

COUNCIL OF THE COUNTY OF MAUI
PLANNING COMMITTEE

November 18, 2005

Committee
Report No.

05-161

Honorable Chair and Members
of the County Council
County of Maui
Wailuku, Maui, Hawaii

Chair and Members:

Your Planning Committee, having met on August 1, 2005, August 15, 2005, October 3, 2005, October 17, 2005 (Lanai), October 19, 2005, October 24, 2005 (Molokai), October 25, 2005, October 26, 2005, and October 31, 2005, makes reference to County Communication No. 05-220, from the Planning Director, relating to the formation of the Maui Island General Plan Advisory Committee (GPAC).

Your Committee notes that the Planning Director urged the Council to appoint members who represent a broad spectrum of interests.

Your Committee further notes that according to Section 2.80B.040 of the Maui County Code, the purpose of the Lanai, Maui, and Molokai GPACs is "to comment, advise, and provide recommendations to the director of planning" regarding proposed decennial revisions to the General Plan.

The Council is tasked with appointing a portion of the GPACs' membership, with the Mayor appointing the remainder. Specifically, the County Code states that the Lanai GPAC shall be composed of 13 members, 9 appointed by the Council and 4 appointed by the Mayor; the Maui GPAC shall be composed of 25 members, 1 appointed by the Mayor from each of Maui's six community plan areas, 4 appointed by the Council from the Wailuku-Kahului Community Plan area, and 3 appointed by the Council from each of the remaining five community plan areas on Maui; and the Molokai GPAC shall be composed of 13 members, 9 appointed by the Council and 4 appointed by the Mayor.

The General Plan is the County's preeminent policy statement for land use planning pursuant to Section 2.80B.030, Maui County Code, and "shall also identify the vision, principles, goals, and policies for the County and for each island." Among the General Plan's major elements are county-wide policy statements and island-wide land use strategies for Lanai, Maui, and Molokai.

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By correspondence dated July 27, 2005, the Chair of your Committee requested that the Corporation Counsel confirm her understanding that Chapter 2.80B, Maui County Code, establishes the following:

- The Lanai, Maui, and Molokai GPACs are intended to concurrently review the draft General Plan proposed by the Planning Director.

- The decennial update to the General Plan shall be adopted, in its entirety, by a single ordinance (just as the current General Plan and community plans were), incorporating all of the elements mandated by Section 2.80B.030.

At its meeting of August 1, 2005, your Committee met with the Planning Director; the Planning Program Administrator, Department of Planning; and a Deputy Corporation Counsel.

There was no public testimony.

The Chair of your Committee distributed a draft press release entitled “Council seeking volunteers to serve on General Plan Advisory Committees” and a draft GPAC application form. Your Committee Chair also provided an overview of the process she envisioned. First, Committee members that had already received letters, resumes, and biographies from interested people were requested to forward those documents to the Committee staff. The staff, in turn, would provide application forms to those people. Additionally, application forms would be available via mail, fax, and e-mail; at the Council’s Wailuku, Hana, Molokai, and Lanai offices; and on the Council’s website. Received applications would become part of the public record.

Your Committee noted that your Committee of the Whole usually had jurisdiction over nominations to boards and commissions, but that the Council decided to refer this matter to your Planning Committee.

The Chair of your Committee noted that she recommended filling the membership requirements for all three island GPACs simultaneously, as each body would be required to work on the county-wide policy statements at roughly the same time. Upon completion of that work, the island-wide land use strategies would be completed in the following order: Maui, Molokai, and Lanai.

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Although your Committee briefly considered deferring issuance of a press release until a final application form was approved, your Committee ultimately decided that it was imperative to start the recruitment process so that work could begin on the General Plan expeditiously and authorized immediate issuance of the press release to inform that GPAC applications would be sought soon. A second press release, along with the final version of the application form, would be available after your Committee's meeting of August 15, 2005.

Your Committee deferred consideration of the matter, pending further discussion.

On August 2, 2005, the Chair of your Committee issued a press release entitled "Council seeking volunteers to serve on General Plan Advisory Committees". The press release noted that GPAC application forms would be available on August 16, 2005.

