

# PARKS AND AGRICULTURE COMMITTEE

Council of the County of Maui

## MINUTES

January 23, 2003

Council Chamber

**CONVENE:** 1:31 p.m.

**PRESENT:** Councilmember Jo Anne Johnson, Chair  
Councilmember Robert Carroll, Vice-Chair  
Councilmember Michael J. Molina, Member  
Councilmember Joseph Pontanilla, Member  
Councilmember Charmaine M. Tavares, Member

**STAFF:** Tamara R. Koller, Legislative Analyst  
Clarita Balala, Committee Secretary  
Jo-Ann Sato, Committee Secretary  
Lance Taguchi, Legislative Analyst  
Kelly McGinnis, Executive Assistant to Councilmember Joseph Pontanilla

**ADMIN.:** Glenn Correa, Director, Department of Parks and Recreation  
John Buck, Deputy Director, Department of Parks and Recreation  
Blaine J. Kobayashi, Deputy Corporation Counsel, Department of the Corporation Counsel

**OTHERS:** Avery Chumbley  
Haunani Lemn

**PRESS:** Claudine San Nicolas, Maui News

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CHAIR JOHNSON: . . .*(gave)*. . .Parks and Agriculture Committee meeting will come to order and I'm going to try to deal with this microphone here. This afternoon we have only one item on our agenda and that is PA-3 which is designating a park in the Waiolani/Waikapu area.

### ITEM NO. PA-3: DESIGNATING A PARK IN THE WAIOLANI/WAIKAPU AREA

CHAIR JOHNSON: This afternoon we have with us our new Director of Parks and Recreation, Glenn Correa, and his Deputy Director, John Buck. We have with us, also, Blaine Kobayashi, who is taking the place of Ed Kushi. As staff, we have our new assistant committee secretary and that is Clarita Balala, Tamara

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Koller is our legislative analyst, and in addition, we have our supervisory secretary Jo-Ann Sato and I welcome Vice-Chair Robert Carroll, Councilmember Michael Molina, our new member Mr. Joseph Pontanilla. . .welcome.

COUNCILMEMBER PONTANILLA: Thank you.

CHAIR JOHNSON: And returning to the Parks Committee, Councilmember Charmaine Tavares. So I'm very happy to see you here. This afternoon because we only have this one single item on our agenda, Mr. Avery Chumbley has been kind enough to come and explain primarily the purpose for having this meeting and that is to consider the park space that would be in addition to the community center and the land that we already have in the Waikapu area. So if you would not object, I would have Avery come forward to just give you all of the information so that we can make some type of a determination before the land is gone so. . . and I have no other people signed up so at this time, Avery, if you could just come forward.

MR. CHUMBLEY: Good afternoon, Chair Johnson, Councilmembers, Kung Hee Fat Choy (laughter), Happy New Year. Councilmember Johnson did ask me to give you a little bit of a background on some discussions that I have previously had with the previous Administration, both the Parks Director and the Mayor, with respect to some park lands that would be available in the Waikapu area for public purposes. I had faxed over to Chair Johnson, yesterday, a 8½ by 11 sheet which showed an across \_\_\_\_\_ format. . .a proposed Lot C which is comprised of 12.827 acres which is a portion of a TMK in the Waikapu area consisting of about 240 acres. In addition to the identification of this Lot C as a potential public use park space, I had several discussions with the Public Works Department and the Mayor, previous Mayor, in regards to the county acquiring some other public rights of way for road improvements and expansions in that area. So this was just one of four lots that were under discussion for a possible acquisition by the county.

Over the probably past five or six years, I've also engaged with the community in numerous occasions in the Waikapu area on discussions about their desire to establish some additional park lands in the Waikapu region. We've discussed areas mauka of Honoapiilani Highway and areas makai below the existing Honoapiilani Highway and around the two ball fields which we currently own now. In addition to several discussions about the expansion of the existing Waikapu Community Center and the additional land that Wailuku Agribusiness donated as part of the Waiolani subdivision process about ten years ago. I think that the community is in general support of the acquisition of this Lot C area. . .the two ball fields which also includes the Waikapu Cemetery. Many of the seniors in the Waikapu area of Japanese ancestry have expressed concern that since Wailuku Ag is in the process of liquidation and that many of their families and relatives are buried in the cemetery, they were concerned

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about what might happen. That was the reason that that area had been included as part of the acquisition for the two ball fields. So that lot was created at the request of many of the community members. One thing to . . .for you to consider is not only acquisition of Lot C for expansion of parks, but other areas that could be mauka of the highway for a larger more regional park.

