

BEFORE THE MAUI REDEVELOPMENT AGENCY
COUNTY OF MAUI
STATE OF HAWAII

TRANSCRIPT OF PROCEEDINGS
REGULAR MEETING

Held at the Planning Department Conference
Room, Kalana Pakui Building, Wailuku, Maui, Hawaii,
commencing at 1:06 p.m. on Friday, April 20, 2007.

REPORTED BY: KATHERINE EISMANN, CRR/RDR/CSR #439

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

ATTENDANCE

COMMISSION PRESENT:

LLOYD POELMAN, ACTING CHAIR/CHAIRPERSON
RONALD KAWAHARA
ALEXA BETTS BASINGER

STAFF PRESENT:

JOHN D. KIM, DEPUTY CORPORATION COUNSEL
WAYNE STEEL, MANAGER

ALSO PRESENT:

JOCELYN PERREIRA, WAILUKU MAIN STREET
ASSOCIATION; TRI-ISLE RESOURCE CENTER

1 (Friday, April 20, 2007, 1:06 p.m.)

2 * * *

3 (Deputy Corporation Counsel Kim is not
4 present.)

5 TEMPORARY CHAIRPERSON POELMAN: We will call
6 to order the April 20, 2007, meeting of the Maui
7 Redevelopment Agency. The Temporary Chair will
8 entertain a motion to approve the March 16, 2007,
9 minutes.

10 BOARD MEMBER KAWAHARA: So moved.

11 BOARD MEMBER BASINGER: Second.

12 TEMPORARY CHAIRPERSON POELMAN: All in
13 favor.

14 (Chorus of ayes.)

15 Motion carries.

16 We should have election of Chairman,
17 Vice-Chairman. We could do it this month, or we
18 could -- I could sit as Acting Chair this month, and
19 then do it next month. What's the desire? I don't know
20 that it matters that it's not on the agenda, as that's
21 a -- not a public testimony matter anyway.

22 BOARD MEMBER KAWAHARA: I nominate Lloyd
23 Poelman for chairman.

24 BOARD MEMBER BASINGER: Second.

25 CHAIRPERSON POELMAN: Okay. We will have it

1 now then. All in favor.

2 (Chorus of ayes.)

3 And then Vice-Chair.

4 BOARD MEMBER KAWAHARA: I nominate Linda
5 Tamanaha as vice-chair.

6 BOARD MEMBER BASINGER: Second. Does she
7 have to be present?

8 CHAIRPERSON POELMAN: No, no. And just
9 slight discussion on that, as far as the -- the history
10 since I've been here has been somewhat -- it's basically
11 been seniority. And as far as seniority goes, she would
12 be the next member as far as longevity as serving.

13 But as far as position in the seat, that
14 would be Ron, in that your position was -- you fulfilled
15 or filled the remaining of Sandy Amaral's position, and
16 you have one year left. And I guess just for
17 discussion, I -- if you are going to have an opportunity
18 at any --

19 BOARD MEMBER KAWAHARA: No, I think the
20 senior -- the senior members who have actually served
21 would help more than -- I have only been here a year.

22 CHAIRPERSON POELMAN: Right. So, that's all
23 the discussion I have. All in favor of Linda Tamanaha
24 as Vice-Chairman.

25 (Chorus of ayes.)

1 So, we have our Chairman and Vice-Chairman
2 for the following -- this coming year. I would like to
3 also now go to item D, which is a presentation of
4 appreciation certificate to outgoing Chair Mark Rickard.

5 Mr. Rickard. The Mayor Charmaine Tavares
6 has written a letter to Mr. Rickard which I'd like to
7 read into the record.

8 Dear Mr. Rickard. Congratulations on a job
9 well done. On behalf of the people of the County of
10 Maui, please accept my deepest appreciate and gratitude
11 for your dedication and service on the Maui
12 Redevelopment Agency.

13 Your efforts and contributions have made a
14 positive difference. I truly believe that it is
15 important for citizens to play an active role within
16 both our community and government. The process of
17 recruiting and selecting nominees to the various Maui
18 County Boards and Commissions has given me a greater
19 appreciation for volunteerism and community service.

20 I would like to commend you for your
21 willingness to devote your time, energy, resources and
22 insight to the betterment of Maui County.

23 Once again, thank you very much for doing
24 your part to make our County the best that it can be. I
25 hope that your experience has been rewarding and

1 worthwhile. Sincerely, Charmaine Tavares, Mayor, County
2 of Maui.

3 And there is also an Office of the Mayor,
4 County of Maui: Be it resolved by the Office of the
5 Mayor that it is -- that it hereby extends its warmest
6 appreciate to Mark Rickard for your dedication of time,
7 commitment to your community, and countless
8 contributions to the Maui Redevelopment Agency.

9 Your loyal and honorable public service is
10 recognized and valued by all of Maui County's residents.
11 Charmaine Tavares, Mayor, County of Maui, March 5th,
12 2007.

13 (Applause.)

14 MR. RICKARD: Thank you.

15 BOARD MEMBER BASINGER: Speech.

16 MR. RICKARD: I will come get it. Thank
17 you. I just want to say thank you to all of you members
18 and our manager. It's been a pleasure. It's changed a
19 lot since when I first came on. It's grown a lot, but
20 it's been a pleasure working with you all. It's been
21 very helpful. I'm glad to see Alexa up there.

22 BOARD MEMBER BASINGER: Oh, no.

23 MR. RICKARD: We have seen you a lot through
24 the years, so I am glad you are up there. You guys have
25 got a lot of work cut out for you guys. It's a growing

1 responsibility, so good luck and thank you.

2 CHAIRPERSON POELMAN: Thank you, Mark. I
3 wanted to add my second to what the Mayor said in here,
4 and I think I can speak better than maybe she can,
5 because I have seen all that you have done here. And I
6 really have appreciated having you as a member and also
7 as Vice-Chair and Chair in the past. I thought your
8 service was dedicated. You were -- always had good
9 input, and you led the Maui Redevelopment Agency
10 commendably in the last year, and thank you very much
11 for your service.

12 MR. RICKARD: Thank you.

13 (Deputy Corporation Counsel Kim arrived.)

14 BOARD MEMBER BASINGER: Show up once in a
15 while.

16 MR. RICKARD: I try not to. I can't come up
17 here for a year. I broke the rule.

18 BOARD MEMBER BASINGER: Oh, yeah, yeah.

19 CHAIRPERSON POELMAN: We will now open up
20 for any public testimony. The Chair's preference would
21 be that -- are there any?

22 MS. PERREIRA: Can we speak to this
23 resolution first?

24 CHAIRPERSON POELMAN: Yes, okay. Public
25 testimony in regard to the resolution.

1 MS. PERREIRA: Jocelyn Perreira, Wailuku
2 Main Street Association, Tri-Isle Main Street Resource
3 Center. Each year, we have to say good by to an MRA
4 Chair that has served faithfully, not only for the year
5 that they are Chair, but also for the years preceding
6 their election as a Chair.

7 And by the way, that doesn't necessarily
8 have to go by seniority, just speaking from past
9 experience. But, Mark, I think, has come to the helm at
10 a very critical juncture when the agency went from being
11 directed and housed under the Planning Department to the
12 autonomy of an independent agency.

13 And that is never an easy thing to do.
14 That's always very, very challenging. On top of that,
15 this is -- you have to meet the challenge of changing
16 times, and that included a myriad of things. And we
17 want to thank you very, very much for doing your due
18 diligence and your fiduciary responsibility to shepherd
19 the MRA to the point where it is now.

20 And on behalf of our organization, the
21 hundreds of volunteers that are involved in it, along
22 with all of its professional resources, we thank you
23 very much. Thank you.

24 CHAIRPERSON POELMAN: Any other public
25 testimony to the resolution?

1 MR. KIMURA: My name is Robert A. Kimura. I
2 thought when my remembrance called -- served me right, I
3 thought Chapter 53 has a paragraph there that the
4 members can serve for five years, of course with good
5 reason. However, I've noticed that the group, president
6 or -- president, is that it? The president of the
7 group, after serving one year, yeah, is no longer here.
8 I thought maybe they can became an ordinary member and
9 get back to their seat as a regular councilperson, or
10 member of the board, or, yeah, of the group. Am I
11 wrong? I -- I would like to be clear on that.

12 CHAIRPERSON POELMAN: I don't know the
13 answer.

14 MR. KIMURA: You don't know the answer. You
15 know, if you read that Chapter 53, I still remember that
16 members will be, yeah, in effect or active for five
17 years, unless they have a good reason to be off or
18 requested to leave. So, I would like a clarity on that,
19 yeah. I have the chapter here. While we are having a
20 meeting, I will look it up and see.

21 CHAIRPERSON POELMAN: Mr. Rickard did serve
22 for five years, Robert. He was five years.

23 MR. KIMURA: Five years.

24 CHAIRPERSON POELMAN: As a member, yes.

25 MR. KIMURA: Okay. All right. But I have

1 noticed that in the past, the president or chairperson
2 of the group has always changed after they serve one
3 year.

4 I think there was another person that served
5 more than one year or got reelected for the
6 chairmanship. So, I thought I wanted to make that
7 clear. Not that I am right, but that I would like to be
8 clear on that, I mean, for my own personal information.

9 CHAIRPERSON POELMAN: Okay. Thanks, Robert.

10 MR. KIMURA: Thank you very much for the
11 time.

12 CHAIRPERSON POELMAN: Thank you. And just
13 for the record, my understanding is that the election of
14 the chairperson and the vice-chairperson is at the will
15 of the agency, and that they can elect whomever they
16 want of the membership.

17 Any other public testimony to the
18 resolution? If not, thank you, Mark Rickard. Thank
19 you.

20 Next item on the agenda is general public
21 testimony in regard to any item, either agenda item or
22 we have also opened it up to any item that might be of
23 interest to the Maui Redevelopment Agency.

24 If anyone also wants to testify as we go to
25 each specific agenda item and reserve your testimony to

1 that time, that would be all right also. Is there any
2 public testimony?

3 MS. PALMER: Aloha. My name is Darla
4 Palmer. I'm a consultant to Maui OnStage at the Iao
5 Theater. I'm testifying regarding the Wailuku Mini-Park
6 design. And I apologize, I can't stay. I also wanted
7 to see the presentation, but I have to pick up a group
8 of screaming eighth grade girls at their field trip, so
9 I'm not going to take too much of your time.

10 Basically, I just wanted to come and give
11 you a printed version of my testimony from your
12 February 16th meeting and just re-emphasize really the
13 two really critical points in the design that we'd like
14 to see further discussion on.

15 And the first one is that the current design
16 cuts off the Iao Theater loading area. This was an
17 issue when the back parking lot was paved and
18 essentially is -- it's developed around the theater.
19 It's creating the theater as an island.

20 And there's many, many community groups that
21 load in very heavy set pieces, up to grand pianos
22 through those double doors on the minipark side. So,
23 that's a really important consideration. We'd like to
24 continue to give you input as this plan develops.

25 And then the other concern, which is really

1 not in the theater's kuleana, but I guess more as a
2 public concern, is that I have been counting the
3 vehicles in that lot, and there's 22 vehicles that park
4 there in addition to the police. And parking, as you
5 guys know, in Wailuku is crisis. So, I would really
6 hope that there's an alternative solution before those
7 parking spaces are taken away.

8 And just in conclusion, that I hope we have
9 time to continue to look at this plan and make
10 modifications to it. The theater has a wealth of
11 resources in planning. People that were in
12 communication with it might have some valuable input to
13 you on how the space might be designed. So, thank you.

14 CHAIRPERSON POELMAN: Thank you. Any
15 questions for the testifier from the members?

16 MR. STEEL: Yeah. Darla, was there any
17 other issues that -- going forward that you think the
18 development of the park, as far as the entertainment
19 venue, there were some things about electricity and
20 space for equipment or what have you. Are there -- are
21 those things you want to talk about at some future time?

22 MS. PALMER: Yes, and what I notice looking
23 at the plans was it looks like there's a little grass
24 amphitheater, but it's not really clear what the purpose
25 is, because I mean that would be a lovely outdoor space

1 for presentations or small performances. But the way
2 it's set up now, it's not really conducive to that.

3 The landscaping -- there's trees in the
4 middle of where people would view that area. There's
5 not lighting that's directed towards that area, or
6 electrical for that area if somebody wanted to bring in
7 a portable PA system.

8 There's a planter behind that little
9 amphitheater, which, you know, if somebody was doing a
10 little performance, they would want to actually enter
11 and exit from that area.

12 So, those are things where, you know, the
13 theater would be glad to lend our expertise and seeing,
14 you know, what is -- what is your intent? What is the
15 purpose for that area? And hopefully, we can make it
16 more usable.

17 MR. STEEL: Thank you.

18 MS. PALMER: Uh-huh.

19 BOARD MEMBER KAWAHARA: I have a question.
20 So, I gather from your testimony that neither Chris Hart
21 nor Kanaka Engineers consulted with Maui OnStage.

22 MS. PALMER: No.

23 BOARD MEMBER KAWAHARA: At any time?

24 MS. PALMER: No. I -- I have minipark
25 designs from years and years and years ago. And at the

1 time I was given that plan, I'd say probably four years
2 ago, we had pretty much the same concerns. It also cut
3 off the access, and it wasn't really clear what the
4 intended use was. This is just really the first
5 opportunity that I think it's come up for public
6 discussion.

7 BOARD MEMBER KAWAHARA: Okay.

8 CHAIRPERSON POELMAN: Any other questions?
9 Thank you.

10 MS. PALMER:

11 CHAIRPERSON POELMAN: Thank you. Any other
12 general public testimony or out of order testimony?

13 If not, we will go on to the next item on
14 the agenda, which is Item E, which is discussion and
15 determination of the appropriate procedure to follow
16 under the Sunshine Law to have an official MRA
17 viewpoint, or resolution, adopted by the MRA members,
18 communicated to Council or other public forum.

19 An agency member or members may be
20 authorized to communicate to the County Council or at
21 other public forums adopted MRA resolutions.

22 MR. STEEL: Yeah, this was something that I
23 spoke with Corp Counsel Kim. And at this point in time,
24 I'd like to turn over to John what -- basically, the
25 question what is the appropriate way, under Sunshine

1 Law, for us to, for instance, communicate to the Council
2 Budget and Finance Committee about what the agency's
3 viewpoint about the budget would be.

4 DEPUTY CORPORATION COUNSEL: At a meeting of
5 the Board, you could develop a plan or a communication
6 item to the Council, vote on it, and have an official
7 position, and have it presented by any one of the
8 members.

9 But not more than two may attend that
10 meeting, or else it would be a meeting of both the
11 Council and the MRA, which both have to agendaize under
12 the Sunshine Law. So, that's the way to do it.

13 With respect to the member who resigned, I
14 don't know if his resignation has been accepted, but
15 he's no longer here. But he didn't have to resign. I
16 don't know who told him that. He could have gone and
17 said I'm speaking as a private citizen. He would have
18 at least shown his -- his cause and his bias at that
19 point.

20 But there should have been some kind of
21 action by the Board or the agency to authorize him to go
22 forward and speak his -- speak the mind of -- make the
23 presentation on behalf of the Maui Redevelopment Agency.

24 And if he had an opposing view, you could
25 go, but you wouldn't be representing the agency. So,

1 for example, the agency -- this is strictly a
2 hypothetical. The agency passed a resolution to say we
3 support a budget as proposed. Right? And say Chair
4 Poelman says, you know what, I voted against that, and
5 then he appears. He wouldn't be able to say I'm the
6 Chair, and I oppose it, because he would be talking in
7 opposite of what happened at the meeting.

8 So, he would say the agency voted, and they
9 voted to support the budget. I'm here not representing
10 the agency, but as a member, I opposed it and gave these
11 reasons, just to be clear that he wasn't representing
12 the agency, but he had opposing views.

13 Okay. I don't believe we could stifle him
14 by saying he doesn't have the right to express his own
15 private concerns. Any other questions?

16 He couldn't get up and say, I'm the
17 president, and -- I'm sorry. I mean, I'm the Chair of
18 the agency, and I oppose this resolution. I mean, he
19 stated it on the record, and he could just make it clear
20 that, you know -- but he wouldn't be able to speak on
21 behalf of the agency and say we oppose the budget. He
22 would be representing falsely what actually occurred at
23 the agency in my opinion.

24 BOARD MEMBER BASINGER: In another
25 hypothetical, if there is a sanctioned position, and we

1 have determined who was going to present that, can the
2 rest of the members be in the audience, and, further,
3 can the rest of the audience testify on their own behalf
4 as citizens?

5 DEPUTY CORPORATION COUNSEL: No.

6 BOARD MEMBER BASINGER: Okay.

7 CHAIRPERSON POELMAN: Any other questions?
8 Any public testimony as to the agenda item?

9 DEPUTY CORPORATION COUNSEL: Well, unless
10 it's agendized, like I said, you guys can go, but you
11 are going to have to base it on the agenda, agenda it as
12 a meeting of the MRA at that hearing. And they, in
13 turn, would have to also do the same.

14 So, you could do it, but in a practical
15 sense, if it wasn't on the agenda, and you did not
16 agenda a meeting of the MRA at that Council meeting,
17 then the answer is no.

18 MS. PERREIRA: Thank you for the
19 opportunity, because I think this is really an important
20 issue for many reasons. MRA has gotten hurt in the
21 past, because this wasn't clear, and I think it's
22 important to get clarity.

23 I was at that meeting that the former
24 commissioner testified, and I think it was -- it would
25 be well within his right to speak as a property owner,

1 as a business owner, and voice his concerns about what
2 was a line item on the MRA. I think the lines became
3 blurred when he got up to speak, probably not
4 intentionally, and sometimes the questions resulting
5 from the Council members makes it even more challenging
6 to keep the lines clear.

7 But, I do recall at the last meeting that it
8 was the Corp Counsel that informed the Board, the
9 agency, that they would take a resolution, and there
10 would be one voice that would speak from the agency.

11 So, when one gets up in a public realm, and
12 I understand the importance of this, because I have to
13 be very sure when I'm speaking as an individual and when
14 I'm representing somebody else, that it was clear.

15 Unfortunately, there was not only a personal
16 opinion that was rendered about a budget item that did
17 not seem to have the amount of support that the
18 individual wanted, but also other agency business that
19 was discussed, the inner workings of the agency that can
20 lead, again, to confusion.

21 And I want to state that maybe couple years
22 back -- a couple of years back, the agency had a problem
23 by an agency commission member who got up and spoke to
24 the Council. And that person gave her opinion or his
25 opinion to the Council as the reflected view of the Maui

1 Redevelopment Agency. That was not correct.

2 And the agency, the planning staff, the
3 agency chair had to take an inordinate amount of time to
4 present written minutes, and to go to each Council
5 member subsequently to reflect the actual true position
6 of the Maui Redevelopment Agency.

7 So, I think that it is a wise decision to --
8 whenever there's going to be discussions that pertain to
9 the agency, I think it is very good to identify who is
10 the spokesperson or the alternate spokesperson, and that
11 there is a position point that the agency is going to
12 make.

13 And then I also think it's fine to let the
14 other commissioners know that, as individuals, they also
15 have a right to speak, as long as it is crystal clear,
16 when they get up and they speak to the Council, that
17 they are speaking as an individual and not representing
18 any of the views or partial discussions that took place
19 within the agency.

20 And that means even if they get a question
21 after the fact from a Council member, and it's a
22 question about MRA business, and you're already speaking
23 as a private citizen, the appropriate response, in my
24 opinion, would be "I cannot speak for the agency," and
25 then maybe their opinion to whatever the question was.

1 But I think it is very important, because
2 the agency lost funding one year simply because of the
3 fact of mixed messages that wasn't appreciated. So, I
4 want to just stress that from that standpoint. It was
5 most unfortunate, because I think the commissioner
6 intended to speak as an individual and felt, because
7 what was relayed I think at the last meeting, that there
8 was supposed to be one person with one message.

9 And it was relayed, and the Council asked
10 him who relayed that, and he said the Chair. But it
11 wasn't the Chair. It was Corp Counsel first and then
12 the Chair reiterated what the Corp Counsel's position
13 was that one person should speak the position of the
14 agency.

15 And I think that's what made it a difficult
16 situation in this particular instance. And I only offer
17 this as a means to help have clarity in the future, so
18 there is no misunderstandings and no misinterpretations
19 of what actually transpired as the official record.
20 Thank you for the opportunity.

21 CHAIRPERSON POELMAN: Any other public
22 testimony? Robert.

23 MR. KIMURA: I will keep it short. I know
24 your time is -- my name is Robert Kimura. Yeah, what
25 Jocelyn Perreira mentioned right now is the important

1 thing and the important consideration at this point in
2 time is the identity of MRA. You see, it's created by
3 Chapter 53. I'm reading it right now. And, yeah, it
4 requires quite a bit. Yeah, if I may go on, because,
5 yeah, I don't want to take any of your valuable time.

6 I'm reading, yeah, Chapter 53 right now.
7 53, yeah, the creation. For example, Redevelopment
8 Agency creation, 53-2. The Council of the County by
9 resolution may create a local Redevelopment Agency for
10 the County which shall be a County agency and a public
11 body, corporate and politic, and shall consist of five
12 members appointed by the Mayor with the approval of the
13 Council, who shall be outstanding and public-spirited
14 citizens and who has -- who shall have resided in the
15 County for at least three years immediately preceding
16 the appointment.

17 The members of the agency shall serve for
18 terms of five years each, provided that upon the initial
19 appointment of the members of the agency, one member
20 shall be appointed for a term of one year, the second
21 member for a term of two years, the third member for a
22 term of three years, the fourth member for a term of
23 four years, and fifth member for a term of five years.
24 Each vacancy shall be filled by the appointing power for
25 the remainder of the --

1 MR. STEEL: Thirty seconds, Robert.

2 MR. KIMURA: Okay. No more than three of
3 the members shall belong to the same political party.
4 The appointing area -- oh, yeah. That would be it,
5 describing the makeup of the -- this body. So, I think
6 you need to set yourself down. I think it's for your
7 own good the clear identity of MRA, yeah, is
8 established.

