THE SAME PROCESS.\r\n\r\n\r\nSO I WASN'T WRONG. I'M HERE REPEATEDLY OVER AND OVER AGAIN ILLUMINATING CORRUPTION AND COUNCIL MEMBER SUGIMURA JUST IGNORES IT. YOU GOT INFRASTRUCTURE. THE AUDITOR ON THE THREE-LOT DEFERRAL AGREEMENTS, THAT AUDIT WAS NEVER NECESSARY. IT'S NOT NECESSARY NOW. THE AUDIT EXISTS BECAUSE MYSELF AND A FEW OTHERS PRESSURED THEN COUNCIL MEMBER GUZMAN AND ELLE COCHRAN TO DEAL WITH ITEM 32, TO DEAL WITH THE DEFERRAL AGREEMENTS. AND THE ONLY THING THAT THEY WERE WILLING TO DO WAS TO KICK THE CAN DOWN THE ROAD TO THE AUDITOR.\r\n\r\n\r\nYOU HAVE PROPOSALS FOR THIRD-PARTY CONSULTANTS, WHO DO THIS PROFESSIONALLY. THEY CAN IN A HEARTBEAT, CHRIS SALEM HAS NEGOTIATED WHEN HE WAS WORKING FOR THE MAYOR, HE NEGOTIATED A CONTRACT WITH A COMPANY TO PROVIDE THIS SERVICE, TO GO THROUGH, AND CATALOG THE THOUSANDS OF DEFERRAL AGREEMENTS. THOUSANDS OF THEM. AND CONSTRUCT A METHOD OF -- AN EQUITABLE METHOD OF COLLECTION ON THE ONES THAT CAN BE COLLECTED ON. THIS COUNCIL CAN RECTIFY THAT, AND COLLECT ON MILLIONS OF DOLLARS OF INFRASTRUCTURE THAT IS DUE TO THIS COUNTY. THIS COUNCIL COULD DO IT IN A WEEK. IT COULD BE ESTABLISHED AND PUT TOGETHER AND THE ISSUE COULD BE PUT TO BED.\r\n\r\n\r\nTHE AUDITOR IS LYING TO YOU. HE'S USING CHRIS SALEM'S WRONGFUL TERMINATION SUIT AGAINST THE MAYOR AS AN EXCUSE FOR KILLING HIS AUDIT OF THE THREE-LOT DEFERRAL AGREEMENTS. THERE'S THOUSANDS OF THOSE AGREEMENTS. HOW IS THAT ONE WHISTLE-BLOWER, WHISTLE-BLOWER FOR UP COUNTRY WATER BILL, OH, ON THESE DEFERRAL AGREEMENTS. WE KNOW ABOUT THE DEFERRAL AGREEMENTS, BECAUSE OF CHRIS SALEM. HOW IS THAT ONE CASE IS BLOCKING THE AUDITOR? THE REASON WHY IS THAT THE AUDIT WILL REVEAL CORRUPTION AND THE AUDITOR UNDER PRESSURE FROM CORPORATION COUNSEL IS IGNORING THAT AND IT NEEDS TO STOP.\r\n\r\n\r\nITEM 32, INFRASTRUCTURE. IT CAN BE DEALT WITH. YOU DON'T NEED THE AUDIT. THE COUNCIL CAN TAKE ITS AUTHORITY, AND RESOLVE THE SITUATION IMMEDIATELY. IT'S EASY. THE PROBLEM IS THE RESISTANCE, BECAUSE OF THE CORRUPTION. THANK YOU.\r\n\r\n\r\n>> CHAIR, YOU'RE MUTED. >> SORRY, THERE'S NO QUESTIONS, SAM. THANK YOU. THANK YOU FOR YOUR TESTIMONY. >> THANK YOU ALL. >> ALL RIGHT. MR.\r\n\r\n\r\nCLERK, WE'RE GOING TO TRY AND SETTLE ON SOMETHING HERE. THERE'S A REQUEST TO -- WE HAVE APPROXIMATELY 17 PEOPLE LEFT TO TESTIFY. AND THERE WAS A REQUEST TO CONSIDER GOING TO 9:00 TONIGHT. SO POSSIBLY TAKING SOME OF THE HARDER ITEMS? >> CHAIR, I

THINK THAT IS AN IDEA, BECAUSE OTHERWISE, THIS TESTIMONY WILL GO ON AND ON AND ON AND ON. BECAUSE OF THE NEW SUNSHINE LAW, ESPECIALLY THE THINGS THAT HAVE DEADLINES. I MEAN, WE NEED TO END THE MEETING EVENTUALLY, BEFORE THE DEADLINE, AND IF THE DEADLINE IS MONDAY, WE HAVE GOT TO PUSH IT THROUGH.\r\n\r\n9:00 OR 10:00, YES. >> MEMBER KING. >> CHAIR, CAN WE JUST CONTINUE ON, AND TRY TO GET THROUGH THE TESTIMONY, AND SEE WHERE WE'RE AT AND MAKE A DECISION? >> I'M OKAY WITH THAT. >> EVERYBODY OKAY WITH THAT? MEMBER KAMA. >> SORRY, I JUST WANT TO MAKE SURE I'M UNDERSTANDING THAT WE'RE GOING TO TRY TO COMPLETE ALL OF THE TESTIMONIES AND THEN RE-EVALUATE WHERE WE'RE AT THAT TIME?\r\n\r\n>> YES. >> SO CAN I MAKE AN ASSUMPTION MAYBE AT THAT TIME, WE COULD HAVE A DINNER BREAK, TOO? I GOT A KID I HAVE TO TAKE CARE OF HERE. >> WE CAN TALK ABOUT THAT. >> THANK YOU. >> THANKS, MEMBERS. JAMES, PLEASE PROCEED.\r\n\r\nMR. CLERK. >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS SHANE AGAWA, FOLLOWED BY EMILY. >> HI, CAN YOU HEAR ME? >> YES. >> GOOD AFTERNOON, CHAIR LEE, VICE-CHAIR RAWLINS-FERNANDEZ, AND COUNCIL MEMBERS. FOR THOSE WHO DO NOT KNOW ME I'M SHANE AGA WA, THE DEPUTY DIRECTOR AT WATER SUPPLY AND TESTIFYING ON 22-119, AND COUNTY COMMUNICATION 22-176 AND I HAVE A LOT OF COMMENTS AND TRY TO GO AS FAST AS I CAN.\r\n\r\n22-171, DEPARTMENT OF WATER SUPPLY STRONGLY SUPPORTS THIS RESOLUTION URGING THE MAYOR TO AUTHORIZE THE FEASIBILITY STUDY FOR THE EMI WATER SYSTEM FOR MAUI, A FEASIBILITY STUDY TO ADDRESS SOME OF THE CONCERNS THAT THE DEPARTMENT HAS AND IN MY OPINION, CONCERNS THAT ALL OF YOU COUNCIL MEMBERS AND THE GENERAL PUBLIC SHOULD HAVE BEFORE MAKING A HUGE DECISION IN THE FORMATION OF A REGIONAL COMMUNITY BOARD, AND THE MAUI NUI COMMUNITY WATER SYSTEMS. HOW CAN A DECISION OF THIS MAGNITUDE MADE WITHOUT ACCURATE COSTS OF ACQUIRING, OPERATING AND MAINTAINING THE REGIONAL WATER SYSTEMS AND WITHOUT KNOWING AN ACCURATE NUMBER OF FUTURE REVENUE GENERATED BY THESE WATER SYSTEMS? I WILL GIVE YOU AN EXAMPLE. SO WHEN YOU GO TO PURCHASE A NEW CAR AND SAYING THIS NEW CAR IS LIKE THE WATER SYSTEM, DO YOU SAY I WILL BUY THE CAR BECAUSE I LOVE IT OR DO MOST OF US ASK WHAT THE PURCHASE PRICE WILL BE? WHAT THE COST OF MAINTENANCE WILL BE? DOES THE CAR HAVE EVERY THAT YOU NEED OR YOU NEED TO PURCHASE ACCESSORIES IN THE FUTURE? ANOTHER THING, AM I ABLE TO MAKE THE MONTHLY PAYMENTS WITH THE AMOUNT I MAKE AT MY JOB I BELIEVE ALL OF US WOULD NOT SIGN ON THE DOTTED LINE TO PURCHASE THE CAR UNTIL WE KNOW ALL THE ANSWERS TO THE QUESTIONS.\r\n\r\nSO SIMILAR TO MAKING A DECISION ON THE WATER SYSTEM, THERE'S A LOT OF OUTSTANDING QUESTIONS, AND I THINK WE NEED TO THINK A LITTLE BIT MORE AND HAVE THOSE QUESTIONS ANSWERED. DWS FEELS THE RESOLUTION IS AN IMPORTANT FIRST STEP IN CONSIDERING THE COUNTY'S BEST INTERACTION WITH THE WATER SYSTEM IN WHICHEVER AGENCY TAKES THE LEAD IN THE STATE WATER LEASE PROCESS, WE STILL NEED IMPORTANT QUESTIONS ANSWERED BEFORE WE MAKE HUGE DECISIONS ON WATER MANAGEMENT ISSUES AND WE BELIEVE THIS RESOLUTION WOULD GET US THOSE ANSWERS. MOVING ON TO RESO 22-119, AND COUNTY COMMUNICATION 22-167. PRIOR TO THIS, I MUST SAY I FELT I WAS ON A LITTLE ISLAND UNTIL I HEARD MR. LESTER AND OTHER MINDS THAT HAVE THE SAME THOUGHT PROCESS. SO OVERALL, I WANT TO START WITH OVERALL DWS. THE DEPARTMENT REQUESTED MORE CLARITY BE GIVEN WHEN THE TERMS "WATER COLLECTION AND DELIVERY SYSTEMS" ARE USED. THAT THOSE TERMS ARE NOT TO BE CONFUSED WITH WATER COLLECTION, AND DELIVERY SYSTEMS UNDER THE JURISDICTION OF THE DEPARTMENT OF WATER SUPPLY.\r\n\r\nWE ALSO REQUEST THAT SECTION 8-11.2 BE CLARIFIED TO ACKNOWLEDGE OUR DEPARTMENT'S ABILITY TO ACQUIRE AND MANAGE WATER SOURCES. SECOND OVERALL COMMENT THE DEPARTMENT REGULARLY DEVELOPS NEW SOURCES AND ALSO ACCEPTS SOURCES SUCH

AS PRIVATE WELLS OR OTHER INFRASTRUCTURE IF IT IS IN BEST INTEREST OF THE DEPARTMENT AND OUR CUSTOMERS. WE WANT TO BE SURE THAT THE DEPARTMENT CONTINUES TO HAVE THE ABILITY TO DO SO. NOW GETTING INTO COMMENTS ON THE WHEREAS'S. ON THE SECOND WHEREAS, PAGE 1, ANY INCREASE TO COST OF WATER TO LOCAL FARMERS AND RANCHERS, ET CETERA. IT WILL BRING MORE CLARITY TO THE COMMENT, THE FOURTH WHEREAS, RESO PAGE 1, THE CREATION OF AN ADDITIONAL LAYER OF BUREAUCRACY NORMALLY REDUCED EFFICIENCY AND INCREASES COSTS. THE FIFTH WHEREAS, PAGE 1, THIS IS WHERE IT WAS BROUGHT UP REGIONAL WATER AUTHORITIES AROUND THE COUNTRY. AND THE COMPARISON.\r\n\r\nSO IN THIS CASE, IT'S NOT NECESSARILY COMPARING AS BAD AS COMPARING APPLES AND ORANGES, BUT IT'S KIND OF LIKE COMPARING AN APPLE TO A MOUNTAIN APPLE. THEY ARE BOTH APPLES AND BOTH RED WHEN THEY ARE RIPE, BUT NOT GENERALLY THE SAME THING. SO THE COMMENT IS WHOLESALE WATER AUTHORITY SYSTEMS GENERALLY OWN OR OPERATE ALL MAJOR WATER SUPPLY FACILITIES INCLUDING THE RESERVOIR, TREATMENT PLANT AND TRANSMISSION LINES. THE RELATED COSTS OF SERVICE ARE THEN BILLED TO MUNICIPALITIES THAT OWN AND OPERATE TRANSMISSION FACILITIES AND THE LINES IN SERVICE AREAS. THEN THE ISSUE AND USERS, AND PROVIDE SERVICE CONNECTIONS TO END-USER CUSTOMERS. THE EIGHT WHEREAS, RESO PAGE 2. THE DEPARTMENT OF WATER SUPPLY IS AN EXISTING GOVERNMENT AGENCY WITH THE ABILITY TO PROVIDE CLEAN AND SAFE DRINKING WATER AT AFFORDABLE RATE WHILE MANAGING REVENUE, OPERATING EXPENSES, CAPITAL IMPROVEMENTS, AND DEBT SERVICE. THE MAUI NUI COMMUNITY SYSTEMS WILL RELY UPON RATE CHARGES TO THE DEPARTMENT.\r\n\r\nTHE ADMINISTRATIVE OVERHEAD AND OPERATIONAL COSTS OF RUNNING THE SYSTEMS WILL BE PASSED ON TO THE DEPARTMENT OF WATER SUPPLY IN THE FORM OF WATER RATES. THE DEPARTMENT OF WATER SUPPLY CUSTOMERS WILL ULTIMATELY ABSORB THESE INCREASES. THE 21ST WHEREAS, RESO PAGE 3, THE DEPARTMENT OF WATER SUPPLY HAS A LONG STANDING PRACTICE OF SUPPORTING AGRICULTURE. WATER COSTS FOR LOCAL FARMERS AND RANCHERS CONTINUE TO BE SUBSIDIZED BY GENERAL USE CUSTOMERS. FISCAL YEAR 22 WATER RATE STUDY PREPARED BY HARRIET AND ASSOCIATES INDICATES THAT AGRICULTURAL CUSTOMERS PAY ABOUT 30% OF THE TOTAL COSTS REQUIRED TO PROVIDE THE WATER THEY USE. MAUI NUI WATER SIM "ADDITIONAL REVENUES CANNOT TRANSLATE TO REDUCE AGRICULTURAL RATES AS SYSTEM COSTS WOULD BE FUNDED BY INCREASED WHOLESALE RATES TO DWS. THE DEPARTMENT OF WATER SUPPLY WOULD BE REQUIRED TO PASS ON THIS ADDITIONAL COST TO ALL CUSTOMERS.\r\n\r\nTHAT GOES HAND IN HAND WITH THAT FIRST COMMENT ON THE WHEREAS, WHERE WE NEED TO PASS ON THE RATE INCREASES TO THE RANCHERS AND THE FARMERS. NOW THE FOLLOWING COMMENTS ARE MADE DIRECTLY TO THE AMENDED CHAPTER 19 SECTION 8-19.1, ORGANIZATION. THE COMMENT THAT WE HAVE IS HIRING STAFF WITH APPROPRIATE LICENSES NECESSARY TO MANAGE WATER COLLECTION AND DELIVERY SYSTEMS POSES SIGNIFICANT STAFFING CHALLENGES DUE TO LIMITED SELECTION OF QUALIFIED APPLICANTS. FOR EXAMPLE, ENGINEERS, AND PERSONNEL WITH WATER SYSTEM EXPERIENCE ARE IN SHORT SUPPLY. HAVING AGENCIES WITH SIMILAR DUTIES WILL MEAN THERE WILL BE COMPETITION FOR THE LIMITED NUMBER OF QUALIFIED CANDIDATES TO FILL VACANCIES. PROVIDING STAFF WITH COMPETITIVE SALARIES, BENEFIT PACKAGES, TRAINING AND NECESSARY EQUIPMENT ALONG WITH THE ACQUISITION, OPERATION, AND MAINTENANCE FOR WATER COLLECTION, AND DELIVERY SYSTEMS, WOULD BE COSTLY. >> SHANE, CAN I JUST STOP YOU THERE?\r\n\r\nYOU SIGNED UP FOR THREE ITEMS? >> YES. >> 22-119, AND >> 171 AND 22-167. >> OKAY. SO YOU COVERED TWO, AND YOU HAVE ONE MORE TO GO? >> YES, I'M ALMOST DONE WITH ALL THREE. >> ALL RIGHT. 8-19.3, ITEM NO.\r\n\r\n5. APPROPRIATIONS WOULD ESSENTIALLY COME FROM THE GENERAL FUND AND WOULD THE COST FOR THE REGIONAL OPERATIONS AND CAPITAL IMPROVEMENTS BE FUNDED BY AN INCREASE IN

REAL PROPERTY TAXES? DOES THIS INCLUDE THE COST TO ACQUIRE WATER COLLECTION AND DISTRIBUTION SYSTEMS AS WELL. IT'S A REVENUE FUND AND IT'S RESERVED FOR DWS EXPENSES ITEM NO. 7 WITH REGARDS TO "WATER RATES." WE ASSUME THAT THE DEPARTMENT OF WATER SUPPLY WILL BE A CUSTOMER AFFECTED BY THE WATER RATES. DEPARTMENT IS CONCERNED ABOUT WHAT THOSE RATES WILL BE, CONSIDERING WE PAY EMI \$0.06 PER ONE THOUSAND GALLONS. HOW MUCH WILL THE WATER RATES NEED TO BE IN ORDER TO HELP FUND THE REGIONAL COMMUNITY BOARDS' OPERATING BUDGETS? ANY INCREASE IN RATES TO WHAT THE DEPARTMENT IS CURRENTLY PAYING WILL ULTIMATELY BE PASSED ON TO THE DEPARTMENT OF WATER SUPPLY'S CUSTOMERS.\r\n\r\nSECTION 8-19.4, REGIONAL ADMINISTRATORS, THE SECOND SENTENCE AND LAST ITEM I HAVE, WHERE IT SAYS "WATER SYSTEMS UNDER THE CONTROL OF WATER SYSTEMS." THE DEPARTMENT IS STILL CONFUSED BY THE JURISDICTION OF THE MAUI NUI COMMUNITY WATER SYSTEMS REFERRED TO AS "WATER SYSTEMS." IN SECTION 8-19.1. UNDER SECTION 8-19.1 "WATER SYSTEMS" SOUNDS LIKE IT'S A JURISDICTION THAT OVERSEES ONLY A REGIONAL WATER SYSTEM, FOR EXAMPLE, EAST MAUI. UNDER SECTION 8-19.2, IT SAYS COUNCIL WILL ESTABLISH ADDITIONAL REGIONAL WATER SYSTEMS BY ORDINANCE. IT IS STILL UNCLEAR IF THERE'S A MAUI NUI COMMUNITY SYSTEM WHERE ITS OWN ADMINISTRATOR AND STAFF WITH JURISDICTION OVER THE REMAINING DISTRICTS, WHERE THE REGIONAL COMMUNITY BOARDS HAVE NOT YET BEEN ESTABLISHED BY COUNCIL. THIS IS HOW THE DEPARTMENT READS THE SECOND SENTENCE, BASICALLY ASKING FOR MORE CLARITY ON THAT. THAT WITH A MY LAST COMMENT. >> QUESTIONS, MEMBERS? >> GOOD EVENING, DEPUTY DIRECTOR AGAWA.\r\n\r\nI HAVE BEEN FOLLOWING THE YAYS AND NAYS AND HERE IS THE YAYS FOR THE WATER AUTHORITY AND NAYS AND TWO OF YOU. ONE WAS A LOBBYIST. SO DOES THE DEPARTMENT BELIEVE -- I ONLY GOT 30 SECONDS, DOES THE DEPARTMENT BELIEVE THAT WATER IS A PUBLIC TRUST? >> THAT IS A TOUGH QUESTION. I BELIEVE WATER IS A COMMODITY FOR PUBLIC USE. >> OKAY HAVING SAID THAT, I DON'T HAVE ENOUGH TIME TO GO THROUGH WHAT YOU SAID. THANK YOU, CHAIR.\r\n\r\nNO FURTHER QUESTIONS. >> MEMBER KING. >> THANK YOU, CHAIR. ALOHA SHANE, THANK YOU FOR BEING HERE. >> ALOHA. >> IT SOUNDS LIKE YOU ARE AGAINST THE WATER AUTHORITY. ARE YOU REPRESENTING THE MAYOR'S POINT OF VIEW ON THIS?\r\n\r\n>> NO, JUST STRICTLY REPRESENTING THE DEPARTMENT OF WATER SUPPLY. I WANT TO MAKE A DISCLAIMER HERE. SO OUR COMMENTS THAT WE JUST GAVE DID NOT REFLECT ANYTHING ABOUT WHO HAS THE WATER LEASES. AS YOU KNOW; RIGHT? I DECLARED ALL OF THE WHEREAS'S. >> I DON'T HAVE MUCH TIME, SO MY CONCERN IS THAT YOU ARE ASKING US TO POSTPONE PUTTING THIS ON THE BALLOT. WE HAVE TO MAKE A DECISION IN THE NEXT COUPLE OF DAYS. SO ONCE IT GOES ON THE BALLOT, IT WILL BE THE PEOPLE'S CHOICE.\r\n\r\nVOTING FOR THE PEOPLE TO HAVE THE CHOICE. I WANTED YOU TO KNOW AT THE HAIKU FORUM THE OTHER DAY, THE MAYOR SAID HE SUPPORTS IT. SO YOU MIGHT WANT TO GET IN SYNC WITH WHAT HIS NEW POSITION IS NOW. >> I HAVE MEMBER SUGIMURA. >> THANK YOU. THANK YOU, SHANE AGAWA FOR YOUR TESTIMONY. SO NO.\r\n\r\n1, CAN YOU GIVE US WHAT YOU SAID IN WRITING, SO THAT WE CAN CHECK WITH THE DOCUMENTS THAT YOU ARE TESTIFYING ABOUT? AND IT SOUNDS LIKE TO ME SOME OF THE REASONS WHY THE 22-171, WHICH YOU BROUGHT UP IS WHAT IS THIS GOING TO COST? WHAT IS THE IMPACT TO THE TAXPAYER? AND I REALLY AM HEARING YOU SAY THAT IT SOUNDS LIKE THE DEPARTMENT OF WATER SUPPLY CAN DO SOME OF THE THINGS THAT THE COUNCIL, OR WHAT THE CHARTER AMENDMENT IS ASKING; RIGHT? I BELIEVE THAT YOU AS AN ENTITY, BOARD OF WATER SUPPLY AND THE DEPARTMENT OF WATER SUPPLY CAN MOVE THIS FORWARD WITH THE MAYOR AND YOU ARE AN ENTITY THAT EVERYBODY KNOWS AND RATHER THAN STARTING SOMETHING NEW. BUT TAKING ME DOWN A DIFFERENT THOUGHT PATH. BUT IT IS SOMETHING THAT THE WATER DEPARTMENT -- YOUR TESTIMONY, THAT THE WATER DEPARTMENT COULD