There has been some discussion with two church organizations about the purchase of property in this general region for the relocation of church facilities and schools and that's Emmanuel Lutheran and St. Anthony. Both of them are currently looking at a parcel of about 50 acres which they would split. They have expressed some desire of some larger regional park in the area as has many of the community members.

Another issue that you may want to consider, is in the Wailuku project district, the Kehalani Development. I believe that they have an obligation to put somewhere in the range of 12 to 15 acres into park and they are in the process of re-designing their subdivision and their layout. So you may want to consider some kind of opportunity to work with them during this time to reformat some of the proposals to better accommodate the community. Even though that that is much further north than what the Waikapu proper community wants, it may create an opportunity to do a regional park that still could be accessed from the Waikapu proper area by way of a re-opening of the old Waikapu road, which is a road that is established between Waiko Road and Kuikahi Drive going up to Wailuku Heights, which would create a safe, wide, modern area that children could use as access to that re-aligned park area. This proposal that we have been discussing with the previous administration is one where it's being done for public purposes only and we were asking that if we were to proceed with this that it would be administered under 18.12.050 which is the limited subdivisions section of the ordinance that allows for the Director of Planning to administratively process and provide for the approval of the subdivision based on it's public purpose. None of the four lots that are being created are for the benefit of Wailuku Agribusiness. They are for public purpose. There were a couple of other lots that would be created as a remnant as a result of it but those lots would remain in ownership of Wailuku Ag. I think that was the extent of my discussion and I would be happy to answer any questions.

CHAIR JOHNSON: Councilmember Carroll?

COUNCILMEMBER CARROLL: Yes, thank you for coming by Avery.

MR. AVERY: Your welcome.

COUNCILMEMBER CARROLL: Just a couple of questions. The cemetery is it still active? Are there still burials there?

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MR. AVERY: There has not been a burial to my knowledge in the cemetery for probably the last ten years.

COUNCILMEMBER CARROLL: Okay. And the old road that goes up, you know, from Waiko Road and then goes up to the one you was talking about. . .goes to the . . .all the way up to, I guess, all the way to the subdivision up there above?

MR. AVERY: Old Waikapu Road. . .there is some belief that it is a government road. On some of the old tax map keys and other documents that we've been able to come across, it's called Government Road. If you go up Waiko Road to the little triangle junction and you immediately turn right or go back north, it's the road that is at the top of the Donovan Webb property running back north all the way and connecting back to Honoapiilani Highway about a mile and a half down the road. It is right now used as a private road by us, but we believe it to be a government road.

COUNCILMEMBER CARROLL: Yeah, it would be. . .solve a lot of problems if it was a government road.

MR. AVERY: It would actually help in some of the issues of traffic in that area.

COUNCILMEMBER CARROLL: Thank you.

MR. AVERY: Uh-huh.

CHAIR JOHNSON: Mr. Pontanilla?

COUNCILMEMBER PONTANILLA: Avery, you mentioned that Kehalani subdivision needs to create a park as part of their condition.

MR. AVERY: Kehalani as part of the entitlements that they received were obligated to provide a certain amount of park acreage. I believe that in their master plan they've already identified multiple small little community parks versus a consolidated larger regional park. And, I believe the gross area is somewhere between 12 to 14 acres.

COUNCILMEMBER PONTANILLA: Coming back to Bob's question in regards to the old government road. I know I've asked this question to Public Works in regards to researching them. Maybe what we should do is, you know, refer to Public Works their findings about that public road. Part of the issue that we had as a planning commissioner was the traffic condition and how do we create park space for people in Waikapu. And I think at that time Avery had indicated a good place would be where the Wailuku Heights road. . .the present road that goes to the new Wailuku Heights, in that corner would make a good regional park for, I guess, Waikapu and along the Kehalani subdivision.