9 CHAIRPERSON POELMAN: Thank you, Robert.
10 That's your time. Thank you.

11 MR. KIMURA: Yeah, thank you very much.

12 CHAIRPERSON POELMAN: Any other public
13 testimony? Any discussion by the members?

14 My comments would be that the advice we got
15 from Corp Counsel this meeting does seem slightly
16 different than what we received from the prior meeting.

17 The prior meeting, it did seem that we had
18 direction from Corp Counsel that said that agency
19 members should not speak unless there is a resolution,
20 and that they are speaking in support of the resolution
21 that was decided by the MRA.

22 My own opinion on this is that it's hard to
23 make it clear, when a person is speaking at a public
24 forum, whether someone is speaking as a member of the
25 agency or speaking individually. And I certainly

1 wouldn't want to stifle somebody's right to speak at any
2 time.

3 And I think the opinion that I gave at the
4 last meeting that members shouldn't speak if it wasn't
5 pursuant to resolution, my opinion there was based on
6 what I understood from Corp Counsel to say.

7 At the same time, in the future, my position
8 would be that generally, I don't think I would be
9 inclined to testify even trying to say I'm only speaking
10 individually, because I think there could be confusion
11 as to whether I'm really speaking individually or as a
12 member of the agency or with authority from the agency,
13 no matter how strongly I tried to say, well, I'm just
14 giving my own personal opinion, and this isn't in any
15 way in the form of the agency's opinion.

16 Because I think when we are serving as a
17 member of the agency, we always have that title with us,
18 and I have a hard time seeing how someone whose's in any
19 office can say, well, I've now put down the hat of that
20 office, and I'm just speaking individually. That's just
21 my own personal opinion.

22 BOARD MEMBER BASINGER: Is that opinion
23 based on MRA agenda items? For example, if a member
24 wanted to testify before Council on a totally -- on an
25 issue that had nothing to do with the MRA but as their

1 right as a citizen, you wouldn't hold that opinion.

2 CHAIRPERSON POELMAN: No, right. But I
3 think at the same time when somebody introduces
4 themselves to the Council, for example, they ought to
5 just say I am so and so, if they are speaking to a
6 general item, and they shouldn't include with that, and
7 I'm a members of Maui Redevelopment Agency, because
8 there would be confusion there in my opinion.

9 That if you are speaking to something
10 unrelated to MRA business, there is no need to even
11 identify that you are a member of the Maui Redevelopment
12 Agency for fear of confusion. Or if you think there
13 might be confusion, to make it clear -- I'd want it real
14 clear that I'm not speaking as a member of Maui
15 Redevelopment Agency of which I serve as a member.

16 I think it's a judgment call, and I'm
17 certainly not giving any dicta or, you know, orders here
18 as far as -- but just for discussion for the future,
19 because I -- I am aware that in the past, there has been
20 confusion, in past Council's minds -- County Council
21 members' minds when members of the MRA did testify, and
22 they thought they were speaking for the MRA, and they
23 weren't.

24 One of the procedures at Council, if you
25 want to publicly testify, is that you fill out a form.

1 And the form is very clear in asking you your name, and
2 if you are testifying on behalf of an organization,
3 please write down that organization. So, usually, when
4 it's your turn to testify, the Chair of that committee
5 meeting reads that --

6 MS. PERREIRA: Not always.

7 BOARD MEMBER BASINGER: -- and it becomes
8 the testifier's responsibility to stick with what they
9 wrote down, who they are representing.

10 But my other question to Corp Counsel is,
11 that I guess I'm not clear on, let's say that Lloyd is
12 going to testify on a point that we all agree on behalf
13 of the MRA. We can be in the audience, can we not?

14 MS. PERREIRA: No.

15 BOARD MEMBER BASINGER: Just in the gallery?

16 DEPUTY CORPORATION COUNSEL: The Sunshine
17 Law says no more than two, unless you have been
18 appointed as a special investigator of a committee. But
19 if you are only going to testify, the answer is no.

20 BOARD MEMBER BASINGER: Could you explain
21 that? I mean, I don't want to sound dumb, but --

22 DEPUTY CORPORATION COUNSEL: You have status
23 as a member of the MRA, and so therefore you are not
24 treated as a --

25 BOARD MEMBER BASINGER: So I'm deprived.

1 DEPUTY CORPORATION COUNSEL: Can I finish?

2 BOARD MEMBER BASINGER: Yeah, I am sorry.

3 DEPUTY CORPORATION COUNSEL: You are not any
4 John Q Public at that point. And the law clearly states
5 if three or more of you show up, which is basically a
6 quorum, it's a meeting.

7 And if you are going to be discussing the
8 business of the MRA, putting forth a point that you
9 voted on, which was the business of the MRA, then you
10 are having a meeting, so you have to agenda the meeting.
11 It's not like you all three showing up at a graduation
12 party for Wayne Steel, and that's not a meeting.

13 BOARD MEMBER BASINGER: Thank you.

14 DEPUTY CORPORATION COUNSEL: Now --

15 BOARD MEMBER KAWAHARA: But you just said
16 that if three of us get together, it's the nature of a
17 meeting.

18 DEPUTY CORPORATION COUNSEL: For the
19 purposes of the MRA. If you are at Wayne's party for a
20 graduation, that's not an MRA meeting. If you start to
21 discuss business, then you could be in trouble,
22 violation of Sunshine Law.

23 BOARD MEMBER KAWAHARA: So, three of us
24 couldn't play poker.

25 DEPUTY CORPORATION COUNSEL: You could play

1 poker as long as you don't discuss the MRA business.

2 BOARD MEMBER KAWAHARA: Who's to know?

3 BOARD MEMBER BASINGER: We just can't sit in
4 the gallery, and nobody --

5 DEPUTY CORPORATION COUNSEL: The only person
6 who will know is your own conscience. And the reason
7 you were selected is because you are aboveboard.

8 Now, the other point I need to make is if
9 you have a contrary position, and you made it known
10 during the meeting, then simply get the minutes. I'm
11 sure we can expedite those and attach them to a letter
12 to the Council when that agenda item appears, and it
13 will be known that the MRA has a position, but me as a
14 member, I had an opposite position, and this is what it
15 was. And so your testimony will be there.

16 BOARD MEMBER BASINGER: I hope you didn't
17 think that I was talking about testifying.

18 DEPUTY CORPORATION COUNSEL: No.

19 BOARD MEMBER BASINGER: I'm just taking
20 about --

21 DEPUTY CORPORATION COUNSEL: I'm just
22 talking about appearing.

23 BOARD MEMBER BASINGER: Watching it on TV
24 from my office?

25 DEPUTY CORPORATION COUNSEL: You can watch

1 it on the TV, but --

2 BOARD MEMBER BASINGER: But I just can't sit
3 in the audience?

4 DEPUTY CORPORATION COUNSEL: -- you can't be
5 there. It makes no sense. We've had this issue with
6 the Water Board where a person wanted to sit in on a
7 meeting. We said you can't. You are the Water Board
8 member. You can't go to a special meeting where another
9 appointed group from the Water Board was told, yes, you
10 can go to that meeting, because you are an ad hoc
11 committee, but another member wandering in showing up
12 and wanting to testify or just sitting there and saying
13 I am just here, no. The meeting can't start, because it
14 will be a violation of Sunshine Law. And --

15 BOARD MEMBER BASINGER: Yeah.

16 DEPUTY CORPORATION COUNSEL: -- the worse
17 thing can happen would be, okay, you had a meeting. You
18 didn't agenda it. Everything is off the table. Do it
19 again. Why would you do that? Why would you force
20 another agency to have another meeting because you just
21 wanted to be there.

22 BOARD MEMBER BASINGER: I guess I don't view
23 public Council meetings as being private.

24 DEPUTY CORPORATION COUNSEL: It's not
25 private. It is public, but you as an MRA member have

1 status again. You are not a public person. You are not
2 a -- you are now a public figure. You're an official.
3 All right?

4 BOARD MEMBER BASINGER: I will get it one of
5 these days.

6 CHAIRPERSON POELMAN: Well, I guess if it
7 were a Council meeting, and two members were in the
8 audience, and the third one wanted to come in to the
9 audience, one of the other members, if they left, that
10 would be all right. Or if that third person wanted to
11 watch, they could watch it on the closed circuit. That
12 would be allowed, is that correct?

13 DEPUTY CORPORATION COUNSEL: Yeah.

14 BOARD MEMBER KAWAHARA: So, Alexa, it's like
15 this. It's like income tax law. It makes no sense, but
16 it's the law, so, you know.

17 BOARD MEMBER BASINGER: I feel deprived of a
18 public right.

19 DEPUTY CORPORATION COUNSEL: There was
20 legislation, and I don't know if it's passed this
21 session, but to not have to do -- or to amend that
22 portion of the Sunshine Law to allow members to attend
23 if they are not going to conduct business.

24 BOARD MEMBER BASINGER: Right.

25 DEPUTY CORPORATION COUNSEL: But when you

1 all show up and somebody is putting forth the position
2 of the Board, it really looks like you are conducting
3 business. And if you are all there, there is going to
4 be a problem with the Sunshine Law. So, if this session
5 amends that portion, then fine.

6 CHAIRPERSON POELMAN: I would like to
7 welcome Member Alexa Betts Basinger to the Maui
8 Redevelopment Agency as our new member. And it's
9 somewhat on topic, in that I know that traditionally
10 every year when a new member joins the Maui
11 Redevelopment Agency, we do have an orientation meeting.

12 And included in that orientation meeting are
13 items regarding the Sunshine Law, and how meetings are
14 run, and things like that. And when we get to that
15 point in the agenda, next month's agenda, I'm going to
16 ask that the manager put on the agenda item those
17 regular orientation items.

18 MR. STEEL: Alexa and I did have a meeting
19 already where we went through the binder and the various
20 documents and so on, and I considered that an
21 orientation.

22 CHAIRPERSON POELMAN: Okay. Appreciate --

23 BOARD MEMBER BASINGER: I read every page.

24 CHAIRPERSON POELMAN: And the Sunshine Law?

25 BOARD MEMBER BASINGER: Yes.

1 CHAIRPERSON POELMAN: Okay. And if there's
2 any other questions specifically based on what you read
3 in the Sunshine Law that you want to present or ask Corp
4 Counsel, that would be appropriate.

5 Were you planning to have another formal
6 orientation? Because also it's a good refresher for all
7 of the members, I think. I found it helpful every year
8 to have a refresher on the Sunshine Law just to keep
9 it -- I know one time we had a member say, oh, that's
10 all right. I will read this stuff. And you know what?
11 In the end, we came back, and we said let's have the
12 orientation. Let's have it every year. And I would ask
13 that it be --

14 MR. STEEL: If you would like, I can put on
15 a refresher and ask John to conduct it. There's also a
16 Power Point that past Corp Counsel Jesse Souki put
17 together, and that's what I have been using to give the
18 members to have them go over and familiarize themselves.

19 BOARD MEMBER BASINGER: Chair, I have been
20 on that side for many, many years, and I have sat
21 through many orientations. And I don't feel you need to
22 take time in a meeting to do that just for me.

23 CHAIRPERSON POELMAN: Oh, no, it's not just
24 for your benefit, no.

25 MS. PERREIRA: It's for everybody else.

1 BOARD MEMBER BASINGER: So, it's beyond just
2 to orient me.

3 CHAIRPERSON POELMAN: No, I think it's for
4 the benefit of all of the members to have that
5 refresher.

6 MR. STEEL: Would you like that on the
7 agenda for next time?

8 CHAIRPERSON POELMAN: Yes.

9 MR. STEEL: That orientation.

10 CHAIRPERSON POELMAN: And I think if you
11 look at past agendas, you can see what items they
12 usually cover in those annual orientations that have
13 usually been in the March meeting.

14 DEPUTY CORPORATION COUNSEL: When was the
15 last?

16 MR. STEEL: Specifically the Sunshine Law is
17 something that Corporation Counsel talks some about when
18 we have new members. It's also something that's
19 happened because of issues like this coming up
20 periodically.

21 So, there's a refresher that I guess we
22 would be requesting of you, so that just an overview and
23 answer any questions that the members might have.

24 DEPUTY CORPORATION COUNSEL: So, the last
25 time was around the same time last year?

1 CHAIRPERSON POELMAN: I believe so.

2 MR. STEEL: I believe so.

3 CHAIRPERSON POELMAN: They also went over
4 the harassment laws and --

5 MR. STEEL: Yeah, the various other
6 documents that are in the binder, those things I have
7 done already with Alexa. Now, if the Chair deems that
8 necessary for the group, then we can do that, too.

9 DEPUTY CORPORATION COUNSEL: I would just
10 suggest that we put it all on. We are under -- we were
11 under a consent decree -- I still have to check that --
12 with respect to the Sunshine Law, so every year there
13 should be a refresher.

14 MS. PERREIRA: That's right.

15 CHAIRPERSON POELMAN: Oh, it's required.

16 DEPUTY CORPORATION COUNSEL: Yeah, it is
17 required. So, we do it on other boards also.

18 MR. STEEL: So, we will schedule that for
19 next time, for the next meeting May 25th.

20 CHAIRPERSON POELMAN: Thank you. The next
21 item on the agenda is creation of a resolution and vote
22 to adopt a resolution concerning the Maui Redevelopment
23 Agency fiscal year '08 budget submission.

24 MR. STEEL: Let me give you a little
25 background on this. Coming up this coming week, in

1 terms of the Budget and Finance Committee hearings on
2 the County budget as submitted by the Mayor, beginning
3 the week of April 23rd through April 27th, the Council
4 will be formulating their decisions about what they will
5 put in the budget to go back to the Mayor.

6 Now, they will be doing modifications,
7 possibly additions to what they received from the Mayor.
8 Strategically, if the MRA is going to adopt a resolution
9 and proceed to testify in front of the Council with a
10 formal viewpoint, this next week is critical, in terms
11 of timing, to get the Council to hear it, because once
12 they've made their changes and sent them back to the
13 Mayor for ratification, it's pretty much too late.

14 So, the timing is critical to put together a
15 resolution if the members decide we need to testify
16 before Council.

17 CHAIRPERSON POELMAN: Yeah, as far as the
18 background on that also, in the previous meeting, it was
19 discussed how the Mayor did not adopt the proposed Maui
20 Redevelopment Agency's budget and did not include all of
21 it as part of her budget that she presented to the
22 Council.

23 And so there was some discussion about
24 whether the Maui Redevelopment Agency might want to form
25 a resolution saying notwithstanding what the Mayor has

1 put in her budget, the Maui Redevelopment Agency still
2 proposes our original budget, or some other similar type
3 of resolution.

4 And at that point in time, we didn't have
5 that on as an agenda item, and so now we do have it on
6 as an agenda item.

7 BOARD MEMBER KAWAHARA: For purposes of
8 discussion, I move that we adopt the fiscal year '08
9 budget of \$571,002.24 presented at a previous MRA
10 meeting.

11 CHAIRPERSON POELMAN: Is there a second for
12 discussion?

13 BOARD MEMBER BASINGER: I will second.

14 CHAIRPERSON POELMAN: Is there any public
15 testimony in regard to the motion?

16 MR. KIMURA: Mr. Chair, may I, just one
17 minute?

18 CHAIRPERSON POELMAN: Okay. One minute,
19 Robert.

20 MR. KIMURA: Robert Kimura. I still want to
21 help you people, yeah, I think, too, with the idea that
22 the identity of the MRA needs to be established, because
23 if you check the Council people, even the Mayor doesn't
24 know exactly what MRA stands for and what their powers
25 are.

1 Now, if you look at the structure of the
2 organizational -- governmental organization that we deal
3 with, the County relates to the Charter. It's created a
4 functional organizational structure. The State has its
5 own, yeah, formulation of, you know, organizational
6 structure.

7 Now, the question will be where does MRA
8 stand within that. It's the law created by the State
9 Chapter 53. Now, that gives the power or the -- yeah,
10 the permission for the County to establish or initiate
11 or develop an MRA, Maui Redevelopment Agency.

12 So, what I see in the past and today,
13 because of the fact that the identity is not definitely
14 clear, you know, to the Council members. So when you go
15 up for your request for funding or something like that,
16 they have a difficult time, because they don't know what
17 to do, you see, simply speaking. So, think that over.
18 You know, that's my contribution.

19 CHAIRPERSON POELMAN: Thank you. Thank you.

20 MR. KIMURA: Yeah, if I were in the other
21 people's position, I would think what does the MRA stand
22 for?

23 CHAIRPERSON POELMAN: Okay. Any other
24 public testimony to the resolution?

25 MS. PERREIRA: I have a recommendation.

1 CHAIRPERSON POELMAN: Okay.

2 MS. PERREIRA: Jocelyn Perreira, Wailuku
3 Main Street. Commissioner Kawahara, that amount again?
4 Can you please state that amount again? Was it 500 --

5 BOARD MEMBER KAWAHARA: \$71,002.24.

6 MS. PERREIRA: Two dollars and 74 cents?

7 BOARD MEMBER KAWAHARA: Twenty-four cents.

8 MS. PERREIRA: Okay. The reason I want to
9 add this for your deliberation on this particular agenda
10 item is because I did sit in in that meeting that was
11 discussed with the former commissioner.

12 And I think, given what happened and some of
13 the testimony, which included a discussion about the
14 agency receiving \$200,000 as the last fiscal year
15 appropriation, of which it has not spent the money on
16 just a few blocks, and it was a disappointment that more
17 was not done. I think that triggered a lot of question
18 marks, serious concerns in the minds of the Council
19 members.

20 Not only may they be confused about the
21 inner workings of the agency at this point, they may
22 also wonder a little bit about the existing
23 appropriation.

24 And so having watched this with some
25 concern, because our agency Main Street supports the

1 autonomy of the Maui Redevelopment Agency, we took it
2 upon ourselves to go and present a capital improvement
3 project list, which includes support for the autonomy of
4 the agency to continue to implement the Redevelopment
5 Plan.

6 We didn't put a figure to that. We
7 testified twice. We testified for support for the
8 agency, and I went to testify for support for a capital
9 improvement project, which is the municipal parking
10 structure and the minipark. I would recommend, given
11 the circumstance of that day and some of the comments
12 that were made, that the agency take a conservative
13 approach, because the Mayor -- given the comments that
14 were made, prompted the Mayor to have to come down in
15 the afternoon to give an explanation to what the heck
16 was going on with the agency.

17 MR. STEEL: Thirty seconds.

18 MS. PERREIRA: I am sorry. I thought I was
19 responding. I am sorry. The Mayor tried to allude to
20 the fact that the agency's in transition, and she was
21 going to try and clarify.

22 So, I would take a conservative approach and
23 go with the lesser figure, and try to refortify your
24 position with the Council, so that next year you can
25 come in with something more substantive. And that's our

1 recommendation, and I will pass out the CIP.

2 MR. STEEL: I want to give the members kind
3 of an update, too, of what the Mayor -- in regards to
4 the MRA's budget, the MRA's mission. The Mayor has
5 asked me to meet with her once a month. And I had my
6 first meeting with her regarding a whole variety of
7 topics that she's interested in.

8 She is very interested in putting together a
9 vision for Wailuku that may encompass things beyond what
10 the MRA is doing. She sees the limitations of the MRA
11 that are historical. She is very interested in getting
12 some things done in Wailuku, but there hasn't been put
13 forward along with designs for a particular parking
14 structure anything that she feels that she can really
15 sink her teeth into.

16 She'd like to see a vision composed, and
17 she's asked me to put together a vision that thinks
18 outside the box of our current Wailuku Redevelopment
19 Plan as well as HRS 53. As we have all seen, the
20 limitations and the filtering aspect of those two things
21 don't allow us to do maybe some of the things we'd like
22 to do.

23 So, that's a process that's going to be
24 taking place for the next year. I've told her that I
25 would put together a report on the various aspects of

1 the MRA, where we've been, where we could possibly go.
2 And maybe I can get input from the members as well as
3 the public as we go along.

4 But this is what her bent is at this point
5 in time. We did discuss the parking structure, for
6 instance, and the monies that we were interested in for
7 it. She is definitely in favor of improving that whole
8 block. Her vision is to put something together that is
9 both mixed use, where all the buildings in that central
10 block are linked together in a unified way.

11 She specifically mentioned the Bend, Oregon,
12 model. My opinion, after talking with her, is that we
13 are going to probably accomplish some really good
14 things, but she wants to have a vision first and then
15 put an action plan together based upon that vision.

16 And it might include segregating out some of
17 the things that the MRA currently does, maybe involve
18 the creation of a nonprofit or looking at nonprofits as
19 a vehicle to accomplish some of the functions that we
20 now consider to be ours. She talked about putting
21 things, maybe possible functions in the Planning
22 Department, OED, et cetera.

23 So, she's thinking outside of the current
24 way that we do business. And that's a process that's
25 going to go on for the next year.

1 So, I will keep you informed as we go, and
2 if we want -- and that's why we have on our agenda each
3 meeting is what is the mission of the MRA to open up
4 this for discussion.

5 BOARD MEMBER KAWAHARA: I believe that when
6 you go to a meeting, I believe a Commissioner should be
7 with you or possibly two Commissioners.

8 MR. STEEL: Then maybe we need to put
9 together our vision to present. I'm not sure how, if
10 that would be a meeting, official meeting. I mean, in
11 light of the Sunshine Law, how that would all work.

12 BOARD MEMBER KAWAHARA: You can have two
13 Commissioners, right?

14 CHAIRPERSON POELMAN: Yeah, I think if we
15 have a -- we can appoint an ad hoc committee of no more
16 than two, and --

17 BOARD MEMBER KAWAHARA: But I would like,
18 you know, one meeting Alexa, one meeting you, one
19 meeting me. It doesn't have to be two, but it certainly
20 can't be more than two. But I think one commissioner,
21 at least, should be at every meeting. Just ask for
22 volunteers to go.

23 It has to be coordinated through your
24 office, since obviously I can't talk to the other
25 commissioners without violating the Sunshine Law. But I

1 think that other nonprofits I sit on, the boards, where
2 there's a monthly meeting with the Mayor, usually they
3 try to get a board member or two to attend.

4 And that presents a more -- because the
5 perception is that, you know, you are paid to do it, so
6 you don't carry as much voice as if a president or a
7 board member also attends who is not and pushes that
8 idea.

9 So, I think there's more impact when a
10 commissioner or a board member attends a meeting with
11 the executive director or the manager in this case.