At its meeting of August 15, 2005, your Committee met with the Planning Director; the Planning Program Administrator, Department of Planning; and a Deputy Corporation Counsel.

There was no public testimony.

The Chair of your Committee transmitted a document entitled "GPAC Information Sheet" to accompany the GPAC application form.

Your Committee authorized a final version of the GPAC application form, the issuance of a second press release announcing the availability of the GPAC application form, and an application deadline of September 16, 2005.

Your Committee deferred consideration of the matter, pending further discussion.

On August 16, 2005, the Chair of your Committee issued a press release entitled "Application form available for General Plan Advisory Committees". The press release noted that GPAC applications were due by September 16, 2005.

Your Committee notes that by September 16, 2005 a sufficient number of GPAC applications were received for Maui and Molokai, but not for Lanai.

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On September 23, 2005, the Chair of your Committee issued a press release entitled "Application deadline extended for Lanai General Plan Advisory Committee". The press release noted that Lanai GPAC applications were now due by September 30, 2005.

At its meeting of October 3, 2005, your Committee met with the Planning Director; the Planning Program Administrator, Department of Planning; and a Deputy Corporation Counsel.

Your Committee received public testimony from a Molokai GPAC applicant, DeGray Vanderbilt.

Your Committee received public testimony from the following Maui GPAC applicants from the West Maui Community Plan Area: Richard Charles Bergson, Sharyn J. Matin, Vicki McCarty, and Peter W. McKenney.

Your Committee received public testimony from the following Maui GPAC applicants from Makawao-Pukalani-Kula Community Plan Area: Lance David Collins, Richard Michael Lucas, and Warren S. Shibuya.

Your Committee received public testimony from the following Maui GPAC applicants from the Wailuku-Kahului Community Plan Area: Nancy Lee Potter, Katherine Ann Taylor, and Mercer K. "Chubby" Vicens.

Your Committee received public testimony from the following Maui GPAC applicants from Paia-Haiku Community Plan Area: Thomas M. Cook, Antoinette Lucienne deNaie, Melissa Prince, and Marilyn "Lynn" R. Wellner.

Your Committee received public testimony from one person, who questioned your Committee's process for selecting GPAC members.

Your Committee commended the applicants for their interest in public service.

Your Committee reviewed all timely and late applications that had been submitted.

Your Committee agreed that it would be advisable to conduct meetings in various districts throughout the County.

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Your Committee deferred consideration of the matter, pending further discussion.

Your Committee received draft resolutions entitled “MAKING APPOINTMENTS TO THE LANAI GENERAL PLAN ADVISORY COMMITTEE”, “MAKING APPOINTMENTS TO THE MOLOKAI GENERAL PLAN ADVISORY COMMITTEE”, and “MAKING APPOINTMENTS TO THE MAUI GENERAL PLAN ADVISORY COMMITTEE”, respectively, from the Chair of your Committee. The purpose of each draft resolution is to appoint members to the respective GPAC, pursuant to Section 2.80B.040, Maui County Code. The resolutions left blank spaces for the names of GPAC appointees.

By correspondence respectively dated October 11, 2005, October 12, 2005, October 17, 2005, and October 18, 2005, the Chair of your Committee invited GPAC applicants to attend various Committee meetings.

By correspondence dated October 13, 2005, the Council Chair transmitted letters from Thomas A. Burke, Stephen Lackey, and Ricky Sanches, requesting their appointment to the Lanai GPAC.

On October 14, 2005, the Chair of your Committee issued a press release entitled "Planning Committee to continue its review of General Plan Advisory Committee applicants in countywide series of meetings." The press release noted the meeting schedule.

By correspondence dated October 14, 2005, the Council Chair transmitted letters from Mae Ulep, Shelly Barfield, Doug Stephenson, and Angel Allas, requesting their appointment to the Lanai GPAC.

By correspondence dated October 14, 2005, Councilmember Carroll transmitted letters from Tammy Alboro, Pamela Haban, Edith Mirafuentes, John Minnock, Kevin Humphrey, Garrett T. Toma, Kaeo Stokes, Mark Hellrung, Kristi Alboro, and Edwin Vila.