UNDERTAKE?\r\n\r\n>> YES, THAT IS CORRECT, COUNCIL MEMBER SUGIMURA. WHENEVER GOVERNMENT AGENCY, IF THIS REGIONAL AGENCY IS FORMED, WE STILL AS A DEPARTMENT COULD STILL PURSUE THE WATER LEASE RIGHTS AS WELL. BUT YES, TO ANSWER YOUR QUESTION, YES. >> I'M SURE MR. MOLINA AND MYSELF, BUT I'M CONCERNED ABOUT MY RESIDENTS THAT WOULD REALLY BE DIRECTED IMPACTED BY THE EMI. >> MEMBER SUGIMURA, WE'RE ON A SHORTER TIMELINE TONIGHT. MEMBER MOLINA.\r\n\r\n>> THANK YOU, MADAM CHAIR. THANK YOU -- SORRY ABOUT THAT. GOOD EVENING, MR. AGAWA. JUST FOLLOWING UP ABOUT PURSUING THE LEASES. WHY HASN'T THE DEPARTMENT PURSUED THE LEASE AT THIS POINT AND WHAT WOULD BE THE COST WITHOUT A COUNTY WATER AUTHORITY? THERE'S A COST TO EVERYTHING, IF YOU COULD TOUCH ON THOSE TWO QUESTIONS.\r\n\r\n>> THANK YOU FOR THE QUESTION, MEMBER MOLINA. THE FIRST QUESTION IS HARD. AGAIN, I HATE USING THIS AS AN EXCUSE, BUT I HAVE ONLY BEEN BACK IN THE DEPARTMENT SINCE MARCH. SO IT'S HARD TO SAY WHAT HAPPENED IN THE PAST AND WHY THE DEPARTMENT DID NOT PURSUE IT? IT WOULD BE, I GUESS UNFAIR FOR ME TO COMMENT ON THAT. BUT WHAT I CAN SAY IS I'M HERE, AND IT IS A POSSIBILITY FOR THE DEPARTMENT TO LOOK INTO IT NOW. AND I KNOW THE ADMINISTRATION MAY CHANGE IN THE NEAR-FUTURE, BUT THAT IS THE OPINION THAT WE HAVE CURRENTLY AS A DEPARTMENT.\r\n\r\nSORRY, THE SECOND QUESTION? >> THE COST OF NOT HAVING A COUNTY WATER AUTHORITY? BASICALLY LEAVING STATUS QUO? >> RIGHT. RIGHT. SO THE ONLY THING THAT WE KNOW THAT IS A CERTAINTY RIGHT NOW IS THAT EMI HASN'T RAISED OUR RATES. WE KNOW HOW MUCH OF A VALUE IT IS KEEPING IT AT SUCH A LOW RATE.\r\n\r\nAGAIN, THE UNKNOWN WILL BE WHAT THOSE RATES WILL BE IN THE FUTURE, IF THERE IS THE REGIONAL AUTHORITY THAT OVERTAKES KNOWING THAT THEY ARE GOING TO USE WATER RATES TO SUPPLEMENT THEIR OPERATING EXPENSES, AND WE DON'T KNOW ANY NUMBERS. AGAIN, THESE ARE JUST CONCERNS OF OURS THAT WE WOULD LIKE MAYBE ANSWERED TO THE BEST POSSIBLE WAY, YOU KNOW? I MEAN, IF WE'RE GOING TO BE PAYING WHAT WE'RE CHARGING RESIDENTS AT \$2.05 EVERY THOUSAND GALLONS FOR EXAMPLE, VERSUS \$0.06, PER THOUSAND GALLONS IS A HUGE RATE INCREASE. ULTIMATELY LIKE ANY BUSINESS AND WE'RE NOT A BUSINESS, YOU PASS ON INCREASES TO CUSTOMERS AND ULTIMATELY THAT WOULD BE WHAT WOULD HAPPEN. >> THANK YOU. THANK YOU, MADAM CHAIR. SHANE, QUESTION FOR YOU, FOLLOWING UP ON MEMBER MOLINA'S QUESTION, IF THE COUNTY WERE TO TAKE OVER THE SYSTEM, DO WE HAVE THE CAPACITY TO DO IT RIGHT NOW WITH THE RESOURCES AND PERSONNEL WE HAVE NOW?\r\n\r\nOR WOULD YOU HAVE TO ADD TO HIRE A NUMBER OF PEOPLE TO MAINTAIN AND OPERATE THE SYSTEM? >> WHEN SAY TAKE OVER THE FULL NAME YOU DON'T JUST MEAN THE RIGHTS, BUT THE ACTUAL PHYSICAL SYSTEM. >> YES, EMI. >> TO BE HONEST, RIGHT NOW, WE WOULDN'T HAVE THE RESOURCES. WE WOULD NEED TO ASK FOR MOST LIKELY EXPANSION POSITIONS AND INCREASE YOUR BUDGET. THAT IS A HUGE COST. RIGHT NOW WE HAVE A STUDY IN THE EAST MAUI AREA FOR SOURCES, BUT AS FAR AS COST OF ESTIMATING THE SYSTEM, AND WHAT IT WOULD BE TO OPERATE AND MAINTAIN AND ACQUIRE, I THINK THAT IS PART OF RESOLUTION 22-171, THE INTENT.\r\n\r\nWE WANT TO KNOW WHAT WE HAVE HERE FIRST? THAT IS THE FIRST QUESTION. SO THAT IS A GOOD QUESTION, BUT I DON'T HAVE AN ANSWER. I CAN SAY THAT WE DON'T HAVE THE RESOURCES RIGHT NOW TO DO THAT. >> OKAY. VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR.\r\n\r\nI'M IN MY VEHICLE ALONE. SO I WILL RETURN TO THE CHAMBER AFTER THIS. ALOHA DEPUTY DIRECTOR AGAWA. I HAVE TWO QUESTIONS. THE FIRST IS REGARDING THE PART OF THE IMPETUS OF THIS PROPOSAL IS BECAUSE WE HAVE BEEN TAKING UP THIS DISCUSSION IN COMMITTEE SINCE LAST YEAR AND THE DEPARTMENT OF WATER SUPPLY WAS PRETTY ADAMANT ABOUT NOT PURSUING THE WATER LEASES OR EVEN LOOKING INTO A FEASIBILITY STUDY. AND SO TODAY, IT STILL SOUNDS VERY NON-COMMITTAL THAT THE DEPARTMENT MAY OR POTENTIALLY

COULD, AND I DON'T THINK THAT IS ENOUGH FOR US TO FEEL CONFIDENT IN THE DEPARTMENT TO TRUST THAT IT WILL HAPPEN. SO THE QUESTION REGARDING, SORRY.\r\n\r\nUNDER THE BE IT RESOLVE 1 SET FORTH CHAPTER 19 THE DEPARTMENT OF WATER SUPPLY SHALL MANAGE AND OPERATE ALL WATER SYSTEMS OWNED BY THE COUNTY. THAT IS AN AMENDMENT TO CHARTER SECTION 14, TO CLARIFY THE JURISDICTION OF THE WATER DWS AND THE WATER AUTHORITY. IS THAT NOT CLEAR ENOUGH? >> THANK YOU, CHAIR. THANK YOU, VICE-CHAIR RAWLINS-FERNANDEZ. THAT DOES CLEAR IT UP A LITTLE BIT. IT WAS JUST REFERENCE TO THE VERBIAGE IN THE ACTUAL RESO THAT WAS A LITTLE BIT AMBIGUOUS.\r\n\r\nYES, IT DOES SATISFY THE DIFFERENT REGIONAL, AND THE DEPARTMENT. >> OKAY BECAUSE THAT IS THE CHARTER AMENDMENT SECTION. THE RESO IS KIND OF BACKGROUND. ALL RIGHT, MAHALO. MAHALO, CHAIR. >> ANY OTHER QUESTIONS, MEMBERS? IF NOT, THANK YOU VERY MUCH, SHANE.\r\n\r\n>> THANK YOU, CHAIR. THANK YOU, MEMBERS FOR THE TIME. >> MR. CLERK. >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS EMILY, FOLLOWED BY JASON ECONOMOU. >> >> IT IS YOUR TURN TO TESTIFY. ADMITTEDLY, I DON'T SEE YOU CONNECTED TO THE MEETING.\r\n\r\nCHAIR, SHALL WE MOVE ON TO THE NEXT TESTIFIER? >> YES. >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS JASON ECONOMOU. >> GOOD AFTERNOON. THANK ALL SO MUCH FOR THE OPPORTUNITY TO TESTIFY AFTER SO MANY HOURS. MY NAME IS JASON ECONOMOU, I'M THE GOVERNMENT AFFAIRS DIRECTOR FOR THE REALTORS ASSOCIATION OF MAUI, AND I WILL TRY AND BE BRIEF. REGARDING BILL 107, COMMITTEE REPORT 22-62. WE HAVE SIMILAR FEEDBACK AS JEFF GILBREATH AND SOME OF THE OTHER PEOPLE WHO HAVE EXPRESSED CONCERN OVER THIS BILL.\r\n\r\nI SPOKE WITH COUNCIL MEMBER JOHNSON WHILE THIS WAS STILL IN COMMITTEE. I UNDERSTAND THE REASONING BEHIND IT. AND I CAN AGREE WITH THAT REASONING. HOWEVER, THIS WILL DEFINITELY HAVE A CHILLING EFFECT ON HOUSING DEVELOPMENT. SO WE WOULD SUPPORT ADDITIONAL SUBSIDIES TO HOMEBUYERS, RATHER THAN RISK HAVING DEVELOPMENT OF NEW AFFORDABLE HOUSING ESSENTIALLY HALT IN MAUI COUNTY FOR THE FORESEEABLE FUTURE. WE WANT THOSE 5,000 UNITS IN FIVE YEARS THAT WE ALL HOPED FOR, AND THIS BILL COULD BE A PART OF THAT, IF IT WAS COUPLED WITH AND ROBUST SYSTEM OF SUBSIDIES TO ACCOMMODATE BUILDERS, BUT NOT YET. IN THE MEANTIME, UNTIL THOSE SYSTEMS OF SUBSIDIES ARE HASHED OUT, THEN PLEASE JUST GIVE MORE MONEY TO HOMEBUYERS AND HELP THE CONSUMERS TO OFFSET THE PRICES IF THEY CAN'T AFFORD THE PRICES WHERE THEY ARE AT NOW.\r\n\r\nSO THAT IS OUR INPUT ON BILL 107. EXCUSE ME. REGARDING BILL 93. COMMITTEE REPORT 22-63. WE STRONGLY SUPPORT TAX RELIEF, REAL PROPERTY TAX RELIEF. THIS IS GREAT AND 22-64 DEALING WITH DISABLED VETERANS. WELL-DONE. THIS IS GREAT POLICY. WE HAVE CLOSE TO 10% INFLATION. IT IS GETTING REALLY DIFFICULT FOR PEOPLE TO LIVE HERE, EVEN IF THEY OWN HOMES.\r\n\r\nSO ANYTHING YOU CAN DO TO KEEP OUR HOMEOWNERS HERE, AND MAKE ECONOMIC LIFE MORE VIABLE FOR THEM HERE. WE STRONGLY SUPPORT NOW REGARDING THE PROPOSITION TO HAVE MULTIPLE PLANNING COMMISSIONS. RESOLUTION 22-144, I BELIEVE IT IS. WE KNOW FROM THAT YOU HEAR A REPORT THAT CAME OUT EARLY THAT MAUI COUNTY ALREADY HAS ONE OF THE HIGHEST REGULATORY BURDENS IN THE COUNTRY. THIS ADDS COMPLEXITY TO AN ALREADY UNNECESSARILY COMPLEX SYSTEM. IN A YEAR WHEN YOU GUYS PICKED MORE OF THE CHARTER COMMISSION MEMBERS THAN EVER BEFORE, AND HAD A CHARTER COMMISSION SEATED TO ACTUALLY LOOK AT THIS PROPOSAL ALREADY, THEY TURNED IT DOWN. THEY MOVED FORWARD WITH A PROPOSAL THAT THIS PROPOSAL NOW HAS CONFLICT WITH.\r\n\r\nSO YOU'RE POTENTIALLY GOING TO -- TWO PROPOSALS ON THE BALLOT THAT CONFLICT WITH EACH OTHER, AND THEN YOU ALREADY HAVE SOMETHING IN THE WORKS AS FAR AS ADVISORY COMMITTEES TO THE PLANNING COMMISSIONS. YOU HAVE GOT ATTEMPTS TO SOLVE A NOT PARTICULARLY WELL-DEFINED PROBLEM AT

VARIOUS STAGES THROUGH THE LEGISLATIVE PROCESS, AND NONE OF THEM REALLY WORK WELL TOGETHER. SO JUST DROP THIS ONE. SEE HOW THE OTHER ATTEMPTS WORK FIRST. THAT IS MY GUIDANCE. AND I MEAN, JUST ADDING COMPLEXITY TO THE SYSTEM, THAT IS ALREADY TOO COMPLEX FOR MOST DEVELOPERS, IT DOESN'T MAKE SENSE RIGHT NOW. SO YEAH, WE OPPOSE THE ABOLISHMENT OF THE MAUI PLANNING COMMISSION FOR WHATEVER IT IS THIS WOULD BE.\r\n\r\nI WOULD HAVE TO SAY WHATEVER THIS WOULD BE, BECAUSE IF BOTH MEASURES GO ON THE BALLOT AND THEY BOTH PASS, YOU DON'T KNOW WHAT WILL BE THE END RESULT? WE'LL HAVE TO BRING IN THE JUDICIARY. SO LET'S AVOID THAT. THAT WILL BE IT. THANK YOU. >> THANK YOU, JASON. MEMBERS, QUESTIONS?\r\n\r\nNO QUESTIONS. THANK YOU VERY MUCH. >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS STERLING IN THE CHAMBER, FOLLOWED BY LARRY PADILLA. >> IS IT STILL 17? HOW MANY? TESTIFIERS? >> YES, ABOUT 17. >> THANK YOU, CHAIR. THANK YOU, COUNCIL MEMBERS.\r\n\r\nMY NAME IS STERLING HEGYES AND I SERVE AS EXECUTIVE DIRECTOR OF A NONPROFIT LED BY LOCALS TO CREATE OPPORTUNITIES BY THE ENDING THE WORKFORCE HOUSING SHORTAGE. I'M HERE TO TESTIFY ON 22-62 AND I HUMBLY ASK THAT YOU DEFER BILL 107. I STAND BY MY WRITTEN TESTIMONY AND TO OFFER BRIEF REMARKS TO BE SUMMARIZED IN THREE WORDS, PLEASE SLOW DOWN. IN THE ABSOLUTE OF A ROBUST, WELL-SUBSIDIZED PROGRAM, BILL 107 WILL LEAD TO A DECREASE IN THE SUPPLY OF AFFORDABLE AND WORKFORCE HOUSING. THIS WOULD HAVE A CATASTROPHIC IMPACT ON THE NEXT GENERATION OF MAUI RESIDENTS ALREADY STRUGGLING TO ACHIEVE HOMEOWNERSHIP. FOR SALE HOUSING AT 80-100% AMI IS OFTEN THE FIRST RUNG ON THE HOMEOWNERSHIP. IF YOU DON'T, YOU CONDEMN PEOPLE TO BE PERPETUAL RENTERS AND THAT LOCALS WILL LEAVE FOR CALIFORNIA, TEXAS, NEVADA, WHERE HOUSING IS MORE AFFORDABLE. . ECHOING SOME OF THE EARLIER TESTIMONY, I HUMBLY ASK THAT YOU ENTIRE THAT COUNTY SUBSIDIZED PROGRAM MEETS ALL WHO ADE OF THE DAY ARE BUILDING THE HOUSING NEEDED BY YOUNG FAMILIES, LIKE MY OWN.\r\n\r\nMY WIFE AND THREE CHILDREN LIVE IN PA'IA AND PROBABLY WON'T LIVE THERE LONG, BECAUSE THE COSTS ARE OUT OF CONTROL. THIS IS WITHIN YOUR CONTROL TO AFFECT, HOMEOWNER SUBSIDIES COULD MAKE A BIG DIFFERENCE, BUT IF YOU SET PRICES IN THE ABSENCE OF A PROGRAM THAT WORKS, I'M HAPPY TO MEET WITH YOU TO DISCUSS FURTHER, AND THANKS FOR YOUR TIME AND SERVICE. >> THANK YOU. WE HAVE A QUESTION. MEMBER JOHNSON. >> THANK YOU, CHAIR. THANKS FOR COMING.\r\n\r\nI KNOW YOU WAITED ALL DAY. THANK YOU FOR YOUR PATIENCE. SO I UNDERSTAND THAT YOU'RE SAYING WITHOUT A ROBUST SUBSIDIES FOR THE BUYERS. HAVE YOU HEARD OF THE DEFERRED MORTGAGE PROGRAM THAT WE HAVE FOR THAT PARTICULAR ITEM? >> I HAVE NOT. SO ONE OF THE ISSUES, IN PREPARATION FOR THIS, IN REVIEWING THE AGENDA, I WENT AND REVIEWED THE COUNTY HOUSING DEPARTMENT, AND THE COUNTY COUNCIL WEBSITE, AND IF THESE RESOURCES EXIST, THEY ARE CERTAINLY NOT WELL-PUBLICIZED. THEY ARE CERTAINLY NOT ACCESSIBLE.\r\n\r\n>> I APPRECIATE THAT RESPONSE. SO WHAT I'M HEARING YOU SAYING YOU DON'T YOU WANT TO TAKE THE AFFORDABLE HOUSING GUIDELINES TO BRING BACK TO COMMITTEE. THIS REDUCES OUR PRICE GUIDELINES BY 22%. SO \$500,000 WOULD BECOME A \$400,000 HOUSE AND YOU ARE AGAINST THAT BECAUSE YOU'RE SAYING IT'S HURTING THE DEVELOPERS FOR BUILDING? IF THAT IS THE CASE, I WOULD REFER YOU TO LOOK AT THE BILL FOR THE BONDS FOR THE DEVELOPERS. THE DEVELOPER'S SIDE AND THE BUYERS' SIDE. THIS BILL IS FOR THE BUYERS. I'M OUT OF TIME AND HAPPY TO DISCUSS THIS LATER.\r\n\r\n>> I WOULD BE HAPPY TO DISCUSS THIS LATER. THANK YOU. >> OTHER QUESTIONS, MEMBERS? CHAIR LARRY PADILLA FOLLOWED BY BRANDON HOLMES. >> MY NAME IS LARRY PADILLA. HI. >> HI.\r\n\r\n>> I MUST COMMEND YOU GUYS. YOU HAVE A TOUGH JOB. I DON'T KNOW WHY YOU EVEN WANT THE JOB, BUT YOU ARE ARE DOING GREAT. LISTEN, I HAVE TWO ISSUES. ONE OF THE ISSUES I