12 MR. STEEL: I can certainly ask the Mayor if
13 she would go for that, having a Commissioner come or
14 two. And if you want, we can designate somebody.

15 BOARD MEMBER KAWAHARA: I think --

16 MR. STEEL: Or one or both.

17 BOARD MEMBER KAWAHARA: -- not the same
18 Commissioner, but every meeting, whoever can go.

19 MR. STEEL: Well, I can give you the dates,
20 and maybe then follow up. Maybe there could be a
21 volunteer now, if we agreed to do that.

22 BOARD MEMBER KAWAHARA: Just e-mail, and we
23 will just say you select who can go. Because, you know,
24 we are all fairly busy, and I obviously can't make every
25 meeting, but --

1 MR. STEEL: Well, the next one is going to
2 be May 15th, I believe.

3 BOARD MEMBER KAWAHARA: I will be in
4 Honolulu.

5 MR. STEEL: Next one is May 15th at
6 3:00 o'clock.

7 BOARD MEMBER KAWAHARA: So, Lloyd or Alexa.

8 CHAIRPERSON POELMAN: I can check my
9 calendar on the recess.

10 BOARD MEMBER BASINGER: I don't have my
11 calendar here, but I will check.

12 MS. PERREIRA: I think Linda is here, too,
13 so check with her.

14 MR. STEEL: 3:00 o'clock.

15 BOARD MEMBER BASINGER: I agree very much.

16 MR. STEEL: In the meantime, what I'll do is
17 check with -- it takes place with the Managing Director
18 and the Mayor. The last meeting an OED coordinator was
19 there as well, and it was for a half an hour. It went a
20 little bit over, so I will check with the Mayor and
21 propose that the Commissioners would like to have at
22 least one person attend the meeting with me, and we will
23 see what her response is.

24 BOARD MEMBER BASINGER: Following up on that
25 with our budget of the 500, et cetera, and 24 cents, was

1 it exactly 200,000 as a line item that was for the --

2 MR. STEEL: Parking lot.

3 BOARD MEMBER BASINGER: -- development of a
4 parking lot plan? In order to keep that amount in the
5 budget and with this changing road that we are going to
6 go down to create a vision, could we maybe slash that
7 line item -- the same amount, but to -- instead of
8 making it for a parking lot design, make it for vision
9 implementation -- design and implementation, since she's
10 expressed that as --

11 MR. KIMURA: Mr. Chair.

12 CHAIRPERSON POELMAN: I wonder if we could
13 have just some background just briefly to remind us all,
14 Wayne, as to what the MRA budget was proposed
15 originally, and then what the Mayor's budget proposal
16 was compared to what the MRA requested, so that we know.

17 MR. STEEL: Yeah. Basically, the amount
18 that Ron quoted is correct. The items that were taken
19 out of that budget were the 200,000 for the parking lot,
20 35,000 for the public services contract -- 25,000 for
21 public services contract. The salaries of the two
22 positions, so they eliminated the two positions, which
23 are planner and program manager positions.

24 And then she added a couple things. One
25 thing, there was a percentage raises for MRA employees

1 pursuant to the HGEA contract. So, basically -- so, it
2 came down to instead of the 500 and so, it came down to
3 239. And I don't have the exact figure with me, but it
4 was in the neighborhood of 230,000 that she proposed,
5 but the major items that I just enumerated were no
6 longer in there.

7 CHAIRPERSON POELMAN: And at the County
8 Council meeting where the Mayor spoke, did she
9 address -- and if she did, and if you were in
10 attendance, if could you do your best to summarize.

11 MR. STEEL: I was in attendance when the
12 Mayor presented her budget summary, and there were some
13 questions that were related to Doug McLeod's earlier
14 testimony in the day.

15 And she was likely watching it on TV,
16 because she knew -- she responded directly to some of
17 the things. The Council members were addressed by the
18 Mayor. The Mayor said basically, in reference to the
19 MRA, she'd like to maintain pretty much the status quo
20 while she took the next year to really take a good look
21 at the agency, what it was capable of, what the big
22 picture was, try to -- try to just keep it -- keep it
23 the way it is for now without trying to add anything
24 while she took a look at it.

25 In reference specifically to the item

1 regarding the parking lot, she said we really haven't
2 received any kind of a plan that we could buy into, and
3 we don't just put money into a budget. I mean,
4 specifically, she says, we don't just put money into a
5 budget without having a plan associated with it.

6 And that the Council, she said, has not
7 received or bought in to any plan. And until there is
8 such a time when there is a plan, there will be no money
9 in their for design and phasing or costing or analyzing
10 or whatever until there's a plan that's bought in to.

11 And that was the subject of a conversation I
12 had with her prior to her budget submission, as well as
13 this last meeting I had with her, was what would she
14 favor. Because I'm pushing for, okay, well, what is
15 your vision for this area? And that's what I tried to
16 describe earlier in the meeting, this Bend, Oregon,
17 concept.

18 And each meeting that we have with her, I'll
19 attempt, and I'm sure the Commissioners who also want to
20 meet with her will want to attempt to flesh out more of
21 the vision that she would support.

22 In addition, during this last meeting, they
23 spoke of Riki Hokama saying, yes, the County could build
24 it themselves, and they don't need anybody to present
25 them an outside plan. They could come up with their own

1 plan and build it. And, in fact, the debt ceiling that
2 the County has would not be exceeded if they were to do
3 so.

4 So, that's another option that is on the
5 table or it's out there. Evidently, Riki had changed
6 his mind from past years where he did not want the
7 County to just build it, but now he's open to that. So,
8 that's --

9 BOARD MEMBER KAWAHARA: Well, here is my
10 opinion. What you just said puts us in a Catch-22
11 position. If the Mayor is not going to accept PC-1, and
12 she wants an overall, quote, "vision or plan," we need
13 the money to create that plan. So, we are right back to
14 square one.

15 So, I'm suggesting that we convince the
16 Mayor that we need the funds so we can start the
17 process. If we are just right back to square one, I
18 mean, none of us in this room have the expertise to go
19 out and -- part of it is getting community input, and
20 that was already done I don't know how many times for
21 this parking structure. So, that part is basically just
22 repetition, a waste of money.

23 Insofar as creating a design for a multi-use
24 structure, I don't have any objections to that, you
25 know, but we have already paid a substantial amount of

1 money for Chris Hart and the Watry Design Group to come
2 up with three or four designs. And then by consensus,
3 they selected PC-1.

4 So, it's like all of this time, and effort,
5 and money is down the tubes, and we are going to start
6 over. But how are we going to start over if we don't
7 have the moneys to hire a consultant to start the
8 process again?

9 So, that's what I think we need to stress to
10 the Mayor, that while it's fine and dandy to have an
11 overall plan for Wailuku, the parking structure, I
12 think, is the project that's going to be the engine to
13 drive the economy. Because with the parking structure,
14 now people can redesign, build with certainty as to what
15 the parking requirements are going to be and all of that
16 stuff.

17 So, I think the parking structure is the one
18 that's going to be the catalyst that's going to drive
19 the whole process. You know, I mean, to kind of come up
20 with a vague concept of, well, let's come up with a
21 vision for Wailuku, we've already done that. Wailuku
22 Main Street has been working on it forever.

23 MS. PERREIRA: Well, it's related to what
24 you are saying.

25 BOARD MEMBER KAWAHARA: So, I think that,

1 you know, I'm still -- I still believe that we need the
2 funds, you know, for -- if not for the program manager
3 and the planner, certainly for a design consultant to
4 start the process again, if we have to.

5 But, you know, to sit here for another year
6 and try to come up with a visioning process for what
7 Wailuku should be I think is just a waste of time. We
8 have already been through this many times.

9 BOARD MEMBER BASINGER: I agree with Ron
10 about not repeating what's already been done. However,
11 it seems that one of the things that's different today
12 than was just a few years ago, is that the Council is
13 clearly saying they are in favor of a structure, and
14 they are now saying they would pay for it.

15 So, perhaps the funds that we need to ask
16 for should be specific to an updated vision of Wailuku
17 around this structure the County is going to build,
18 fixing the streets, fixing the infrastructure, and maybe
19 what we need with that money is to hire the structural
20 people to, you know, talk about that kind of
21 improvement, and see where the parking structure goes
22 with the County wanting to do it. Kind of do this
23 vision around it.

24 BOARD MEMBER KAWAHARA: I agree to a point,
25 but letting the County do it means that the Department

1 of Public Works, it's going to be one of their
2 one-one-thousandth item on their projects. So, it
3 doesn't really get done, because whereas we would focus
4 on it.

5 My vision is that the County should turn
6 over the parking structure to MRA, we should build it,
7 and then turn it back to the County. I mean, that's --
8 I don't feel that we should be owning that structure,
9 but to just get this thing going to help the design, get
10 the community input, get consensus among the
11 administration, the County Council, and then come up
12 with a plan, and then build it and turn it back.

13 And that's how I see us doing it, and doing
14 a great favor for Wailuku Town. I mean, that's what's
15 going to start people building, applying for permits,
16 increasing the property tax rolls. That's how the
17 County is going to get paid back. That's how I see it.

18 BOARD MEMBER BASINGER: Perhaps an approach
19 could be that we be that development agency on behalf of
20 the Council and the Mayor, so that we are going to
21 actually take the funds, get the designers, but it's
22 their design that we've gotten input on, what they say
23 they will pay for.

24 BOARD MEMBER KAWAHARA: Yeah.

25 CHAIRPERSON POELMAN: I'm noting some

1 animation from the audience as far as someone wishing to
2 give public testimony. I would be inclined to reopen it
3 for public testimony.

4 MS. PERREIRA: Thank you. Jocelyn Perreira,
5 but this may take a little more than three minutes,
6 because I'm trying to explain.

7 CHAIRPERSON POELMAN: Then what I suggest,
8 as the court reporter, do you need a break now, then we
9 can come back and take that testimony.

10 THE REPORTER: I don't know. Is she talking
11 an hour?

12 MS. PERREIRA: No, no. She will take a
13 break after me.

14 CHAIRPERSON POELMAN: Okay. Apparently so.
15 If you take more than five minutes, then we will take a
16 break, Jocelyn.

17 MS. PERREIRA: Thank you very much. There
18 are some things you are discussing, and you don't have
19 the benefit of other discussions that have taken place.

20 Number one, the County Council for many
21 years we know have been in support of moving this
22 project forward. It's not new. It's not just what they
23 determine that they are going to be in support of.

24 But the Council, see, we have been having
25 discussions also with the Council. And we did do, like

1 I told you, testimony, and we've had people call us and
2 the Council that have asked us questions when we did our
3 testimonies.

4 The Council is greatly disappointed that the
5 Power Point presentation that was prepared by the MRA
6 was never presented to them. They have no intention of
7 scrapping all of the work that has been done over the
8 many years by the WMSA and other groups.

9 I gave them, when we urgently got them to
10 try to refocus on the municipal parking lot, copies of a
11 executive summary Mr. Kawahara's done with Linda
12 Tamanaha and the rest of the group, looking at how they
13 could create revenues if they built this structure.
14 That this was a doable project.

15 They don't want to scrap all of the work
16 that has been done. They don't like the work that was
17 delivered by Chris Hart and Partners options one, two
18 and three. And they know there are many other viable
19 plans out there, and they want to reopen the discussion.

20 I do want to let you know that even our
21 mover and shaker groups have plans to go to the Council
22 right back to what we had presented which is very
23 viable. And we want to do it in concert with the Maui
24 Redevelopment Agency.

25 So, I do think that one good thing that you

1 should do is you should go back and make a presentation
2 to the Council, the Power Point presentation, because
3 what is missing is their vision, not just the
4 administration's vision, but the Council's vision.

5 It is a vision that has to be united, and I
6 re-emphasize the importance of all the stakeholders, the
7 important stakeholders in one room with one common
8 vision, taking what we have that is workable and doable.

9 And yes, we've known for sometime that
10 Council Member Riki Hokama has been committed to this
11 project as has many other Council members. They echo
12 that sentiment, which I was greatly relieved.

13 But I think that the thing that the MRA
14 needs to do now is to also embrace the County Council.
15 And I think as Ron said, they need to be given the
16 options, and they will give some direction as to the
17 vision, who is going to pay for it, how are we going to
18 proceed, so on and so forth.

19 I was asked if there was a plan, because the
20 Mayor said that you folks had no plan when she came
21 down. And I did mention to them that the MRA did
22 approve a plan, which was a compromised plan from the
23 three options from Chris Hart and Partners.

24 But the problem with the Chris Hart and
25 Partners' options was that it did not include the

1 Council's vision. Which we had hired someone, we had a
2 group of property owners, and we shared everything with
3 the Maui Redevelopment Agency. They even adopted a
4 formula for how this could be paid for.

5 And that everyone is committed to making
6 this happen. This is a project that's doable, and now
7 with the change in the concession law, maybe the MRA can
8 take this property on. But I would go, and I would
9 definitely consult with the Council and get their
10 vision, their direction, let's see what we have.

11 You don't have to throw hundreds of
12 thousands of dollars of professionals' work down the
13 drain that is very viable to what is needed for Wailuku
14 by hiring just a new set of consultants. We had design
15 charrettes with many different kind of consultants.
16 Everybody's vision can be a little different.

17 We are almost there. All we really need to
18 do is put in the economic development component, and
19 that it is a mixed-use project. That is no different
20 than what was submitted by the Wailuku Main Street
21 Association's consultant, who disagreed somewhat with
22 Miss Williams, in the fact that you couldn't readily get
23 Federal dollars unless you had an economic development
24 component.

25 And it's kind of like a criteria system. If

1 you have a component that has economic development
2 viability, the project goes up in priority, that they
3 would look at funding. So, there are options, and I
4 would just recommend, based on our work, trying to keep
5 this project in focus and keep this on the front burner
6 for the County Council, that I think the MRA is the
7 right agency to proceed with now your Power Point
8 presentation, get some input from them, and we can all
9 work together and proceed to get a project that's
10 viable.

11 Thank you for giving me the opportunity,
12 because I did want to let you folks know that the
13 Council was provided with this information of which they
14 were very pleased to have. Thank you.

15 BOARD MEMBER KAWAHARA: I have a question.

16 MS. PERREIRA: Uh-huh.

17 BOARD MEMBER KAWAHARA: PC-1 which is the
18 compromised plan adopted by both MRA and Wailuku Main
19 Street Association is not a mixed-use project. It is
20 strictly a parking structure, correct?

21 MS. PERREIRA: PC-1 that was adopted by the
22 Maui Redevelopment Agency was only approved by the
23 Wailuku Community Association for the section from Pili
24 Street up to the Joslin's property. Our Pili Street to
25 Vineyard Street was left open for the vision of the

1 Council, which was a civic presence and an economic
2 development component.

3 We felt it was important. We were presented
4 with that option by the Planning Department. Our team
5 of professionals felt like a half a loaf was better than
6 no loaf at all. And if we could break ground, we could
7 incorporate the rest of the components as we went along.
8 So we could do the parking, in the meantime, plan for
9 the economic development, so we -- we were -- we had a
10 project that was, in fact, starting to be implemented.
11 And if that was the direction we needed to go, that's
12 where we would go.

13 BOARD MEMBER KAWAHARA: But my understanding
14 is that the Mayor has out of hand rejected PC-1. Okay?

15 MS. PERREIRA: That's according to Wayne,
16 yes.

17 BOARD MEMBER KAWAHARA: Okay. That being
18 the case, don't we have to go back to the drawing board
19 and come up with a mixed-use parking structure that
20 satisfies the administration? Because without the
21 administration's support, we are, quote, "dead in the
22 water."

23 That's why I'm suggesting, before we can
24 even start the process, we need to have a consultant.
25 That's the point.

1 MS. PERREIRA: I can see where you are
2 coming from. What I would say is that -- and speaking
3 from my agency, the Wailuku Main Street Association, we
4 have always had a project that was mixed use, that was
5 to resolve the parking needs and had an economic
6 development component.

7 So, you know, that will be something that we
8 will continue to bring to the table, because we know
9 that it may need to be tweaked and may need to be
10 designed a little different or what have you, but
11 basically we feel confident that we are on the right
12 track, and we feel that this is a doable project.

13 BOARD MEMBER KAWAHARA: Oh, I am
14 certainly -- I don't think anybody here is not in favor
15 of building the parking structure, whether it's a single
16 parking structure by itself or a mixed-use project. The
17 point is, how do we get from point A to point B?

18 MS. PERREIRA: Uh-huh.

19 BOARD MEMBER KAWAHARA: This is why I think
20 we need to get a very clear indication from the Mayor as
21 to what she means by mixed use. I mean, they are
22 referring to Bend, Oregon. I don't even know what
23 that's about.

24 BOARD MEMBER BASINGER: It would be -- that
25 would be great research. Find out who built it, what it

1 looks like.

2 MS. PERREIRA: But shouldn't you also
3 include the Council? See, my recommendation, I guess,
4 is urging you to -- in addition to speaking with the
5 administration, I think it's just -- we think it's a
6 good idea that you talk to both the administration and
7 the Council.

8 BOARD MEMBER BASINGER: I see.

9 BOARD MEMBER KAWAHARA: Yeah, and kind of as
10 an aside, you know, I was going to and I alluded to it
11 in the last couple of meetings, that I was going to go
12 to the budget hearings and pitch our budget.

13 But, you know, common sense I guess got
14 ahold of me, and based on the fact that I would be
15 testifying, in a way, against what the Mayor is
16 proposing, I kind of did not do it.

17 And I'm glad I didn't do it, because I kind
18 of agree with you. Having served on a lot of boards, I
19 don't feel board members should be testifying or
20 commissioners should be testifying, quote, "as an
21 individual" on a project, even if it's in support of
22 what the organization is doing.

23 Because you can't separate yourself from the
24 position, whatever position you are serving on, and
25 speak on behalf of something that you want. I don't

1 think you can do that. So, I feel that if we are going
2 to testify publicly, individually, that we need to have
3 consensus by the Board members or the Commissioners to
4 do so and bullet points on what we are going to be
5 speaking about. Otherwise, we may be at cross purposes.

6 Because I don't think the public or Council
7 people look at us as a Commissioner different. I don't
8 think you can testify as an individual without bringing
9 that in. To me, I was trying to think of a good
10 analogy. And it's like the judge telling the jury,
11 "disregard the witness' statement." How are you going
12 to disregard that? You can't. You can't separate.

13 As Commissioners, whenever we are speaking
14 on behalf of whatever our purview is, we are speaking on
15 behalf of the MRA, so I think we should refrain from
16 doing that as individuals unless we are specifically
17 authorized to do so by the Commission.

18 CHAIRPERSON POELMAN: What I propose is we
19 take a five-minute recess, and that when we come back,
20 we do have a Power Point presentation in regard to the
21 minipark, correct?

22 BOARD MEMBER BASINGER: The web design.

23 CHAIRPERSON POELMAN: The web design, okay,
24 but that we table the current agenda item, have the
25 presentation regarding the web design, and then we will

1 resume this discussion. So, we will take a five-minute
2 recess.

3 (Recess, 2:23 p.m. Resumed 2:36 p.m.)

4 CHAIRPERSON POELMAN: Calling back to order
5 the Maui Redevelopment Agency, April 20, 2007, meeting.
6 We will skip to agenda item --

7 DEPUTY CORPORATION COUNSEL: Wait a minute.
8 Just for the record, somebody should move to table the
9 motion.

10 CHAIRPERSON POELMAN: Okay. We need a
11 motion to table the current motion before the --

12 DEPUTY CORPORATION COUNSEL: Before the
13 Board.

14 BOARD MEMBER BASINGER: I move to table the
15 current motion.

16 CHAIRPERSON POELMAN: Second.

17 BOARD MEMBER KAWAHARA: Second.

18 CHAIRPERSON POELMAN: All in favor.

19 (Chorus of ayes.)

20 It's tabled, and we will move forward to
21 agenda item --

22 BOARD MEMBER BASINGER: K-1.

23 CHAIRPERSON POELMAN: -- K-1, expand Wailuku
24 website with fiscal year '07 MRA budget, presentation by
25 Jeannine Copp of Maui Web Design.

1 MS. COPP: Hello, I'm Jeannine, and it's
2 actually Mana Web Design.

3 CHAIRPERSON POELMAN: What?

4 MS. COPP: It's Mana Web Design. It was
5 typed incorrectly there.

6 DEPUTY CORPORATION COUNSEL: M-A-N-A?

7 MS. COPP: M-A-N-A. Close.

8 Okay. So, a website was already -- the
9 funding, I guess you all approved funding previously to
10 get the website up and running and started. So, we have
11 the very basics of a website to promote Wailuku.

12 And there's just the introductory home page.
13 There's a section on living in Wailuku. There's a
14 section on working in Wailuku, which will also cover
15 government facilities. Visiting Wailuku, so it's more
16 of the tourism thing.

17 A section on Wailuku's history, since that's
18 such an important part of Wailuku, and then the fun
19 facts is just going to be a bunch of little factoids,
20 things of interest that could be taken from any other
21 section of the website or just things that maybe didn't
22 fit in another section of the website.

23 The page is moving slowly. So, basically,
24 what we have here, we have some introductory information
25 on each one of these pages. Just a little write-up

1 about what -- sort of like an overview of what each of
2 these things is. But the intention was to expand each
3 of those pages and to really make it an enticing site
4 that's really inviting for people to want to either, you
5 know, move to Wailuku or come visit Wailuku, and really
6 sort of feature Wailuku more -- in more of a positive
7 way.

8 So, what we've done so far, those are the
9 basic shell of the site. We have -- the newsletter
10 functionality is in process, but it was covered from the
11 last grant.

12 MS. PERREIRA: What is that newsletter?

13 MS. COPP: What was that?

14 MS. PERREIRA: What is the newsletter?

15 MS. COPP: The newsletter right now just
16 says it's a place holder. So, this is part of the
17 continuing process. And why I'm here is to let you know
18 that this is in place, and now it's time for someone to
19 take over this project and decide to be the one to write
20 the newsletter, and for me to propose a continuation of
21 funding, so that I can implement the -- putting the
22 newsletter on the website.

23 And there can also be -- there will also be
24 a mailing list that can go out to people who have signed
25 up for the mailing list who want to receive the

1 newsletter. So, as updates come through the website or
2 come through the agency, then it will get posted on the
3 website.