At its meeting of October 17, 2005, on Lanai, your Committee met with the Planning Director; the Planning Program Administrator, Department of Planning; and a Deputy Corporation Counsel.

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The Planning Program Administrator provided an overview of the General Plan, the decennial General Plan update, and the Lanai GPAC's responsibilities.

Your Committee received public testimony from the following Lanai GPAC applicants: Ron K. McOmbler, John Ornellas, Linda Kay Okamoto, Angel Allas, Shelly Barfield, Stephen Lackey, and Garrett Toma.

Your Committee commended the applicants for their interest in public service.

Your Committee voted to revise the draft resolution entitled "MAKING APPOINTMENTS TO THE LANAI GENERAL PLAN ADVISORY COMMITTEE" to include the names of the following applicants: Pamela M. Alconcel, Lisa Marie Kaniho, Ron K. McOmbler, Linda Kay Okamoto, Fairfax (Pat) Addison Reilly, and Frederick Sandi.

Your Committee deferred consideration of the matter, pending further discussion.

At its meeting of October 19, 2005, in Pukalani, your Committee met with the Planning Director and the Corporation Counsel.

The Planning Director provided an overview of the General Plan, the decennial General Plan update, and the Maui GPAC's responsibilities.

Your Committee received public testimony from the following Maui GPAC applicants from Paia-Haiku Community Plan Area: Thomas M. Cook, Antoinette Lucienne deNaie, Lloyd Steven Fischel, Robert Alan Mason, Jim Niess, Nikhilananda, Zoe Marina Norcross-Nuu, Melissa Prince, Hans H. Riecke, Francis "Frank" Edward Skowronski, Tracy Edward Stice, Marilyn "Lynn" R. Wellner, and Tom Cannon.

Your Committee received public testimony from the following Maui GPAC applicants from Makawao-Pukalani-Kula Community Plan Area: Marjorie Beth Bonar, Lance David Collins, Bruce Ray Faulkner, Normonda "Monnie" Julia Gay, Ralph Johansen, Allan R. Kemp, Richard Michael Lucas, L. Douglas MacCluer, Richard "Dick" David Mayer, Elizabeth L. Russell, Warren S. Shibuya, and Warren K. Watanabe.

Your Committee received public testimony from a GPAC applicant from the West Maui Community Plan Area, Vincent R. Hinano Rodrigues.

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Your Committee commended the applicants for their interest in public service.

Your Committee deferred consideration of the matter, pending further discussion.

At its meeting of October 24, 2005, on Molokai, your Committee met with the Planning Program Administrator, Department of Planning; and a Deputy Corporation Counsel.

The Planning Program Administrator provided an overview of the General Plan, the decennial General Plan update, and the Molokai GPAC's responsibilities.

Your Committee received public testimony from the following Molokai GPAC applicants: Zessica Apiki, Daniel Robert Bennett, Barbara Jean Haliniak, Deldrine Kauinohea Kapuni, Ronald S. Kimball, Ruth Ululani Manu, Stephen Richard Morgan, and DeGray Vanderbilt. Your Committee also received testimony from two members of the public regarding the General Plan and various GPAC applicants.

Your Committee commended the applicants for their interest in public service.

Your Committee is in receipt of a draft resolution entitled "MAKING APPOINTMENTS TO THE MOLOKAI GENERAL PLAN ADVISORY COMMITTEE".

Your Committee deferred consideration of the matter, pending further discussion.

At its meeting of October 25, 2005, in Lahaina, your Committee met with the Planning Director.

By correspondence dated October 25, 2005, Mac Lowson (West Maui GPAC applicant) indicated that he would not be able to attend the meeting due to a prior commitment.

The Planning Director provided an overview of the General Plan, the decennial General Plan update, and the Maui GPAC's responsibilities.

Your Committee received public testimony from the following Maui GPAC applicants from the West Maui Community Plan Area: Debra A. Arakaki, Don Franklin Atay, Richard Charles Bergson, Joshua Imaila Dean, Kennard Kaipo Kekona, Sharyn J.

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Matin, Vicki McCarty, Peter W. McKenney, Gene Edward Moore, Michael Mulholland, Richard "Noosh" Nishihara, Vincent R. Hinano Rodrigues, Louise D. Ross, and Frank W. Sylva. Your Committee also received testimony from seven members of the public regarding the General Plan and various GPAC applicants.