HAVE IS THAT SKATEBOARD PARK. I'M FOR MORE COMMUNICATIONS BETWEEN THE DEVELOPER OF THAT SKATEBOARD PARK. I WITNESSED MANY, MANY CHILDREN CLIMBING THE FENCE AND GOING THROUGH AND DISREGARDING THE KEEP-OUT SIGN AND WHATEVER.\r\n\r\nIT'S LIKE, YOU KNOW, HAVING A CANDY STORE WITH A DOOR JUST A CHAIN ACROSS THE DOOR AND SAYING STAY OUT. KIDS ARE GOING TO GO IN THERE AND WE'RE MORE OR LESS TEACHING THEM TO BREAK THE LAWS A YOUNG AGE. IT'S BEEN A YEAR-AND-A-HALF SINCE THE PARK HAS BEEN CLOSED, BUT TO OPEN THE COMMUNICATIONS WITH THE DEVELOPER OF THAT SKATEPARK, 22-68 I'M TALKING ABOUT. THE OTHER ONE IS 22-61. I'M DEFINITELY OPPOSED TO THE SUBDIVISION IN WAIPU'ILANI PARK. ,OR WAIPU'ILANI ROAD FOR OBVIOUS REASONS. YOU GUYS HAVE BEEN THROUGH A LOT OF WHY-NOT. WHEN I CAME THROUGH HERE BACK IN '65, AFTER THE VIETNAM WAR, I MADE UP MY MIND TO COME TO MAUI, BECAUSE IT'S THE GOVERNMENT'S RESPONSIBILITY TO KEEP US SAFE WITH A STABLE ECONOMY.\r\n\r\nI FELT VERY UNSAFE FOR THE PAST SINCE I HAVE BEEN GOING TO THE PARK EVERY NIGHT. THE CARS ALMOST RUNNING ME OVER A COUPLE, THREE TIMES. I THINK WE NEED A LIGHT THERE, A BLANKING LIGHT AT WAIPU'ILANI, AT LEAST TO START WITH. THAT WOULD REALLY HELP. I HAVE STOOD BY THE CROSSWALK THERE, AND SEVERAL TIMES SEVERAL CARS COME BY BEFORE ONE WOULD STOP AND MY FOOT HAD TO ACTUALLY BE OUT IN THE ROAD. YOU HAVE HEARD A LOT ABOUT WHY NOT AND I THINK THE MOST IMPORTANT THING IS TO REBUILD FAITH IN THE COMMUNITY, AND THE GOVERNMENT, AND DO THE RIGHT THING THERE. YOU GUYS HEARD ENOUGH ON IT, AND I KNOW THESE DEVELOPERS WANT TO GO, GO, GO.\r\n\r\nTHAT IS OKAY, THEY'RE DOING THEIR JOB, BUT THERE'S OTHER PLACES FOR IT. THE LAND SWAP WOULD BE A WONDERFUL IDEA. IF YOU PLANT TREES BACK THERE, OR EVEN AN OPEN SPACE BACK THERE, IT WOULD PROBABLY HELP A LOT WITH THE FLOODING. THE TREES WOULD ABSORB THE WATER AND ALSO HELP THE POLLUTION THAT IS HAPPENING AND THE ENVIRONMENTAL THINGS THAT ARE GOING ON. SO THIS IS WHAT I'M ASKING YOU IS TO NOT APPROVE THIS SUBDIVISION. IT'S JUST TOTALLY IN THE WRONG PLACE. AND RESTORE -- HELP US RESTORE OUR COMMUNITY'S FAITH IN THE GOVERNMENT.\r\n\r\nYOU GUYS ARE THE GOVERNMENT AND YOU GUYS ARE DOING A WONDERFUL JOB. I HAVE BEEN HERE 50 YEARS, AND I PAY MY SHARE IN TAXES. BELIEVE ME, YOU GUYS ARE DOING GOOD. I WOULD LIKE TO LET YOU GO ON, THE SKATEPARK LET'S GET THAT DEVELOP AND OPEN THE DOORS FOR THE KIDS TO PLAY AT NIGHT. THERE'S NOTHING FOR THEM TO DO AND THEY ARE CLIMBING THE FENCE. THE SUBDIVISION, I'M RIGHT NEXT DOOR, AND IT'S A NIGHTMARE TRYING TO GO THROUGH THE SUBDIVISION. YOU HAVE TO PULL OVER TO LET ANOTHER CAR GO BY.\r\n\r\nIT'S JUST NOT THE RIGHT PLACE. THANK YOU FOR LOOKING AT THAT. >> THANK YOU, MR. PADILLA. YOU HAVE ANOTHER ITEM? >> THE WATER METER, I THOUGHT THAT WAS PART OF THE 22-119? I MIGHT BE WRONG. I BOUGHT 35 ACRES IN KANAHA AND TRYING TO GET A WATER METER AND THEY ARE TELLING ME I HAVE TO DO ALL KINDS OF PIPES AND EVERYTHING.\r\n\r\nNOW YOU'RE TELLING ME THAT YOU ARE GOING TO USE THESE GUYS BUILDING THE SUBDIVISION, FOR DOING THEIR SHARE OF THE SIDEWALKS AND EVERYTHING ELSE. WE DON'T HAVE A SIDEWALK ON WAIPU'ILANI ROAD GOING TO THE PARK, GOING TO SAFEWAY, AND THAT IS WHAT THEY ARE PROMOTING. YOU CAN WALK TO SAFEWAY AND EASY WALK TO THE PARK. YOU GUYS HAVE HEARD ENOUGH. KEEP GOING, DO A GOOD JOB, KEEP THE FAITH. LET'S DO THE RIGHT THING, PLEASE. >> THANK YOU, MR.\r\n\r\nPADILLA. MEMBERS, DO YOU HAVE ANY QUESTIONS? IF NOT, THANK YOU VERY MUCH. MR. CLERK. >> THE NEXT PERSON SIGNED UP TO TESTIFY IS BRANDON HOLMES, TO BE FOLLOWED BY PAT BORGE. BRANDON HOLMES.\r\n\r\nCHAIR, THEY DON'T APPEAR TO BE CONNECTED TO THE MEETING ANYMORE. WE'LL MOVE TO THE NEXT TESTIFIER, PAT BORGE, FOLLOWED BY DICK MAYER. >> GOOD AFTERNOON, COUNCIL MEMBERS, AND CHAIR ALICE LEE. FIRST OF ALL, I WANT TO TELL MIKE MOLINA YOU LOOKED REALLY GREAT ON THE

HORSE. IT WAS THE SHORTEST SPEECH I EVER HEARD THE MAYOR MAKE, MAYBE HE WAS NERVOUS ON THE HORSE? RESOLUTION 22-119. I BELIEVE THAT IT'S WATER IS A PUBLIC TRUST, AND IT SHOULD BE ON THE BALLOT. IT'S UP TO THE PEOPLE TO DECIDE.\r\n\r\nNOT BIG CORPORATIONS, OR EAST MAUI IRRIGATION, IT'S UP TO US TO DECIDE WHAT WE WANT TO DO. THE WATER DEPARTMENT SAYS IT'S GOING TO COST US MONEY. EVERYTHING COSTS US MONEY, BUT THIS IS THE FIRST STEP OF TRYING TO GET THIS THING RESOLVED HERE. THIS HAS BEEN GOING ON YEARS AND YEARS ABOUT THIS WATER AND I THINK IT'S A GOOD STEP TO GET THIS COMMISSION GOING, PUT IT ON THE BALLOT AND LET THE PEOPLE DECIDE. FOR BILL 110, FOR THE VETERANS, ANYTHING TO THE VETERANS. I MEAN, ANYTHING. THIS IS A GREAT THING.\r\n\r\nLIKE THE OTHER GENTLEMAN WAS SAYING, IT'S VERY HARD TO GET -- WHEN YOU GET RATED, IT TAKES A LONG TIME YEARS. YOU JUST GO IN AND SAY YOU'RE 50%. IT TAKES YEARS AND YEARS AND IT'S A BREAK FOR THESE GUYS, YOU KNOW? I'M A VETERAN MYSELF, AND WE HAVE TO GO THROUGH A LOT TO EVEN GET 50%. EVERY LITTLE BIT HELPS AND I WANT IT THANK MIKE MOLINA MORE BRINGING THAT OUT. THE PLACE IN LAHAINA, 22-158, TEAR IT DOWN. LET'S GO AHEAD AND DO AN INVESTIGATION WITH THE PLANNING DEPARTMENT, HOW THIS BUILDING GOT BUILT? I THINK THE COMMUNITY THERE NEEDS TO SEE WHAT REALLY HAPPENED HERE. I MEAN, SOMETHING LIKE THAT.\r\n\r\nWAIPU'ILANI, 22-61, WAIPU'ILANI. I DRIVE THAT ROAD ALL THE TIME. I KNOW THE AREA VERY WELL. YOU TALK ABOUT AFFORDABLE HOUSING, YOU KNOW, AFFORDABLE HOUSING WE'RE TALKING ABOUT AFFORDABLE HOUSING FOR YEARS AND YEARS AND YEARS. I WANT TO TELL GABE JOHNSON, AND MIKE MOLINA, YOU GUYS ARE ADVOCATES FOR AFFORDABLE HOUSING. RIGHT ON. YOU GUYS -- FIRST OF ALL, IT'S A GOOD THING IT'S GOING TO THE PLANNING DEPARTMENT, BECAUSE THEY WOULD APPROVE IT, BANG.\r\n\r\nSOME ENGINEER WOULD SAY NO TRAFFIC IMPACT AND SAY RIGHT ON, CHECKED OFF AND BUILD IT. THANK GOD YOU SAW THIS FIRST. ALSO, WHAT I'M LOOKING AT, YOU GUYS ALLOWED MAKENA RESORT TO BUILD ALL THESE LUXURY HOMES AND FOUR WORKFORCE HOUSING? HOW IS THAT? HOW DID GUY MAKE MILLION DOLLARS HOMES AND ONLY FOUR WORKFORCE HOUSING? I CAN'T COMPREHEND THAT, YOU KNOW WHAT I MEAN? AND THE PLANNING COMMISSION, I'M ALL FOR THAT TO PUT IT ON THE BALLOT, AND HAVE ANOTHER ADVISORY GROUP.\r\n\r\nIT'S ALL ABOUT CHECKS AND BALANCES. SOMETIMES, I KNOW VOTING BECAUSE THEY HAVE CONNECTION WITH THIS AND CONNECTION WITH THAT. IT'S NOT ABOUT THAT. I THINK IN THE PLANNING OF MAUI, YOU HAVE TO HAVE EVERYBODY FROM EACH COMMUNITY ON THAT PLANNING, SO THEY KNOW WHAT IS GOING ON IN THEIR COMMUNITY AND THEY ASK THE TOUGH QUESTIONS, YOU KNOW WHAT I MEAN? I WENT TO A PLANNING MEETING A COUPLE OF MONTHS AGO AND THERE WAS A PERSON HERE WHO WAS OPERATING WITHOUT A PERMIT FOR 20 YEARS. AND THE PLANNING DEPARTMENT SUPPORTED IT. SAID RIGHT ON, YOU KNOW?\r\n\r\nNO QUESTIONS, TELLING THEM THAT MAYBE YOU SHOULD ASK FOR MORE WHEN YOU GO BEFORE THE COUNTY COUNCIL? SO THERE'S NO PARKING, THERE'S NOTHING, YOU KNOW WHAT I MEAN? I'M SITTING THERE, GOING, WHAT ARE YOU GUYS DOING, YOU KNOW WHAT I MEAN? HEY, YOU PRAISING THEM FOR NOT HAVING A PERMIT FOR 20 YEARS? YOU KNOW WHAT I MEAN. I DIDN'T UNDERSTAND THAT. ANOTHER QUESTION ABOUT THE WATER.\r\n\r\nAND ALL OF THIS IS IN THE BACK OF MY HEAD, HOW CAN OUR LIEUTENANT GOVERNOR BECOME IN CHARGE OF MAUI PONO? HUH? ALL OF A SUDDEN OUR LT. GOVERNOR FORMER LT. GOVERNOR IS IN CHARGE OF MAUI PONO? THAT IS MY QUESTION. YOU TALK ABOUT ISSUES, IS THAT IS WHY PEOPLE THINK ABOUT GOVERNMENT HEY WHAT'S GOING ON, YOU KNOW WHAT I MEAN?\r\n\r\nI WILL LEAVE THAT TO YOUR THOUGHTS ALICE LEE, YOU SHOULD TAKE A COUPLE OF DAYS OFF AND HAVE A GOOD WEEK AND GOD BLESS YOU GUYS. ALOHA. >> ANY QUESTIONS, MEMBERS? TAKE CARE. >> THANK YOU. >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS DICK MAYER AND WE'LL CALL BRANDON

HOLMES AGAIN. >> GOOD MORNING, COUNCIL MEMBERS, FIRST, MONDAY MORNING YOU MAY NOT WANT TO START AT 10:00 AND MAY WANT TO START AT 9:00, WHY WAIT?\r\n\r\nMAIN ITEMS. WITH REGARD TO THE HOMEOWNER EXEMPTIONS, GOING UP TO \$300,000 AND \$400,000 FOR LONG-TERM, I STRONGLY APPLAUD YOU DOING THAT, BUT RAISE A QUESTION WITH YOU, WHAT HAPPENS IF SOMEBODY LIVES IN A HOUSE AND GETS THE HOMEOWNER EXEMPTION AND THEY HAVE A 'OHANA AND LONG-TERM RENT, DO THEY TAKE THE HIGHER OF THE TWO? THAT NEEDS TO BE CLARIFIED. SO PLEASE LOOK AT WORDING THERE AND PLAQUE SURE THAT -- I'M NOT SURE WHEN YOU DO OR DON'T WANT THAT? WITH THE WATER AUTHORITY, YOU HEARD SO MANY PEOPLE SPEAK IN FAVOR AND THE DEPUTY DIRECTOR OF THE WATER DEPARTMENT RAISED ISSUES. I THINK IT WAS OUT OF LINE. HIS WATER BOARD HAS RECOMMENDED THIS WATER AUTHORITY CONCEPT.\r\n\r\nTHEY DID A STUDY AND HE MADE NO REFERENCE TO HIS OWN WATER BOARD AND THE MAYOR SAID HE WAS IN FAVOR. I'M NOT SURE IF HE IS ACTING ALONE OR HIS APPROVAL FOR THE COMMENTS HE DID MAKE? HE RAISED A NUMBER OF ISSUES AND I THINK MOST OF THEM COULD BE DEFLATED, IF WE WENT THROUGH THEM ONE BY ONE. WITH REGARD TO THE SOUTH MAUI WETLANDS HOUSING PROJECT, LET ME READ MY TEXT, THE COUNCIL SHOULD TURN DOWN THE PROJECT AND URGE AN AFFORDABLE HOUSING PROJECT BE BUILT IN THE RT PARK, WHICH SINCE 2016, ORDINANCE NO. 43 47, WHICH IS ALREADY ENTITLING TO BUILD 1200 HOMES. IT'S ALREADY THERE ON 102 ACRES WITHIN THAT RT PARK. RT HOMES WOULD BE VERY CLOSE TO THE NEW HIGH SCHOOL.\r\n\r\nIF THE OWNERS OF THE RT PARK MAKE IT DIFFICULT TO GET A PROJECT LIKE THIS GOING, THE COUNCIL SHOULD CONSIDER STRIPPING THEM OF THEIR ENTITLEMENTS, WHICH HAVE BEEN AWAITED MUCH-NEEDED DEVELOPMENT FOR MANY YEARS, DURING AN ENVIRONMENT WHEN WE HAD LOW INTEREST RATES WITH EVERY OPPORTUNITY TO GET A PROJECT GOING AND MADE NO EFFORT TO MOVE THE 1200 HOUSES. MUCH OF THE INFRASTRUCTURE IS IN THAT PROJECT AND ALREADY ENTITLED. THAT IS WHERE IT SHOULD BE AND NOT IN A WETLANDS, DOWN BELOW WHERE NUMEROUS RESIDENTS HAVE CITED PROBLEMS. WITH REGARD TO COUNCIL MEMBER SUGIMURA'S FEASIBILITY STUDY, I THINK THAT IS WAY OFF BASE. BECAUSE SHE MAKES AN ASSUMPTION THAT SOMEHOW WITH MAUI PONO WOULD GET IT TO CONTINUE SELLING WATER TO COUNTY AT \$0.06 PER THOUSAND GALLONS OF IT'S TOTALLY UNREASONABLE, BECAUSE THEY WILL HAVE TO PAY PROBABLY A MUCH HIGHER FEE TO THE STATE TO GET THE LEASES ON THAT LAND, AND THAT WILL HAVE TO BE PASSED ON. THERE WILL BE A LOT OF PRESSURE ON THEM AND NO COMMITMENT ON THEIR PART TO OFFER IT AT \$0.06. THAT COULD RAISE. ON THE OTHER HAND, THE DEPARTMENT OF DEPARTMENT OF LAND AND NATURAL RESOURCES SAID IF THE COUNTY TOOK THAT OVER, THEY WOULD PERHAPS GET THE AGREEMENT FOR FREE, GRATIS IS THE TERM HE USED.\r\n\r\nSO IF ANYTHING, THE COUNTY WOULD BE ABLE TO GET THAT WATER MORE CHEAPLY THAN IF MAUI PONO WERE TO DELIVER IT TO YOU. AND IT WOULD BE UNDER CANADIAN CONTROL THROUGH A COMPANY, MAUI PONO, WHICH IS INCORPORATED IN DELAWARE AND REALLY BEYOND BELIEF THAT THE COUNTY WOULD WANT THAT TO BE THE WAY FOR THE NEXT 30 YEARS, RATHER THAN TAKING OVER THE WATER? I URGE A FEASIBILITY -- BUSINESS PLAN BE PREPARED ONCE THE CHARTER AMENDMENT IS APPROVED, THE COUNCIL SHOULD ACT VERY QUICKLY TO GET THE NEW AUTHORITY GOING, AND PREPARE BUSINESS PLAN, WHAT THE COSTS, AND IF IT TURNS OUT IT'S NOT THE RIGHT THING, YOU DON'T HAVE TO GO AHEAD AND HAVE THE AUTHORITY OPERATING IT. YOU COULD SAY TO THE WATER DEPARTMENT, PLEASE MAKE ARRANGEMENTS AND BID ON IT OR NOT BID ON IT. I DON'T THINK COUNCIL MEMBER SUGIMURA'S THING IS WISE AT THIS TIME. FINALLY IN REGARD TO THE DISTRICT PLANNING COMMISSIONS, EACH PLAN DISTRICT IN THE COMMUNITY MUST HAVE THE SAME BENEFITS THAT THE LANA'I AND MOLOKA'I DISTRICTS NOW ENJOY, THAT IS HAVING CONTROL OVER THEIR OWN COMMUNITIES. WITH REGARD TO THE COASTAL ZONES, TWO