4 So, basically, it's just like it's here now,
5 and it's static, and it's not going anywhere, because we
6 have kind of used up or are in the process of using up
7 what the agency already allotted.

8 The resources is basically a links page.
9 And again, this is really cursory, very, very basic.
10 So, someone kind of needs to take this on as their
11 project to direct me on what to do next, as well as
12 approving the funding for me to do it, I guess.

13 The calendar of events, right now we are
14 just linking to the Visit Maui Calendar, so it's not
15 Wailuku specific, but it does show Maui events. And
16 originally for this project -- just as a little bit of
17 background -- I was hired through Lokahi Pacific, and
18 Alexa was my primary contact there, so she was helping
19 to get this started.

20 So, we are wanting to have this agency now
21 take over this project, so it doesn't have to go through
22 Lokahi to get further things done. And so she was
23 really helpful in providing the information, but since
24 it's not -- I'm building the website, but I'm not the
25 one that's coming up with information. So, someone else

1 will have to do that.

2 Let's see. What was I talking -- oh, with
3 the calendar of events, you as a group, if you want to
4 start giving your agenda items or whatever it is that
5 you want the community to know about Wailuku to that
6 calendar, then we'll be linking to them.

7 Or original vision was to have our own
8 custom-built calendar, and that businesses, who were
9 helping to advertise and stuff on the website, would be
10 helping to fund the website continuing. But that -- we
11 have shifted a view -- shifted our focus.

12 So, if you guys want your events to show up
13 on there, it wouldn't be our own custom-built calendar.
14 It would be you submitting to their calendar.

15 Also, right now, we are just linking to a
16 picture of Map Quest for Wailuku. So, if we wanted a
17 more advanced or personalized -- like I'm looking at
18 that map that's up there. It's really nice with the
19 different developments and stuff. That could be made --
20 built into future projects.

21 So, this area that's on the right was
22 intended to be ads of local businesses who had an
23 interest. Like it might be realtors wanting to
24 advertise there for the Live in Wailuku Section,
25 businesses in downtown Wailuku wanting to advertise on

1 this section to get people to come to this page.

2 Since it's not being run through the
3 nonprofit now, our plan for this right-hand side here is
4 to do some of these resources over here, and then also
5 to have the facts that are on the Fun Facts page
6 rotating through and kind of just popping up and having
7 that be dynamic.

8 So, are there any questions about what we
9 have so far? And then I wanted to go over what I'm
10 asking for for moving on.

11 BOARD MEMBER KAWAHARA: Yeah, I have a
12 question. Who owns the website?

13 MS. COPP: Alexa, who owns the website?

14 MS. PERREIRA: County of Maui.

15 BOARD MEMBER BASINGER: The County of Maui,
16 through MRA marketing funds through OED, commissioned
17 this to be done through a nonprofit. And at the time,
18 Lokahi Pacific was the conduit with the intention that
19 the Wailuku Community Association, once they got their
20 501(c)3 would then take this Wailuku.org website and
21 self-sustain it by selling ads, et cetera.

22 They don't have the capacity to do it, and
23 because this is actually an MRA-specific task in your
24 marketing, I thought at least it would be something that
25 could be checked off that the MR accomplished, you know.

1 And, so, I'm looking at the MRA to maybe
2 agree to own it, and then it would be the MRA's website,
3 and the MRA would be in control of how we sell Maui,
4 what we put on there.

5 And maybe you can talk to this a little bit,
6 Wayne, as to the funds that -- where they had come from
7 out of your --

8 MR. STEEL: Yeah, this was --

9 BOARD MEMBER BASINGER: -- marketing.

10 MR. STEEL: This was part of the 95,000 that
11 went for -- that was budgeted in our current budget for
12 the marketing development, and this was one of the
13 pieces of it --

14 MS. PERREIRA: Yeah.

15 MR. STEEL: -- that was advocated by our
16 former economic development director. This is MD-6 on
17 page 40 in the plan, so it's one of our specific
18 activities mentioned in the plan; however, the Office of
19 Economic Development was the implementing agency.

20 Now, whether or not the new Economic
21 Development coordinator would want to take over this as,
22 you know, the same enthusiasm that the last one did is
23 yet to be seen. As far as the MRA's involvement, we are
24 basically -- we provided the funding to get this thing
25 up and running.

1 I'm not sure that there was ever an
2 intention that it would be MRA operated and owned and so
3 on. I think the original idea was that they -- the
4 merchants or businesses would have an opportunity to
5 advertise their businesses as well as, you know, show
6 the obvious historical, you know, places to go, and
7 things to do, and so on.

8 So, it would be kind of up to us, I guess,
9 to decide where we want to go with it. I know that
10 these guys want to have more money if they want to
11 maintain it and have some vision for the future.

12 We do have some money. Now, it would be up
13 to us to decide, you know, how much we want to subsidize
14 this. Basically, we would be subsidizing businesses who
15 want to advertise. I'm not sure that the businesses,
16 like Alexa says, are up to putting in content on this
17 website, if they are that well organized or what you'd
18 have to do to get them to do it.

19 Maybe even Wailuku Main Street Association,
20 if they'd want to have a presence on this website or a
21 link or whatnot. All this needs to be kind of flushed
22 out.

23 BOARD MEMBER BASINGER: I think the issue
24 probably is to decide whether or not the Maui
25 Redevelopment Agency wants to own this marketing tool

1 and have it as its own accomplishment, since it did fund
2 it and help it to grow.

3 And there are -- there are several avenues
4 in which it could grow, which does -- which could
5 include advertising, if the MRA can receive payments to
6 keep it sustainable. That I don't know legally.

7 BOARD MEMBER KAWAHARA: I would agree --

8 BOARD MEMBER BASINGER: There are people
9 that want to advertise though.

10 BOARD MEMBER KAWAHARA: I would agree that
11 the MRA should probably have a presence on the internet,
12 and this is a good vehicle. It's kind of generic right
13 now, which I guess is just the presentation, but I would
14 like to see, you know, our vision, our mission statement
15 on that thing. I would like to see upcoming meetings,
16 you know, the agenda.

17 And advertising, you know, we can grow into
18 that, but I think right now we should just -- I would
19 not like to see the Office of Economic Development be
20 responsible for this. They got too much on their plate.
21 If WMSA wants the participate, that's fine.

22 MS. PERREIRA: Excuse me.

23 BOARD MEMBER BASINGER: They are doing a
24 newsletter.

25 MS. PERREIRA: Ah, ah, ah. I thought I was

1 responding to a question.

2 CHAIRPERSON POELMAN: Okay. Why don't we
3 open it up for public testimony.

4 MS. PERREIRA: Thank you. Thank you very
5 much. Jocelyn Perreira. First of all, the press
6 release went out relative to this site and did note that
7 we will be a regular contributor on the website,
8 probably in the resource area, where we talk about
9 revitalization strategies, or things like that, or
10 whatever our professionals want to share, or whatever we
11 want to bring as an update to the community as which
12 projects are in the works or which projects, you know,
13 are slated, so they get updates, so they are not given
14 misinformation whether or not we have 23 vacant
15 buildings when in fact we don't. So, we will be a
16 regular contributor.

17 I do think it's a good idea to have the Maui
18 Redevelopment Agency utilize this site. And I'm saying
19 that from a meeting that Alexa and I attended with Lynn
20 Araki-Regan when we discussed ideas for this website.

21 And I know Alexa wanted to have one segment,
22 and I told her we should do a three-fold, the live, the
23 work, the play. And it sounded so great. I'm glad they
24 asked the Lokahi Pacific to take on this project, as
25 many of us each were parceled out different projects.

1 But being that now this is a site owned by
2 the County of Maui, because they are paying for it, and
3 it is part of the marketing task force plan under the
4 Maui Redevelopment Agency, it seems logical that it
5 belong to the agency and not necessarily the Office of
6 Economic Development, because it will just be in a big
7 bowl with lots of fish and will be a little fish in a
8 bowl of a lot of big fish.

9 And this way, you can have a direct
10 connection. And, of course, we would expect a link with
11 our site as well. As to how you pay for it, the agency
12 can determine to set a fee for some of the ads, and they
13 can just merely send a check into the agency, and that
14 pays for their continuation of their ad.

15 I mean, there's a whole variety of ways to
16 do it, but we do support the Maui Redevelopment Agency
17 owning this site, and we are looking forward to being,
18 as was our commitment, a regular contributor to the
19 site. So, I just wanted to make that clear. Thank you.

20 BOARD MEMBER KAWAHARA: Wayne, do we have
21 \$7,000 in the marketing budget?

22 MR. STEEL: I think that we have \$7,000.
23 The question is not -- well, for me, the money is not so
24 much the issue but the responsibility.

25 One of the suggestions that Jocelyn just

1 made is that, you know, essentially, if the MRA owns it
2 or the County of Maui owns it, to have us be put in the
3 position of selling advertising I don't think is going
4 to work.

5 BOARD MEMBER KAWAHARA: No, I think for --
6 that's down the line, and, you know, that's going to
7 require a lot of discussion.

8 MR. STEEL: Yeah.

9 BOARD MEMBER KAWAHARA: But my feeling is
10 MRA should own it. That we have contributing
11 organizations like Lokahi Pacific, WMSA, the newsletter,
12 you know, WMC, perfect vehicle for that, but put our
13 Commission statement on it. Let the public know what it
14 is that we do.

15 MR. STEEL: I can see us having some things
16 to contribute to the site, but as far as the overall
17 quality control of the site and determining what goes on
18 the site, what doesn't, all those kinds of things is way
19 beyond what the MRS needs to get involved in.

20 BOARD MEMBER KAWAHARA: That's why we have a
21 company.

22 MS. PERREIRA: Yeah, that's why you have
23 Mana Web.

24 BOARD MEMBER BASINGER: That would be the
25 purpose of Mana Web or some other vendor that we would

1 choose to provide this service, and the control would be
2 probably working with you and some of the other
3 commissioners.

4 MS. COPP: And can I clarify something
5 there, too? That's a really good point. My position,
6 just like if you are hiring a contractor to build a
7 building or something, you tell them what you want and
8 they do it. And it's really not my job to decide what
9 goes on the site.

10 Of course, I will give my professional, you
11 know, opinions, like how to collect money for the site
12 and things like that, but I'm not going to be the one to
13 collect the money, you know. And since there is -- it
14 is definitely good that you are thinking about that.
15 There has to be some -- some body or person who is
16 taking --

17 MR. STEEL: Somebody has got to decide what
18 editorial comment goes on there.

19 MS. COPP: Right.

20 MR. STEEL: Who can contribute, who can't,
21 and --

22 MS. COPP: Yeah, someone has to take
23 responsibility.

24 MR. STEEL: A web manager basically --

25 MS. COPP: Yeah.

1 MR. STEEL: -- would basically communicate
2 to you --

3 MS. COPP: Exactly.

4 MR. STEEL: -- you can accept this context
5 or not --

6 MS. COPP: Yeah.

7 MR. STEEL: -- and so on, and I think that's
8 beyond what this committee -- this agency can do. But
9 I'm open to hear about that. I mean, one of the
10 commissioners --

11 BOARD MEMBER KAWAHARA: No, I don't agree.

12 BOARD MEMBER BASINGER: Why do you think
13 it's beyond this Commission to do?

14 MR. STEEL: Well, to put us -- for instance,
15 to put us in the position of accepting money for
16 advertising is --

17 BOARD MEMBER KAWAHARA: Put that aside for
18 now.

19 BOARD MEMBER BASINGER: That's something we
20 would have to find out about the legal part of it. But,
21 you know, the internet is commerce today. The internet
22 is marketing today. If you want to have a vision that
23 people know about, this is a great avenue for the Maui
24 Redevelopment Agency to utilize.

25 Most of the hard work on the structure and

1 skeleton of this website has been done. So, it really
2 is the fleshing out of it.

3 BOARD MEMBER KAWAHARA: But it's a living
4 document. It's going to change month-to-month.

5 BOARD MEMBER BASINGER: That's right.

6 MS. COPP: That's right.

7 BOARD MEMBER KAWAHARA: If we don't like
8 something, we don't like the content --

9 BOARD MEMBER BASINGER: That's right.

10 BOARD MEMBER KAWAHARA: -- we'll speak up
11 about it, and it will change it. I mean, I don't see
12 that -- it's not a big deal.

13 BOARD MEMBER BASINGER: Huh-uh.

14 BOARD MEMBER KAWAHARA: The big deal is
15 getting the money and hiring somebody to do it and do it
16 right. So, I am going to make a motion that we approve
17 \$7,000 to Mana Web Designs for the maintenance,
18 construction, and design of the website to be owned
19 by -- to be, quote, "owned", close quote, by the Maui
20 Redevelopment Agency.

21 DEPUTY CORPORATION COUNSEL: Before you
22 second that motion --

23 MR. STEEL: Just hold on a bit.

24 DEPUTY CORPORATION COUNSEL: -- based on the
25 Charter as well as my limited knowledge of intellectual

1 properties, I don't think you can vote to own this piece
2 of property at this point in time.

3 BOARD MEMBER KAWAHARA: That's why I put
4 "owned" in quotes.

5 DEPUTY CORPORATION COUNSEL: The County has
6 a website. The MRA is on that website. This marketing
7 plan says to develop. It doesn't say to develop and
8 own. And so I believe you are beyond the purview of
9 this Wailuku Redevelopment Area Plan. So --

10 BOARD MEMBER KAWAHARA: I amend my motion to
11 take out the word own. I amend my motion to take out
12 the word own. Leave it in the air for now.

13 DEPUTY CORPORATION COUNSEL: You should
14 restate the motion then, please.

15 BOARD MEMBER KAWAHARA: I will restate the
16 motion by saying that I move that we approve \$7,000 to
17 Mana Web Design to maintain, design, and insert content
18 into the website known as Wailuku.org.

19 DEPUTY CORPORATION COUNSEL: May I suggest
20 you just say to further develop this website.

21 BOARD MEMBER BASINGER: Are we on discussion
22 yet?

23 DEPUTY CORPORATION COUNSEL: No, the motion
24 hasn't been seconded.

25 CHAIRPERSON POELMAN: We need a second to

1 the motion.

2 BOARD MEMBER KAWAHARA: I made the motion.
3 Second it for discussion purposes.

4 BOARD MEMBER BASINGER: Second.

5 CHAIRPERSON POELMAN: The motion made and
6 seconded for discussion.

7 BOARD MEMBER BASINGER: Could you go to the
8 contact page?

9 MS. COPP: Yes, and --

10 BOARD MEMBER BASINGER: Is that it?

11 MS. COPP: No. Also, I wanted to point out
12 that right now it says developed by Lokahi Pacific,
13 sponsored by the Maui Redevelopment Agency. So, that's
14 just a little -- that's on every page.

15 MS. PERREIRA: That's good. Sponsored.

16 MS. COPP: Right now, the contact us page
17 just says to contact Alexa, because it was like, well,
18 there's got to be someone out there to contact. So,
19 this would be your agency or -- I don't know. You'd
20 choose --

21 BOARD MEMBER KAWAHARA: Who paid the domain
22 registration fee?

23 MS. COPP: The domain registration fee?

24 BOARD MEMBER KAWAHARA: For Wailuku.org.

25 MS. COPP: You mean the --

1 BOARD MEMBER KAWAHARA: Who owns it?
2 Whoever paid it owns it, right?

3 MS. COPP: You did. I mean, it was paid
4 for -- Lokahi Pacific wrote a grant --

5 MS. PERREIRA: With money from the County.

6 MS. COPP: -- on behalf of the Wailuku
7 Community Development Agency, right, that was funded
8 through the County of Maui, through your agency, right?

9 DEPUTY CORPORATION COUNSEL: We don't own
10 it.

11 MS. COPP: I mean, I don't know for sure,
12 because I was just hired by Lokahi Pacific.

13 BOARD MEMBER BASINGER: It was paid for by
14 County money that came through the Office of Economic
15 Development as part of the MRA marketing.

16 BOARD MEMBER KAWAHARA: So, the County owns
17 it.

18 DEPUTY CORPORATION COUNSEL: The County
19 doesn't own it.

20 BOARD MEMBER BASINGER: The County paid for
21 the design of it. This website also is live. One of
22 the requirements of the grant was that it, you know,
23 needed to go live. It now needs to be fleshed out and
24 expanded and find a home.

25 DEPUTY CORPORATION COUNSEL: The County

1 doesn't own this. I am just letting you know. There
2 may have been a grant to Lokahi Pacific to develop this,
3 but the County does not own this website. We have our
4 own website.

5 BOARD MEMBER KAWAHARA: And can the MRA own
6 it?

7 DEPUTY CORPORATION COUNSEL: I don't believe
8 they can.

9 BOARD MEMBER KAWAHARA: Why?

10 DEPUTY CORPORATION COUNSEL: This is
11 intellectual property. You don't even have it as a
12 budget item to accept monies or do anything else. And
13 whatever else the content it contains, I cannot advise
14 the MRA to go out and say we own this, and then somehow
15 violate a copyright, and the County is liable for it.
16 So, at this point in time, the County does not own this
17 website.

18 BOARD MEMBER KAWAHARA: Okay. But why
19 can't --

20 DEPUTY CORPORATION COUNSEL: I would advise
21 you --

22 MS. PERREIRA: Somebody has to own the name.

23 DEPUTY CORPORATION COUNSEL: I would advise
24 you against moving to own or to purchase this website
25 until I can do further research.

1 BOARD MEMBER BASINGER: I think all that we
2 did was develop what -- with the funds that were there,
3 through the MRA, we were hired to develop it and to make
4 it live.

5 Ownership, he's right. I don't know who
6 owns it. I know who paid for it. And I know that if
7 it's going to continue to be a venue for the MRA, it
8 needs to be maintained. So, it would have to become a
9 budget item.

10 BOARD MEMBER KAWAHARA: We can fund it.

11 BOARD MEMBER BASINGER: It's not in our
12 regular budget. We can fund it.

13 BOARD MEMBER KAWAHARA: We can fund it as it
14 exists --

15 BOARD MEMBER BASINGER: Exactly.

16 BOARD MEMBER KAWAHARA: -- with the
17 ownership being kind of up in the air at this point. I
18 don't care if we don't own it. I was just curious.

19 BOARD MEMBER BASINGER: We would manage it,
20 the MRA would manage it and control it more or less and
21 decide on the content.

22 BOARD MEMBER KAWAHARA: Yeah, it's part of
23 our marketing plan, part of our mission.

24 BOARD MEMBER BASINGER: It is.

25 MS. PERREIRA: Pertaining to ownership --

1 MR. STEEL: Alexa, as far as the amount of
2 money that is being asked for, would that be a subject
3 of a grant amendment on your part, or are we talking
4 about just paying them directly and Lokahi is no longer
5 a part of the equation?

6 BOARD MEMBER BASINGER: I think Lokahi
7 should be out of the equation.

8 MR. STEEL: Okay. If that's the case, we
9 would probably have to go out to bid for it and get
10 different quotes. So, we cannot make a specific
11 determination --

12 BOARD MEMBER KAWAHARA: Why? Isn't it de
13 minimis on this thing?

14 MR. STEEL: -- on this vendor.

15 BOARD MEMBER KAWAHARA: I thought when you
16 hired a consultant, you don't need to go out to an RFP.

17 DEPUTY CORPORATION COUNSEL: I would have to
18 research that. I am not very familiar with RFPs on the
19 procurement.

20 BOARD MEMBER KAWAHARA: I know several
21 contractors and consultants who don't go through the RFP
22 process, and we are talking big bucks.

23 MR. STEEL: If they are on an approved
24 consultant list. I don't know if this would fall into
25 it, so I need to do some research to be able to speak to

1 this motion.

2 MS. PERREIRA: I may have some
3 clarification.

4 CHAIRPERSON POELMAN: Public testimony.

5 MS. PERREIRA: Thank you. If you -- you
6 know, you have to go out and request for proposal, but
7 only if it's above a certain amount. If the amount is
8 below a certain amount, they can, in fact, direct the
9 monies, which is why the Office of Economic Development
10 has done so with a variety of agencies.

11 The domain name notes who the owner of the
12 website is. You have to have a domain name to go live,
13 and the domain -- the owner of this domain is Lokahi
14 Pacific.

15 So, if you want the MRA to own it, I guess
16 it's a matter of formality -- could be -- where Lokahi
17 Pacific transfers the domain name ownership over to the
18 Maui Redevelopment Agency, and I think that's what Alexa
19 was kind of proposing. Thank you.

20 MR. STEEL: The other issue besides the
21 money and the ownership is who's managing this. And if
22 that's something that you folks want me to do, I would
23 definitely need to have a much more detailed idea of
24 what kind of expectation this -- this is -- consists of,
25 and that needs to be fleshed out.

1 This is another one of those, oh, Wayne can
2 do it things that I'm not sure about. So, I would need
3 for you folks to entertain finding out much more
4 specifically what the boundaries of this expectation
5 would be.

6 BOARD MEMBER KAWAHARA: Well, I think before
7 we can progress, we need to know whether we can award
8 funds to the Mana Web Solutions regarding whether
9 we need to do an RFP or does this fall below.

10 DEPUTY CORPORATION COUNSEL: I believe what
11 Wayne suggested earlier, if Lokahi Pacific was to come
12 in and ask for an amendment to the grant, that could be
13 done. But to come out with another contract, a
14 different contract, and it's not in the terms of a
15 grant, that is a different question.

16 BOARD MEMBER KAWAHARA: So, I always feel
17 there's a will, there's a way. So, we can simply have
18 that transferred to us --

19 DEPUTY CORPORATION COUNSEL: No.

20 BOARD MEMBER KAWAHARA: -- under the
21 existing grant.

22 DEPUTY CORPORATION COUNSEL: No, I don't
23 believe this agency has the --

24 BOARD MEMBER KAWAHARA: Well, okay.

25 DEPUTY CORPORATION COUNSEL: -- authority to

1 own property.

2 BOARD MEMBER KAWAHARA: How would we go
3 about it? Put it that way.

4 DEPUTY CORPORATION COUNSEL: At this point,
5 I don't believe this agency can own property,
6 therefore -- and under Chapter 53 of the Hawaii Revised
7 Statutes, I don't see where the marketing issue came in,
8 but it did under your adopted plan adopted by Council.
9 So, therefore, it's very limited.