Your Committee commended the applicants for their interest in public service.

Your Committee deferred consideration of the matter, pending further discussion.

At its meeting of October 26, 2005, your Committee met with the Planning Director and the Planning Program Administrator, Department of Planning.

The Planning Director and the Planning Program Administrator provided an overview of the General Plan, the decennial General Plan update, and the Maui GPAC's responsibilities.

Your Committee received public testimony from the following Maui GPAC applicants from the Hana Community Plan Area: Lesley A. Bruce and Lisa Hamilton.

Your Committee received public testimony from the following Maui GPAC applicants from the Kihei-Makena Community Plan Area: Stacie Thorlakson, Raymond Michael Phillips, Jim Wagner, Susan A. Moikeha, Paul O. Gomez, and Joseph Warner Bean.

Your Committee received public testimony from the following Maui GPAC applicants from the Wailuku-Kahului Community Plan Area: Renee-May K. Filimoeatu, Kent M. Hiranaga, Robert Horcajo, Phillip Drew Johnson, Natalie A. Kama, Kallie Keith, Dennis M. Okimoto, Dale J. Parsons, Walette Garcia Pellegrino, Nancy Lee Potter, James Carter Riley, Carlos Rivera, Henry A. Spencer, Warren A. Suzuki, Katherine Ann Taylor, Trevor N. Tokishi, Edward Tremble, and Mercer K. "Chubby" Vicens.

Your Committee received public testimony from a Maui GPAC applicant from the Makawao-Pukalani-Kula Community Plan Area, David Cullen Goode.

Your Committee received public testimony from the following Maui GPAC applicants from the Paia-Haiku Community Plan Area: Janet Fleetham and Lance W. Holter.

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Your Committee also received testimony from a member of the public regarding the General Plan and various GPAC applicants.

By correspondence dated October 26, 2005, your Committee's Chair transmitted a letter dated October 26, 2005, from Ron Sturtz, indicating his withdrawal from consideration for nomination to the Kihei-Makena General Plan Advisory Committee.

Your Committee commended the applicants for their interest in public service.

Your Committee is in receipt of a draft resolution entitled "MAKING APPOINTMENTS TO THE MAUI GENERAL PLAN ADVISORY COMMITTEE".

Your Committee deferred consideration of the matter, pending further discussion.

At its meeting of October 31, 2005, your Committee met with the Planning Director; the Planning Program Administrator, Department of Planning; a Staff Planner, Department of Planning; and a Deputy Corporation Counsel.

The Department of Planning provided a computer-generated slideshow on the General Plan, the decennial General Plan update, and the GPACs' responsibilities. The Department of Planning also provided a printout of the presentation.

Your Committee received public testimony from a Molokai GPAC applicant, DeGray Vanderbilt.

Your Committee received public testimony from the following Maui GPAC applicants from the Makawao-Pukalani-Kula Community Plan Area: Thomas Cook, Donald Allen Sheridan, and John J. Wilson.

Your Committee received public testimony from the following Maui GPAC applicants from the West Maui Community Plan Area: Edward H. Kaahui and Hans Michel.

Your Committee received public testimony from a Maui GPAC applicant from the Wailuku-Kahului Community Plan Area, Jeremy Kozuki.

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Your Committee received public testimony and written testimony from a Maui GPAC applicant from the Kihei-Makena Community Plan Area, Lawrence Stanley Franco.

After noting the importance of appointed well-qualified people with a wide range of experience and viewpoints, your Committee voted to revise the draft resolutions to list the following names as GPAC appointees:

Maui GPAC:

1. John Arthur Blumer-Buell (Hana Community Plan Area)
2. Lesley A. Bruce (Hana Community Plan Area)
3. Lisa Hamilton (Hana Community Plan Area)
4. Joe Bertram III (Kihei-Makena Community Plan Area)
5. Lawrence Stanley Franco (Kihei-Makena Community Plan Area)
6. Susan A. Moikeha (Kihei-Makena Community Plan Area)
7. L. Douglas MacCluer (Makawao-Pukalani-Kula Community Plan Area)
8. Warren S. Shibuya (Makawao-Pukalani-Kula Community Plan Area)
9. Warren Kaoru Watanabe (Makawao-Pukalani-Kula Community Plan Area)
10. Thomas M. Cook (Paia-Haiku Community Plan Area)
11. Antoinette Lucienne deNaie (Paia-Haiku Community Plan Area)
12. Tom Cannon (Paia-Haiku Community Plan Area)
13. Renee-May K. Filimoeatu (Wailuku-Kahului Community Plan Area)
14. Walette Garcia Pellegrino (Wailuku-Kahului Community Plan Area)
15. Warren A. Suzuki (Wailuku-Kahului Community Plan Area)
16. Trevor Nobuo Tokishi (Wailuku-Kahului Community Plan Area)
17. Kennard Kaipō Kekona (West Maui Community Plan Area)
18. Vincent R. Hinano Rodrigues (West Maui Community Plan Area)
19. Frank W. Sylva (West Maui Community Plan Area)

Lanai GPAC:

1. Pamela M. Alconcel*
2. Lisa Marie Kaniho*
3. Ron K. McOmbler*
4. Linda Kay Okamoto*
5. Fairfax (Pat) Addison Reilly*

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6. Frederick Sandi*
 7. Angel Allas
 8. Cindy Shin Arruiza
 9. Ricky Sanches
- *recommended on October 17, 2005*

Molokai GPAC:

1. Zessica L. M. Apiki
2. Alton Seichi Arakaki
3. Daniel R. Bennett
4. Kathryn Mahealani Davis
5. Barbara Jean Haliniak
6. Jesse Colin Joao
7. Ronald S. Kimball
8. Ruth Ululani Manu
9. Glenn I. Teves

Your Committee voted to recommend adoption of the revised resolutions.

Your Committee discussed the possibility of selecting alternates for some of the positions, but decided against doing so after noting the lack of express authority for such action in Chapter 2.80B, Maui County Code. Your Committee noted that this issue may be worthy of additional consideration.

The Chair of your Committee indicated that she would ensure that the Mayor receive all GPAC applications that had been submitted to your Committee.

Your Committee commended the applicants for their interest in public service.

Your Committee deferred consideration of the matter pending further discussion.

Your Committee is in receipt of the following:

1. A proposed resolution entitled "MAKING APPOINTMENTS TO THE MAUI GENERAL PLAN ADVISORY COMMITTEE". The purpose of the proposed resolution is to appoint 16 members of the 25-member Maui GPAC, pursuant to Section 2.80B.040, Maui County Code.

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2. A proposed resolution entitled "MAKING APPOINTMENTS TO THE LANAI GENERAL PLAN ADVISORY COMMITTEE". The purpose of the proposed resolution is to appoint 9 members of the 13-member Lanai GPAC, pursuant to Section 2.80B.040, Maui County Code.

3. A proposed resolution entitled "MAKING APPOINTMENTS TO THE MOLOKAI GENERAL PLAN ADVISORY COMMITTEE". The purpose of the proposed resolution is to appoint 9 members of the 13-member Molokai GPAC, pursuant to Section 2.80B.040, Maui County Code.

Your Planning Committee RECOMMENDS the following:

1. That Resolution No. _____, attached hereto, entitled "MAKING APPOINTMENTS TO THE MAUI GENERAL PLAN ADVISORY COMMITTEE", be ADOPTED;

2. That Resolution No. _____, attached hereto, entitled "MAKING APPOINTMENTS TO THE LANAI GENERAL PLAN ADVISORY COMMITTEE", be ADOPTED; and

3. That Resolution No. _____, attached hereto, entitled "MAKING APPOINTMENTS TO THE MOLOKAI GENERAL PLAN ADVISORY COMMITTEE", be ADOPTED.

Adoption of this report is respectfully requested.

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CHARMAINE TAVARES Chair

JO ANNE JOHNSON Member

DANNYA. MATEO Vice-Chair

DAIN P. KANE Member

MICHELLE ANDERSON Member

MICHAEL J. MOLINA Member

ROBERT CARROLL Member

JOSEPH PONTANILLA Member

G. RIKI HOKAMA Member