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MR. AVERY: Okay. Kuikahi Drive which is the road that goes from Honoapiilani Highway up to Wailuku Heights, in the original master plan for the Kehalani Project District on the north side of Kuikahi there was a . . . designated as a school site and then right below that a larger county park and I think that they have changed that plan and broke it up into small little neighborhood parks as opposed to a larger park. We recently sold a 60 acre parcel of land just south of Kuikahi Drive with a covenant that we would provide a utility and roadway access easement across what is now a 124 acre parcel from Kuikahi directly south to that 60 acre parcel. That would result in a remnant parcel of land of approximately 25 acres which would be bound by Kuikahi and Honoapiilani Highway and the newly created road. That would actually, from my perspective, make a good larger regional park not of a 60 acre size, but something, you know, of around 25 acre size. The development that's taking place in the Waikapu region appears to be moving back towards Wailuku town so that would be an area provided that the re-establishment of the old government road in fact happens. And we've also requested the county surveyor to render determination on that. Yet, have been unable to get a firm commitment yes or no, but they're leaning that it is government road. That would then make for a park area that would be accessible for children on bicycles with a set aside from what I believe to be should be a 60 foot right-of-way from that old Waikapu road which would create a safe, greenway, bikeway-walking path from the community to that area.

CHAIR JOHNSON: Any other questions? Councilmember Molina?

COUNCILMEMBER MOLINA: Thank you, Madam Chair. Avery, again how much of this Lot C. . . how much of it is cemetery and how much of it is the Brewer Ball Park? Do you have these figures with you at this time?

MR. AVERY: Yes, I don't have the specific, excuse me, the exact figures, but I would just estimate that the two ball park areas comprise about 8 acres and the cemetery area is about 4 acres. Just from a public concern point of view, one of my personal beliefs has always been that in the situation where there is burial grounds or cemetery under private ownership and there is a sale of that land, I think that it's in government's best interest to acquire those cemeteries and set it aside out of respect of those individuals who are buried there. It appears that the community at large is in support of this and the actual obligation of maintenance is one that obviously the parks department may not be enthusiastic about taking over, but I think, be it parks or public works or community service from MCC. . . the correctional center, not the college. . . someone should, you know, help take care of that area in perpetuity out of respect.

COUNCILMEMBER MOLINA: Okay. Thank you.

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CHAIR JOHNSON: Thank you. Do you have any questions, Glenn, for Avery at this time? John? My question Avery would be if we're looking at, I guess, when you spoke with me yesterday it's roughly 25 acres with all of the, let's see, this parcel plus this was part of a package so you had other areas which I believe you have on the map that you have there. If you could basically explain, you know, what it would encompass and that what our recommendation might be to the administration.

MR. AVERY: I'm fine. If you can just look at the map. The area to let's see your left the green area Lot H is the existing Waiko Road as it comes from Honoapiilani Highway back to our baseyard area. That road belongs to Wailuku Agribusiness. It's not a public road. It's never been designated by metes and bounds in a lot of records. So Lot H comprises of about 2.5 acres of land. The area in the middle here, the pink area, Lot I, is an area that we had talked about creating a reserve strip under 18.04.320 which is a non-access reservation placed under public control with conditions approved by the Director of Planning. This would in essence create the lot, Lot A, which would be the lot then used for church and school purposes. That Lot A area, if you recall, had been placed in the community plan as public/quasi-public by then Councilman Arakawa and Councilmember Tavares when they were chairing those respective committees. It was envisioned as a 50 acre parcel that could be used for the relocation of St. Anthony and it appears that that's actually coming to realization at this point.

The long lot, Lot G, is comprised of 8.9 acres and this would be a proposed 60 foot right-of-way to extend from Waiale Road down here at the edge of Wailuku town all the way back to Waiko Road to connect as a bypass road. This could serve as an alternate for people to avoid Waikapu and also Wailuku as far as getting into the Kahului and getting into the hospital area. In the State's ten-year master plan and an issue that I think that the County ought to take up is the extension then of this road. . .proposed road, all the way back up to Honoapiilani by the golf course. That would create an absolute bypass for Wailuku and Kahului and the central area to allow traffic a much better flow from that area.