10 It says to develop. And, basically, you
11 have done so. It may take another nonprofit or someone
12 else out there to actually purchase this domain and run
13 it.

14 BOARD MEMBER KAWAHARA: You are saying the
15 MRA cannot own property? That's not what I read.

16 DEPUTY CORPORATION COUNSEL: Okay. Well --

17 BOARD MEMBER KAWAHARA: The MRA can own
18 property. It can develop property.

19 DEPUTY CORPORATION COUNSEL: But this is --

20 BOARD MEMBER KAWAHARA: But it doesn't
21 distinguish what kind of property, although it was
22 referring to demolition and --

23 DEPUTY CORPORATION COUNSEL: I believe it's
24 real property.

25 BOARD MEMBER KAWAHARA: -- real property.

1 But property is property, right?

2 DEPUTY CORPORATION COUNSEL: No, this is
3 intellectual property.

4 BOARD MEMBER KAWAHARA: But the law is
5 silent on that, which means that it doesn't prohibit it.

6 DEPUTY CORPORATION COUNSEL: I'm going to
7 need to do more research, because as far as I know, if
8 you are a separate agency from the County of Maui, then
9 you can do what you like. But if you are not, and you
10 come under the County of Maui, then the only people that
11 can authorize the purchase of property, expenditure of
12 those funds is the County Council.

13 BOARD MEMBER KAWAHARA: Are you saying the
14 MRA can't develop its own website?

15 DEPUTY CORPORATION COUNSEL: Yeah, at this
16 point in time, yes. I would defer this and wait until I
17 can come up -- I don't believe that's part of your
18 mission, and I don't believe it's called -- it's
19 authorized under the statute.

20 BOARD MEMBER KAWAHARA: It is part of our
21 mission. Marketing is part of our mission, and internet
22 is very important from a marketing perspective.

23 DEPUTY CORPORATION COUNSEL: I understand
24 that. There is a County website. That's all I am
25 saying.

1 BOARD MEMBER BASINGER: There's a Department
2 of Water Website. There are other websites.

3 BOARD MEMBER KAWAHARA: Yeah, that's right.

4 DEPUTY CORPORATION COUNSEL: Yeah, it comes
5 under the County of Maui website.

6 BOARD MEMBER BASINGER: Could this be a
7 budget line item in the MRA's regular budget requests
8 from the County?

9 MR. STEEL: Not according to what I'm
10 hearing from John. That would not be acceptable, unless
11 we own -- can own another website. But if we somehow
12 incorporate this into the County website, that might be
13 a whole different thing. That's what John is saying.

14 BOARD MEMBER KAWAHARA: That's getting too
15 complex. Can we fund somebody else's website then, so
16 we don't own it? We leave it in the ownership of Lokahi
17 Pacific, and we fund it.

18 DEPUTY CORPORATION COUNSEL: I think that's
19 what Wayne was trying to get at.

20 MR. STEEL: I have no idea.

21 BOARD MEMBER KAWAHARA: Well, I'm asking.

22 MR. STEEL: Under the grant, we did do that,
23 and that's what I am saying.

24 BOARD MEMBER KAWAHARA: So, why don't we
25 just continue doing it?

1 MR. STEEL: That could be a possibility.

2 BOARD MEMBER KAWAHARA: I mean, the website
3 is important. There's a great potential for MRA to get
4 its message across. We are getting -- I think we are
5 getting -- I know the legalities need to be addressed,
6 but to avoid the issue and to move this forward, I feel
7 that we should be the funding agency, and Lokahi Pacific
8 can be the owner of the website. I don't have a problem
9 with that.

10 MS. PERREIRA: Yeah.

11 BOARD MEMBER BASINGER: The acknowledgement
12 will be on the website Maui Redevelopment Agency -- how
13 do you have it there now?

14 BOARD MEMBER KAWAHARA: Developed by Lokahi
15 Pacific sponsored by MRA.

16 MS. PERREIRA: That's good.

17 BOARD MEMBER BASINGER: Yeah.

18 MS. COPP: And what I didn't do yet, because
19 this meeting hadn't taken place, is there's no links on
20 here to either of those. But if we wanted to develop a
21 page specifically that explains what the Maui
22 Redevelopment Agency is, and then on there we can even
23 put a link back to the Maui County page, you know, so it
24 shows, yes, where this agency's involved in this
25 website, and here is who we are.

1 BOARD MEMBER KAWAHARA: But I think the
2 organizations that are directly involved in the
3 redevelopment of Wailuku would be WMSA, Lokahi Pacific,
4 and Maui Development Agency. So, I think those
5 should -- we should address those. But I think, as I
6 say, it's just a developing thing. And, you know, we
7 are proposing to you in general terms what we would like
8 to see, and you come up with solutions.

9 MS. COPP: Right.

10 BOARD MEMBER KAWAHARA: And we may not like
11 it, or we may want to tweak it, but, you know, I think
12 we need to move forward on this thing. This is not
13 going to be another parking structure kind of thing, I
14 hope.

15 I move again that we approve \$7,000 for Mana
16 Wed Solutions for the maintenance of the Wailuku.org
17 website subject to Corp Counsel's determination of
18 whether this is subject to an RFP.

19 CHAIRPERSON POELMAN: That's your motion to
20 amend your prior motion?

21 BOARD MEMBER KAWAHARA: Yeah, I withdraw my
22 prior motion.

23 MS. COPP: And it should be Wailukumaui.org,
24 not --

25 BOARD MEMBER KAWAHARA: Wailukumaui.org.

1 BOARD MEMBER BASINGER: Second.

2 CHAIRPERSON POELMAN: Any discussion further
3 on the motion?

4 MR. STEEL: Well, I'd like to have it also
5 be subject to finding out under what circumstances we
6 can do it. An RFP might not have anything to do with
7 it. I believe the ceiling is 10,000 for an RFP. This
8 is under 10,000.

9 Basically, we are required to go out and get
10 bids, either three verbal or written bids under this
11 under \$10,000 according to State procurement law.

12 Now, whether or not the money would be the
13 subject of a grant amendment, that to me is the crucial
14 question, because beyond that, we would have to go out
15 and get bids, in which case these folks may not get the
16 bid, and therefore the motion would be moot.

17 BOARD MEMBER KAWAHARA: Well, I don't
18 understand what you are saying. You are saying over
19 10,000, we need to do an RFP?

20 MR. STEEL: That's when the RFP is required.

21 BOARD MEMBER KAWAHARA: But we are below
22 10,000.

23 MS. PERREIRA: Yeah, you are below.

24 MR. STEEL: Below 10, and in that case you
25 need three --

1 BOARD MEMBER KAWAHARA: How is a bid
2 different from an RFP?

3 MR. STEEL: An RFP requires developing a
4 request for proposal from various requirements.

5 BOARD MEMBER KAWAHARA: Isn't that what the
6 bid is going to do?

7 MR. STEEL: I am just telling there's a
8 different threshold that -- different standards apply.
9 And in this case, we are going to need three either
10 verbal or written bids for a particular service.

11 Now, if we make it a grant amendment, those
12 bids would not be required. If we make it something
13 other than that, they may be required. That's all I'm
14 saying, in which case, the motion to give them the money
15 would be moot, because we wouldn't be allowed to do it
16 under procurement law, unless we do a grant amendment,
17 which would pave the way to being able to do it, but
18 then there's all the ownership issues.

19 BOARD MEMBER KAWAHARA: What grant
20 amendment? Marketing, we were given --

21 MS. PERREIRA: That's right.

22 BOARD MEMBER KAWAHARA: -- 95,000 to do
23 marketing, and that was a very generic --

24 MR. STEEL: Lokahi Pacific got a specific
25 grant to develop the website. They didn't get enough

1 money to do the things we are now talking about. If we
2 amended their contract under that original grant to give
3 them more money for maintenance, then all these
4 procurement issues wouldn't be an issue. And that's the
5 point.

6 BOARD MEMBER KAWAHARA: I still don't quite
7 grasp it. Grant for whom, MRA?

8 MR. STEEL: The specific grant the County of
9 Maui gave to Lokahi Pacific based upon an application to
10 do certain things, create a website. They did that.
11 They spent the grant funds. They were paid the grant
12 amounts, I would assume \$4,400.

13 Now, if they came back and said that wasn't
14 enough, and we want to amend the contract that the grant
15 was based upon, there's a chance that these 7,000 could
16 be included as a grant amendment and could be then
17 distributed to Lokahi Pacific for this specific purpose.
18 Is that correct, John?

19 DEPUTY CORPORATION COUNSEL: Yes.

20 BOARD MEMBER KAWAHARA: And how long is that
21 process going to take?

22 DEPUTY CORPORATION COUNSEL: Maybe as soon
23 as Alexa can write a letter on behalf of Lokahi Pacific
24 to state we need a grant amendment to the specific grant
25 that allowed the Lokahi Pacific to create the website

1 called the Wailukumaui.org to further develop and
2 maintain.

3 BOARD MEMBER KAWAHARA: And that funding
4 will be provided by MRA?

5 DEPUTY CORPORATION COUNSEL: And the grant
6 amount is X amount of dollars.

7 MS. PERREIRA: But she cannot vote on the
8 motion.

9 DEPUTY CORPORATION COUNSEL: But then,
10 because she's not on the board, she can't do it. She
11 can't vote. We are going to need another member to come
12 in here and vote.

13 MS. PERREIRA: Yeah.

14 BOARD MEMBER KAWAHARA: When is Linda coming
15 back?

16 MS. PERREIRA: Next week.

17 DEPUTY CORPORATION COUNSEL: But she can't
18 vote on the motion.

19 CHAIRPERSON POELMAN: We don't have a
20 quorum.

21 DEPUTY CORPORATION COUNSEL: Not
22 specifically for that -- that issue, because she has a
23 conflict of interest. She has a financial interest.

24 BOARD MEMBER KAWAHARA: I'm kidding when I
25 say this John, but, you know, there was a guy that said

1 when we have a revolution, the first thing we should
2 kill are the attorneys.

3 DEPUTY CORPORATION COUNSEL: Well,
4 basically, that's only part of the quote.

5 BOARD MEMBER KAWAHARA: Just kidding.

6 CHAIRPERSON POELMAN: What's the rest?

7 DEPUTY CORPORATION COUNSEL: The rest is --
8 the rest is actually to get more attorneys after that.

9 BOARD MEMBER KAWAHARA: No, I know you guys
10 keep us straight, but, you know. So, how do we go about
11 the process without -- because I think we all agree that
12 the MRA wants to have a website presence.

13 Now, how do we get from A to B in the
14 simplest and most efficient manner? I just don't want
15 to hear what we can't do. I want to know how we do it.
16 So, Alexa can write the letter, but she can't vote on
17 it.

18 DEPUTY CORPORATION COUNSEL: That's correct.

19 BOARD MEMBER KAWAHARA: Okay. So, can we
20 then, at this meeting, authorize her -- I mean,
21 authorize her, I guess, to do the letter, and subject to
22 approval at the next board meeting -- in other words,
23 proceed with the action to submit and vote as a matter
24 of record at the next regularly scheduled meeting in
25 May? Can we do that?

1 DEPUTY CORPORATION COUNSEL: Yeah.

2 BOARD MEMBER KAWAHARA: Oh, good.

3 DEPUTY CORPORATION COUNSEL: And it would
4 necessitate probably Corporation Counsel to do an
5 amendment to that grant and not sign off until you get
6 approved from the MRA. And it would take me two to
7 three weeks anyway.

8 But I will not be available during the week
9 of -- actually, the next two weeks because of other
10 business I have to do for the County and the State. We
11 have the SHOPO negotiations and contract, interest
12 arbitration coming up here on Maui.

13 BOARD MEMBER BASINGER: I do have one
14 question. Would it be MRA budgeted funds?

15 DEPUTY CORPORATION COUNSEL: That's what we
16 are talking about.

17 BOARD MEMBER BASINGER: Okay.

18 MR. STEEL: We have no other money to spend.

19 MS. PERREIRA: She cannot write the letter
20 though.

21 CHAIRPERSON POELMAN: Jeannine.

22 MS. COPP: I don't know what the procedure
23 is for me to be allowed to talk.

24 BOARD MEMBER BASINGER: Public testimony.

25 DEPUTY CORPORATION COUNSEL: No, she's a

1 presenter.

2 MS. COPP: Something -- something else to
3 consider, while all of this is going on, is the original
4 intention of the site, assuming it would go through
5 nonprofits, was to have the ads and have the site be
6 financially self-sustaining or at least partially
7 self-sustaining through the community involvement.

8 And I think that the idea that it would be a
9 Maui Redevelopment Agency website was that it's funded
10 through your marketing budget rather than having it be
11 like a public-nonprofit-type thing.

12 And, so, I don't know. I don't have the
13 answer. I'm just sort of bringing this up that how the
14 site is designed and what we choose to include in it, we
15 do that based on what the long-term function and use of
16 the site is going to be.

17 So, if it is, in fact, going to switch back
18 into a nonprofit's hands, we might want to reconsider
19 the proposal that I have for continuation and go back
20 into the mode of putting ads back on it. So, you know,
21 like there's different ways you can use a website and
22 have it funded and everything.

23 And if it's an amendment to a grant, like I
24 don't know how all this works, but if it's an amendment
25 to a grant, then every year you are going to have to

1 amend the grant to keep the website going, if it's not a
2 self-sustaining website, versus having an ongoing
3 expected budget within your budget if you own it or not
4 own it, but whatever.

5 So, I don't have the answers. I'm just
6 saying that the way that we approach continued
7 development of the website will be based on who -- whose
8 baby this is. Like whose project is this? So, that's
9 really sort of the deeper question here, is who -- who
10 cares about this site?

11 Like whose site is this? And you guys have
12 to figure out the legalities of how to make it happen,
13 and then I can give you recommendations on how we want
14 the site to proceed based on those. So, just other
15 things to think about.

16 BOARD MEMBER BASINGER: Well, this site is
17 and always has been an MRA designated task.

18 MS. PERREIRA: That's right. That's right.

19 BOARD MEMBER BASINGER: So, personally, I
20 think it belongs as an MRA designated task in our -- in
21 our plan, excluding advertising, excluding paid biases
22 and keeping it --

23 MS. PERREIRA: That's right. That's right.

24 BOARD MEMBER BASINGER: -- what we wanted it
25 to do to portray our mission, our vision, our meetings,

1 the nonprofits that help in this area.

2 MS. PERREIRA: Uh-huh, you are right.

3 BOARD MEMBER BASINGER: So, I would -- it
4 would be my recommendation -- I think it's correct that
5 the simplest way to do it is through a nonprofit, but I
6 would take out that component of self-sustainability and
7 understand that this is, you know, an annual budget item
8 that the MRA is willing to --

9 MS. PERREIRA: Uh-huh, that's right.

10 BOARD MEMBER BASINGER: -- willing to have.

11 CHAIRPERSON POELMAN: I guess I see a
12 difference between if the MRA had a ad -- I mean a
13 public relations website versus an informational
14 website. And --

15 BOARD MEMBER BASINGER: Right.

16 CHAIRPERSON POELMAN: And I think we keep
17 stumbling back to what is going to be Item I on the
18 agenda, which is the discussion of the mission of the
19 MRA, which might -- if we ever -- if we get some
20 agreement and understanding about what that is, then I
21 think we know what our website would be about.

22 For example, when you read Chapter 53, it
23 seems pretty clear what the Maui Redevelopment Agency
24 was created for, which was to be a conduit to receive
25 Federal monies and to redevelop.

1 And it seems like that that being -- if that
2 were the mission, there's not a lot of that happening.
3 And it seems like what we have is we have an agency that
4 has a mission that is in battle with its organic
5 document or the creation document which is Chapter 53.

6 It seems to me what we have is we have the
7 Maui Redevelopment Agency is wanting to be a community
8 development promotion association for the Wailuku area.
9 And if that's what we are about, then this website seems
10 right on point.

11 MS. PERREIRA: Uh-huh.

12 CHAIRPERSON POELMAN: But that doesn't
13 seem -- that seems to be totally a different mission
14 than what established the Maui Redevelopment Agency,
15 which was Chapter 53. And I -- that's -- I just keep
16 stumbling over that.

17 You know, every turnaround almost it seems
18 like that if -- and even this issue with the County
19 parking lot. Sometimes I feel like the Sunshine Laws
20 and everything that the Maui Redevelopment Agency is
21 subject to isn't the most efficient conduit to get some
22 PR going or getting some leadership going as far as
23 taking direction and getting movement going regarding
24 the parking structure.

25 So, I sometimes wish we could just -- if we

1 want to keep the mission where we are headed, we could
2 divorce ourselves from Chapter 53, which actually
3 created us, and not be subject to all of that anymore,
4 or let the Maui Redevelopment Agency just narrow down to
5 that, and let some other organization or some other
6 entity come to life that isn't always tripping over its
7 now current perceived mission versus how we even got
8 started.

9 BOARD MEMBER BASINGER: Well, that's a huge
10 discussion.

11 CHAIRPERSON POELMAN: There we are.

12 BOARD MEMBER BASINGER: And I think for the
13 purposes of the agenda item that we are on right now,
14 you know, a website is a tool. It's a communication
15 tool. Whether we were birthed by HR 53 or we change our
16 vision, it's still a tool to get whatever we are
17 communicated.

18 And so I think at this juncture, we just --
19 I would like to see if there's agreement that this type
20 of tool is important to the MRA, irregardless of HR 53
21 or a change -- because we can always change our vision
22 on here. We can always say this is the new direction.
23 We can certainly say we were -- what our history is; how
24 we were born; how the law may not be relevant anymore,
25 if that's what you think.

1 But it gives us a visual presence, and we
2 are an agency that's really misunderstood. So, this, I
3 think, is simply a communication tool. And if we agree
4 that it's a good tool to have to spread our mission as
5 it changes or our vision, yes. Or if we think it's not
6 a good tool, then it's not.

7 I don't think it -- I don't think it
8 matters, you know, on that deeper question of where we
9 are headed, whether we have a website or not.

10 MS. COPP: Can I comment on that, too?

11 CHAIRPERSON POELMAN: Yep.

12 MS. COPP: As far as the website is
13 concerned, that is a little bit of an issue at least,
14 because part of the original grant was some web
15 marketing. And the words that we choose to try to get
16 this site visible, you know, like are we pushing
17 Wailuku, Maui, or are we pushing the Maui Redevelopment
18 Agency, or are they the same?

19 So, when you were talking, it was like,
20 yeah, and these are questions that normally I wouldn't
21 have to ask. Someone hires me and tells me, you know,
22 here is what we want to push. Do this. So, these are
23 important questions, for me at least, if -- you know, if
24 I were to be involved in this moving forward.

25 There is some clarity needed on like what's

1 our goal, or what's your goal? You know, tell me your
2 goal, and I can accomplish it better.

3 BOARD MEMBER BASINGER: Could you repeat for
4 us, Wayne, what task item number this is in our MRA
5 plan?

6 MR. STEEL: MD-6.

7 BOARD MEMBER BASINGER: MD-6.

8 MR. STEEL: Yeah, I believe it was on
9 page --

10 DEPUTY CORPORATION COUNSEL: Twenty-six.

11 BOARD MEMBER BASINGER: Okay.

12 MR. STEEL: Page 42 -- I'm sorry.

13 DEPUTY CORPORATION COUNSEL: Page 40.

14 MR. STEEL: Page 40, develop Wailuku Town
15 activities and business opportunities website which is
16 not an MRA -- just for clarification, the MRA can post
17 on its section of the County website whatever it wants,
18 essentially.

19 I have administrative rights to put content
20 on the County's website under the Maui Redevelopment
21 Agency. If we want to put updates on there, or
22 programs, or mission statements, or whatever, that's
23 available to us. This has always been conceived as a
24 business-related website. And that's -- that's kind of
25 why I am mixing a little apples and oranges here.

1 BOARD MEMBER BASINGER: In our discussions
2 with the funding source, which started many years ago,
3 because this task MD-6 has been sitting there for many
4 years without being accomplished -- in our initial
5 discussions with the funding source, the County of Maui,
6 through the MRA, it was always presented to the
7 community from the County that this was meant to market
8 Wailuku.

9 MS. PERREIRA: That's right.

10 BOARD MEMBER BASINGER: Living in Wailuku,
11 working in Wailuku, bringing your business to Wailuku,
12 what is special about Wailuku. And the natural
13 connection is that the overall task of the MRA is the
14 redevelopment of Wailuku.

15 I don't have a problem with -- at all, maybe
16 other commissioners do -- with the correctness of the
17 application here. I think we could confuse the issue to
18 death and keep talking, but -- you know.

19 I believe Lokahi Pacific would be willing to
20 take the course Corp Counsel suggests as the quickest
21 course, and I believe Mr. Steel as our manager, we
22 should actually talk about are there going to be limits
23 to what you do? And I am a hands-on Commissioner, so, I
24 believe that when you sit on a Commission, you give
25 yourself to it.

1 So, we can talk about who is going to
2 actually, you know, contact the web designer, those
3 administrative things that we would do, but I would just
4 like to get a vote here today as to whether or not this
5 is an avenue we want to check off as task accomplished.

6 BOARD MEMBER KAWAHARA: Before we proceed
7 though, you know, this thing about not owning -- MRA
8 can't own property bothers me. Your position is that we
9 can't own the website, because it's intellectual
10 property. How is this any different than MRA going out
11 and buying a computer?

12 MS. COPP: Or brochures?

13 MR. STEEL: It doesn't buy computers. It
14 doesn't buy anything. The County does.

15 BOARD MEMBER KAWAHARA: I am just using
16 that, Wayne.

17 DEPUTY CORPORATION COUNSEL: I understand
18 what you are talking about, but intellectual property is
19 a different animal from the PA system that the MRA has
20 or the projector it uses. It's a different type of
21 property.

22 BOARD MEMBER KAWAHARA: But the cost to own
23 this property, John, is really what we call de minimis.
24 It only costs \$35 a year.

25 DEPUTY CORPORATION COUNSEL: I understand

1 that, but you may not be authorized to spend that kind
2 of money in this way.

3 BOARD MEMBER KAWAHARA: Can you research
4 that and --

5 DEPUTY CORPORATION COUNSEL: What I want to
6 do is research this with the webmaster from County of
7 Maui and find out, you know, how much he pays, and it
8 may, in fact, turn out to be -- because it's a public
9 service, right? A public -- we don't have to pay.

