

LAND USE COMMITTEE

Council of the County of Maui

MINUTES

November 16, 2007

Council Chamber

RECONVENE: 1:40 p.m.

PRESENT: Councilmember Michael J. Molina, Chair
Councilmember Joseph Pontanilla, Vice-Chair
Councilmember Michelle Anderson, Member (Arrive 1:44 p.m.)
Councilmember Gladys C. Baisa, Member
Councilmember Jo Anne Johnson, Member
Councilmember Danny A. Mateo, Member
Councilmember Bill Kauakea Medeiros, Member
Councilmember Michael P. Victorino, Member

EXCUSED: Councilmember G. Riki Hokama, Member

STAFF: Tammy M. Frias, Committee Secretary
Carla M. Nakata, Legislative Attorney
Lei Kihm, Executive Assistant to Councilmember Bill Kauakea Medeiros

ADMIN.: Colleen Suyama, Deputy Director, Department of Planning
Michael J. Hopper, Deputy Corporation Counsel, Department of the Corporation Counsel

OTHERS: Charles Jencks, Owner's Representative, Honua`ula Partners, LLC
Steven J. Goodfellow, Goodfellow Bros., Inc.
Gwen Ohashi Hiraga, Munekiyo & Hiraga, Inc. (Applicant's entitlement consultant)
Blaine Kobayashi, Esq., Carlsmith Ball, LLC (Applicant's attorney)
Additional attendees (5)

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

**ITEM NO. 38: CHANGE IN ZONING AND PROJECT DISTRICT PHASE I APPROVAL FOR
"HONUA`ULA/WAILEA 670" RESIDENTIAL DEVELOPMENT
(C.C. No. 01-334)**

CHAIR MOLINA: . . .(*gavel*). . . The recessed Land Use Committee meeting of October 18, 2007 is now back in session. Members, it is 1:40. The Chair apologizes for the late start.

My understanding is the Council meeting this morning was recessed until 2 o'clock today. So what we will do with this meeting, we will recess this meeting until--Staff, is 3 o'clock. . .has the

LAND USE COMMITTEE MINUTES
Council of the County of Maui

November 16, 2007

Chair from the Council informed us as to how much time they will need for the Council meeting?

...And while Staff is consulting and finding out how much time the Council Chair needs, Members in attendance for this *brief* meeting. . .

COUNCILMEMBER BAISA: . . .(*chuckle*). . .

CHAIR MOLINA: . . .is Molina, Mateo, Baisa, Johnson, Medeiros, Pontanilla, and Victorino. Excused, Members Anderson and Hokama.

Staff, are we still checking? What we'll do, Members, we'll say. . .as we await Staff getting an answer, we will--is 3:00, 3:30, Members, is that sufficient? I know the Chair's intent for our, our recessed meeting was to go till 4:30, but I'm hoping we can do a, a little something in about an hour.

COUNCILMEMBER JOHNSON: If, if just, just--

CHAIR MOLINA: Alright, Members, we will pick 3 o'clock then. Member Johnson?

COUNCILMEMBER JOHNSON: My suggestion is if you could just recess the meeting temporarily, let Staff do what they're doing, then that way we might not have to conflict with the Council meeting. So if you could just do. . .(*chuckle*). . .that, that's my suggestion.

CHAIR MOLINA: Alright. The Chair will take your suggestion into consideration. We will call a brief recess subject to the call of the Chair. . . .(*gavel*). . .

RECESS: 1:41 p.m.

RECONVENE: 1:44 p.m.

CHAIR MOLINA: . . .(*gavel*). . . The recessed Land Use Committee meeting for October 18, 2007 is now back in session.

Members, I've had a chance to confer with Staff, and we were told the Council Chair wants. . . expects us to be here until 4 o'clock today. And initially, the Chair of this Committee had expected maybe about three hours out of you today, 1:30 to 4:30. Seeing that would, it would basically leave us with just only a half an hour, the Chair has decided to post, not postpone, but recess until Monday--the Chair is throwing out that day as a consideration--Monday morning at 9:00 a.m. I was told by Staff that we do have quorum for that day, and I am just throwing that out as a consideration, Members. Do you need an additional recess to look at your calendars or to make some additional comments? So we will not have a discussion on Honua`ula today because of the very brief amount of time we will have. I think

LAND USE COMMITTEE MINUTES
Council of the County of Maui

November 16, 2007

it'll be more feasible to let you, after the Council meeting, go get some rest and charge up for a long day on Monday. Any comments, Members, before the Chair recesses the meeting?