The little area in blue right down here in the center, Lot L, is at the request of the Department of Public Works. This would then connect the proposed Waiale extension road to the existing County of Maui Landfill. That would allow Public Works an alternate access as opposed to having to go all the way down Waiko Road with larger trucks and then back track back towards Wailuku town and would give them an immediate access to that landfill area. There is still on-going obligations of the County for the maintenance and closing of that landfill.

Those four lots together, along with Lot C, which is the park lot that we're talking about made a package of just under 25 acres of land and the acquisition price was about I think it was less than \$400,000.00 for the entire package.

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CHAIR JOHNSON: Okay, thank you Avery and I wanted people to understand that because of how this is being proposed it's not even though what's on our agenda is just to look at the park space. One of the considered actions that we could take out of this would be to make a recommendation to the Administration to pursue acquisition and take these other elements into consideration as a part of this larger package, but because you know Michael Molina is the chair of the Public Works Committee he would basically be the individual who would be visiting on those other issues. But I wanted to stress very much to the committee members that these are issues that are very time sensitive because the community has been wanting park space in that area. If we're going to move forward any kind of land acquisition or the recommendation to the Administration or even consider in budget any recommendations for acquisition in that area, it's my belief that we need to do this as quickly as possible because if, as you know, we're speaking all of these other parcels are coming forward for sale and being offered to other entities, we have very few options and the longer we delay the fewer options we're going to have. So I think in order to serve the needs of the public the Parks Director, myself visited also we're looking at what is the amount we have in our park assessment fund and this is something that we've got to explore. But I really appreciate, Avery, you taking the time and coming forward and at least presenting this. Are there any more questions that anyone has of Avery? The only thing I would like you to explain, Avery, is what you explained to me about the water line which we may be able to have a little bit of a savings on our expansion of the Waikapu Community Center.

MR. AVERY: As one of the conditions of a zoning entitlement for the re-zoning of our Waiko Baseyard which was at the request of the County to ensure that the activities in that area were in compliance with the zoning laws. Fourteen point four (14.4) acres was approved for M-1 light industrial zoning. A condition of that approved zoning was the improvements to the existing water line from the top of Waiko Road as it comes out of the 300,000 gallon tank and well-site at that particular location all the way down to and pass through the subdivision and connecting back to an 18-inch line that runs south to the South Maui region. The conversion from old four-inch and six-inch water lines to a new 12-inch water line. The Department of Water Supply is going to cost share in 50 percent of that improvement. And there will be down Waiko Road, in front of the existing community center, a new 12-inch line that would then allow you to run probably a six to an eight-inch lateral up to the existing park and have sufficient size and capacity to significantly upgrade the water for the ball parks in those areas. In addition, it would then allow you to tap into that same existing 12-inch line for irrigation purposes of the Brewer ball fields should you acquire those two fields at a very, very low cost.

CHAIR JOHNSON: And I really appreciate your sharing that because if the members and I know that Mr. Pontanilla was not on our last committee meeting, but one of

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the elements that we had recommended or one of the, I guess, the improvements that we had requested was to the Waikapu Community Center and if you will recall members, we did have an expense attached to that water line improvement so when Avery was kind enough to share that information with me I felt that we had found some money. So I thought this was very good.

MR. AVERY: Cost avoidance.

CHAIR JOHNSON: Cost avoidance, yes. Usually it's the other way, Avery, where the government ends up paying it and someone else ends up benefiting, but I thank you. Are there any more questions at all? Ah yes, Mr. Pontanilla?

COUNCILMEMBER PONTANILLA: Yeah, I just got one more, Avery. Waiko Road, you mentioned, was a private road.

MR. AVERY: Uh-huh.

COUNCILMEMBER PONTANILLA: The private road goes from H'piilani down to Piilani?

MR. AVERY: No, from H'piilani to where you cross the little culvert, where our ditch runs underneath, that's an existing public road. From where you cross that ditch with the last house all the way down to about the stop sign is private road. On the opposite side of the stop sign down to Kehalani Highway is public road. So only the portion from our baseyard back up to that ditch is existing private.