10 BOARD MEMBER KAWAHARA: Okay. But
11 regardless of whether we pay or don't pay, we still --
12 can we own it? I mean, that's --

13 DEPUTY CORPORATION COUNSEL: That's the
14 other issue.

15 BOARD MEMBER KAWAHARA: Yeah.

16 DEPUTY CORPORATION COUNSEL: Because if we
17 already have a County website, wherein the MRA is
18 listed, then you are duplicating services here or
19 duplicating costs, and that might be a problem with
20 spending that type of money in front of Council and say,
21 hey, why did you pay for a website when we already have
22 a website? So, as a practical matter --

23 BOARD MEMBER KAWAHARA: Because the County
24 is an informational website where ours different.

25 BOARD MEMBER BASINGER: Well, and the County

1 approved our plan to develop this website to serve
2 Wailuku.

3 DEPUTY CORPORATION COUNSEL: Yeah, but if
4 you read the very fine print at the bottom of the note,
5 it says start. It doesn't say maintain and own on this
6 marketing issue.

7 BOARD MEMBER BASINGER: So, are we precluded
8 as an agency to do other types of marketing, for
9 example, brochures that can be mailed out to people who
10 have interest in Wailuku or redevelopment of Wailuku?
11 Can we do that?

12 Can we run an advertisement about our
13 function and what we do? I mean, it's kind of hard to
14 have an approved task by the County of Maui to market
15 Wailuku through the MRA and then be told that we can't
16 do it in any normal marketing way. So --

17 BOARD MEMBER KAWAHARA: Yeah.

18 MS. COPP: And from a website standpoint,
19 again, the way to get yourself visible on the internet
20 is really to be as focused as you can. So, if you want
21 Wailuku Town to really have -- we are thinking of this
22 sort of as like a -- you know, like incorporated cities
23 or towns have their website.

24 This is sort of to showcase Wailuku, because
25 it gets lost in the rest of the County of Maui. If, as

1 part of your job here, is to get Wailuku to be more
2 visible, this would be a really great way to do it. And
3 if it were to be absorbed into the County of Maui
4 website, it wouldn't get the same visibility, because we
5 wouldn't be able to focus on Wailuku. So, that's from a
6 logistical standpoint. There is a benefit to having it
7 as a separate site.

8 I don't know how much more you need me as
9 far as the discussion of like -- but I just wanted to
10 point out, on the handout that I gave you, the way that
11 I organized it was kind of just the overview of a little
12 bit of what's been done so far, our ideas -- you know,
13 depending on how you decide or if you decide you can't
14 even do this or whatever, to get the site really in good
15 shape as far as the content and, hopefully, even get
16 some professional photographers out there with pictures
17 of Wailuku that I don't think -- I don't think it's
18 pictured very well on this site at this point.

19 Some of the other little maintenance things
20 that are the base maintenance that I listed here,
21 everything down below the additional features and pages
22 were ideas for expansion. So, just to make it clear,
23 those aren't -- those wouldn't be included in the
24 original maintenance proposal.

25 And depending on who takes this project on,

1 whether it's through Lokahi or whatever, that might be
2 incorporated, if we decide -- you know, if whoever is in
3 charge of the site decides that those things are
4 important.

5 But if any of you have any questions about
6 what any of these other things mean, I guess now would
7 be the time to ask me, since I'm here now.

8 MS. PERREIRA: Can I?

9 CHAIRPERSON POELMAN: Public testimony.

10 MS. PERREIRA: Thank you.

11 MS. COPP: Who would have thought this would
12 be such a complicated --

13 MS. PERREIRA: It seems to me that if there
14 is a strict interpretation of MRA -- I do think -- let
15 me tell you, I think this is a critically important site
16 for the MRA. And perhaps it's a situation of whether
17 you are educating versus promoting.

18 MS. COPP: Yeah.

19 MS. PERREIRA: And I think if you take the
20 tact that you are educating on what you are doing, what
21 the powers of the agency is and the things that you are
22 doing, and that becomes one of the features, instead of
23 like this is a promotional endeavor, I think it should
24 be -- and I think Corp Counsel needs to maybe look at it
25 and see -- but I do think that that could come across as

1 part of your operational requirement.

2 That you keep in touch with the community,
3 that you are continually educating them on the goals and
4 objectives of the Maui Redevelopment Agency, rather than
5 this become like one, you know, advertisement vehicle.

6 I think if you do it that way, it should be
7 considered as succinctly different from the Maui County
8 website and very different from any other organization
9 or a County agency that may want to seek to promote
10 itself, because it's not a promotional vehicle. It's
11 rather an educational vehicle. And when I read some of
12 your responsibilities in this plan, I think you can --
13 you can adjust this website to make it fit what the plan
14 is saying.

15 BOARD MEMBER KAWAHARA: Mr. Chair, where are
16 we on this thing?

17 CHAIRPERSON POELMAN: Where are we on this
18 thing?

19 BOARD MEMBER BASINGER: I believe a motion
20 was made and seconded, and we are in discussion, to
21 remind you, Chair.

22 CHAIRPERSON POELMAN: Thank you. Is there
23 any other further discussion on the motion?

24 MR. STEEL: I just want to -- is Lokahi
25 prepared to house -- be the so-called owner of this

1 website, if necessary, in perpetuity? I mean, is
2 that -- because we have -- we are talking about one
3 year. I mean, the Mayor is now deciding what she wants
4 to do with the MRA and all of that.

5 I mean, it seems to me if we are going to
6 commit, I mean, we should do it with the path of least
7 resistance.

8 BOARD MEMBER BASINGER: I will have to go
9 back and ask Lokahi Pacific, but I think that they would
10 be agreeable for a year, if that's what you are talking
11 about.

12 MR. STEEL: Yeah, until the next fiscal.
13 That would be June 30th of '08.

14 BOARD MEMBER BASINGER: My understanding,
15 Wayne, was that this request is out of FY-07 dollars.

16 MR. STEEL: But the money would continue
17 through 6/30. Is that the request?

18 BOARD MEMBER BASINGER: That's what you
19 wrote on the agenda.

20 MR. STEEL: As I understand the request is
21 money to maintain for 12 months; is that correct?

22 BOARD MEMBER BASINGER: It is money to flesh
23 out what has already been created, you know, with --
24 just to make it a more inviting website and a more
25 informative website to add the MRA budget.

1 MR. STEEL: There is no timeframe on it.

2 BOARD MEMBER BASINGER: And, well, that
3 would be immediate.

4 MS. COPP: Well, and the year, and there was
5 a year of doing the newsletters and -- yeah, yeah.

6 BOARD MEMBER BASINGER: It's to flesh it out
7 first. There was a lump some that could come out of
8 FY-07 monies, and then the monthly maintenance could
9 come out of the FY-07 monies and be put on the budget
10 for FY-08.

11 MR. STEEL: Yeah, because at this point we
12 don't have an FY-08 budget.

13 BOARD MEMBER BASINGER: Correct. Thank you,
14 Jeannine.

15 MS. COPP: Yes.

16 MR. KIMURA: Mr. Chair.

17 BOARD MEMBER KAWAHARA: I call for the
18 question.

19 BOARD MEMBER BASINGER: It was your
20 question.

21 CHAIRPERSON POELMAN: No, we are going to
22 vote. All in favor of the motion, say aye.

23 (Chorus of ayes.)

24 Opposed.

25 (Silence.)

1 Motion carries.

2 BOARD MEMBER KAWAHARA: In the meantime, I
3 am hoping that Corporation Counsel will give us a legal
4 opinion as to whether MRA can own the website, which is
5 the -- in my opinion, the ideal solution to this. And
6 this would be part of our educational informational
7 website, and we would invite other nonprofits to
8 participate.

9 MR. STEEL: Could the mission -- could Alexa
10 actually vote on that? I thought I heard John say that
11 this motion could not be voted on you by, Alexa.

12 BOARD MEMBER BASINGER: Oh, do I have to --

13 DEPUTY CORPORATION COUNSEL: What was the
14 motion? For Lokahi Pacific, the grant?

15 BOARD MEMBER KAWAHARA: To maintain the
16 website.

17 CHAIRPERSON POELMAN: If she can't vote, we
18 don't have a quorum, right?

19 DEPUTY CORPORATION COUNSEL: Correct.

20 CHAIRPERSON POELMAN: So, you can't vote on
21 the motion.

22 BOARD MEMBER BASINGER: No, it was whether
23 or not to do it.

24 MS. PERREIRA: Yeah, but you still can't.

25 BOARD MEMBER BASINGER: I have to go back

1 and ask Lokahi Pacific if they are willing to continue.
2 And that being the case, then when the vote comes up
3 about Lokahi, I will recuse myself.

4 DEPUTY CORPORATION COUNSEL: That wasn't the
5 motion. The motion was something else.

6 BOARD MEMBER BASINGER: The motion was just
7 to take the -- can you repeat your motion?

8 BOARD MEMBER KAWAHARA: No, the motion was
9 to authorize \$7,000 --

10 BOARD MEMBER BASINGER: Correct.

11 BOARD MEMBER KAWAHARA: -- to maintain the
12 website developed by Lokahi Pacific, or something to
13 that effect.

14 DEPUTY CORPORATION COUNSEL: Yeah, if that's
15 the motion, then you can't vote. You have a conflict,
16 right?

17 BOARD MEMBER BASINGER: Lokahi Pacific has
18 expended all the funds that it received to do this MRA
19 project, so --

20 DEPUTY CORPORATION COUNSEL: Yeah. If the
21 motion was to grant \$7,000 to Lokahi Pacific, you can't
22 vote.

23 BOARD MEMBER BASINGER: But it's not. The
24 motion is to --

25 BOARD MEMBER KAWAHARA: No, that was my

1 motion.

2 BOARD MEMBER BASINGER: Oh.

3 BOARD MEMBER KAWAHARA: I am trying to move
4 this.

5 BOARD MEMBER BASINGER: I would like to
6 amend the motion.

7 BOARD MEMBER KAWAHARA: No, the motion --
8 the motion dies, because we can't get a quorum on this
9 thing.

10 BOARD MEMBER BASINGER: Well, how about
11 amending the motion to exclude Lokahi Pacific?

12 BOARD MEMBER KAWAHARA: Wait.

13 BOARD MEMBER BASINGER: Mana Web Design.

14 BOARD MEMBER KAWAHARA: If you can't vote,
15 we still got two votes, and that's still a quorum for
16 this meeting, right?

17 DEPUTY CORPORATION COUNSEL: No, there has
18 to be three. Because any motion or any business of the
19 agency has to be done by a quorum that it's entitled to,
20 which, in fact, is three. So, no matter what, you need
21 three votes, not the majority of the members.

22 BOARD MEMBER KAWAHARA: So, this is
23 different than what you call a meeting, and 50 percent
24 of the owners turn out, and the majority of those can
25 vote.

1 DEPUTY CORPORATION COUNSEL: That's correct,
2 because of what the Charter says regarding voting
3 requirements.

4 CHAIRPERSON POELMAN: So, since we didn't
5 have a quorum, then our vote on the motion was illegal,
6 so it's moot.

7 DEPUTY CORPORATION COUNSEL: Moot. It dies,
8 or it still remains open, because she can't vote.

9 BOARD MEMBER KAWAHARA: Well, you know, so
10 maybe --

11 DEPUTY CORPORATION COUNSEL: You can table
12 it.

13 BOARD MEMBER KAWAHARA: I think we need to
14 move. I am tired of, you know, just kind of --

15 CHAIRPERSON POELMAN: Can't you amend the
16 motion, so that it doesn't include Lokahi Pacific?

17 DEPUTY CORPORATION COUNSEL: Make a new
18 motion.

19 BOARD MEMBER KAWAHARA: No, I am going to
20 change the motion.

21 DEPUTY CORPORATION COUNSEL: Okay.

22 BOARD MEMBER KAWAHARA: I am going to say
23 that the Maui Redevelopment Agency should own -- well,
24 let me think about the motion.

25 What I am trying to say is that I want the

1 MRA to own the website. I believe we can do that, and
2 that if subsequent events turn out -- your opinion, for
3 example -- that we can't own it legally, then we look at
4 other avenues.

5 But at this point, I want to proceed with
6 MRA owning the website developed by Lokahi Pacific and
7 funding it through its marketing budget to the tune of
8 \$7,000 for the next 12 months to Mana Web Solutions.
9 That's the motion. We vote on it.

10 CHAIRPERSON POELMAN: Need a second.

11 BOARD MEMBER BASINGER: Second.

12 CHAIRPERSON POELMAN: And Alexa wouldn't
13 need to recuse herself.

14 DEPUTY CORPORATION COUNSEL: No, because
15 that's a different issue now.

16 CHAIRPERSON POELMAN: Okay. Any discussion
17 on the motion? Vote on the motion. All in favor.

18 (Chorus of ayes.)

19 The motion carries.

20 MS. PERREIRA: Hooray.

21 CHAIRPERSON POELMAN: Looking at the agenda,
22 what do we have as a time limit?

23 MR. STEEL: We can go as long as you want.
24 When do you have to be out of here, Kathy?

25 THE REPORTER: I have to pick someone up at

1 the airport at 5:30.

2 CHAIRPERSON POELMAN: Oh, we won't go that
3 long.

4 We will go back to the item we were on then
5 on the creation of a resolution and vote -- is that
6 where we were? Back to F, creation of a resolution and
7 vote to adopt a resolution concerning the MRA fiscal
8 year '08 budget submission.

9 BOARD MEMBER KAWAHARA: I made a motion that
10 we adopt it, and it was seconded, I guess, when we got
11 off the track here.

12 CHAIRPERSON POELMAN: Yeah, it was tabled,
13 so we will take it off table.

14 BOARD MEMBER BASINGER: Are we in discussion
15 here?

16 MR. STEEL: You already did accept that
17 budget. When I first proposed it, the MRA came out and
18 said, yes, we adopt this budget. That's why I submitted
19 it to the Mayor -- I mean to the Budget Director. So
20 that motion -- I mean, that's already been done.

21 What I think we are now looking at is are we
22 going to create a resolution to send somebody to Council
23 to restimulate this submission and our desire to have
24 those things included? And that's really what I think
25 this was about. Because now we know that some of those

1 things were not included, so the resolution maybe should
2 be talking about restoring those items that we have
3 already adopted or some of those items.

4 CHAIRPERSON POELMAN: Yeah, as I recall the
5 motion, it was to still resolve that we still support
6 the original budget, and so that we could go to Council
7 saying that's what we support, notwithstanding that the
8 Mayor took out a lot of our requests from our budget.

9 BOARD MEMBER KAWAHARA: Politically speaking
10 though, I mean, how -- what position would the MRA be in
11 if we petitioned the Council to approve this budget when
12 the Mayor's not in favor of it?

13 I mean, that's got to be -- that's why I
14 think the next meeting with the Mayor, you should take
15 one or two Commissioners with you and see if the Mayor
16 has a problem with us presenting our original budget to
17 the Council. Because if she does, then I wouldn't
18 present it to the Council.

19 MR. STEEL: That's already been confirmed.
20 She does have a problem with it.

21 CHAIRPERSON POELMAN: Yeah, I understand
22 from speaking with Wayne, who was in attendance when the
23 Mayor testified to the Council, was that her -- that she
24 was concerned that the money we were going to use for
25 the parking structure was so vague, that it wasn't clear

1 what that money was going to go for, and she didn't want
2 to support a budget that wasn't more explicit. Is that
3 correct?

4 MR. STEEL: She wanted a plan attached to
5 the money.

6 BOARD MEMBER KAWAHARA: We have a plan.

7 BOARD MEMBER BASINGER: We didn't attach it.

8 BOARD MEMBER KAWAHARA: Well, when is the
9 next meeting with the Mayor?

10 MR. STEEL: May 15th, and it's way beyond
11 the time we would need to get any kind of additional
12 money. This week is critical, this coming week.

13 BOARD MEMBER KAWAHARA: Well, my personal
14 opinion is we should not petition the Council if --
15 without consulting with the administration.

16 BOARD MEMBER BASINGER: I agree with that,
17 and my only suggestion during discussion was that
18 perhaps now that we have a clearer idea of what the
19 Mayor would or would not support, that we adjust our --
20 the budget that she has upward to provide the vision
21 that she specifically seemed to ask for.

22 And we don't have much time to do that if --
23 you know, if we want to get it in this fiscal year. And
24 perhaps that's \$200,000. And I would also suggest that
25 part of what we would budget for would be to examine

1 Bend, Oregon's delightful parking structure and
2 mixed-use concept.

3 BOARD MEMBER KAWAHARA: I agree. I think,
4 Wayne, perhaps we can do some research and find out what
5 the Mayor is referring to, I mean, this mysterious
6 multi-use parking facility.

7 BOARD MEMBER BASINGER: In addition, under
8 that vision -- money to do this vision, we could clearly
9 attach every single proposal for the parking structure,
10 including those that were presented to the public
11 through the Office of Economic Development.

12 And I know that the Mayor and several
13 Council people attended those presentations, those
14 public presentations, and were quite surprised that the
15 MRA never came back and said anything about all these
16 various ideas.

17 So, when they say we haven't come forward
18 with a plan but we are asking for money, I get it. So,
19 let's come forward with that vision. And we can include
20 all the parking structure ideas that professionals have
21 spent time on doing. We can let them know which ones
22 were approved, not approved, which ones we might want to
23 revisit. And we would need a planner, so we would need
24 to hire a consultant with this money.

25 MR. STEEL: One of the things at our last

1 meeting that I talked with the Mayor about, I said I'm
2 still in favor of us -- because we have so many plans --
3 of sitting down with the stakeholders, and putting the
4 plans out on the table, and discussing what parts, if we
5 want, are good, what parts no, what needs to be fleshed
6 out.

7 And she says, no, we are going to wait
8 through this year. And I think -- I think it was an
9 issue about the MRA necessary -- being able to implement
10 this more so than -- I mean, she is in favor of it, but
11 she's not in favor of putting in the time right now to
12 do it, and that's what keeps coming up.

13 In theory -- I mean, she also said she was
14 in favor of the Agora proposal, as you may remember.
15 She said she liked that. So, she likes a number of
16 different things. But she is not ready to put the time
17 in right now on the project. And I think that when the
18 time comes, the money will be there for it to occur,
19 because she will -- she will go -- she will, you know,
20 support it.

21 CHAIRPERSON POELMAN: I mean, second
22 guessing it, and I want to address -- say it that way,
23 because it could just be second guessing. But based on
24 what Wayne is saying, it could be that the Mayor wants
25 to get on board. She just doesn't have the time right

1 now to figure out what she wants to get on board with,
2 because she has, you know, her first year
3 administration, doing all those organizational things.

4 One way to kind of keep the gate from
5 opening too quickly was to limit the budget this year,
6 buy a little time, and then be willing to throw it in
7 next year's, after she's had the chance to look at it
8 this year.

9 BOARD MEMBER BASINGER: Yeah, I understand
10 that as being what it appears, but she also said
11 something specific to you, did she not, in your report,
12 Wayne, about she wanted to see a vision from this
13 agency?

14 MR. STEEL: Yes.

15 BOARD MEMBER BASINGER: And so my
16 suggestion --

17 MR. STEEL: Not just about --

18 BOARD MEMBER BASINGER: -- again was that we
19 increase or -- we increase the 239,000, if that's what
20 the budget has come down to, by an amount that would
21 allow us to create a solid, well-researched vision
22 document, that could have one area that talks about this
23 municipal parking lot and, you know, all of the energy
24 that's gone into that. But then, you know, give our
25 broader vision of are we just single-mindedly, you know,

1 on the parking -- municipal parking lot, or can we come
2 up with some other great things that this agency can do
3 as part of its mission.

4 CHAIRPERSON POELMAN: And as far as the
5 budget amount, what are you seeing we need to budget for
6 to create a vision to have someone basically --

7 BOARD MEMBER BASINGER: We would need to
8 hire -- I believe we would need to hire a consultant
9 that has some good town planning background, who
10 understands our small town, and compile things that have
11 already been done that still speak to the agency.

12 COMMISSIONER KAWAHARA: Alexa, we have --

13 MS. PERREIRA: You have tons of studies,
14 tons of studies.

15 BOARD MEMBER KAWAHARA: You have a mission
16 statement for the MRA, you know, that was adopted
17 sometime this last year. And it covers all these things
18 you said. Covers specifically the municipal parking
19 structure.

20 It's this -- it's this thing that Wayne
21 developed that covers two pages and talks about the
22 vision, the mission of Maui Redevelopment Agency.

23 BOARD MEMBER BASINGER: That's good, so what
24 did she mean by she wants to see our vision fleshed out?

25 MR. STEEL: She wants a vision for all of

1 Wailuku. The parking structure is one small -- not
2 small, but it's a component. She wants to -- she's
3 trying to look at what do we want to do with Wailuku,
4 and overall, not with respect to the --

5 MS. PERREIRA: Not only the MRA.

6 MR. STEEL: -- limitations of HRS 53 and the
7 limitations of the Wailuku Redevelopment Plan. That's
8 what she wants.

9 BOARD MEMBER KAWAHARA: How does she expect
10 us to do that without funding?

11 BOARD MEMBER BASINGER: That's why we need
12 more funding.

13 MR. STEEL: Well, yeah. So, that's
14 something that -- I don't know how much money we need
15 for that, but we can certainly come up, with the
16 experience in the room, a lot of it. I think that a lot
17 of it is already in the Wailuku Redevelopment Plan. I
18 mean, there is --

19 MS. PERREIRA: Uh-huh, that's right.

20 MR. STEEL: I think we could do a big -- a
21 nice contribution in that direction. I don't know that
22 we need a consultant for it. We need to put in time.

23 BOARD MEMBER BASINGER: Well, we do need --
24 you know, when someone says to me I'd like to see what
25 is the vision of this plan, that means make it colorful

1 for me, give me visuals, let me see what you are talking
2 about.

3 You know, when the big rich developers do
4 that, they spend money on color, on graphics, on video,
5 and so that's what I'm thinking. We would need someone
6 to take what our vision is, what it's been approved by
7 the Council and everyone loves, and make it pop.

8 BOARD MEMBER KAWAHARA: Good. Put it on our
9 website.

10 BOARD MEMBER BASINGER: You got it. Keep it
11 on our website, but I would put in a dollar amount to
12 make our vision understood, and make it graphic. You
13 know, a picture says a thousand words.