GOING TO WORK. MAHALO. >> MEMBERS, QUESTIONS? THANK YOU VERY MUCH FOR YOUR TESTIMONY.\r\n\r\nMR. CLERK. >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS JESSIE, FOLLOWED BY THE INDIVIDUAL CALLING IN FROM THE PHONE NUMBER 9460. >> ALOHA. MAHALO. ALOHA MAI KAKOU, KANAKA MAOLI. I'M IN SUPPORT OF COUNCIL MEMBER SHANE SINENCI'S AMENDMENTS. KALO FARMERS FOR MANY GENERATIONS AND I PERSONALLY HAVE SEEN THE DAMAGES THAT HAVE BEEN DONE TO OUR STREAM AND OCEAN LIFE, AND ALSO TO OUR KALO FARMS.\r\n\r\nCORPORATIONS WERE ALLOWED TO TAKE 100% OF OUR WATERS AND LEAVE US KALO FARMERS WITH NOTHING, DEVASTATING OUR LAND. THE LAND IS THE CHIEF, AND WE AS HUMANS ARE ITS SERVANTS. WAI MEANS WATER. WAI WAI MEANS TO BE RICH. SO THIS FOREIGN CORPORATION WANTS TO BE WAI WAI WITH OUR WAI. THAT NO CAN. WATER FLOWS WHERE IT IS MEANT TO FLOW, GIVING US THE RIGHTS TO MALAMA IT.\r\n\r\nI BELIEVE THE PEOPLE SHOULD MANAGE OUR WATERS WAS SAID IS EARLIER WE HAVE THE EXPERTISE AND IN-DEPTH KNOWLEDGE TO MANAGE THE WATERSHED. HERE WE ARE TODAY STILL TALKING ABOUT EAST MAUI WATERS. I BELIEVE THAT WE THE PEOPLE SHOULD BE ABLE TO BE AT THE DISCUSSION TABLE WHENEVER THERE'S TALK ABOUT EAST MAUI WATERS. I WOULD LIKE TO MAHALO ALL OF THOSE OF YOU IN SUPPORT OF THIS AMENDMENT, AND FOR ALL THOSE OF YOU WHO ARE IFFY ABOUT IT, I WOULD LIKE YOU TO KNOW OF THE IMPACT IT WOULD HAVE ON OUR EAST MAUI COMMUNITIES AND THE LIVES OF ITS PEOPLE. NO WATER, NO LIFE. MAHALO FOR YOUR TIME. >> MEMBERS, QUESTIONS?\r\n\r\nIF NOT, THANK YOU VERY MUCH. MR. CLERK. >> CHAIR, THE NEXT PERSON SIGNS UP TO TESTIFY IS THE INDIVIDUAL CALLING IN FROM THE PHONE NUMBER ENDING WITH THE LAST FOUR DIGITS 9460. TO BE FOLLOWED BY ROBIN KNOX. 9460, YOU'RE UNMUTED. IT'S YOUR TIME TO SPEAK. CHAIR, THEY ARE NOT RESPONDING, SHALL WE MOVE TO THE NEXT TESTIFIER?\r\n\r\n>> YES, PLEASE. >> CHAIR, THE NEXT TESTIFIER IS ROBIN KNOX, TO BE FOLLOWED BY LLOYD JOHNSON ROBIN KNOX DOES NOT APPEAR TO BE CONNECTED TO THE MEETING. WE'LL MOVE TO THE NEXT TESTIFIER, LLOYD JOHNSON. WE SEE YOU ARE CONNECTED TO THE MEETING, BUT YOU ARE NOT UNMUTING YOURSELF. YOU NEED TO UNMUTE YOURSELF. WE CANNOT UNMUTE YOU. CHAIR, PERHAPS MR.\r\n\r\nJOHNSON -- >> YES, I'M HERE. >> OKAY. >> CAN YOU HEAR ME NOW? >> YES. >> YES. >> OKAY. MY NAME IS LLOYD JOHNSON.\r\n\r\nMY PROPERTY IS ADJACENT TO THIS PROPOSED WAIPU'ILANI DEVELOPMENT. I'M OPPOSED TO THE PROJECT. AND I'M SURE EVERYBODY IS SAYING THAT WE'RE A BUNCH OF NIMBIES, NOT IN MY BACKYARD, BUT THERE'S MUCH MORE TO IT THAN THAT. BECAUSE MY PROPERTY IS ADJACENT TO THE PROPERTY IN QUESTION, I KNOW WHAT IS WRONG WITH THIS PROPOSAL. I ACKNOWLEDGE THE NEED FOR WORKFORCE HOUSING, BUT THIS IS THE WRONG PLACE. THIS SITE IS SUBJECT TO FREQUENT -- IS THERE ANYBODY SAYING IT'S NOT A FLOOD ZONE? I CAN'T BELIEVE THIS PROPOSAL IS STILL BEING CONSIDERED.\r\n\r\nI UNDERSTAND THE DEVELOPER WILL BUILD MARKET VALUE HOUSING, IF THIS PROJECT IS DECLINED. AT LEAST THE COUNTY WILL NOT BE PARTNERS IN SUCH A BLUNDER. PREDICTABLY THE BUYERS WILL HAVE TO TRUDGE THROUGH ANKLE DEEP WATER FOR SEVERAL DAYS FOLLOWING SEASONAL HEAVY RAINS. THESE HOUSES WILL NOT BE A BARGAIN. THERE WILL BE A LOT OF BUYER'S REMORSE AND LET THE BUYER BEWARE. APPARENTLY THE DEVELOPER HAS ASKED THAT FLOOD INSURANCE BE WAIVED. APPARENTLY HE HAS BEEN OFFERED THIS ALTERNATE LAND TRADE AND HE HAS DECLINED.\r\n\r\nTHE EMPTY LOT IN QUESTION IS A NECESSARY FLOOD CONTROL. ANYONE WHO HAS EVER DRIVEN ON SOUTH KIHEI ROAD AFTER HEAVY RAIN KNOWS THAT THE ROAD IS FLOODED FOR SEVERAL DAYS AFTER. THAT FLOODWATER CREEPS UP MY DRIVEWAY, THEN FINDS LOW GROUND TO FOLLOW ON THE SOUTH SIDE OF MY HOUSE, INTO MY BACKYARD, AND INTO THAT EMPTY LOT. IT THEN TAKES SEVERAL DAYS TO ABSORB INTO THE GROUND THERE. ONE OF THE TWO ACCESS ROADS FOR THIS PROJECT IS ALREADY TWO NARROW FOR CURRENT TRAFFIC. IT HAS PARKING ON BOTH SIDES AND

TWO-WAY TRAFFIC. I AVOID THIS STREET, BECAUSE IT ISN'T WIDE ENOUGH FOR TWO-WAY TRAFFIC.\r\n\r\nIF THERE'S A CAR COMING FROM THE OPPOSITE DIRECTION, ONE CAR HAS TO PULL OVER AND YIELD AND THIS PROJECT PROPOSES MORE TRAFFIC ON THAT STREET. THAT IS ALL I HAVE TO SAY. >> THANK YOU. MEMBERS, QUESTIONS? THANK YOU VERY MUCH. NEXT TESTIFIER. >> THE NEXT PERSON SIGNED UP TO TESTIFY IS KAY ANDERSON, FOLLOWED BY ALBERT PEREZ.\r\n\r\n>> HELLO. >> HELLO. >> HI, KAY ANDERSON. THANK YOU FOR ALLOWING ME TO SPEAK TONIGHT. I APPRECIATE THE TIME AND EFFORT THAT YOU ALL TAKE. I KNOW IT'S REALLY DIFFICULT DECISIONS THAT YOU ALL ARE IN AND I APPRECIATE WHAT YOU DO FOR OUR COUNTY AND OUR PEOPLE. I AM SPEAKING AGAINST 21 AND I WOULD LIKE FOR THE COUNCIL MEMBERS TO ACTUALLY DEFER THIS BILL, BECAUSE I DON'T BELIEVE THAT IT IS READY FOR A VOTE TODAY.\r\n\r\nTHE PEOPLE OF MAUI ELECTED THE COUNCIL MEMBERS TO WORK FOR THEM, AND THE PEOPLE. I AM NOT ADVERSE HAVING A BILL THAT WORKS FOR THE PEOPLE AND TO SUPPORT THE SEABIRDS, BUT THIS BILL DOES NOT DO THAT. THE WAY IT'S WRITTEN IT IMPACTS EVERYONE IN MAUI COUNTY. NOT ONLY DOES IT IMPACT THE COUNTY, THEIR LIGHTS, THE COST OF THE LIGHTS, THE HOTELS, CONDOMINIUMS, IT IMPACTS EVERY SINGLE-FAMILY THAT OWNS THEIR HOMES IN UP COUNTRY, ALL OVER THE ISLANDS. PEOPLE THAT HAVE STRUGGLING TODAY WITH 10% INFLATION TO EVEN PUT FOOD ON THE TABLE WILL HAVE TO REPLACE THEIR LIGHTS. I WILL SUSPECT OR PREDICT RATHER THAN REPLACE THEIR LIGHTS THEY WILL REMOVE THE LIGHTS, CREATING A HAZARD AT THEIR HOMES. AND THAT IS NOT PUTTING THE BEST INTEREST OF THE COUNTY, OF THE PEOPLE OF MAUI COUNTY IN THE BEST INTEREST IN MAKING THESE DECISIONS.\r\n\r\nI THINK IT WOULD BE IN THE BEST INTEREST IF YOU TAKE AN EDUCATED, MORE INFORMED DECISION, TAKE MORE TIME, FIGURE OUT WHAT IS IN THE BEST INTEREST OF THE PEOPLE? HOW CAN WE ROLL-OUT A PLAN THAT WE CAN ACTUALLY SUPPORT THE PEOPLE OF MAUI COUNTY? SO IT'S SAFE FOR THEM, AND THAT IT IS A MORE COST-EFFECTIVE APPROACH AND THAT WE CAN POSSIBLY PROTECT THESE BIRDS, BUT THE APPROACH ON THE TABLE TODAY IS NOT APPROACH. ALSO I WAS A LITTLE DISAPPOINTED THAT TWO PEOPLE TO YOUR MEETING MONDAY, MR. PENNIMAN AND THE ATTORNEY WITH EARTH JUSTICE, WHO SUED ONE OF THE HOTELS ON MAUI, THAT IS INVITING THE FOX INTO THE HEN HOUSE, BUT THERE'S NOT ANYBODY ON THE OTHER SIDE LIKE UNIVERSITY OF HAWAI'I, WHO DID STUDIES ON THIS? I JUST ASK THAT THE COUNCIL TAKE A BALANCED APPROACH WHEN YOU MOVE FORWARD WITH A SOLUTION HERE IN MAUI COUNTY. THANK YOU FOR YOUR TIME.\r\n\r\nI APPRECIATE YOUR EFFORTS. >> CHAIR, YOU'RE MUTED. SORRY I HAD TO TURN IT OFF WHILE I SNEEZE. ANY QUESTIONS, MEMBERS? MEMBER KING. >> THANK YOU, CHAIR, JUST A QUICK QUESTION. ALOHA, MS.\r\n\r\nANDERSON. DO YOU WORK FOR THE HOTEL INDUSTRY? >> I DO NOT, I'M JUST A PRIVATE INDIVIDUAL. >> PRIVATE INDIVIDUAL. OKAY. THANK YOU. >> ANY OTHER QUESTIONS, MEMBERS?\r\n\r\nYES, PRO TEM KAMA. >> THANK YOU, CHAIR. THANK YOU FOR BEING HERE, MS. ANDERSON. YOU KNOW, YOUR TESTIMONY THAT YOU FELT LIKE WE WERE PRETTY ONE-SIDED WHEN WE INVITED PEOPLE TO BE A RESOURCE. I DON'T THINK WE INTEND TO BE ONE-SIDED. I JUST THINK WHEN PEOPLE SHOW UP AND WE'D LIKE TO HEAR FROM THEM A LITTLE BIT MORE AND ASK THEM QUESTIONS.\r\n\r\nDO YOU HAVE SOMEONE IN MIND THAT YOU WOULD LIKE TO BE ABLE TO SAY TO INVITE TO BE A RESOURCE IN THE MONDAY MEETING? >> WELL, I UNDERSTAND THERE'S A STUDY FROM THE UNIVERSITY OF HAWAI'I. I THINK WHOEVER WROTE THAT STUDY, I MIGHT YOU MIGHT WANT TO INVITE THEM? I DON'T KNOW THIS MR. HAYES, BUT HE SPOKE AND HE SPOKE ON THE OTHER SIDE OF THE FENCE. SO IT WOULD SEEM TO ME, IF YOU WANTED TO SHOW THAT YOU WE'RE BEING BALANCED IN THE TOPIC, YOU MIGHT HAVE INVITED THEM. I'M NOT SAYING THAT I KNOW HIM AT ALL OR READ HIS STUDY, BUT TO ME, SITTING BACK AND LOOKING THAT OFFER WASN'T PRESENTED. >> THANK

YOU, MS.\r\n\r\nANDERSON, MY TIME IS UP. THANK YOU, CHAIR. >> THANK YOU. ANY MORE COMMENTS OR QUESTIONS? IF NOT, THANK YOU VERY MUCH. MR. CLERK.\r\n\r\n>> CHAIR, THE NEXT PERSON WE HAVE SIGNED UP TO TESTIFY IS ALBERT PEREZ, TO BE FOLLOWED BY THE INDIVIDUAL CALLING IN FROM THE PHONE NUMBER ENDING WITH THE LAST FOUR DIGITS 5249. >> HELLO, ALBERT. >> ALOHA, CHAIR, COUNCIL MEMBERS, CAN YOU HEAR ME? >> YES. >> HI. JUST VERY QUICKLY, I AM ONE OF THOSE PEOPLE WHO WAS INSPIRED BY COLETTE MACHADO AND WANT TO HONOR HER. DIDN'T GET A CHANCE TO DO THAT THIS MORNING. I ALSO WANTED TO SAY THAT I'M CONCERNED ABOUT YOU FOLKS, LAST TIME, I THINK YOU ARE WITH SITTING DOWN FOR 16 HOURS, AND THAT IS NOT HEALTHY I HOPE YOU ARE ABLE TO FIND A WAY TO MANAGE THESE LONG HOURS.\r\n\r\nI'M TESTIFYING TODAY ON THREE HOURS. FIRST OF ALL, THE REGIONAL PLANNING COMMISSIONS. I'M ALBERT PEREZ WITH MAUI TOMORROW, AND WE SUPPORT THIS CHARTER AMENDMENT PROPOSAL. ALL OF OUR COMMUNITIES IN MAUI COUNTY DESERVE DECISIONS TO THEIR COMMUNITIES THAT IS SENSITIVE TO THE ACTUAL CONDITIONS ON THE GROUND. YOUR NEIGHBORS ARE MORE LIKELY TO MAKE DECISIONS APPROPRIATE FOR YOUR NEIGHBORHOODS. MAUI COUNTY IS GROWING AND IT'S TIME TO MAKE SURE WE'RE ALL EQUALLY REPRESENTED AND REGIONAL PLANNING COMMISSIONS WILL FURTHER THAT GOAL. WITH REGARD TO THE CLAIM THAT OVERLAPPING JURISDICTIONS WILL CREATE PROBLEMS, THE JURISDICTIONS DO NOT OVERLAP.\r\n\r\nTHEY ARE DEFINED BY THE COMMUNITY PLAN REGION BOUNDARIES. IF THERE ARE ISSUES THAT AFFECT MORE THAN ONE JURISDICTION, THEN THOSE ISSUES CAN BE REFERRED TO MORE THAN ONE PLANNING COMMISSION JUST LIKE THEY ARE NOW. SO I URGE YOU TO FORWARD THIS TO THE PEOPLE OF MAUI COUNTY FOR A DECISION IN NOVEMBER. MEANWHILE, MY NEXT ITEM IN KIHEI WE HAVE ANOTHER HOUSING PROJECT BEING PROPOSED IN WETLANDS. OF COURSE, I'M SPEAKING OF HALE WAIPU'ILANI, WHICH TRANSLATES TO THE "WATERSPOUT." AND I THINK WE SHOULD PAY ATTENTION TO THAT TRADITIONAL CULTURAL KNOWLEDGE. WE'RE NOT DOING ANY FAVORS TO PEOPLE WHO ARE ECONOMICALLY VULNERABLE AND BARELY ABLE TO AFFORD A HOUSE BY GIVING PEOPLE IN A CHANCE TO FINAL HAVE A HOME IN AN AREA THAT FLOODS. THE LOGIC THAT THERE WILL BE FIVE HOMES THERE ANYWAY ESCAPES ME.\r\n\r\nIT'S NOT GUARANTEE. THEY STILL NEED AN SMA PERMIT AND EVEN IF THEY DID HAPPEN, THERE WON'T BE AS MANY PEOPLE AFFECTED FROM THOSE EVENTS AND WOULD BE ABLE TO BETTER RECOVERY FINANCIALLY. ACCORDING TO THE REPORT DEVELOPER WOULD SAY HE WILL RECEIVE FEDERAL EMERGENCY MANAGEMENT AGENCY AND ACCORDING TO THE WEBSITE, THEY CAN REQUEST A LETTER OF MAP REVISION, BUT THERE'S NO GUARANTEE IT WILL BE GRANTED. IT MUST CONSIDER OTHER COMMUNITIES AFFECTED, PROPERTY OWNERS NEARBY NEED TO BE NOTIFY AND IT'S SUBJECT TO APPEAL. SO IT'S NOT GUARANTEED. ALSO FROM THE FEMA WEBSITE, VERY IMPORTANTLY, ISSUANCE OF A LOMAR DOES NOT MEAN THERE'S NO RISK OF FLOODING. THEY STRESS THAT NOT HAVING A FLOOD INSURANCE POLICY COULD HAVE DISASTROUS CONSEQUENCES LEAVING YOU WITH NO FINANCIAL PROTECTION FROM FLOOD LOSSES.\r\n\r\nSO THEY RECOMMEND THAT YOU HAVE FLOOD INSURANCE ANYWAY, EVEN WITH A LOMAR AND IT WILL ADD TO THE EXPENSE OF LIVING THERE. THERE WILL BE NO WETLANDS LEFT TO PROTECT WITH THE ORDINANCE AND BECAUSE THESE KEEP COMING UP BECAUSE THE LAND IS LESS EXPENSIVE. IF YOU DO THIS, YOU WILL KEEP ENCOURAGING DEVELOPERS TO DO THIS ON WETLANDS IN FLOOD ZONES. YOUR DISAPPROVAL WOULD DISCOURAGE THEM. AFTER TEN YEARS, THEY WOULD NOT BE AFFORDABLE. IN PEOPLE DON'T QUALIFY AT LOWER INCOME LEVELS AND THE COUNTY DOESN'T BUY THE UNITS THEY CAN BE SOLD AT MARKET PLACE. THAT IS A WINDFALL FOR DEVELOPERS AND I BELIEVE THAT IS ONE REASON THIS TYPE OF PROJECT IS SO ATTRACTIVE.\r\n\r\nANYWAY, THIS COUNCIL ALREADY MOVING IN THE RIGHT DIRECTION, WHICH IS TO HELP DEVELOPERS BE ABLE TO OFFSET THE