CHAIR JOHNSON: Thank you very much. Any further questions?

MR. AVERY: Madam Chair. I realize that this is not on your Agenda, but I would hate to miss this opportunity to express to you how important it would be to proceed also on the acquisition of the Waihee Ball Field and the Waiehu Beach Park. That was an issue that we had discussed with the previous Administration, also. And we offered both of those parcels in a very favorable rate of \$95,000.00. Ocean front on one, a combination of about 3.7 acres of land. That issue seems to be dead in the water at the moment and I would hate to see the public lose the opportunity for the acquisition of those parks.

CHAIR JOHNSON: And thank you very much for sharing that, too. The Chair also shares your concerns about once the land is in someone else's hand that either it's going to be out of the public domain or it becomes, you know, unavailable at any price and usually the price does go up. So thank you very much, Avery, for coming today. I really appreciate it.

MR. AVERY: Thank you. Have a good afternoon.



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CHAIR JOHNSON: Yes, thank you.

COUNCILMEMBER PONTANILLA: Thank you.

CHAIR JOHNSON: Are there any other individuals in the audience who would wish to testify? Seeing none, testimony will be closed. Mr. Correa do you have any comments at all about where you would like to see this go and whether you believe the administration would support heading in this direction and support the efforts of the Waikapu community to move forward?

MR. CORREA: Madam Chairman Johnson, we need to do more research on this Lot C. I need to go out there and check on this ditch area.

CHAIR JOHNSON: Okay. Alright. It's the Chair's thought and I'm just going to briefly go through what we have been discussing for some time. When this matter was originally referred to the Council, it was during our last term for the Parks and Recreation Committee. We did meet three times and one of the times was actually in the community. We did go. We heard from the community. The matter was referred relating to the acquisition of land for a new park near Waiolani subdivision and the expansion of the existing Waikapu park for consideration in this fiscal year budget that's coming up. The residents did express a desire to have an expansion of Waikapu park and possibly a new park across the highway. And, as you've noted, one of the possible considerations is enclosed today. We can do several different things, but my basic thought would be as I stated earlier, land acquisition at this point in time is really critical because as our options are dwindling, the lands that would possibly be used for expansion in the park area for Waikapu are dwindling. So I would really like some direction from the committee as to how you would like to handle this. My thought would be we could send, even though we don't have it on the agenda today, we could deal with a resolution in that matter. We could send a recommendation to the Budget committee for x number of dollars and Tamara Koller had advised me that we still do have in our fiscal year 03 budget \$1,000,000.00 remaining in land acquisition fund so that's a possibility. We also do have the monies coming from other subdivisions in that area into the park assessment fund. And, I believe, currently what is the amount, Tamara, that we have in the park assessment fund? Is it around?

MS. KOLLER: Yes, Madam Chair, roughly \$52,000.00 is in the park assessment fund at this point in time.

CHAIR JOHNSON: Okay. So the option is that we could take from that pool and make a recommendation of a set amount of money or what we could also do and the route that I am looking at most favorably at this point in time is not waiting for Budget to take place, but sending an authorized thing or having the committee authorize myself as chair to have staff draft a letter to the Administration pursuing

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these areas which we have just spoken about and then obviously if your other public works access points to take that into consideration. But I really believe that the timeliness is critical on trying to move into these areas. I believe that if we can give an indication to the administration that we're supportive of the acquisition of not only this parcel, but any parcel that may become available in that area. Of course, depending on fiscal constraints and depending on whether it's supported by the community, I think that that would be my thought. Move this forward by having the letter sent, if you would agree with that, and then filing this matter for this particular item on our agenda now. So do you have any thoughts as to that direction? Councilmember Tavares?

COUNCILMEMBER TAVARES: Actually, it's a question for Corp. Counsel. If this committee were to recommend that a resolution be adopted by the council to send to the administration, can you do that if we pass this out of committee today and then have the resolution at first reading or does that resolution have to be discussed in committee? Just have to ask some hard questions every now and then. (laughter)

MR. KOBAYASHI: My initial inclination is that we would have to go through committee. Okay.