14 So, that would be my proposal, to add back
15 in a number that we decide would do that, and line item
16 it exactly what she asked for, you know, a full vision
17 of what's written.

18 BOARD MEMBER KAWAHARA: Yeah, I believe that
19 the -- what she's asking for is already in writing.

20 BOARD MEMBER BASINGER: Yeah, I do, too.

21 BOARD MEMBER KAWAHARA: So, all we got to do
22 is graphically --

23 BOARD MEMBER BASINGER: Yes.

24 BOARD MEMBER KAWAHARA: -- portray what has
25 already been developed --

1 MS. PERREIRA: That's right.

2 BOARD MEMBER KAWAHARA: -- so that it has
3 more visual impact. That's going to require a graphics
4 designer.

5 BOARD MEMBER BASINGER: A videographer,
6 whatever, yeah.

7 BOARD MEMBER KAWAHARA: So, that's not
8 cheap. I know you are looking at like at least 50 grand
9 or something.

10 MR. STEEL: Maybe just an outline form,
11 that's how simple a manager director would say. Hey,
12 just put it in outline form. I can do that.

13 BOARD MEMBER KAWAHARA: We already have
14 that. It's already in writing. We have the books on
15 it.

16 MR. STEEL: Well, there's so much more
17 than -- I mean, a lot of this is based upon 1991, 1973
18 vision.

19 MS. PERREIRA: No, not '73.

20 MR. STEEL: There could be a much broader
21 vision and different activities. I mean, owning a
22 website is something we are precluded from doing or
23 likely precluded. That could be part of the vision. I
24 mean, you could develop a lot of the different things
25 now that --

1 BOARD MEMBER BASINGER: I think it should be
2 part of the vision.

3 MR. STEEL: -- we could not do earlier when
4 these things were developed. So, that's what I'm
5 talking about in terms of a vision, not just trying to
6 take this and make it, you know, into something more
7 visual, but beyond that. So, that's what she's asking
8 for.

9 BOARD MEMBER BASINGER: Well, the first idea
10 would be to take that -- and I think the last report was
11 done in 2000 -- and bringing it up to date. Wailuku has
12 changed since 2000.

13 And that might -- we would need a consultant
14 to do that to bring the existing plan up to date, fine
15 tune it, is it what we want to go forward with, make it
16 visual, put our website as part of how we are going to
17 communicate that new vision.

18 But I think that it would be wise of us, as
19 an agency, to listen to the comments that have publicly
20 been made by our administration. And we need to show
21 them something, and we have a lot to show. So, we
22 should have in our budget the money to show it, to show
23 it in a real way and bring it up to date.

24 BOARD MEMBER KAWAHARA: Well, you know, I
25 don't want to keep harping back to the fact, but I think

1 I am going to read very fast into the record the mission
2 of the Maui Redevelopment Agency as adopted by the
3 Commissioners. This was done on October 20th, '06.

4 The Maui Redevelopment Agency provides
5 advocacy, regulatory control, and focus for community
6 and government resources to implement revitalization
7 processes and activities within the Wailuku
8 redevelopment area as designated by the Wailuku
9 Redevelopment Plan.

10 Goals and objectives: Number I, to
11 implement the selected Wailuku redevelopment plan
12 projects, one to ten years. Objectives are to redevelop
13 the municipal parking structure, beautify Wailuku Town
14 streets of Vineyard, Central, Church and Main -- and
15 Main Street, upgrade infrastructure, create a visitor
16 center.

17 Activities, get agreement on project
18 ownership, get agreement on project design, create a
19 financing plan, obtain financing for master plan, hire
20 consulting for concept. Design a rough estimate of
21 costs, environmental impact statement, oversee
22 construction, contract implementation. Provide
23 regulatory control over proposed development of Wailuku
24 redevelopment area properties. Objectives, facilitate
25 permitting of use and design variances. Activities,

1 review, process, prepare reports and render decisions on
2 all MRA applications in a timely fashion in conjunction
3 with the Department of Planning.

4 Additional activities not specifically
5 mentioned in the plan but may be desirable adjuncts to
6 its mission.

7 Roman Numeral III, to support the Wailuku
8 Redevelopment area business sector. Objectives, to
9 eliminate property vacancies, educate the prospective
10 investors, residents about Wailuku opportunities,
11 encourage the growth of Wailuku visitor count, encourage
12 growth of local customer base.

13 Activities, provide information on property
14 taxation, educational brochure of frequently asked
15 questions addressing MRA/County processes and
16 procedures, provide list of resources and existing
17 businesses, provide lists of low-cost loans for
18 prospective borrowers and brochure of implementation of
19 tax abatement ordinance. Provide education to local
20 architects, contractors about functions of MRA. Make
21 informational/educational materials available on the
22 web.

23 Roman Numeral IV, implement collection of
24 fees for application review and processing, document
25 sales objectives, provide increased support for

1 operations. Activities, set up revolving non-lapsing
2 fund pursuant to HRS 53-15. Determine and collect
3 appropriate application processing fees. Determine and
4 collect fees associated with other County activity.

5 This is the vision. This is it.

6 MS. PERREIRA: That's right.

7 BOARD MEMBER KAWAHARA: Why would we go out
8 and redo this thing?

9 BOARD MEMBER BASINGER: That's the -- that's
10 the biggest mission statement I've ever heard. It's
11 more like a scope of work. Most mission statements are
12 simple, but -- yeah, we have a great scope of work.

13 BOARD MEMBER KAWAHARA: That's right. But
14 this is what we are charged to do. This is what we as
15 Commissioners agreed to do as Commissioners.

16 How we go about it is we need the framework.
17 We need to do this, not just talk about it and find out
18 how -- why we can't do it. Let's do it.

19 So, to me, I think funding for the parking
20 structure is kind of a dead issue for this year. I
21 think now we have a whole year to go about getting
22 Commissioners directly involved, with the Manager, to
23 see the Mayor on a monthly basis, to talk to the
24 Commissioners -- I mean, the Council members, on a
25 monthly basis if necessary. Start pushing this to get

1 this in the budget. It's too late. We don't have
2 enough time this year.

3 BOARD MEMBER BASINGER: I agree.

4 BOARD MEMBER KAWAHARA: So, I think that
5 that's what we should do, is focus on what our
6 priorities are, the infrastructure, the municipal
7 parking, the park, visitor center, whatever it takes.
8 And working in conjunction, not in isolation, but with
9 input in the WMSA, Lokahi Pacific, all of the nonprofit
10 stakeholders in Wailuku as well as the businesses.

11 So, this is what I foresee is that the
12 homework is now trying to get support from the
13 administration and the County Council to buy into our
14 mission statement, however that takes.

15 To me, it's one on one all the time. Not
16 just one meeting, constantly. And this is where the
17 Commissioners have to devote their time. I am willing
18 to put my time in.

19 BOARD MEMBER BASINGER: Me, too. I agree
20 with that, except I don't want to hear again but what
21 are you saying? You know, well, what is this list you
22 just read? What does that look like?

23 BOARD MEMBER KAWAHARA: But Wayne has, on
24 that list -- you know, we have that list of
25 accomplishments, I mean, the open items.

1 BOARD MEMBER BASINGER: I understand, yeah.

2 BOARD MEMBER KAWAHARA: So, that's what the
3 road map is, these items. This is the mission
4 statement. This is the road map.

5 Now we have got to go in and convince
6 administration and the Council -- because all this takes
7 money -- to buy into what we agree is our mission.

8 That's how I -- that's how I look at it.
9 It's a management plan that we need to do. I don't want
10 to go to meetings and keep talking about this stuff.
11 This parking structure has been talked about since
12 Hannibal Tavares's time, and nothing has happened. We
13 are right back to square one again.

14 So, I feel that we should look at PC-1 as
15 the parking structure, and that vacant lot between
16 Vineyard Street and Pili Street, which is owned by the
17 County, make that government offices. That's a multiuse
18 parking structure.

19 MS. PERREIRA: That's right.

20 BOARD MEMBER KAWAHARA: That's like
21 20,000 square feet, give or take.

22 MS. PERREIRA: 20,000.

23 BOARD MEMBER KAWAHARA: You can put up a
24 three-story office building there for government
25 purposes. So, that would -- that way we don't destroy

1 all the work that went into developing the Watry
2 designs, and Chris Hart and Associates, all that money
3 that went into this thing all for nothing. If we are
4 going to start the design from scratch, I mean, to me
5 it's --

6 BOARD MEMBER BASINGER: Am I correct in that
7 the MRA was never able to get the Council to approve any
8 of the plans or the administration? Is that a correct
9 statement?

10 BOARD MEMBER KAWAHARA: I think there wasn't
11 a concerted effort. I don't think we had a full-time --
12 we didn't have a full-time director. It was all done
13 through the Planning Commission, and we were just low
14 item on the totem pole is my feeling, that nobody was
15 personally involved in doing it.

16 Now we have paid staff, and now we have a
17 mission statement. We have a list of the projects that
18 we want to accomplish. I think now we got to get
19 everybody to buy into that, and if we do that, we have
20 done our job.

21 BOARD MEMBER BASINGER: So, one of the
22 hurdles we have to overcome is a perceived lack of doing
23 anything for a long time along this line, and to
24 bring -- bring what we want to do up to date and
25 current, and then go and show our plans in an updated

1 version.

2 BOARD MEMBER KAWAHARA: I want to see this
3 on the website.

4 BOARD MEMBER BASINGER: Yeah.

5 BOARD MEMBER KAWAHARA: Checked off as we do
6 it.

7 BOARD MEMBER BASINGER: Absolutely. Our
8 accomplishments should be known, and it should be known
9 in a nice presentation. But I -- I still think we need
10 to take these old documents -- and they are old
11 documents and old lists. And even though we have
12 checked off some of them and haven't gotten to some of
13 them, some of them have become outdated. These tasks
14 are no longer relevant.

15 So, I think that we need to spend, not a
16 long time, but some effort to show the people, when we
17 go to Council and we go to the Mayor, that it's not just
18 the same old thing they already saw in 1999, and 2000,
19 and 2001, 2002.

20 Let's show that we now, with our funding and
21 our semi-autonomy, can take the vision and bring it up
22 to date and get some support. And that's what I think,
23 when I watched her testimony, she meant. Let's see
24 something other than the same old regurgitated documents
25 over and over again. And there's nothing wrong with,

1 you know, put a new dress on an old --

2 BOARD MEMBER KAWAHARA: Old.

3 MS. PERREIRA: That's not what she said.

4 BOARD MEMBER BASINGER: So, I would again
5 suggest that we add to the budget right away money to
6 do -- to update the MRA's vision for Wailuku which would
7 include the history.

8 BOARD MEMBER KAWAHARA: I don't have a
9 problem with that.

10 BOARD MEMBER BASINGER: Yeah, and at least
11 it kind of shows our effort to have some forward
12 movement with some new ideas.

13 MR. STEEL: So, you'd like to see a
14 resolution adding a specific amount of money to
15 accomplish a written vision that updates what's
16 already developed?

17 BOARD MEMBER BASINGER: Well, you know, in
18 the course of the life that I live outside of this room,
19 I would just, you know, write a letter, and I would make
20 a little report, and I'd go visit all the Council
21 members, and I'd go see the Mayor.

22 But, however it needs to be done in the
23 quickest time, so that we can get in before their final
24 budget deliberation is done, which is going to be soon.
25 That's what I would suggestion.

1 BOARD MEMBER KAWAHARA: Pick a number,
2 Alexa.

3 BOARD MEMBER BASINGER: Well, how long would
4 it take you, Wayne, to write --

5 MR. STEEL: To do what?

6 BOARD MEMBER BASINGER: Write a letter of
7 this type.

8 BOARD MEMBER KAWAHARA: No, but in terms of
9 funding, what are you requesting?

10 BOARD MEMBER BASINGER: I'm saying 200,000
11 just because I think it was taken out, and let's put it
12 back in. But I think we can justify expending --

13 MR. STEEL: If I'm hearing you right --
14 well, like I have already said, this coming week's
15 critical. So, if the MRA is going to request something
16 in its budget, it should be done this week.

17 BOARD MEMBER BASINGER: Okay.

18 MR. STEEL: And that's why this item is here
19 is to create a resolution, and the resolution could say
20 the MRA hereby resolves to authorize one of its members
21 to present to Council its request for \$200,000 or
22 whatever --

23 BOARD MEMBER BASINGER: For the cause.

24 MR. STEEL: -- for the purpose of upgrading
25 its vision or creating a vision for Wailuku.

1 BOARD MEMBER BASINGER: Yes.

2 MR. STEEL: That's the sort of resolution
3 that I was talking about when I made this item. So that
4 we could actually create it in house right now,
5 substantially what it would appear like, and authorize
6 someone to present it before Council.

7 BOARD MEMBER KAWAHARA: A member. Are you
8 going to write it, Wayne?

9 MR. STEEL: I am sorry?

10 BOARD MEMBER KAWAHARA: Are you going to
11 write?

12 MR. STEEL: Well, I have just said it. One
13 of you guys has to actually voice it, and then it has to
14 be a resolution. You got to vote on it, that that's
15 what you want presented, then you got to determine who
16 is going to do it, who is going to present it, as I
17 understand, under Sunshine Law.

18 BOARD MEMBER BASINGER: I move that what you
19 just said be done. I move that the resolution as just
20 stated by our manager, Wayne Steel, be approved.

21 BOARD MEMBER KAWAHARA: I will second
22 whatever.

23 CHAIRPERSON POELMAN: And just so I'm not
24 lost. On the prior motion then, we had un-tabled that,
25 but we will table that again so that we can proceed with

1 this motion?

2 BOARD MEMBER KAWAHARA: Well, actually --

3 BOARD MEMBER BASINGER: This was discussion
4 actually.

5 MR. STEEL: Yeah, your amendment is still --

6 BOARD MEMBER KAWAHARA: I forgot what I said
7 now, but regardless.

8 BOARD MEMBER BASINGER: The same budget.

9 BOARD MEMBER KAWAHARA: Yes, to table that
10 original motion.

11 CHAIRPERSON POELMAN: Or withdraw your
12 motion.

13 BOARD MEMBER KAWAHARA: What am I seconding?
14 I am not quite clear at this point.

15 BOARD MEMBER BASINGER: That this body is
16 going to return to Council and request a line item
17 budget amount from Council in this budget for \$200,000
18 to update our -- I don't want to --

19 BOARD MEMBER KAWAHARA: To create a broader
20 vision.

21 BOARD MEMBER BASINGER: To create an updated
22 vision to present to the County, and that we would spend
23 those monies on consultants and preparing the updated
24 vision document and presentation which might also be
25 visual.

1 CHAIRPERSON POELMAN: That's including the
2 municipal parking lot and other matters or --

3 BOARD MEMBER BASINGER: It would include
4 everything that is part of our -- part of our charge and
5 always has been, but just bring it up to date and put it
6 in a 2008 context. So, yes, there would be a component
7 of it that would be -- even if it's just a historical
8 compilation of the plans for the parking garage, I would
9 want to put together a report that made them really
10 visual.

11 CHAIRPERSON POELMAN: Is there a second on
12 the motion?

13 BOARD MEMBER KAWAHARA: Second.

14 CHAIRPERSON POELMAN: Public testimony on
15 the motion?

16 MS. PERREIRA: Jocelyn Perreira, Wailuku
17 Main Street Association. I feel for you, because I do
18 think you need to have more money in the budget.
19 However, I will say the compilation they can get for
20 free in most instances. There's so much work that has
21 already been compiled and accumulated by professionals.

22 Bear in mind that only \$50,000 was assigned
23 to Chris Hart and Partners for the development of three
24 options of plans. Furthermore, you are going to have to
25 reconcile yourself to the question that the Council is

1 undoubtedly going to ask you, because your former
2 commissioner said that there was an appropriation of
3 \$200,000 of which hasn't been spent for just the few
4 blocks in Wailuku.

5 So, I would say again -- and if you want to
6 ask for more than money, because I can understand
7 there's always a need to go back and monitor and adjust
8 and update and all of that, because I understand all of
9 that, but I deal with consultants, too. And we do seven
10 towns for \$235,000.

11 Because of the previous statement about
12 \$200,000 in the last appropriation of which hasn't even
13 been able to be spent and because you have a mission
14 that you spent a lot of time, Commissioner Kawahara, a
15 mission, a road map, and so on and so forth, I can see
16 you wanting to articulate that. I do understand your
17 frustration not having that in a more visual reach out
18 and grab you.

19 But I do think that a conservative approach
20 for this year, because what the Mayor said -- she didn't
21 say that she wanted to have just a vision for the MRA
22 area. That's not what she said. She said what she
23 wanted to do was take a look at the broader Wailuku, and
24 have a vision of the broader Wailuku and how it ties in
25 with the MRA, if and how, and what degree. So, it was a

1 look at -- a reexamination of the total how you fit this
2 together.

3 I'm not exactly sure that's the MRA's
4 responsibility to develop that. I don't think that's
5 what she had in mind, and that's why I think she was
6 asking for time, so that once she had developed that
7 broad-based vision of the greater Wailuku, that included
8 the MRA and MRA included in the discussions, then she
9 could come out with some really exciting things.

10 And I guess what we're looking for is we are
11 going to build the municipal parking structure next
12 year, and the monies that you need for design and then
13 to construct will be there.

14 So, I just want to ask for some caution and
15 to be conservative. If you want to ask for some monies
16 to update your vision of the agency and whatnot, so you
17 can decide how and how you are going to transition and
18 all of that, I have -- you know, I'm sure we have no
19 problem with that.

20 But if you are going to ask to articulate, I
21 just would say be prepared to have to give a lot more
22 detail than I think Wayne can put in a resolution. And
23 thank you for your efforts. The discussion was very
24 good.

25 BOARD MEMBER KAWAHARA: Jocelyn.

1 MS. PERREIRA: Yes.

2 BOARD MEMBER KAWAHARA: In your opinion,
3 what is a conservative number?

4 MS. PERREIRA: Again, if you base the fact
5 that \$50,000 was allotted when they -- when they decided
6 what they were going to do with the Iao Theater, okay,
7 and they got a master plan for what they were going to
8 do was \$50,000, and \$50,000 was for the municipal
9 parking structure, to develop a municipal vision and
10 three conceptual plans that involved everything from
11 engineers, and planners, and you name it.

12 I would say that I think it's reasonable to
13 ask for at least \$50,000, so you can update or develop a
14 comprehensive vision for the agency, so the agency can
15 put its road plan, it's management plan, what now are
16 the action steps that go with the road map and the
17 action plan.

18 I think that's entirely reasonable, so that
19 you know what your steps are, so you prevent somebody
20 from telling you what kind of steps you are going to be
21 taking. Instead, you are kind of driving the car, and
22 you are saying in order to accomplish this objective, we
23 are going to do these following things, and I think that
24 would be reasonable.

25 BOARD MEMBER KAWAHARA: 50,000.

1 BOARD MEMBER BASINGER: I would suggest that
2 at the time Chris Hart and Partners did that contract
3 until today, that that cost has gone up substantially.

4 MS. PERREIRA: Yeah.

5 BOARD MEMBER BASINGER: And we don't want to
6 do anything of that sort.

7 MS. PERREIRA: But we are not doing a
8 parking structure.

9 BOARD MEMBER BASINGER: I am still stuck on
10 200,000, but I think a reasonable number should allow us
11 to accomplish what we here agree to accomplish, and that
12 is to update, and to present everything that -- on our
13 scope of work, in an easy-to-understand, comprehensive
14 way.

15 They may not think it's necessary, and they
16 will say, no, we don't want that. So, we could also, on
17 the other hand, just go along and say no, we are just
18 going to stick with what we already did, or we could do
19 nothing. So, it's just an idea.

20 Talking about what your meeting with the
21 Mayor was and seeing myself what statements were made by
22 Council and Mayor, I think it's imperative that we show
23 something, even if we do it with way less, because we
24 don't want to have a bad reputation or a reputation of
25 never doing anything new, just rehashing the same old

1 same old same old.

2 And I think that was -- when it's stated by
3 a former commissioner, that's strong. And you know, we
4 have to -- we have to say, no, that's not the true image
5 of this agency and the new move that it has now, that it
6 has staff, all the things Ron said. You know, it's
7 different today. So, let's show them that it's
8 different. Now they may not want to fund this.

9 MR. STEEL: One of the hard parts of this is
10 thinking about the MRA with any kind of expanded vision,
11 is because even some of the vision that we have is not
12 possible or is outdated by virtue of the limitations of
13 the statute and the plan.

14 And what the Mayor, again, seemed to stress
15 is we don't really want to hear what the MRA is going to
16 do. We want to create the big picture, much like
17 Jocelyn was saying.

18 MS. PERREIRA: That's right. That's right.

19 MR. STEEL: For us to ask for money so the
20 MRA can redefine our image I think is a -- not a
21 particularly strategic way to go about doing anything
22 with respect to Wailuku. She's looking at, okay, you
23 have -- MRA is just one piece, and it has its
24 limitations. Okay. What does it do best?

25 Well, my perspective is it regulates best is

1 what it does. It provides for code enforcement to make
2 sure that Wailuku stays Wailuku. It doesn't do
3 marketing well. It doesn't do a lot of things.

4 And for us to say we want to plan for
5 ourselves to do these things I think is not where
6 she's -- what she's asking for. She's asking for, okay,
7 what's the best way to use MRA. What's the best way to
8 use other nonprofits to create a big picture going
9 forward.

10 And that's really where it's at, and so I
11 think it's a mistake to ask for money for the MRA to
12 redefine its vision of itself. That's not the
13 direction.

14 BOARD MEMBER BASINGER: Well, if her quest
15 is to see how every part fits together, the MRA is a
16 part, and I think we should say what we think our part
17 is and what we believe we can do best in that overall
18 vision. It's her job to create the overall vision.

19 MR. STEEL: I don't think we need money for
20 that.

21 BOARD MEMBER BASINGER: It's our job to say
22 what our part is. I think, you know, any solid company,
23 whether it's nonprofit or not, reviews its strategic
24 plan regularly. And it's something we now have a
25 capability of doing with staff. I mean, I just think

1 showing some effort. But I'm new, so --

2 BOARD MEMBER KAWAHARA: Well, I don't agree
3 with Wayne that what we do best or what is implied is
4 that we simply regulate. I don't believe that that's --
5 that's a minor function of this MRA.