COUNCILMEMBER BAISA: Chair.

CHAIR MOLINA: Member Baisa?

COUNCILMEMBER BAISA: Chair, on Monday you were thinking about afternoon or morning?

CHAIR MOLINA: 9:00 a.m.

COUNCILMEMBER BAISA: I have a conflict. I've had a long-standing appointment to speak to the Kula AARP at 9 o'clock. So, I can do that and then come down, but I will be late.

CHAIR MOLINA: Okay. I think according--Staff, can we get for the record who is available that day? I believe we were going to have maybe possibly bare quorum for. . .you know, a portion of the morning and also in the afternoon. So, Staff, can you go ahead and rundown the names of the Members who will be making themselves available?

MS. NAKATA: Yes, Mr. Chair. I have not been able to check yet with Member Anderson's schedule, but we currently have bare quorum for 9:00 to 11:00 and again from 1:30 to 4:00 on Monday, November 19th as follows, with the Chair in attendance for the whole day: Member Medeiros from 9:00 to 11:00; Member Pontanilla is available from 9:30 on; Member Baisa from 1:30 on; Member Victorino from 9:00 to 4:00; Member Johnson from 9:00 to 5:00. Members Hokama and Mateo are unavailable.

CHAIR MOLINA: Okay. Thank you very much, Staff. So there you have it, Members. It would appear that Monday might be our best option. Staff, I was told that Tuesday we only have four Members who have made themselves available for a Tuesday meeting? Is that correct?

MS. NAKATA: There are only four Members available at any one time.

CHAIR MOLINA: Okay. Of course, another option, Member, is. . .Members, is Wednesday or quite possibly Friday, the day after Thanksgiving. That's also a consideration. So maybe we need to discuss that. . .maybe Monday.

VICE-CHAIR PONTANILLA: Chair.

CHAIR MOLINA: So anyway. . .we're getting into the holidays, Members. Member Anderson?

COUNCILMEMBER ANDERSON: I'd be available on Monday. Are you saying that you only have, let's see, you're. . .you, yourself are only available from 9:00 to 11:00?

CHAIR MOLINA: I'm available *all* the time.

LAND USE COMMITTEE MINUTES
Council of the County of Maui

November 16, 2007

COUNCILMEMBER BAISA: . . .(*chuckle*). . .

CHAIR MOLINA: I was told by Staff that we have bare quorum from 9:00 to 11:00, which would be just five Members, and then bare quorum from 1:30 to 4:00 on Monday.

MS. NAKATA: So with Member Anderson, we would have six Members at each of those times.

CHAIR MOLINA: Okay.

COUNCILMEMBER ANDERSON: Okay.

CHAIR MOLINA: Okay. Thank you, Member Anderson, the Chair appreciates it. Mr. Pontanilla?

VICE-CHAIR PONTANILLA: Thank you. I, I know I indicated that Tuesday is a bad day for me, but what I can do is move those schedules to Wednesday, and then I can be available Monday and Tuesday.

CHAIR MOLINA: Okay. Thank you, Mr. Pontanilla.

COUNCILMEMBER VICTORINO: Mr. Chair.

CHAIR MOLINA: Mr. Victorino?

COUNCILMEMBER VICTORINO: Again for the purpose of what I consider finishing this long, arduous. . . I will be available Monday and I will make myself available Tuesday. And my cell phone, I forgot to turn it off. I apologize.

CHAIR MOLINA: That's okay. No apologies necessary, Mr. Victorino. Thank you. Any other comments, Members, before the Chair recesses until Monday? Okay. Seeing none, Members, this recessed Land Use Committee meeting of October 18, 2007 will be recessed until Monday, 9:00--

MS. FRIAS: November 19th.

CHAIR MOLINA: Pardon me?

MS. FRIAS: November 19th.

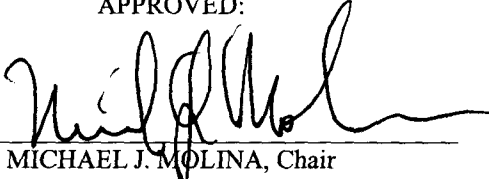
CHAIR MOLINA: Yes. Monday, November 19, 2007, 9:00 a.m., right here in the Council Chambers. Meeting in recess. . . .(*gavel*). . .

**LAND USE COMMITTEE MINUTES
Council of the County of Maui**

November 16, 2007

RECESS: 1:48 p.m.

APPROVED:



MICHAEL J. MOLINA, Chair
Land Use Committee

lu:min:071116r

Transcribed by: Tammy M. Frias