COUNCILMEMBER TAVARES: So hearing that which I thought would be the answer, I would suggest because we are looking at some time-sensitive issues here, to go ahead and authorize you on behalf of the committee to send a letter to the Mayor expressing what we talked about today and that perhaps you could have a meeting with the Mayor to talk more in detail about this. I had another question was for Tamara. The \$1,000,000.00 in the fiscal 03 budget is still there? That's not the one we transferred over to the land trust?

MS. KOLLER: Madam Chair, in response to Councilmember Tavares' question, the land trust received \$1,000,000.00 in the fiscal year 2002 budget. We did not, the committee, the budget and finance committee, did not act on the million dollars in the current budget.

COUNCILMEMBER TAVARES: So is the million, is it only a million, in the current budget?

MS. KOLLER: Correct, there is. . .there is a proposal for 500,000. . .570,000, I think, for the property around Eddie Tam.

COUNCILMEMBER TAVARES: Oh yes. Okay.

MS. KOLLER: So that would leave, you know, roughly another 400,000 left.

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COUNCILMEMBER TAVARES: Yeah, thank you for that information. That's right it was 2002 and we were leaving 2003 for later. (laughter) I think at my insistence.

CHAIR JOHNSON: Yes, it was. (laughter)

COUNCILMEMBER TAVARES: Okay. Now I remember. So this is an opportunity, I think, that we have to. . .we really have to grab and perhaps part of what you can discuss with the Mayor and possibly with his Budget Director is leveraging that money that's in there now as a debt service for a bond for that. . .for the purchase that we don't use the entire amount up. Unless, you know, there aren't other things in the work. I don't know how many parcels are in the works county-wide. So you know that's always an option, also. To use that as debt service on a bond. But that would have to come to council and stuff, so maybe you could discuss that with him and Mr. Agsalog, also. But, I think. . .I agree we need to be grabbing whatever land we can in this area in particular because it is lacking in recreation and parks space for the neighborhood. . .neighborhoods. And, you know, I know the Waihee thing wasn't in there, but you could probably stick that in informally, not in a letter, but we need to look at those, also. While we have these opportunities to acquire land at reasonable cost we should do it and not wait until things get zoned differently and then we go in there and try to buy it and then we get stuck with a quarter of an acre for \$4,000,000.00 kind of a price tag is just. . .mind-boggling. So while we have an opportunity to get it at when it is still zoned agriculture it really is beneficial to all of us.

CHAIR JOHNSON: I appreciate that Councilmember Tavares and the subject of Mokuhinia comes to mind. So I would ask either Mr. Kobayashi or staff, do we need a formal motion in order to move this forward?

MS. KOLLER: Madam Chair. In response to the letter, if you just have concurrence from the members, but we will need a motion to file the communication.

CHAIR JOHNSON: Alright. I have no problem with including in that though the authorization I just. . .I guess, for comfort sake, I will include both of those items. The Chair would entertain a motion that a letter be drafted both with myself and staff regarding the subject of today's meeting and the acquisition in the Waikapu community area for park space and the filing of this communication.

COUNCILMEMBER CARROLL: So moved.

COUNCILMEMBER MOLINA: Second.

CHAIR JOHNSON: It's been moved by Councilmember Carroll and seconded by Councilmember Molina. Councilmember Tavares?

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COUNCILMEMBER TAVARES: The question I had was if we file this. . .this communication, is it all the stuff that's in here? Everything that's in. . .in number three that we would be filing?

CHAIR JOHNSON: Yes. Tamara's shaking her head. . .yes.

COUNCILMEMBER TAVARES: Because I would want the communication that's dated November 27, toward the back, that was from Mr. Miyazono and to you about designating a park in the Waikapu area. I don't think we should lose that document. And also, the next one, and I don't know if this one was already referred to Budget Committee, the January 6, 2003? Oh yeah, I guess we did.

CHAIR JOHNSON: It was.

COUNCILMEMBER TAVARES: December 17<sup>th</sup> we referred it over so that could be filed, but that one communication, I think, has a lot of information in it that we might want to keep if we don't already have it attached to what went to Budget.