HIGHER PRICE OF MORE SUITABLE LAND BY PROVIDING INFRASTRUCTURE. THAT WILL PROVIDE HOUSING THAT IS CLEARLY IN THE PUBLIC INTEREST. PUTTING HOUSES IN FLOOD ZONES IN WETLANDS IS NOT. MOVING ON. LET ME TAKE A SIP, SORRY. EAST MAUI COMMUNITY WATER AUTHORITY. SUPPORT THIS CHARTER AMENDMENT.\r\n\r\nIT'S TIME FOR MAUI COUNTY TO TAKE CONTROL OF ITS OWN WATER RESOURCES. HAVING PUBLIC WATER SUPPLY DEPENDS ON PRIVATE WATER SYSTEMS IS POOR PUBLIC POLICY, AND PLACES THE POLICY AND DECISIONS THAT ARE BASED ON WHAT IS BEST FOR THE COMPANY, NOT THE PUBLIC INTEREST. IT'S ALSO RISKY, CLIMATE CHANGE AND INVASIVE SPECIES ARE MAKING WATERSHEDS MORE SUSCEPTIBLE TO LANDSLIDES AND WATERSHED HEALTH IS CRITICAL TO MAINTAINING ANY FLOW AT ALL. IT MAY OR MAY NOT BE WORTH IT FOR A PRIVATE COMPANY TO REPAIR PRIVATE DITCHES. WE DON'T WANT THAT DECISION TO BE LEFT TO A COMPANY'S BOTTOM-LINE, TALKING ABOUT PUBLIC TRUST RESOURCES. I WOULD ALSO LIKE TO STRESS ONCE AGAIN TO ENSURE THAT THE EMI EMPLOYEES, WHO KNOW HOW TO RUN THAT SYSTEM BE RETAINED, BECAUSE THEY KNOW IT BEST AND TO WORK CLOSELY WITH INVASIVE SPECIES EXPERTS. DECISIONS WOULD BE TRANSPARENT, CONSISTENT WITH THE PUBLIC TRUST, AND AN AUTHORITY MAY BE ELIGIBLE FOR GRANT FUNDING THAT IS NOT AVAILABLE TO PRIVATE CORPORATIONS.\r\n\r\nTHIS WOULD OFFSET THE COSTS THAT ARE OF CONCERN TO THE DEPARTMENT OF WATER SUPPLY AND OTHERS. THERE HAS BEEN MANY INVESTIGATIONS REGARDING FEASIBILITY OF THIS IDEA, NOT THE LEAST OF WHICH WAS THE TEMPORARY INVESTIGATIVE GROUP OF THE BOARD OF WATER SUPPLY AND TO COMPLIMENT COUNCIL MEMBER SINENCI, THE BOARD OF WATER SUPPLY AND ALL OF THE CITIZENS WHO PUT SO MUCH TIME INTO THOROUGHLY VETTING THIS IDEA ALREADY. FINALLY I WOULD LIKE TO POINT OUT AS MR. MAYER DID THE CURRENT RATES ARE NOT GUARANTY AND ALSO SUBJECT TO CORPORATE DECISION-MAKING THAT WE'RE TRYING TO GET OUT FROM UNDER. SO THIS CHARTER AMENDMENT WOULD ALLOW THE PEOPLE OF COUNTY OF MAUI TO TAKE CHAIR AND I URGE YOU TO SEND IT TO THE PEOPLE OF MAUI COUNTY FOR THEIR DECISION. MAHALO. >> MEMBERS, QUESTIONS?\r\n\r\nTHANK YOU ALBERT. >> DON'T STAY UP TOO LATE? >> MADAM CHAIR. >> GO AHEAD. >> SORRY, BEFORE WE GO TO NEXT TESTIFIER, I WAS WONDERING TO DO A TEMPERATURE CHECK WHERE WE'RE WITH TESTIFIERS AND HOW WE WANT TO PROCEED WITH THE REST OF THE EVENING. >> MR. CLERK, HOW MANY?\r\n\r\n>> CHAIR, THERE ARE SIX TESTIFIERS REMAINING. >> THANK YOU. PROCEED, MR. CLERK. >> CHAIR, NEXT PERSON SIGNED UP TO TESTIFY IS THE INDIVIDUAL CALLING IN FROM THE PHONE NUMBER ENDING WITH THE LAST FOUR DIGITS, 5249, FOLLOWED BY LA HUA COSMO. 5249, YOU'RE UNMUTED. IT'S YOUR TIME TO TESTIFY.\r\n\r\nCHAIR, THEY ARE NOT RESPONDING, SHALL WE MOVE TO THE NEXT TESTIFIER? >> YES, PLEASE. >> THEN THE NEXT TESTIFIER IS LA HUA COSMO. >> ALOHA. >> ALOHA. >> CAN YOU HEAR? >> YES.\r\n\r\n>> HI. ALOHA MEMBERS. CHAIR LEE, AND THE COUNTY COUNCIL. THANK YOU FOR HOLDING ON THIS LONG. I HAVE BEEN WAITING FROM THIS MORNING. SO I KNOW HOW YOU ALL FEEL. I CAN HEAR YOUR STOMACHS GROWLING.\r\n\r\nANYWAY, I WANT TO TALK ABOUT LIGHTING BILL 21. I FEEL WE NEED TO DEFER THIS, BECAUSE I HAVE BEEN HEARING ABOUT FLORIDA HAS IT, BIG ISLAND HAS IT, HONOLULU HAS IT, BUT YOU KNOW WHAT? WE'RE MAUI. WE ARE MAUI AND WE'RE NOT LIKE ANY OTHER PLACE. I TRULY BELIEVE IT HAS SOMETHING TO DO WITH THE WILDLIFE, THE BIRDS. I HAVE NEVER SEEN IT IN HANA. I DO THINK IT'S A LOT TO DO WITH THE CLIMATE CHANGE THAT IS HAPPENING AROUND EVERY COMMUNITY, AROUND THE WORLD. SO I FEEL THAT MAYBE WE DO A FEASIBILITY STUDY, AND REALLY LOOK AT THE OUTCOME?\r\n\r\nIS THIS REALLY IMPORTANT? BECAUSE I SEE THE FUNDING FOR THIS CAN GO TO SOMEWHERE LIKE AFFORDABLE HOUSING, IT CAN GO TO A MUCH BETTER NEED. I SUPPORT THE BIRDS, BUT I HAVE NEVER SEEN IT HERE IN HANA DYING. MY CONCERN AS A HANA RESIDENT IS LATELY, EVERY OTHER DAY, WE HAVE

BEEN GOING THROUGH ROBBERIES. BECAUSE A LOT OF PLACES ARE DARK. SO I FEEL WITH THIS LIGHTING, IT HELPS BRING SECURITY TO THE HOMEOWNERS AND RESIDENTS OF HANA, SO WE CAN AVOID THE ROBBERIES GOING ON. IT'S NOT JUST HANA, BUT ALL OVER.\r\n\r\nI AGREE WITH THE POLICE DEPARTMENT THAT THEY NEED BETTER LIGHTING. THAT IS IMPORTANT. TO DO A STUDY AND WHAT THE COST AND AMOUNT OF TAXPAYERS MONIES TO PAY FOR THIS? SO I'M NOT IN SUPPORT OF THIS UNTIL IT GETS DEFERRED AND YOU GUYS DO MORE STUDIES, THEN I'M FINE WITH IT. NO. 2, THIS IS 22-144. THE AMENDMENT TO REVISE THE CHARTER OF COUNTY OF MAUI TO ESTABLISH PLANNING COMMISSIONS FOR ALL AREAS OF MAUI. I THINK IT'S IMPORTANT THAT EACH COMMUNITY THAT KNOWS THEIR COMMUNITY HAVE A LOT TO SAY IN THIS PLANNING.\r\n\r\nSO WITH THAT, I ASK THAT WE DISSOLVE THE CURRENT MAUI PLANNING COMMISSION. I SAT ON MANY -- I SAT FOR MANY TERMS ON THE HANA ADVISORY COMMITTEE, AND SOMETIMES, OUR VOICES AS A COMMUNITY ARE NOT HEARD. BECAUSE IT HAS TO GO THE MAUI PLANNING COMMISSION AND IT BYPASSES ALL OF US. NO MATTER WHAT WE DO OR SAY, AND SOMETIMES IT'S GOOD, SOMETIMES IT'S BAD. THAT IS WHY I FEEL EACH COMMUNITY DOES DESERVE THIS OPPORTUNITY. IF ANYBODY KNOWS THEIR COMMUNITY, IT'S THE PEOPLE THAT LIVE THERE. SO I SUPPORT THAT 100%. THE OTHER ONE I WANTED TO TALK ABOUT AND I THANK COUNCIL MEMBER SHANE SINENCI IS THE RESOLUTION 22-119. I FEEL IT'S SUCH AN IMPORTANT MATTER THAT NEEDS TO BE PUT ON THE BALLOT, AND LET THE PEOPLE DECIDE.\r\n\r\nTHEY KNOW WHAT THE IMPORTANCE AND I SPEAK ON BEHALF OF MY KUPUNA AND ANCESTORS FROM KEANA'E, ALTHOUGH I LIVE IN HANA, MY ROOTS ARE KEANA'E AND I SUPPORT IT BEING ON THE BALLOT AND LET THE PEOPLE'S VOICES BE HEARD. IT'S ONLY FAIR, AND THAT IS THE THREE THINGS THAT I WANTED TO BRING TO YOUR ATTENTION THIS EVENING. SO I MAHALO YOU, AND ASK ALL OF YOU TO TAKE INTO CONSIDERATION ALL OF THE TESTIFIERS BEFORE ME, WHETHER IN SUPPORT, OR NOT SUPPORT. I THINK EVERYONE WAS IN SUPPORT OF PUTTING THIS ON THE BALLOT. MAHALO NUI LAO. I HOPE YOU GET TO GO HOME EARLY. >> THANK YOU.\r\n\r\nQUESTIONS? MEMBER SUGIMURA. >> THANK YOU. I JUST HAVE A QUESTION REGARDING BILL 21. THERE'S A DLNR STUDY THAT SAYS THAT THESE BIRDS FLY EAST OF HALE'AKALA MOUNTAIN, SO THE EASTSIDE, HANA SIDE FROM SEPTEMBER 15TH TO DECEMBER 15TH IS WHEN THEY COME. HAVE YOU NOTICED THEM? >> NOTHING. THE ONLY BIRDS WE HAVE IS THE EWA BIRDS IN HANA.\r\n\r\nA LOT OF EWA BIRDS ON THE ISLAND OF ALUA. IT'S SPREAD THROUGHOUT HONOMU AND NOT ONE TIME HAVE I SEEN ANY OF THOSE BIRDS AFFECTED. THEY KNOW WHERE THEIR HABITAT IS. BIRDS ARE SMART THAN WHAT WE USUALLY THINK THEY ARE. BUT I HAVE NEVER SEEN IT MY WHOLE ENTIRE LIFE. MAYBE LIKE THE TESTIFIER BEFORE ME SAID, SEEN IT ON DAIRY ROAD A DEAD BIRD. >> THANK YOU.\r\n\r\n>> THANK YOU. >> THANK YOU SO MUCH. >> CHAIR LEE, THANK YOU. >> TAKE CARE. >> AND CO-CHAIR RAWLINS-FERNANDEZ, THANK YOU TOO. HUI HOU. >> HUI HOU.\r\n\r\nMR. CLERK. >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS EARL MEDEIROS, FOLLOWED BY BARBARA BERRY. >> REPEAT. >> EARL MEDEIROS, I BELIEVE YOU AT THE HANA DISTRICT OFFICE. >> YES. HELLO COUNCIL.\r\n\r\nGOOD EVENING TO YOU GUYS. >> GOOD EVENING. >> PRETTY SOON MY TIME. MY NAME IS EARL MEDEIROS AND I RESIDE IN HANAMA'ULU. WHAT WAS SAID WAS EXACTLY TRUE -- I'M TESTIFYING IN SUPPORT TO ESTABLISH A MAUI WATER AUTHORITY, AND EAST MAUI REGIONAL COMMUNITY BOARD. AND I WANT YOU GUYS TO PUT THIS ON THE BALLOT. RESOLUTION 22-119. WE AS MAUI COUNTY PEOPLE MAUI COUNTY OR MAUI COUNTY PEOPLES SHOULD MAKE DIFFERENT BOARDS TO CONTROL ITS DESIGNATED DISTRICT.\r\n\r\nMANY OUTSIDE ENTITIES ARE TRYING TO TAKE OUR RESOURCES, AND MANY, MANY OTHER THINGS. YOU GUYS SHOULD KNOW. YOU GUYS ARE IN THE MIX OF THINGS. YOU KNOW, IT'S BEEN ALL ALONG, BUT I GOT TO COMMEND YOU GUYS FOR DOING SUCH A GOOD JOB. YOU KNOW, ONE EXAMPLE

THAT I'M GOING TO USE IS THE LLC'S THAT ARE STARTING TO BUY UP OUR PROPERTIES ALL OVER THE PLACE. AND THEY ARE CORPORATIONS, LIKE EVERY OTHER CORPORATION, THEY ARE GOD IS MONEY, NOT GOD HIMSELF. THAT IS WHAT THEY ARE, YOU KNOW?\r\n\r\nAND WHAT THEY PAY FOR LAND TAX? YOU COULD LOOK THAT UP. I KNOW THE ANSWER TO THAT. [INAUDIBLE] >> EARL, YOU APPEAR TO BE FROZEN. >> EARL, CAN YOU HEAR US? >> OH, THERE HE IS. >> OKAY.\r\n\r\nAM I OKAY? >> YES, YOU ARE. >> THE SAME THING WON'T HAPPEN WITH THE -- WILL HAPPEN WITH THE WATER IF NOTHING IS DONE. PLEASE PUT THIS ON THE BALLOT AND LET THE PEOPLE DECIDE WHAT TO DO WITH IT. IT'S TOO LONG ALREADY. OTHER PEOPLE COME FROM OTHER PLACES AND WE KNOW THIS PLACE BETTER THAN ANYBODY ELSE. PUT IT TO THE PEOPLE.\r\n\r\nLET THE PEOPLE SPEAK AND VOICE THEIR OPINION, BECAUSE HALF OF THE GUYS DON'T KNOW WHAT THEY ARE VOTING ON. MONEY IS THE BOTTOM-LINE. BUT THE ONLY THING THAT I HAVE TO SAY IS KEEP THE SITUATION IN OUR HANDS. LET THE PEOPLE CONTROL THEIR OWN DESTINY, NOT OUTSIDE ENTITIES. IF WE NEVER LEARNED FROM PRACTICES, THEN DAMN US. I HOPE ALL YOU GUYS LISTEN TO WHAT I SAY. IT'S ENOUGH ALREADY.\r\n\r\nWE HAVE HAD ENOUGH. ALOHA. >> THANK YOU. MEMBERS, DO YOU HAVE ANY QUESTIONS? NO QUESTIONS. THANK YOU SO MUCH FOR COMING. >> ALOHA.\r\n\r\n>> ALOHA. MR. CLERK. >> CHAIR, THE NEXT INDIVIDUAL SIGN UP TO TESTIFY IS BARBARA BERRY. >> ALOHA CHAIR. COUNCIL MEMBERS. THANK YOU SO MUCH FOR ALLOWING US ALL TO TESTIFY TODAY.\r\n\r\nCHAIR LEE, I HOPE YOU FEEL BETTER REALLY FAST. THAT IS NO FUN TO HAVE TO WORK WHEN YOU ARE SICK LIKE THAT. SO HOPEFULLY YOU ALL GET SOME GOOD REST THIS WEEKEND. I WILL MAKE THIS QUICK. I JUST WANT TO TALK ABOUT A FEW THINGS TODAY. RESOLUTION 21 IS A REALLY IMPORTANT BILL. IT'S BEEN WORKED ON EXTENSIVELY SINCE JANUARY.\r\n\r\nTHERE'S A THREE-YEAR TIMELINE FOR THIS TO BE PUT INTO PLACE TO HELP PROTECT OUR SEABIRDS. IT BASICALLY THREE-AND-A-HALF YEARS WHEN YOU COUNT THE SIX MONTHS UNTIL THE BILL WOULD GO INTO EFFECT. SO I JUST REALLY THINK THAT WE CAN STOP THE FEAR-MONGERING, AND REALIZE BECAUSE THE MAYOR IS OPPOSED TO THIS, THAT CORP. COUNSEL HAS BEEN WEAPONIZED TO COME UP WITH ALL OF THESE CONCERNS THAT HADN'T COME UP IN ALL OF THE SEVERAL COMMITTEE MEETINGS. SO I SUPPORT THIS. I THINK WE SHOULD MOVE FORWARD WITH THIS. THERE'S BEEN A LOT OF BILLS INTRODUCED IN THE PAST, WHERE YOU KNOW, THE STYROFOAM BILL AND THE SUNTAN OXYBENZONE BAN AND EVERYBODY IS WORRIED ABOUT THE UNINTENDED CONSEQUENCES OF THESE THINGS HAPPEN, WHEN, IN FACT, THEY WERE REALLY IMPORTANT AND OTHER COUNTIES HAVE FOLLOWED OUR LEAD.\r\n\r\nSO THESE BIRDS ARE COUNTYWIDE. SO WE HAVE TO THINK ABOUT IT, AND PEOPLE REPLACE THEIR LIGHT BULBS THEY WILL PROBABLY END UP SAVING MORE MONEY, BECAUSE THEY WILL BE MORE ENERGY EFFICIENT AND SUPPORTING OUR SEABIRD POPULATION, WHICH IS IMPERATIVE, BECAUSE ONCE OUR SEABIRDS DWINDLE AND BECOME EXTINCT IS NOT THE TIME TO START THINKING ABOUT THIS. SO LEAVE ALL OF THE CONSIDERATIONS THAT NEED TO BE THOUGHT ABOUT, HAVE BEEN THOUGHT ABOUT AND THERE'S EXEMPTIONS FOR FIREFIGHTERS AND POLICE, AND TEMPORARY LIGHTING. AND EVEN SPORTS FIELD LIGHTING, SO THERE'S NO APPARENT REASON THIS SHOULDN'T NOT BE PASSED TONIGHT OR MONDAY, WHENEVER YOU GET AROUND TO IT. MY OTHER COMMENT ON RESOLUTION 22-119. I HAVE ALWAYS BEEN IN STRONG SUPPORT OF THE COUNTY MANAGING ITS OWN, YOU KNOW, PUBLIC TRUST OF WATER. THE KALO FARMERS, THE RANCHERS, THE FARMERS, I DON'T THINK WE NEED TO WORRY ABOUT PRICES GOING UP TOO MUCH, BECAUSE WE'LL BE ABLE TO MANAGE THIS RESOURCE IN A WAY THAT IS FAIR AND EQUITABLE. PERHAPS THE CORPORATION WHO IS MANAGING IT NOW, GETS THE CHEAPEST WATER WILL PAY THEIR FAIR SHARE?\r\n\r\nTHERE'S A LOT OF WAYS TO THINK ABOUT THIS, BUT THE TIME TO START STUDIES ALL OF THIS HAS PASSED. I THINK IT'S GOOD TO STUDY IT, BUT IT NEEDS TO GET ON THE

BALLOT, BECAUSE THE PEOPLE WANT TO SEE MAUI COUNTY CONTROL OUR WATER AND NOT SOME FOREIGN CORPORATION THAT IS ANSWERING TO THEIR STOCKHOLDERS. SO I REALLY LIKE TO SEE THAT MOVE ALONG, AND I APPRECIATE COUNCIL MEMBER SINENCI FOR BRINGING THIS BILL FORWARD, AS WELL AS COUNCIL MEMBER KING FOR BRINGING FORWARD THE SEABIRD LIGHTING BILL. JUST FOR THE RECORD, I DO NOT SUPPORT THE WAIPU'ILANI DEVELOPMENT BEING BUILT IN A FLOOD ZONE. IT JUST SEEMS LIKE I KNOW WHAT IT'S LIKE DEALING WITH MOLD LIVING IN HAIKU. WHY WOULD WE SUPPORT THAT KIND OF WETLANDS SERVE THE PURPOSE OF DRAIN THE WATER WHEN IT COMES DOWN THE MOUNTAIN. IT'S JUST THE WRONG SPOT FOR THAT DEVELOPMENT.\r\n\r\nI ALSO SUPPORT BILL 110, HELPING OUR VETERANS, AND I THINK THAT'S IT FOR ME. THANK YOU SO MUCH FOR ALLOWING ME TO TESTIFY TODAY. >> THANK YOU VERY MUCH, MEMBERS, QUESTIONS? IF NOT, MR. CLERK. >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS KEANI, FOLLOWED BY JUNIOR NAKOA AND JUNIOR NAKOA IS THE LAST INDIVIDUAL WE HAVE SIGNED UP DURING THIS CURRENT TESTIMONY PERIOD. IF THERE ARE ANY OTHER INDIVIDUALS THAT WOULD LIKE TO TESTIFY AT THIS TESTIMONY PERIOD, PLEASE IDENTIFY YOURSELF IN THE MEETING CHAT, OR SIGN UP WITH THE APPROPRIATE STAFF MEMBER.\r\n\r\nTHANK YOU. >> GO AHEAD, KEONI. >> ALOHA. SO CLOSE TO THE END. ALOHA KAKOU. I HAVE THE PRIVILEGE OF LOBBYING THIS COUNCIL AS DIRECTOR OF THE MAUI INITIATIVE OF THE COMMUNITY FOUNDATION AND ALSO COME TO YOU AS A COMMISSIONER CHOSEN BY THIS COUNCIL TO SERVE ON THE CURRENT CHARTER COMMISSION. I'M HERE TO AFFIRM THAT YOUR CHARTER COMMISSION HAS FULFILLED ITS KULEANA, SPENDING A YEAR TO DEVELOP A FINAL SET OF PROPOSALS AND PUT FORWARD THE BEST PROPOSALS POSSIBLE.\r\n\r\nTODAY YOU ARE CONSIDERING THREE ADDITION PROPOSALS, TWO BROUGHT BEFORE THE CHARTER COMMISSION AND MAKES SENSE THAT THE COUNCIL CONSIDER ADDING TO THE BALLOT. ONE WAS NOT THOUGHT IN THE INTEREST. I'M OPPOSED TO ESTABLISHING PLANNING COMMISSIONS FOR ALL COMMUNITY PLAN AREAS, HOWEVER I DIDN'T START WITH THIS VIEW. WHEN THE PROPOSAL FIRST CAME BEFORE THE CHARTER COMMISSION, I SUPPORTED IT WHOLE-HEARTEDLY. I THOUGHT IT WOULD ENABLE A PLANNING PROCESS THAT WOULD REPRESENT THE BEST INTERESTS OF OUR COMMUNITIES. HOWEVER AS I LOOKED DEEPER INTO THE ISSUE, I CHANGED MY MIND. FIRST, ACCORDING TO HARVARD LAW REVIEW, LOCAL PLANNING BOARDS ARE OFTEN SUBJECT TO CAPTURE BY HOMEOWNERS, WHO OPPOSE THE CONSTRUCTION OF AFFORDABLE HOUSING OUT OF CONCERN THAT A NEW DEVELOPMENT MIGHT CHANGE THE CHARACTER OF THE COMMUNITY BY TRIGGERING AN INFLUX OF LOWER INCOME AND MINORITY RESIDENTS, CREATING SAFETY RISKS THIS OBSERVATION IS REINFORCED ACROSS THE AFFORDABLE HOUSING LITERATURE.\r\n\r\nSECOND, ACCORDING TO THE RESEARCH LITERATURE, PARTICIPANTS IN PUBLIC MEETINGS ARE USUALLY NOT REPRESENTING A CROSS-SECTION OF THE GENERAL PUBLIC AND INSTEAD, THEY ARE DISPROPORTIONALLY LIKELY TO BE WHITE, MALE, OLDER, HOMEOWNERS, VOTERS AND OPPOSED TO THE PROJECT AT ISSUE. THIS ILLUSTRATES A DEEPLY ENGAGED EQUITY ISSUE IN THE LAND USE PLANNING PROCESS. THE PEOPLE WITH THE RESOURCES TO PARTICIPATE IN THE PLANNING PROCESS ARE NOT REPRESENTATIVE OF BROADER COMMUNITY. AS A SIDE NOTE, TODAY'S TOMORROW AGAINST WAIPU'ILANI ILLUSTRATES THIS POINT. THESE TWO BROADLY ESTABLISHED VIEWS IN THE RESEARCH LED ME TO MY KEY CONCERN THAT MORE PLANNING COMMISSIONS WILL STIFLE AFFORDABLE HOUSING DEVELOPMENT EVEN MORE. THIS COUNCIL HAS COMMITTED TO HOUSING AS A HUMAN RIGHT, TO FULFILL THAT COMMITMENT, THE ONLY RESPONSIBLE COURSE OF ACTION IS TO OPPOSE ESTABLISHING PLANNING COMMISSIONS FOR ALL THE COMMUNITY PLAN AREAS. ON TWO SEPARATE, BUT ULTIMATELY RELATED NOTES, I SUPPORT WAIPU'ILANI AND ALL TESTIFIERS BROUGHT UP THE FLOODING ISSUE, AN ISSUE THAT THEY GOT TO CHOOSE TO LIVE WITH AND MOST REVEALED THAT THEY SIMPLY WANT LESS TRAFFIC AND LOWER

DENSITY.\r\n\r\nTHE CHALLENGE BEFORE THIS COUNCIL IS TO PUT OUR COMMUNITY'S NEED FOR AFFORDABLE HOUSING ABOVE THE PREFERENCES OF THE PROJECT'S NEIGHBORS AND SHOULD ADDRESS, TRAFFIC AND FLOODING, ET CETERA IN THE AREA. [SPEAKER NOT UNDERSTOOD] WE WOULD APPRECIATE THE OPPORTUNITY TO DISCUSS AND FURTHER REFINE THIS LANGUAGE WITH THE COUNCIL AND OTHER KEY STAKEHOLDERS. IN CLOSING, JUST WANT TO THANK YOU FOR YOUR PATIENCE, AND YOUR FORTITUDE AND CARRYING OUT YOUR KULEANA FOR THIS COUNTY. MAHALO NUI. >> THANK YOU. >> IT SOUNDS LIKE YOU ARE OPPOSED TO EVERY PLANNING COMMISSION. YOU CHARACTERIZED PLANNING COMMISSIONS AS BEING INHERENTLY AGAINST AFFORDABLE HOUSING, BUT WE HAVE THREE PLANNING COMMISSIONS IN THE COUNTY RIGHT NOW.\r\n\r\nARE YOU OPPOSED MOLOKA'I OR LANAI HAVING ITS OWN PLANNING COMMISSION OR JUST THE REST OF THE COMMUNITIES ON MAUI? >> I THINK I'M NOT OPPOSED TO PLANNING COMMISSIONS. I THINK THAT THEY ARE IMPORTANT PIECE TO HOW OUR COMMUNITY FEEDS BACK TO WHAT HAPPENS IN OUR COMMUNITIES. THEY ARE IMPORTANT CHECK BOTH ON THE PRIVATE DEVELOPMENT SIDE, AS WELL AS THE GOVERNMENT SIDE. I THINK RIGHT SIZING THE PLANNING COMMISSION IS WHAT WE'RE TALKING ABOUT. MAUI PLANNING COMMISSION IS LARGE ENOUGH THAT IT CAN TAKE A BROADER VIEW TO DEVELOPMENT, AND CONSIDER PEOPLE DON'T MOVE ISLANDS AS OFTEN AS THEY MIGHT MOVE COMMUNITIES. AND FOLKS ARE LOOKING FOR AFFORDABLE HOUSING MIGHT BE IN WAILUKU, BUT -- >> THANK YOU.\r\n\r\nMEMBER SUGIMURA. >> THANK YOU. THANK YOU, KEONI, I'M GLAD YOU ARE HERE. AS YOU WERE SPEAKING FROM THE CHARTER COMMISSION, AND THERE IS AN AMENDMENT THAT IS GOING TO COME BEFORE THE PEOPLE, AND THEN THERE'S THIS ONE. SO ARE YOU SPEAKING BECAUSE WE DON'T NEED THE TWO AMENDMENTS, WHICH IF THEY BOTH GET PASSED, I THINK WE'LL HAVE A PROBLEM. DO YOU HAVE A POSITION ON THAT? BECAUSE I DID HEAR AN OPINION ON THAT?\r\n\r\n>> FIRST OF ALL YOU WANT TO CLARIFY, I'M NOT SPEAKING FOR THE COMMISSION. >> RIGHT. I DO KNOW THAT >> YOU KNOW, I SEE CONFLICTS THAT COULD CREATE THAT DOWN THE ROAD. PRIMARILY I'M COMING FROM THE POSITION THAT WE SPENT A LOT OF TIME LOOK INTO AND REALLY LOOKING ABOUT THE PROBLEM. I DON'T THINK OUR CURRENT PROPOSAL ADDRESSES ALL OF THE ISSUES, AT ONE POINT WE KIND OF ADDRESSED THE MAKE-UP IN OTHER WAYS. BECAUSE I THINK THERE'S -- [INAUDIBLE]. >> THANK YOU. >> THEN WE HAVE MEMBER PALTIN.\r\n\r\n>> THANK YOU, CHAIR. THANK YOU, MR. KUA FOR YOUR TESTIMONY. CAN YOU REPEAT YOUR TESTIMONY FOR 22-61. I DIDN'T CATCH IT. >> FOR 22-61, I'M IN SUPPORT OF IT FOR THE REASONS THAT THE TWO RESEARCH PIECES. I ALSO NOTED, THAT THE TESTIFIERS I HEAR THEIR CONCERNS ABOUT FLOODING ISSUES. FOR ONE, MOST OF THEM JUST GOT TO CHOOSE TO LIVE THERE.\r\n\r\nTHAT IS JUST A CAVEAT, AND THEY SPOKE TO THEIR PREFERENCES OF LOWER DENSITY BUILDINGS AND LESS TRAFFIC. IT'S ABSOLUTELY UNDERSTANDABLE THAT THEY HOLD THESE PREFERENCES AND THE CHALLENGE ARE FOR THE COUNCIL IS TO PUT THE NEED FOR AFFORDABLE HOUSING AND BALANCE THAT AND PUT IT AHEAD OF PREFERENCES OF PROJECT'S NEIGHBORS. >> AND THE SAFETY ISSUES DURING THE FLOODING ABOUT EMERGENCY VEHICLES GOING THROUGH DOESN'T CONCERN YOU? >> I THINK ALL OF THOSE THINGS ARE CONCERNING. >> THANK YOU. >> GABE, CAN YOU HAVE YOUR HAND UP? ANYBODY ELSE?\r\n\r\nIF NOT, THANK YOU VERY MUCH FOR YOUR TESTIMONY. >> MAHALO NUI. >> WE HAVE ONE QUESTION. VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. JUST A REAL QUICK ONE. ALOHA MR.\r\n\r\nKUA. EARLIER WHEN THE ALARM WENT OFF, IT CUT OUT ONE OF THE LAST THINGS YOU SAID. SO I JUST WANTED TO REPEAT IT TO MAKE SURE AND HAVE YOU CONFIRM THAT IS WHAT YOU SAID. SO YOU SAID THAT SOME PEOPLE LIVE IN WAILUKU AND WORK IN KIHEI, WAS THAT WHAT YOU SAID? >> YES. >> MAHALO FOR THAT CLARIFICATION. MAHALO, CHAIR.\r\n\r\n>> ANYBODY ELSE? IF NOT, THANK YOU VERY MUCH FOR YOUR TESTIMONY. >> YOU FOLKS HAVE A GOOD EVENING.

ALOHA. >> THANK YOU, MR. CLERK, PROCEED. >> CHAIR, THE NEXT PERSON SIGNED UP TO TESTIFY IS JUNIOR NAKOA, FOLLOWED BY DREW KATY.\r\n\r\nOH, YOU SHAVED YOUR FACE GUYS ARE DOING A LONG DAY. I WAS TRYING TO SET UP CANOES TO TAKE THE CLUB OUT TO THE HARBOR. BIG WAVES TO COME. WE'RE GOING TO MAKE THAT HAPPEN . I WANTED TO DO EACH ITEM, BUT I WILL MAKE THEM REAL FAST, BECAUSE I'M BUSY TOMORROW. HERE WE GO, 22-169. THE AUDITOR AND HIS PLAN FOR AUDITS WE GOT TO MAKE SURE THAT BUGGER IS DOING A GOOD JOB. BECAUSE YOU KNOW HOW I'M FEELING ABOUT THE PLANNING DEPARTMENT AND ALL OF THE AUDITS. WE HAVE TO MAKE SURE THAT THE BIGGER IS DONE RIGHT, DONE GOOD, SO US, THE TAXPAYERS DON'T LOSE OUT, AND WE JAM UP AND GET SCREWED, OKAY?\r\n\r\nJUST TO MAKE IT THE AUDIT ONE. 22-170. THE WATER DEPARTMENT GUYS. TODAY YOU WEAR A HAT AS THE WATER DEPARTMENT GUY AND LAHAINALUNA CLASS WITH ME. BROTHER, YOU GUYS ARE TALKING ABOUT ALL THIS AND ALL THE WATER METERS. KAI KAHELE, HERE IN LAHAINA, AND TO KAPALUA AND KAPALUA ALL GREEN, GREEN THE BUGGER AND COME BY MY HOUSE, ALL DRY. WHAT IS THE PROBLEM HERE GUYS, THE WATER DEPARTMENT GOT TO MAKE SURE THAT THEY ARE GOING TO PUT A RESTRICTION ON LAHAINA PEOPLE. MAKE SURE IT GOES FOR EVERYBODY, THE HOTELS TOO, I'M NOT JOKING.\r\n\r\nI CALL THE HOTEL GENERAL MANAGERS AND I'M A MAN OF ACTION. SO BROTHER SHANE, CHECK THAT OUT. I WILL STOP BY YOUR OFFICE -- YOU WEREN'T THERE. LAHAINALUNA HAT. 22-61. YOU GUYS KNOW ALREADY, YOU ARE GOING TO PUT THEM WHERE? IN A FLOOD ZONE? YOU ARE GOING TO PUT THEM WHERE?\r\n\r\nWHERE IT ALWAYS GETS FLOODS. I DIDN'T GO TO COLLEGE, BUT COMMONSENSE, COMMONSENSE. YOU ARE GOING TO MAKE THE LOCALS SUFFER, OKAY? THEY ARE GOING TO HAVE TO THIS STUFF AND ALBERT, SAYING THAT THE LOCALS HAVE TO PAY FLOOD INSURANCE AND FIX IT WITH THE BUGGER FLOODS, YOU MENTIONED FIVE HOUSES. GO AHEAD, PUT FIVE DUMMIES INSIDE OF THERE, AND GET MONEY. IF THAT BUGGER GETS FLOODED, LET THEM TAKE CARE OF IT. BETTER THAN MAKING THE LOCALS SUFFER.\r\n\r\nNO USING AFFORDABLE HOUSING EXCUSE NOW GUYS, EXCUSE THAT THE DEVELOPERS ALWAYS USE TO SCREW US LOCALS UP. WE HAVE TO SET THEM UP FOR THE LOCALS FOR SUCCESS AND NOT FAILURE. SO WE SHOULD DO THAT BUGGER. LISTEN TO THE PEOPLE OF THE AREA. I KNOW THE BROTHER RIGHT BEFORE ME SAID OH, HIS NEIGHBORHOOD, I DON'T CARE WHAT, IF I'M TALKING ABOUT NAPILI HAU, IF THE BROTHERS DON'T LIKE THEM, THE SAFETY ISSUES, LIKE HOW I MADE YOU LISTEN ABOUT THAT NAPILI ILLEGAL HOTEL I WILL TALK ABOUT NEXT. PAU. 22-67. THE EMINENT DOMAIN FOR STUPID GREG BROWN ILLEGAL HOTEL.\r\n\r\nWE'RE HERE BECAUSE OF THE FAILURE OF THE ADMINISTRATION, OKAY? AND I'M THANKING YOU GUYS BECAUSE YOU ARE GIVING THE MAYOR ONE OTHER OPPORTUNITY, ONE OTHER CHOICE TO LOOK AT. SO I BACK THAT UP. I THINK UNCLE PAT BORGE SAID KNOCK IT DOWN. A CENTER, IT'S STILL ILLEGAL. ASK THE PEOPLE OF NAPILI, WHO HAVE TO LIVE WITH IT? I KNOW YOU ARE TALKING ABOUT CULTURE LISTEN TO ME, IF YOU GOING TO MAKE SOMETHING, DON'T MAKE IT A CULTURAL CENTER WITH ALL THE HALES OVER THERE ACROSS THE STREET.\r\n\r\nMAKE THAT BUGGER INTO -- WHAT DO YOU CALL THAT THING? EMERGENCY PLACE, WHERE SOMEBODY GETS HURT, LIKE I DID A COUPLE OF YEARS AGO, MEDEVACKED TO HONOLULU. IF YOU CAN HANDLE A POOL ON TOP OF THE ROOF AND TAKE CARE OF THE GUYS ARE INJURED OR SICK. NAPILI BAY, JUST MAKE AN EMERGENCY DOCTOR PLACE. SO PEOPLE CAN GO TO TAKE CARE OF THEMSELVES. I HAVE AN APPOINTMENT WITH THE MAYOR AT 9:30 WITH THE MAYOR ABOUT THE STUPID GREG BROWN. EAST MAUI WATER, OH, MY GOSH, PLAIN AND SIMPLE FOR THE PEOPLE OF MAUI.\r\n\r\nNOT ONE OUTSIDE COMPANY YOU KNOW MAUI PONO, THEY PUT THE MAKE-UP ON THEMSELVES AND MAKE THEY ARE DOING GOOD AND GOING TO GROW LIME AND LEMONS AND ON THE SIDE OF THE ROAD SO EVERYBODY CAN SEE THEM WITH A BIG SIGN AND EVERYTHING. YOU KNOW WHAT? IT'S ALL ABOUT THEY ARE IN CONTROL OF THE WATER. IF THEY ARE TRUE TO