CHAIR JOHNSON: Alright, so what you're asking is that that one item be reserved out.

MS. KOLLER: Madam Chair?

COUNCILMEMBER TAVARES: Yes.

MS. KOLLER: If I could interject? What we generally file would be the miscellaneous communication as referenced on the agenda today and the documents attached to that. Because that one communication that you are referring to is an important one that we could keep as a resource, staff. . .we can pull that out as a resource material to have it available and could then doc trans it into any other item we needed to use that for.

COUNCILMEMBER TAVARES: Yep, if you look at that, too, and also the one before that October 29<sup>th</sup> document on the South Maui parks inventory studies, I guess. One of the first things, but it also talks about some other areas and I would hate to lose that document, also.

CHAIR JOHNSON: Then it's understood that the motion would include that just those items that we spoke about leaving behind. . .

COUNCILMEMBER TAVARES: Miscellaneous, okay.

CHAIR JOHNSON: remaining and using that as basically resource data. The other thing that I would intend to include would also be the minutes of this meeting. So that the Mayor, when I transmit or when we transmit the letter, the Mayor would

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have the benefit of knowing the information that has been given by Avery today, if that is important.

COUNCILMEMBER PONTANILLA: Madam Chair?

CHAIR JOHNSON: Councilmember Pontanilla?

COUNCILMEMBER PONTANILLA: As far as the letter, you're going to mention in the letter the Waikapu ball field, the Waihee ball park and the Waiehu Beach Park, also?

CHAIR JOHNSON: Because those items were not on the agenda I'm going to discuss that separately. I also have a copy of an article, which ran in the Maui News, which I will just transmit as a separate item on my own, personally. But I do intend to deal with those issues, as well.

COUNCILMEMBER PONTANILLA: I've got a question. As far as assessment fees that were placed upon the Waiolani Pikake Subdivision, as well as the Waiolani Elua Subdivision, what happened to the. . .what's going to happen to those fees? There's like about \$400,000.00.

CHAIR JOHNSON: The park assessment, it's my understanding, will be transmitted at the time according to information, I believe, Councilmember Tavares provided at the time of final subdivision. So that's when the monies will appear in the park assessment fund.

COUNCILMEMBER PONTANILLA: Okay, thank you.

CHAIR JOHNSON: Are there any further questions? Or, anything further on this item?

COUNCILMEMBER TAVARES: I thought Tamara wanted to. . .

CHAIR JOHNSON: Oh. . .Tamara.

COUNCILMEMBER TAVARES: say something.

CHAIR JOHNSON: Yes, please. I don't have eyes on the side. I'm sorry. (laughter)

MS. KOLLER: Just in relation to the motion for the items that you want to retain out that does not really need to be included in the formal motion.

CHAIR JOHNSON: Okay.

MS. KOLLER: And, that's just something that we can handle internally and can make it available to the committee members. Another thing is that once this item does

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go out of the committee, I believe those documents are given back to you that you can retain anything that you want under that particular item. So if there is resource material that would be helpful for the committee.

CHAIR JOHNSON: Thank you very much. I really appreciate that. And, is there any further discussion on the matter? Seeing none. All those in favor of the motion please say aye.

COUNCILMEMBERS: Aye.

CHAIR JOHNSON: And the Chair votes aye. There are no nays. So the motion carries.

**VOTE:       AYES:   Vice-Chair Carroll, Councilmembers Molina, Pontanilla and Tavares.**

**NOES:       None**

**ABSTAIN:   None.**

**ABSENT:    None.**


**MOTION CARRIED.**

**ACTION:    FILING of communication by Committee Report for February 7, 2003 Council Meeting.**

CHAIR JOHNSON: And, I thank you and I thank Avery. And, hopefully Avery you will be in on the meeting that we do arrange with the Mayor. So I thank all of you. Is there any further business? Seeing none. This meeting is adjourned.  
...*(gavel)*...

**ADJOURN:   2:10 p.m.**

APPROVED:

  
JO ANNE JOHNSON, Chair  
Parks and Agriculture Committee

pa:min:030123

Transcribed by: Clarita Balala