THEMSELVES MAKING FOOD FOR THE PEOPLE, THEN LET THEM JUST GROW FOOD AND SHOW THEIR TRUE COLORS. GAVE THE WATER BACK TO THE PEOPLE OF MAUI. MAHALO, BROTHER SHANE. I THINK YOU GUYS KNOW PUT THE BUGGER ON THE BALLOT AND MAKE THE PEOPLE VOTE ON THEM.\r\n\r\nJUST LIKE HOW ALL OF US CAN PUT OUR NAME OFF AND ON THE BALLOT TO VOTE FOR US, YEAH? SAME THING. MAKE THE PEOPLE VOTE. MAKE THE PEOPLE'S CHOICE, WHO THEY LIKE, AND WHAT THEY LIKE. THAT ONE PAU. 22-144. THE PLANNING COMMISSION ONE. THERE WE GO, RIGHT BACK AGAIN.\r\n\r\nTHE PLANNING COMMISSIONS, I GIVE THEM NOTHING, BUT CREDIT. THEY DON'T GET PAID AND SOMETIMES THEY SIT IN THE MEETING FOREVER, JUST LIKE YOU ARE SITTING IN THE MEETING TODAY. A LOT OF THEM ALREADY HAVE THEIR MINDS UP. IF YOU EVER LISTEN TO A PLANNING COMMISSION MEETING, ALL OF THE TESTIMONIES, LIKE THE WAILUA PROJECT, OUT OF ALL THE TESTIMONIES, IT TOOK ALL DAMN DAY AND MAYBE FOUR WERE FOR THE PROJECT AND ALL OF US WERE AGAINST THE PROJECT. WHAT HAPPENED? THE PLANNING COMMISSION GOES AND ASKS THE PLANNING DEPARTMENT DIRECTOR WHAT IS THEIR - - WHAT DO THEY WANT TO DO? HERE COMES MICHELE MCLEAN AND WE RECOMMEND THAT YOU PASS THIS.\r\n\r\nSO THEY DON'T HAVE TO GET THE EIS, WHATEVER LETTER YOU WANT TO THROW OUT THERE. LET THEM DO THE WHOLE YARDS IF THE BUGGER IS GOOD? THE PLANNING COMMISSION, WITH THE DISTRICTS, I WAS JUST TALKING TO THE BROTHER A COUPLE OF DAYS AGO, SAYING WHY LAHAINA PEOPLE GET A HARD TIME FOR BOARDS AND COMMISSIONS? I WILL TELL YOU, WE'RE GETTING SCREWED OVER BY THE ADMINISTRATION AND GOVERNMENT. I AM GOING TO TELL YOU HONESTLY, WE NO MORE TRUST, BECAUSE YOU GET ONE GUY, ON THE COMMISSION FROM LAHAINA, BUT THEN YOU GO THIS ONE KAHANA, THE SEAWALL THING. ONLY ONE GUY FROM LAHAINA. THE REST WAS ALL FROM ALL OVER THE DAMN PLACE.\r\n\r\nBUT THEY DON'T KNOW THE ISSUES THAT WE LIVE WITH EVERY DAY. SO I THINK THE ONE WITH THE DISTRICT PLANNING COMMISSIONS, THAT IS THE ONE, GUYS. MAKE ONE FOR LAHAINA, WE'LL GET SOME ACTION. WE'RE GOING TO GET PEOPLE TO JUMP ON -- I'M GOING TO JUMP ON IT, THAT IS FOR SURE. WAIT UNTIL NEXT TIME. 21, WITH THE BIRDS, THE LIGHTING. GOOD JOB, GUYS.\r\n\r\nGOOD JOB LOOKING INTO IT, OKAY? WHAT DO YOU CALL? YOU KNOW, YOUR EXEMPTIONS, FOR THE POLICE GRUMBLING, THE LIGHTS AND WHAT NOT, I UNDERSTAND THE SAFETY REASON AND YOU HAVE EXEMPTION. THE MIL GUYS I HEARD, WITH THE FOOTBALL GUYS PADDLING CANOES WERE LISTENING. BRAH, TRY THEM OUT. TEST THEM. PUT THE LIGHT NEXT TO THE OTHER LIGHT AND SEE HOW THE BUGGER WORKS?\r\n\r\nBECAUSE LIKE I'M GOING TO BRING IT UP AGAIN, IN LAHAINA, THE SOFTBALL/BASEBALL FIELD, THEY JUST INSTALLED ALL BRAND-NEW LIGHTS ON ONE FIELD. THE PARKING LOT IS NOT USED IN NIGHT-TIME -- WHY DON'T YOU USE THAT PARK AT NIGHT AND TEST THAT BUGGER OUT AND SEE HOW DANGEROUS IT IS. I CAN BRING MY BASEBALL TEAM AND PRACTICE, THEY LIKE TO PLAY AT NIGHT-TIME. NAPILI IT'S DARK FOR PRACTICE. YOU HAVE PLENTY OF EXEMPTIONS THAT YOU GUYS PUT IN. SO PASS THAT BUGGER. IF THE BUGGER DOESN'T WORK, COME BACK AND CHANGE IT AGAIN.\r\n\r\nSO I SUPPORT THE BUGGER, BECAUSE YOU KNOW WHAT? SOME NATIVE HAWAIIAN BIRD GANG, WE HAVE TO START PROTECTING THE NATIVES SO GET THE NATIVE HAWAIIANS ON THE CEDES LANDS. SO TAKE CARE OF THE NATIVE BIRDS. PEOPLE SAY TAKE CARE OF THE HUMAN, THE HUMANS CAN TAKE CARE OF THEMSELVES. LOVE YOU. NEXT ONE. 92. THE RESIDENCE REQUIREMENT FOR THE PLANNING COMMISSION.\r\n\r\nYES. YOU FROM LAHAINA, WE'LL LET YOU KNOW WHAT HAPPENS IN LAHAINA. YOU KNOW THAT. WE SPEAK OUR MIND AND STAND UP STRONG. WE DON'T MESS AROUND. SO MAKE SURE THAT THE BUGGER ISN'T FROM NEW JERSEY AND THEY LIVE HERE. WE KNOW THIS PLACE.\r\n\r\nI'M SQUEEZING PRETTY FAST. THAT WAS ALL OF THEM. YOU GUYS ALL BAD ASS, GOOD JOB. NOW I GOT TO GO TO GET READY FOR PADDLING STUFF. YOU GUYS HAVE A GREAT WEEKEND, GUYS. YES, SIR. >> I HAD A QUESTION, THANK

YOU.\r\n\r\nTHANK YOU, MR. NAKOA FOR YOUR TESTIMONY. I WAS JUST ON THE FIRST ITEM CLARIFYING THAT IF YOU ARE AWARE WHEN THE COUNTY PUTS WATER RESTRICTION, IT'S ONLY FOR THE COUNTY SERVICE LINES. AND THOSE AREAS THAT YOU MENTIONED ARE NOT SERVICED BY THE COUNTY DEPARTMENT OF WATER SUPPLY. SO WHEN THE RESTRICTION IS ON, IT'S FOR DEPARTMENT OF WATER SUPPLY'S SERVICE LINES AND NOT PRIVATE WATER. JUST CLARIFYING IF YOU KNEW THAT? >> OKAY, YES.\r\n\r\nSURE. I KNOW THAT, BECAUSE I GOT THAT BROTHER BY A BROTHER WHO GOT FIRED BY THE COUNTY. HE WORKED FOR THE WATER COMPANY AND HE KNEW PEOPLE WERE GOING TO BRING UP ABOUT THE R-1 WATER. LET ME FINISH THIS AND ANSWER. I KNOW THAT BUGGER, OKAY? AND A LOT OF GENERAL MANAGERS ARE HAWAIIANS. WHAT GOES FOR ALL, YOU KNOW, GOES FOR ONE, GOES FOR ALL.\r\n\r\nSO WE'RE GOING TO WORK ON A SOLUTION, GANG. I'M WORKING ON THEM. I'M GOING TO MEET WITH ALL OF THE GENERAL MANAGERS AND MAKE IT PONO. WE'LL MAKE IT HAPPEN. >> THANK YOU. >> ANY OTHER QUESTIONS, MEMBERS? IF NOT, THANK YOU, JUNIOR.\r\n\r\nNICE WEEK. >> YOU GUYS HAVE A GOOD ONE. YES, SIR. >> MR. CLERK, WHO IS LEFT? >> CHAIR, THE LAST PERSON WE HAVE SIGNED UP FOR THIS TESTIMONY PERIOD IS ANDREW KEYS. >> CAN YOU HEAR ME OKAY?\r\n\r\n>> YES. QUICKLY, I WILL TRY TO BE LESS THAN ONE MINUTE. I JUST WANTED TO SPEAK AGAINST BILL 21. I HOPE YOU WILL DEFER THIS AND THINK ABOUT MORE EXEMPTIONS. I READ IT, BUT I THINK THE HAWAI'I ISLAND HAD MORE ROBUST EXEMPTIONS FOR HOMEOWNERS. I WISH YOU BEST IN YOUR DECISIONS. THAT IS ALL I HAVE TO SAY. ANYTHING ELSE I WOULD SAY WOULD BE REPEATING WHAT OTHERS HAVE SAID.\r\n\r\nI WISH YOU THE BEST OF LUCK. >> THANK YOU. QUESTIONS, MEMBERS? IF NOT, THANK YOU VERY MUCH. >> MR. CLERK. >> NO OTHER INDIVIDUALS HAVE INDICATED AN INTENT TO TESTIFY DURING THIS TESTIMONY PERIOD.\r\n\r\nIF ANYBODY WOULD LIKE TO TESTIFY NOW, PLEASE IDENTIFY YOURSELF, THIS IS THE LAST CALL FOR THIS TESTIMONY. CHAIR, NO ONE ELSE HAS INDICATED THAT THEY WOULD LIKE TO TESTIFY AT THIS TIME. >> MEMBERS, WHAT IS YOUR PLEASURE? >> DO, AS MUCH AS WE CAN, AS FAST AS WE CAN. THAT IS MY PLEASURE. >> THAT IS YOUR PLEASURE; WHAT ABOUT MR. JOHNSON.\r\n\r\n>> IF WE'RE GOING TO GO ON, THAT WOULD TAKE A DINNER BREAK AND THAT REALLY ISN'T THE POINT AND I THINK WE SHOULD RECESS NOW AND GO BRIGHT AND EARLY MONDAY MORNING. >> I CONCUR. >> WE HAVE TWO FOR THAT SUGGESTION. MR. MOLINA, WHICH DO YOU PICK? >> RECESS UNTIL MONDAY. >> VICE-CHAIR RAWLINS-FERNANDEZ?\r\n\r\n>> I'D LIKE TO DO THE CONSENT CALENDAR, AND THE COUNTY COMMUNICATION -- NO MORE MINUTES. BILLS. BECAUSE IT'S JUST ONE, TWO, THREE, FOUR, FIVE BUDGET BILLS, AND THOSE I DON'T THINK WOULD ATTRACT TESTIMONY. JUST THE CONSENT CALENDAR AND THE BILLS ON FIRST READING FOR CONSIDERATION, AND THEN WE CAN RECESS. >> OKAY. MOVING DOWN THE LINE. I ALREADY HEARD FROM MEMBER KAMA.\r\n\r\nWHAT ABOUT MEMBER SINENCI? MEMBER KING AND MEMBER SUGIMURA? >> MEMBER SINENCI? >> I'M OKAY WITH MOVING FORWARD THE NEXT HOUR. >> YOU ARE OKAY WITH WHAT? >> MOVING FORWARD TO THE NEXT HOUR, AND RECESS UNTIL MONDAY. >> WORK FOR ONE HOUR.\r\n\r\n>> OKAY. >> I'M OKAY DOING THE CONSENT CALENDAR. THERE'S NO MINUTES. >> THE OTHERS ARE BUDGET BILLS. >> IF WE CAN DO THEM ALL AT ONCE? I'M OKAY WITH DOING THAT BEFORE WE BREAK -- I WOULD RATHER -- IF WE DO THAT, THEN I THINK WE SHOULD JUST BREAK FOR THE DAY AND COME BACK ON MONDAY. I CAN LIVE WITH THAT.\r\n\r\nSO WE DO THE CONSENT CALENDAR, AND THE FIVE BUDGET BILLS, WHICH WE CAN DO ALL TOGETHER AND THEN BREAK FOR THE DAY. THAT WOULD BE MY PREFERENCE. >> MEMBER SUGIMURA. >> CONCUR. >> MEMBER JOHNSON. >> I WOULD LIKE TO HEAR FROM YOU, CHAIR. YOU'RE SICK, YOU SHOULD GO HOME, CALL YOUR UNION.\r\n\r\n[LAUGHTER]. >> SORRY. >> I'M REALLY OPEN TO ANYTHING, REALLY. SO I'M MORE CONCERNED ABOUT YOU GUYS. SO WE HAVE THREE -- MEMBER MOLINA. >>> LET'S JUST GO AHEAD WITH VICE-CHAIR

RAWLINS-FERNANDEZ, AND JUST START, AND ENOUGH TALK ALREADY. LET'S DO IT.
>> OKAY, EVERYBODY OKAY WITH THAT?\r\n\r\n>> CHAIR, SO IF WE'RE GOING TO GO FOR THE NEXT ONE HOUR? >> WE'RE JUST GOING TO DO THE CONSENT CALENDAR AND THE FIVE BILLS. >> OKAY, ALL RIGHT, LET'S GO. >> MR. CLERK, CALL THEM UP. >> CHAIR, PROCEEDING WITH TESTIMONY ON THE CONSENT CALENDAR. CHAIR, NO INDIVIDUALS HAVE SIGNED UP TO TESTIFY ON THESE ITEMS.\r\n\r\nIF THERE ARE ANY INDIVIDUALS WHO WANT TO TESTIFY ON ITEMS ON THE CONSENT CALENDAR, PLEASE IDENTIFY YOURSELF NOW. THIS IS THE LAST CALL FOR TESTIMONY ON THESE ITEMS. ANY OBJECTIONS TO CLOSING TESTIMONY ON THESE ITEMS, MEMBERS? >> NO OBJECTIONS. >> CHAIR, THEN PROCEEDING WITH THE CONSENT CALENDAR. YOU HAVE BEFORE YOU COUNTY COMMUNICATION 22-156 FROM THE DIRECTOR OF PUBLIC WORKS TRANSMITTING A COPY OF THE FISCAL YEAR 2022-2025 MAUI TRANSPORTATION IMPROVEMENT PROGRAM REVISION NO. 4, ADMINISTRATIVE MODIFICATION, WHICH INCLUDES THE MAKAWAO AVENUE PAYMENT RECONSTRUCTION PHASE 1 PROJECT, FEDERAL-AID PROJECT STP-0365 NO.\r\n\r\n22-157 FROM DIRECTOR OF PUBLIC WORKS, TRANSMITTING A COPY OF THE FISCAL YEAR 2022-2025 MAUI TRANSPORTATION IMPROVEMENT PROGRAM REVISION NO. 4 ADMINISTRATIVE MODIFICATION, WHICH INCLUDES THE PAPALAUA STREET TRAFFIC SIGNAL UPGRADE AT WAINEE STREET PROJECT FEDERAL-AID PROJECT STP-3020(001). COUNTY COMMUNICATION 22-158, FROM THE CHIEF OF POLICE TRANSMITTING A COPY OF THE GRANT MODIFICATION WITH THE STATE OF HAWAI'I DEPARTMENT OF ATTORNEY GENERAL FOR THE CYBER CRIME UNIT ENHANCEMENT GRANT FOR THE AMOUNT \$47,311. COUNTY COMMUNICATION 22-159 FROM DIRECTOR OF HOUSING AND HUMAN CONCERNS TRANSMITTING A COPY OF THE CONTRACT LOG NO. 20-251 MODIFICATION NO. 6 FROM THE STATE OF HAWAI'I EXECUTIVE OFFICE ON AGING FOR THE AGING AND DISABILITY RESOURCE CENTER IN THE AMOUNT OF \$29,524. COUNTY COMMUNICATION 22-160 DIRECTOR OF HOUSING AND HUMAN CONCERNS NOTIFYING OF ANTICIPATED VOLUNTARY CONTRIBUTION TO BE RECEIVED FROM SENIORS PARTICIPATING IN THE ASSISTED TRANSPORTATION PROGRAM IN THE AMOUNT L \$16,214 WITH NO LETTER OF INTENT. COUNTY COMMUNICATION 22-161 FROM THE DIRECTOR OF FINANCE, INFORMING OF THE ACCEPTANCE OF WATERLINE EASEMENT HONUA'ULA-WAILEA WATER TANK SUBDIVISION TMK (2)2-1-00:056, PORTION. COUNTY COMMUNICATION 22-16 , FROM THE DIRECTOR OF FINANCE INFORMING OF THE ACCEPTANCE OF WATER TANK LOT WAILEA UPPER-LEVEL TANK HONUA'ULA-WAILEA WATER TANK SUBDIVISION LOT 2 TMK (2)2-1-00 :556 PORTION. COUNTY COMMUNICATION 22-163 FROM THE MAYOR INFORMING OF APPOINTMENT CHENOA CHRISTINA RANIS TO THE COMMITTEE ON THE STATUS OF WOMEN DUE TO THE RESIGNATION OF SHERON BISSEN.\r\n\r\n>> COUNTY COMMUNICATION 22-164 FROM THE MAYOR INFORMING OF THE VACANCY ON THE FIRE AND PUBLIC SAFETY COMMISSION DUE TO THE RESIGNATION OF LUKE MAKANI BAILEY. COUNTY COMMUNICATION 22-165 FROM THE MAYOR INFORMING OF A VACANCY OF THE PUBLIC WORKS COMMISSION DUE TO THE RESIGNATION OF ALBERTA DE JETLEY. >> AND COUNTY COMMUNICATION 22-161, FROM THE MAYOR, INFORMING OF THE VACANCY ON THE MAUI COUNTY CULTURAL RESOURCES COMMISSION DUE TO THE RESIGNATION OF DANIEL KANAHELE. >> MOVED BY VICE-CHAIR RAWLINS-FERNANDEZ AND SECONDED BY MEMBER KING TO FILE ALL ITEMS IN THE CONSENT CALENDAR. SO ALL THOSE IN FAVOR, RAISE YOUR HAND AND SAY AYE? >> AYE. >> AYE >> NINE AYES, ZERO NOS, MOTION CARRIES.\r\n\r\nWE'LL TAKE UP THE BILLS NOW. BEGINNING WITH 112. MR. CLERK. >> CHAIR. >> YES. >> PROCEEDING WITH TESTIMONY ON AGENDA ITEM N BILLS. JUST DOUBLE-CHECK, CHAIR, NO INDIVIDUALS HAVE INDICATED THAT THEY WISH TO SIGN UP ON ANY BILLS IN ITEM N. BUT WE'LL DO A LAST CALL, IF THERE IS ANYBODY WHO WISHES TO TESTIFY ON ANY ITEMS IN AGENDA ITEM N "BILLS" PLEASE IDENTIFY YOURSELF NOW, AGAIN, THIS IS OUR LAST CALL.\r\n\r\n>> MEMBERS, ANY OBJECTIONS TO CLOSING PUBLIC TESTIMONY AND

ACCEPTING WRITTEN TESTIMONY FOR THE BILLS? >> NO OBJECTS. OBJECTIONS, SO OR. MR. CHAIR, CHAIR, PROCEEDING WITH BILLS YOU HAVE BEFORE YOU BILL 112 (2022) ENTITLED, "A BILL FOR AN ORDINANCE AMENDING SECTION 2.08.60 MAUI COUNTY CODE TO ESTABLISH A PAY PLAN FOR THE PROCUREMENT OF SPECIALIST AND HAWAIIAN LANGUAGE COMMUNICATIONS SPECIALIST IN THE OFFICE OF COUNCIL SERVICES ." CHAIR, IF THERE'S NO OBJECTIONS TO HAVE THE CLERK CALL UP BILLS 113, 114, 115, AND 116 >> NO OBJECTIONS. >> PL CLERK CHAIR, YOU ALSO HAVE BEFORE YOU BILL 113 (2022) ENTITLED, "A BILL FOR AN ORDINANCE AMENDING APPENDIX OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PARTS 2, SPECIAL PURPOSES REVENUES, SCHEDULE OF REVOLVING/SPECIAL FUND FOR FISCAL YEAR 20223, HIGHWAY BEAUTIFICATION, AND DISPOSAL OF ABANDONED OR DERELICT VEHICLES REVOLVING FUND EMERGENCY FUND." >> BILL 114 (2022) ENTITLED, "A BILL FOR AN ORDINANCE AS IT PERTAINS TO ESTIMATED REVENUE, OFFICE OF COUNCIL SERVICES WAILUKU-KAHULUI COMMUNITY PLAN AREA GOVERNMENT FACILITIES BOND FUND, OFFICE OF COUNCIL SERVICES OFFICE RENOVATIONS TOTAL CAPITAL IMPROVEMENTS PROJECT APPROPRIATIONS, TOTAL APPROPRIATIONS OPERATING AND CAPITAL IMPROVEMENT PROJECTS." BILL 115 (2022) ENTITLED, "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS PERTAINS TO APPENDIX C, CAPITAL IMPROVEMENT PROJECT OFFICE OF COUNCIL SERVICES WAILUKU-KAHULUI COMMUNITY PLAN AREA, OFFICE OF COUNCIL SERVICES OFFICE RENOVATIONS." BILL 116 (2022) ENTITLED, "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NOV5394, BILL NO. 71, CD 1, FD 2 (2022) RELATING TO ISSUANCE OF THE GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI, SALE AND DELIVERY OF SAID BONDS OFFICE OF COUNCIL SERVICES OFFICER RENOVATIONS.\r\n\r\n>> VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR, I MOVE TO WAIVE THE REQUIREMENT OF WHITE REFERRAL FOR BILLS 112, 113, 114, 15, AND 116 IN ACCORDANCE WITH THE RULES OF THE COUNCIL. >> SECOND. >> MOVED BY VICE-CHAIR RAWLINS-FERNANDEZ AND SECONDED BY COUNCIL MEMBER KING TO WAIVE THE RULES FOR THE BILLS STATED. ANY OBJECTIONS? ANY DISCUSSION, VICE-CHAIR RAWLINS-FERNANDEZ? >> MAHALO, CHAIR.\r\n\r\nFOR BILL 112, ESTABLISHING THE PAY PLAN FOR THESE POSITIONS WILL ALLOW US TO FINISH THE HIRING PROCESS AS QUICKLY AS POB. BILL 113 IS A HOUSEKEEPING BILL TO ENSURE THAT THE APPROVED AMOUNTS ARE REFLECTED IN APPENDIX 2, FOR BILL 114, 115, AND 116, THESE BILLS AMEND THE FISCAL YEAR 2023 BUDGET TO APPROPRIATE ADDITIONAL BOND FUNDS FOR THE OFFICE OF COUNCIL SERVICES RENOVATIONS, WHICH ARE CURRENTLY UNDERWAY. MAHALO, CHAIR. >> ANY FURTHER DISCUSSION? IF NOT, ALL THOSE IN FAVOR OF THE MOTION, PLEASE RAISE YOUR HAND AND SAY AYE >> AYE. >> NINE AYES, ZERO NOS, MOTION CARRIES, VICE-CHAIR RAWLINS-FERNANDEZ. >> MAHALO, CHAIR, I MOVE TO PASS BILL 112, 113, 114, 115, AND 116 ON FIRST READING.\r\n\r\n>> SECOND. >> MOVED BY VICE-CHAIR RAWLINS-FERNANDEZ AND SECOND BY MEMBER KING TO PASS BILLS 112 THROUGH 116 ON FIRST READING. ANY DISCUSSION? VICE-CHAIR RAWLINS-FERNANDEZ? >> MAHALO, CHAIR. FOR BILL 112, THIS BILL WOULD ESTABLISH A PAY PLAN FOR THE TWO NEW OFFICE OF COUNCIL SERVICES POSITIONS PROCUREMENT SPECIALIST, AND HAWAIIAN LANGUAGE COMMUNICATIONS SPECIALIST AT THE CR-1 LEVEL. REPRESENTATIVES FROM THE OFFICE OF COUNCIL SERVICES ARE AVAILABLE TO ANSWER ANY QUESTIONS THAT THE MEMBERS MAY HAVE.\r\n\r\nBILL 113 AMENDS APPENDIX A, PART 2 OF THE FISCAL YEAR BUDGET BY ADDING \$115,000 FOR DISPOSAL ABANDONED AND DERELICT VEHICLES REVOLVING FUND UNDER EMERGENCY FUND BY \$105,372. DURING THE FY'23 BUDGET DELIBERATIONS FUNDING IN THE AMOUNT OF \$115,000 WAS APPROVED FOR EQUIPMENT FROM THE HIGHWAY BEAUTIFICATION FUND, AND ANTICIPATED REVENUES FOR THE EMERGENCY FUND WOULD DECREASE. THESE CHANGES WERE INADVERTENTLY NOT INCORPORATED INTO APPENDIX A, PART 2. THESE

AMENDMENTS DO NOT AFFECT THE TOTAL OPERATING BUDGET FOR FY'23 FROM THE ADMINISTRATION. BUDGET DIRECTOR MICHELE YOSHIMURA IS ON AND FOR THE LAST THREE BILLS, 114, 115 AND 116 WOULD AMEND APPENDIX C TO THE OFFICE OF COUNCIL SERVICES WAILUKU-KAHULUI COMMUNITY PLAN AREA AND FUNDING PROJECT DESCRIPTION FOR THE OCS IN THE AMOUNT OF \$341,045 AND FY'22 BUDGET OF \$519,000 WAS AN ESTIMATED COST BY THE ARCHITECT FOR THE PROJECT. THE ACTUAL BID ON THE PROJECT WAS \$830,000, WHICH THE OFFICE OF COUNCIL SERVICES WAS ABLE TO NEGOTIATE DOWN TO \$820,045. THEREFORE, ADDITIONAL FUNDS ARE NEEDED TO EXECUTE THE CONSTRUCTION CONTRACT FOR THIS PROJECT. AGAIN, REPRESENTATIVES FROM THE ADMINISTRATION AND OFFICE OF COUNCIL SERVICES ARE AVAILABLE TO ANSWER ANY QUESTIONS THAT THE MEMBERS MAY HAVE. MAHALO, CHAIR. >> ANY QUESTIONS, MEMBERS?\r\n\r\nANY QUESTIONS? NO QUESTIONS, READY FOR THE VOTE? ALL THOSE IN FAVOR OF THE MOTION, RAISE YOUR HAND AND SAY AYE? >> AYE. >> AYE. >> NINE AYES, ZERO NOS, MOTION CARRIES. MEMBER SUGIMURA, DID YOU HAVE YOUR HAND UP?\r\n\r\nNINE AYES, ZERO NOS, MOTION CARRIES. MEMBER PALTIN. >> CHAIR, CONSIDERATION FOR SECTION L. IT'S JUST FOUR REFERRALS, IT WILL BE FAST. >> NO OBJECTIONS. >> ANY OBJECTIONS, MEMBERS? >> DO WE KNOW THEY ARE REFERRALS? NO ONE IS GOING TO TRY TO PASS THEM ON THE FLOOR?\r\n\r\nNO? >> OKAY, THIS IS RESOLUTIONS. WE HAVE ONE, TWO, THREE, FOUR. MEMBERS ANY OBJECTIONS TO DEALING WITH THESE RESOLUTIONS? >> NO OBJECTIONS. >> OKAY, MEMBER PALTIN. LET'S CALL UP THE ITEMS BY THE CLERK.\r\n\r\nMR. CLERK, CALL UP THE ITEM, PLEASE. >> CHAIR, PROCEEDING WITH TESTIMONY ON AGENDA ITEM L, RESOLUTIONS. CHAIR, NO INDIVIDUALS HAVE SIGNED UP TO TESTIFY ON THESE ITEMS. IF THERE ARE ANY INDIVIDUALS WHO WANT TO TESTIFY ON ITEMS IN AGENDA ITEM L, RESOLUTIONS, PLEASE IDENTIFY YOURSELF NOW. THIS IS OUR LAST CALL FOR TESTIMONY ON THESE ITEMS. >> MEMBERS ARE THERE ANY OBJECTIONS TO CLOSING TESTIMONY AND ACCEPTING WRITTEN TESTIMONY FOR THE RESOLUTIONS.\r\n\r\n>> NO OBJECTIONS. >> SO ORDERED. PLEASE PROCEED CLERK. >> CHAIR, PROCEEDING WITH RESOLUTIONS FOR REFERRAL. THE FOLLOWING RESOLUTIONS ARE RECOMMENDED FOR REFERRAL TO THE FOLLOWING COMMITTEES AS NOTED: TO YOUR GOVERNMENT RELATIONS, ETHICS, AND TRANSPARENCY COMMITTEE, RESOLUTION 22-170 ENTITLED, "RELATING TO THE APPOINTMENT OF ANDREE-MICHELLE CONLEY-KAPOI TO THE MAUI COUNTY CULTURAL RESOURCES COMMISSION." RESOLUTION 22-171 ENTITLED, "URGING THE MAYOR TO CONDUCT OR AUTHORIZE A COMPREHENSIVE FEASIBILITY STUDY OF THE EMI WATER SYSTEM." TO YOUR PLANNING AND SUSTAINABLE LAND USE RESOLUTION 22-172 ENTITLED, "REFERRING TO THE PLANNING COMMISSIONS A PROPOSED BILL AMENDING THE CRITERIA FOR TRANSIENT VACATION RENTAL CERTIFICATE USE WITHIN THE A- AND A-2 APARTMENT DISTRICTS." AND NO. 22-173 ENTITLED, "APPOINTMENTS TO THE SOUTH MAUI COMMUNITY PLAN ADVISORY COMMITTEE." >> ANY OBJECTIONS TO ANY OF THESE REFERRALS, MEMBERS? >> NO OBJECTIONS.\r\n\r\n>> SO ORDERED. DO YOU HAVE ANY MORE FAST ONES? >> YOU COULD TRY J. >> THAT MIGHT BE MORE CONFLICTED. >> LET'S GO HOME. >> OKAY. THAT'S IT. OKAY, EVERYBODY, READY TO CALL IT A NIGHT, AND WE'RE GOING TO RECESS THIS MEETING, RECONVENE, I WILL SAY IT FOR THE RECORD.\r\n\r\n>> CHAIR? >> YES. >> BEFORE WE RECESS FOR THE -- WHAT IS THAT? CR21, THE WAIPU'ILANI PROJECT, I'M SORRY, 22-61. CAN WE JUST GET ONE OF THE ATTORNEYS TO CONFIRM THAT BECAUSE SUNDAY JULY 17TH IS THE DEADLINE, THAT THE DEADLINE WOULD THEN BE MONDAY, JULY 18TH? >> DAVID IS WELL-AWARE. WE HAVE RESEARCHED THIS. DAVID, PLEASE EXPLAIN.\r\n\r\n>> I JUST WANT IT ON THE RECORD. MAHALO, CHAIR. >> CHAIR, AND VICE-CHAIR, CHAPTER 1.304 THE COUNTY CODE SAYS WHENEVER A LEGAL DEADLINE FALLS ON A SUNDAY OR HOLIDAY, THE DEADLINE MOVES TO THE NEXT BUSINESS DAY AND FOR JULY 17TH, THE ACTUAL DEADLINE IN ACCORDANCE WITH THE CODE IS MONDAY,

JULY 18TH. >> ANY QUESTIONS? MEMBER SINENCI. >> THANK YOU, CHAIR, AND JUST FOR THE RECORD, WHILE WE HAVE MR. RAATZ ON, THAT OUR CHARTER AMENDMENTS [INAUDIBLE]. >> COULD YOU EXPLAIN THE DEADLINES FOR THE CHARTER AMENDMENTS?\r\n\r\n>> THANK YOU, CHAIR. THAT IS UNDER THE JURISDICTION OF THE OFFICE OF THE COUNTY CLERK. I DON'T KNOW IF THE DEPUTY COUNTY CLERK WANTS TO WEIGH-IN ON THAT? DURING RECESS, WE DISCUSSED THAT AS LONG AS FINAL ACTION IS TAKEN ON -- SECOND AND FINAL READING OF THE RESOLUTIONS, PROPOSED CHARTER AMENDMENTS EARLY NEXT WEEK, THE OFFICE OF THE COUNTY CLERK WILL HAVE SUFFICIENT TIME TO GET THE BALLOTS PRINTED FOR THE GENERAL ELECTION. THANK YOU. >> THANK YOU. >> OKAY.\r\n\r\nANY MORE QUESTIONS? MEMBER SUGIMURA? >> I SENT A TEXT TO MPO EXECUTIVE DIRECTOR TO SEE HOW LONG THE 2:00 MEETING WOULD BE AND IF SHE HAS ANY INFORMATION, BUT I HAVEN'T HEARD BACK FROM HER. AS I SAID, MEETING WAS ASKED BY STATE D.O.T. TO GET MORE FUNDING. FOR ME IT'S IMPORTANT AND I KNOW THAT TWO OTHER MEMBERS ARE ALSO ON THE MPO, BUT ALL OF US ARE ON THE COUNCIL AND WE NEED TO FINISH THE AGENDA. >> IT WOULD BE HELPFUL IF WE DON'T ASK TOO MANY QUESTIONS AND IF HARDLY HAVE ANY TESTIMONY, WE SHOULD BE ABLE TO GET THROUGH IN NO TIME. BUT JUST IN CASE, I WOULD BROWN BAG IT.\r\n\r\nSO WE CAN WORK THROUGH LUNCH. YEAH? THAT WAY, WE'RE SURE TO FINISH BY 2:00. >> IS THAT THE GOAL? >> THAT'S THE GOAL, EVERYBODY WANTS TO GET THROUGH IT AS SOON AS POSSIBLE. >> YES. >> JAMES, MR. CLERK?\r\n\r\n>> APOLOGIES, JUST TO CLARIFY WHEN YOU DO RECESS, THAT THE RECESS WILL BE FOR -- THAT WILL YOU COME BACK TO THE SAME BLUEJEANS LINK THAT WE HAVE POSTED FOR TODAY'S MEETING AND THE IN-PERSON VIEWING AND TESTIMONIAL LOCATIONS ARE ALSO THE SAME IN THE COUNCIL CHAMBERS. >> OKAY. ANY OTHER QUESTIONS OR COMMENTS BEFORE? YES, MEMBER KING? >> JUST WANTED TO DOUBLE-CHECK AND SEE WHAT TIME WE'RE RECESSING TO ON MONDAY? >> 9:00. >> 9:00. OKAY, MEMBERS READY, VICE-CHAIR RAWLINS-FERNANDEZ? >> MAHALO, CHAIR.\r\n\r\nLAST THING, WHEN YOU SAY TO BROWN BAG AND IT WORK THROUGH LUNCH, SAYING THAT WE'RE GOING TO KEEP STAFF HERE, BECAUSE THEY NEED AT LEAST A 45-MINUTE BREAK ACCORDING TO THE COLLECTIVE BARGAINING AGREEMENT. >> WELL, OF COURSE, WE'LL THEM THAT OPTION, BUT I THINK THEY THEMSELVES WOULD LIKE TO FINISH THIS UP, TOO. >> CHAIR, IT'S REQUIRED UNDER THE CBA. >> OKAY. THAT'S FINE. I'M SURE THERE'S SOME FLEXIBILITY, SINCE WE KEPT THEM UNTIL 1:00 IN THE MORNING. THAT WAS STRETCHING IT WAY BEYOND A LUNCH BREAK.\r\n\r\nSO MEMBERS, FOR TONIGHT, I AM GOING TO CALL ON MEMBER KAMA. >> THANK YOU, CHAIR. I JUST WANTED TO REITERATE THAT I HAD ALREADY PREVIOUSLY MADE A DOCTOR'S APPOINTMENT FOR 8:30 MONDAY MORNING, THINKING THAT WE DIDN'T MEET UNTIL 10:00. BECAUSE WE'RE MEETING AT 9:00 I JUST WANT YOU TO KNOW THAT I'M PROBABLY GOING TO BE LATE FOR THAT MEETING. THANK YOU. >> WE'LL TRY TO ACCOMMODATE YOU BY TAKING ALL OF EASY ONES FIRST, IF WE CAN. IF WE CAN. WE WANT AS MANY MEMBERS HERE TO VOTE AS POSSIBLE.\r\n\r\nMEMBER KING. >> WE MIGHT ACTUALLY BE STARTING WITH TESTIMONY, IS THAT CORRECT? WE MIGHT BE. >> YOU JUST MIGHT MISS SOME TESTIMONY, MEMBER KAMA. WE'LL TAKE NOTES FOR YOU. >> OKAY, MEMBERS, ANY LAST COMMENTS OR QUESTIONS? THIS MEETING OF JULY 15TH, 2022 -- >> MEMBER SINENCI HAD ITS HAND UP.\r\n\r\n>> MEMBER SINENCI. DID YOU HAVE YOUR HAND UP? >> WE JUST CLOSED TESTIMONY ON THE RESOLUTIONS. >> EVERYTHING ELSE IS STILL OPEN. >> OKAY. >> WE CANNOT CLOSE TESTIMONY ON THE ITEMS WE HAVEN'T ADDRESSED YET. THAT'S THE NEW LAW.\r\n\r\nAND I'M GOING TO TEASE MEMBER KING FOR THE REST OF HER DAYS ABOUT THIS LAW. OKAY. >> WHY ME? [LAUGHTER] I DIDN'T COME UP WITH IT. >> I KNOW, I KNOW. IT WAS HSAC. >> YES, ONE OF MY COLLEAGUES IN HSAC.\r\n\r\nDA, THE SAME -- WHAT ARE THEY, JAMES? >> THE SAME IN-PERSON VIEWING LOCATION, THE COUNCIL

CHAMBERS. >> SAME IN-PERSON VIEWING LOCATION. >> AND THEN JUST TO CLARIFY MONDAY IS JULY 18TH. >> AND IT IS JULY 18TH, MONDAY. ANYTHING ELSE I SHOULD SAY BEFORE I GAVEL OUT? >> QUESTION, CHAIR?\r\n\r\n>> YES, MEMBER SUGIMURA. >> SO FOR CLARITY, IF THESE PEOPLE ARE LISTENING SOUNDS LIKE WE'LL TAKE THE HEAVIER ITEMS FROM 9:00 AND EVERYBODY WHO TESTIFIED TODAY, AGAINST OR FOR AGAINST THE HALE WAIPU'ILANI PROJECT OR THE EMI WATER AUTHORITY, OR WHAT IS THE BIG ONE? >> VERY GOOD POINT. >> THEY CANNOT TESTIFY AGAIN. >> THAT IS A VERY GOOD POINT AND I SHOULD SAY THAT IN CASE SOMEBODY IS STILL LISTENING THAT WHOMEVER TESTIFIED TODAY WILL NOT BE ABLE TO TESTIFY TOMORROW, UNLESS IT'S ON A NEW ITEM. >> ONLY NEW ITEMS. >> MONDAY.\r\n\r\n>> YES. NOT TOMORROW, MONDAY. AND THEN HOWEVER, IF A PERSON DIDN'T TESTIFY TODAY, THEY ARE WELCOME TO TESTIFY ON MONDAY, ON ANY OF THE ITEMS. SO I HOPE THAT IF PEOPLE ASK YOU QUESTIONS ABOUT THAT, YOU CAN EXPLAIN IT TO THEM THAT IF THEY HAVE ALREADY TESTIFIED ON THE VARIOUS ITEMS, THEY CAN ONLY TESTIFY ON ITEMS THAT THEY DID NOT TESTIFY ON TODAY. ALL RIGHT? DID I MISS ANYTHING? MR.\r\n\r\nCLERK? >> NO, CHAIR. >> IF NOT, THIS MEETING IS IN RECESS, [GAVEL]