6 Our function is to develop or redevelop
7 Wailuku Town. That is our mission. Our mission
8 statement says that. And if we are going to limit
9 ourselves to just approving variances or designs, that's
10 not what I'm interested in doing. That's not where I
11 see this agency going. I see us actually redeveloping
12 the town.

13 The problem is you can't develop because
14 this parking assessment thing is so up in the air.
15 Nobody wants to commit to a number. Nobody wants to
16 develop, because we don't -- you cannot have your
17 parking assessment be 25 percent of your development
18 costs. That's ridiculous. It's not going to happen.
19 That's why redevelopment or development is stalled in
20 Wailuku Town. It comes back to the municipal parking
21 structure.

22 MS. PERREIRA: That's right.

23 BOARD MEMBER KAWAHARA: So, having said that
24 again, I want to -- I believe that we just need to take
25 action. Not just -- we need to get -- implement our

1 mission statement. It's very clear.

2 I mean, you know, it's clear. It's long,
3 but it's clear. This is what we do. Okay. We haven't
4 been able to do it, because we have been a stepchild of
5 the Planning Commission -- Planning Department. Excuse
6 me.

7 And we are just one of thousands of projects
8 they have got. We can focus. We should focus. All
9 right? So, we have challenges. How do we go about it?
10 We have got to convince the administration to buy into
11 our mission statement. That's all we're going to do.

12 Every town -- I know the Mayor wants to have
13 this thing for all of the different towns, but Wailuku
14 is different, than Lahaina is different, than Paia is
15 different and Makawao, et cetera. Wailuku is its own
16 town.

17 We are going to develop Wailuku. We are the
18 only ones providing that vision along with -- the
19 Wailuku Main Street's been doing it for so long. I
20 think that's what we have to focus on. How do we go
21 about it? It's not just what we do. I mean, we are
22 shepherding all of the infrastructure developments. The
23 Water Department's laid in lines, you know. Our job was
24 to see that they put it on their current budget.

25 MS. PERREIRA: That's right.

1 BOARD MEMBER KAWAHARA: We went to the
2 Public Works. We got all of the things in the
3 development on their budget. Not that they are going to
4 implement it, depending on their resources. Same thing
5 for the Water Department. That's what we did, and we
6 are surprised to find that a lot of the development that
7 we thought hadn't been done has already been
8 accomplished.

9 So, we can put all of those things on the
10 website, all the things about what the water
11 development's done in laying on the new lines, all of
12 these things. It doesn't have to be that we
13 accomplished it, but we shepherded it. We made certain
14 that attention was paid to these things. That's our
15 job, develop.

16 BOARD MEMBER BASINGER: So, I guess I'm
17 hearing that we need to -- I agree with you. We need to
18 do something. And if we are going to go to the Council,
19 is it for budget or is it just to sell our scope of
20 work?

21 BOARD MEMBER KAWAHARA: I think both. I
22 think we need to have -- we continue do it with one
23 person, all of these things. We need funds. Okay?
24 However we expend those funds, whether it's consultants
25 or staff -- I guess, you know, if we are going to get

1 staff, we have got to actually say that it's for staff,
2 because it -- but I think consultants would be the way
3 to go, because then they don't have to be put on the
4 County payroll and all the other issues you have to deal
5 with.

6 But, yes, we need expert, professional help
7 in developing the plan, which we have already stated in
8 our mission. We need that. And that includes all kinds
9 of updating these redevelopment guidelines and et
10 cetera.

11 And whether 200,000 is too much or 50,000 is
12 adequate, I don't think that's the issue. I think we've
13 got to make an effort to make a pitch. We've got to be
14 known. Every time they see a Commissioner, they know it
15 represents the MRA. They know that MRA is trying to do
16 something.

17 So, that's where I see us going, you know.
18 And I think that -- I think your motion is well taken.
19 We will go in for 200. I don't have a problem with it.
20 Whether we will get it, I don't know, but they will hear
21 us. We will make our pitch. And on May 15th, you will
22 make your pitch to the administration.

23 And I think this is a -- the goal should be
24 we have got to set timetables. My feel is that before
25 the next budget session, we should have a plan, a fairly

1 concrete plan to present to the administration and to
2 the Council, so that we get -- we have consensus, and
3 we've just got to work towards that.

4 I don't -- I get bored listening to what
5 color should the building be, or what kind of facade,
6 you know. That's okay. I think that should be handled
7 by staff and just approval made or not. But I don't
8 want to micromanage that kind of thing. I see our
9 vision as developing Wailuku, and I want to see that
10 happening.

11 BOARD MEMBER BASINGER: In my reading that I
12 did as a newcomer, and HR53, redevelopment is the word,
13 not revitalization, redevelopment, actual brick and
14 mortar, and clear out vacant lots, and prepare them, so
15 that a developer will want to come in and has something
16 to work with when they do.

17 And so I would agree that maybe if we are
18 going to prioritize, for at least this year, that we
19 prioritize it in that way, because that takes us outside
20 of the municipal parking lot discussion. It starts
21 talking about the streets, and roads, and water, and
22 parcels, or substandard parcels, or buildings around it
23 that we actually can do something with.

24 I listened to all the reasons why we
25 couldn't really ever build, you know, a parking lot.

1 So, what have we been doing for all these years thinking
2 we could? So, if that still is the thought, and that
3 maybe perhaps the County is going to build it now, that
4 the time is getting riper and the economy is getting
5 better, then we should be talking about, you know, what
6 can we do -- by eminent domain, what can we do to create
7 satellite parking while a structure might be built?
8 What can we do on the street? And if we tell them, then
9 at least they know what our idea is.

10 BOARD MEMBER KAWAHARA: I think one of the
11 things we can do is it doesn't cost very much. It costs
12 25,000 to maintain the roads, the streets, the trash.

13 BOARD MEMBER BASINGER: Absolutely.

14 BOARD MEMBER KAWAHARA: But that got cut off
15 by the Mayor. What is that all about? We are not
16 making our case heard. We are not making our case
17 heard. Everybody is talking about it but not doing
18 anything about it and putting in roadblocks.

19 BOARD MEMBER BASINGER: I agree. We need to
20 do more PR.

21 MS. PERREIRA: 75,000.

22 BOARD MEMBER BASINGER: So, except for the
23 amount of 200,000, I guess my motion is still on the
24 table.

25 BOARD MEMBER KAWAHARA: Why don't you amend

1 your motion. I will second the amendment, reduce it to
2 100?

3 BOARD MEMBER BASINGER: 125.

4 BOARD MEMBER KAWAHARA: 125. Okay. So, you
5 amend your motion to 125. I will second that amendment.

6 CHAIRPERSON POELMAN: Discussion on the
7 amendment? If none, then vote on the amendment to
8 125,000. All in favor say aye.

9 (Chorus of ayes.)

10 Motion carries. Any further discussion on
11 the main motion as amended? All in favor say aye.

12 (Chorus of ayes.)

13 Motion carries.

14 BOARD MEMBER KAWAHARA: The next question,
15 who is going to go see the Council?

16 MR. STEEL: We need to pick somebody to
17 represent this to Council if you are planning on doing
18 it in this budget cycle.

19 CHAIRPERSON POELMAN: Right.

20 BOARD MEMBER BASINGER: Ron suggested
21 earlier that at all of our monthly meetings with the
22 Mayor that at least one or two other people attend in
23 some sort rotational way that suits our calendars, and I
24 suggest the same thing here. If we need to start as
25 soon as you get our presentation packet done, then we

1 can just see who's available.

2 CHAIRPERSON POELMAN: And we can have -- I
3 would -- if we could have two members testify, I think
4 that would be good.

5 BOARD MEMBER BASINGER: Yep. I would also
6 suggest that we visit one on one with the Council people
7 and also testify. Do public testimony.

8 BOARD MEMBER KAWAHARA: I agree. I mean,
9 this is -- and we should do this not just once, but
10 constantly throughout the next year building up towards
11 the budget session, so that we have a plan in place. We
12 have people knowing where we are going to be coming from
13 and have it ready.

14 BOARD MEMBER BASINGER: And especially if
15 between now and then we have got -- we have done things.
16 We have a web presence. We have -- we have done this.
17 We have done that.

18 CHAIRPERSON POELMAN: Okay. And what Wayne
19 still is telling me is as far as us presenting this to
20 the Council, the time to do it might be in the open
21 public testimony.

22 BOARD MEMBER BASINGER: That's all that's
23 left.

24 CHAIRPERSON POELMAN: That's all that's
25 left, and that would be any time from April 23rd to the

1 27th. And the way I would see it would be we could have
2 two members of the agency go with the resolution that
3 just passed, and explain and lobby it just as we
4 discussed it, and see what the Council does with it.

5 BOARD MEMBER BASINGER: When is the last day
6 of public testimony on budget?

7 MR. STEEL: Well, there is no real last day
8 except, I mean, when the Mayor -- well, what Council
9 Services told me -- Council Services told me that this
10 coming week is when the Council will be finished making
11 any amendments to the Mayor's budget. They will then
12 send that budget back to the Mayor for approval.

13 That will occur the week following this
14 coming week. So, the dates -- the week of April 23rd
15 through the 27th, public testimony may be taken or will
16 be taken at the beginning of each of their sessions.
17 And I have the schedule here.

18 So, if you show up at the beginning of the
19 session, you can sign in to testify, and then you
20 present -- they call you in order. And my suggestion is
21 and what Council Services told me was if you expect to
22 get much of a chance to get an amendment put in by the
23 Council, this coming week is when you need to do it.

24 BOARD MEMBER KAWAHARA: So, can we testify
25 more than once?

1 MR. STEEL: You could probably testify every
2 day if you wanted. There is no prohibition that I am
3 aware of.

4 BOARD MEMBER BASINGER: A different person
5 each time. And are you saying that because budget
6 hearings are going on, Council members are not meeting
7 in --

8 MR. STEEL: Council -- this is the --

9 BOARD MEMBER BASINGER: -- in their own
10 offices with people?

11 MR. STEEL: I am not saying that they are or
12 they aren't. I just know that this is what's scheduled
13 for the Budget and Finance Committee.

14 BOARD MEMBER BASINGER: For public
15 testimony. Okay.

16 MR. STEEL: Well, no, it's also when they
17 decide. All the public testimony takes place before
18 their meeting or as part of their meeting, but once
19 their meeting starts, you don't -- there is no more
20 public testimony.

21 BOARD MEMBER KAWAHARA: So, what time is
22 that? What time do they start?

23 MR. STEEL: The 23rd starts at 10:30, and
24 each of the other days of the week starts at
25 9:00 o'clock. They said you need to be there -- should

1 be there 15 minutes early, get your name on the agenda
2 to testify.

3 MR. KIMURA: Mr. Chair.

4 BOARD MEMBER BASINGER: How long will it
5 take you, Wayne, do you think to put together the --
6 it's hard for me to call it a resolution.

7 MR. STEEL: My understanding --

8 BOARD MEMBER BASINGER: Put together our
9 testimony.

10 MR. STEEL: We are requesting \$125,000 for
11 expenses related to expanding the vision of the Maui
12 Redevelopment Agency as I understand the resolution.
13 And if that's the case, it's pretty -- I don't know that
14 we need to put it in writing. That's your
15 understanding. You understand what it is. You can so
16 testify.

17 BOARD MEMBER KAWAHARA: But we need to have
18 reasons.

19 BOARD MEMBER BASINGER: Yeah, they -- we
20 can't be vague. I mean, when you testify, you have to
21 say this is what we plan to do with it specifically.
22 This is what we estimate it will cost.

23 BOARD MEMBER KAWAHARA: 50,000 for the --

24 MR. STEEL: I think we discussed the
25 specifics.

1 BOARD MEMBER KAWAHARA: 25,000 for the --

2 BOARD MEMBER BASINGER: Presentation of
3 the --

4 BOARD MEMBER KAWAHARA: Well, 25,000 for the
5 trash pickup, road cleaning, the sidewalks for Maui --
6 for Wailuku.

7 BOARD MEMBER BASINGER: Yeah.

8 BOARD MEMBER KAWAHARA: The consultant for
9 the graphical presentation, media presentation for the
10 vision for Wailuku Town, and then the balance for
11 updating the Wailuku Redevelopment Guide, something like
12 that.

13 BOARD MEMBER BASINGER: Yep, so, detailing
14 it that way, because they may ask questions.

15 BOARD MEMBER KAWAHARA: So 9:00 o'clock --

16 CHAIRPERSON POELMAN: 10:00.

17 BOARD MEMBER KAWAHARA: -- on Monday, but
18 9:00 o'clock every other day.

19 MR. STEEL: 10:30 is tomorrow's -- I mean
20 Monday's time when the Council starts. As far as
21 detailing and getting everything that has just -- I
22 would have to ask Kathy how fast she could give me in
23 writing those portions of what we just talked about,
24 distribute it to you folks, because I cannot --

25 BOARD MEMBER KAWAHARA: I am free

1 Wednesday -- I can be free Wednesday and Thursday
2 morning. I think rather than -- I mean, everybody
3 should go on a different day if possible, and just let
4 them know the MRA will now be a force to be reckoned
5 with, because we have staff, we have standing as an
6 independent agency, and this is what our vision is, our
7 mission is. I think I will read the mission statement.
8 Let them know that we are on the map now.

9 BOARD MEMBER BASINGER: If you could e-mail
10 me those -- I don't have my calendar here, so if you
11 could e-mail me those or tell me dates again.

12 MR. STEEL: I brought -- I will just give it
13 to you before you go.

14 BOARD MEMBER BASINGER: Okay. Great.

15 MR. STEEL: So, as far as the resolution
16 goes, I'm not sure if you guys are authorized to answer
17 questions that are not anticipated by this resolution,
18 or how this is supposed to go.

19 If there are detailed items in the money
20 that you want to talk about, we haven't really fleshed
21 those out. As far as Wailuku -- cleaning of the
22 sidewalks, I have a whole item on that that I will give
23 you. I don't know that that needs to be talked about.

24 BOARD MEMBER KAWAHARA: That's 25,000,
25 right?

1 MR. STEEL: That's what we are doing --
2 about to do now, yeah. But as far as that 125 goes --
3 well, it's up to you what you want to spend it on, but
4 it may be tempered with what I have to tell about the
5 sidewalks. So, I don't know. I guess I need some
6 direction from the Chair or from Corp Counsel how to go
7 about -- how to direct the members to go about
8 testifying.

9 BOARD MEMBER KAWAHARA: We will just testify
10 based on the resolution.

11 MR. STEEL: Okay.

12 BOARD MEMBER KAWAHARA: And what I just said
13 was, you know, 25,000 for the Wailuku sidewalk, trash
14 pickup, road cleaning. 50,000 for the consultant to
15 update the Wailuku Redevelopment Plan to bring it
16 current. How much did I say for the media to put --

17 BOARD MEMBER BASINGER: Another 25.

18 BOARD MEMBER KAWAHARA: 25, so that makes it
19 a hundred for the media presentation to graphically
20 present what has already been envisioned for Wailuku.
21 We got 25 left over.

22 BOARD MEMBER BASINGER: For ongoing update.

23 BOARD MEMBER KAWAHARA: Maybe instead of 50,
24 75,000 for the update of the plan.

25 BOARD MEMBER BASINGER: Okay.

1 BOARD MEMBER KAWAHARA: That brings us to
2 125.

3 BOARD MEMBER BASINGER: Should we include
4 the website --

5 BOARD MEMBER KAWAHARA: Yeah, but --

6 BOARD MEMBER BASINGER: -- in one of these
7 chunks?

8 BOARD MEMBER KAWAHARA: Yeah, 75 including
9 the website, I mean, maintaining the website
10 development.

11 BOARD MEMBER BASINGER: Or in the media
12 section, put the website as a way of distributing.

13 BOARD MEMBER KAWAHARA: Yep. So, I think --
14 you are writing it down, so --

15 BOARD MEMBER BASINGER: 25 for cleanup,
16 sidewalks, streets, et cetera, 75 for a thorough update
17 from our last reports and fleshing that out.

18 BOARD MEMBER KAWAHARA: Right.

19 BOARD MEMBER BASINGER: And 25,000 to
20 develop the presentation including media and an ongoing
21 website presence.

22 BOARD MEMBER KAWAHARA: Yeah. So, if you
23 can send that to Wayne, he can send it to all of us, so
24 that we are not talking at cross-purposes or contradict
25 each other, heaven forbid that we should do that in

1 front of the Council.

2 MS. PERREIRA: You want to amend that to
3 draft, because updating that document requires a public
4 process.

5 BOARD MEMBER KAWAHARA: That's fine, but
6 it's still going to require money.

7 MS. PERREIRA: Yeah, no doubt, but I mean
8 you don't want to say for the whole update, because it
9 would cost you more.

10 BOARD MEMBER KAWAHARA: So, if we can do
11 that, maybe coordinate our availability to Wayne, he can
12 let us know who would be available on what day, so we
13 are not both showing up.

14 BOARD MEMBER BASINGER: Yeah.

15 MR. STEEL: If you guys could get that clear
16 before you leave, that would be the best, because you
17 only have a week.

18 BOARD MEMBER BASINGER: My calendar is in my
19 car, so we can do that after.

20 MS. PERREIRA: Alexa, can you just reiterate
21 that? Because I got 25,000 maintenance.

22 CHAIRPERSON POELMAN: Wait, wait. Off the
23 record, where are we?

24 MS. PERREIRA: I just want her to repeat
25 what she wrote down.

1 CHAIRPERSON POELMAN: Okay. Alexa.

2 BOARD MEMBER BASINGER: \$25,000 for ongoing
3 Wailuku cleanup, \$75,000 to thoroughly update our scope
4 of work and our vision, and 25,000 for multimedia which
5 would include a website and the presentation of the
6 updated vision.

7 MS. PERREIRA: Okay. Thank you. That's not
8 enough money.

9 BOARD MEMBER KAWAHARA: That's 125.

10 MS. PERREIRA: Oh, that's right. Okay.
11 Thank you.

12 CHAIRPERSON POELMAN: My suggestion would be
13 that if we had two members on the same morning
14 testify -- I don't know that the County Council will be
15 impressed being hit day, after day, after day as a
16 strategy.

17 But I think if it's put at one time with
18 both members who will be testifying there on the same
19 day, and so that there's kind of continuity in the
20 testimony, because both could be there and hear what the
21 other one is saying and hear the questions, and that
22 would be my suggestion, maybe set a set date that the
23 two members go.

24 MS. PERREIRA: And you have got to go.

25 BOARD MEMBER BASINGER: I actually think

1 that this body should -- the testimony should be voiced
2 by one person representing this body and naming the
3 members of the Commission, so the Council knows who are
4 all of the people you are representing.

5 And it would be really nice if some other
6 community organization would also testify in support of
7 this, perhaps the Wailuku Community Association, perhaps
8 Lokahi Pacific, or perhaps the Wailuku Main Street.

9 MS. PERREIRA: We are already on record, and
10 I issued it out to you supporting your autonomy and your
11 full implementation of the plan. So, we are on record.

12 CHAIRPERSON POELMAN: Okay.

13 BOARD MEMBER BASINGER: Because I agree with
14 you. I think we get redundant.

15 MS. PERREIRA: But I do think everybody
16 should get a regular process where they are asking all
17 the organizations, not just you being their voice, but
18 they are actually checking, you know, because it just
19 makes it look like, you know, contrived. But you had a
20 good idea with the two of you together, and she had a
21 right idea with one voice, and one person standing up,
22 and if they have questions, the other one can -- can
23 interject.

24 CHAIRPERSON POELMAN: And I have to say as
25 far as this coming week, I am not good on my calendar at

1 all to be able to volunteer to testify.

2 BOARD MEMBER BASINGER: You mean the week of
3 the 16th?

4 DEPUTY CORPORATION COUNSEL: No.

5 CHAIRPERSON POELMAN: No.

6 BOARD MEMBER KAWAHARA: 23rd, right?

7 BOARD MEMBER BASINGER: Or the 23rd. We are
8 in the week of the 16th.

9 CHAIRPERSON POELMAN: Right.

10 BOARD MEMBER BASINGER: We are in the
11 decision-making week.

12 CHAIRPERSON POELMAN: Right, right, right.
13 Right, right, right. So, I would suggest that it be
14 Alexa Basinger to go to the Council on a set date. And
15 Alexa, I know you are a new member, but I think you know
16 absolutely what's going on.

17 MS. PERREIRA: Making the leap.

18 CHAIRPERSON POELMAN: And then we could have
19 Ron begin, and then you follow up with testimony. Okay?
20 And I would suggest that, you know, like we have an ad
21 hoc committee. I think that's allowed or whatever to go
22 and testify and do this. It would be the two of you and
23 just coordinate between the two of you the best date
24 that works for you.

25 BOARD MEMBER KAWAHARA: So, it should be --

1 so, why don't we tentatively set Wednesday
2 February 25th. Meet you there at 8:30.

3 BOARD MEMBER BASINGER: Okay. If that's not
4 okay when I look at my calendar, I will let you know.
5 Wayne, do you know what this means? This evening,
6 members' proposals to BF Chair, Budget and Finance
7 Chair, by 4:30?

8 MR. STEEL: I don't know anything about it.

9 BOARD MEMBER BASINGER: That's this
10 afternoon.

11 MS. PERREIRA: That means that the members
12 are each looking at the request, and they have to have
13 their recommendations on the requests to him by that
14 time.

15 BOARD MEMBER BASINGER: How are you on
16 Monday the 23rd, Ron?

17 BOARD MEMBER KAWAHARA: I have a Board
18 meeting at 9:00 o'clock is the problem.

19 BOARD MEMBER BASINGER: Okay. I kind of was
20 hoping maybe we could get in before, but I don't know if
21 Wayne could have -- well, we can write our own
22 testimony.

23 BOARD MEMBER KAWAHARA: 9:00, so --

24 BOARD MEMBER BASINGER: Yeah, that's -- and
25 they start taking testimony at 10:30.

1 BOARD MEMBER KAWAHARA: You know, maybe --
2 maybe I can do it. I have got to move an appointment,
3 so why don't we say Monday then.

4 BOARD MEMBER BASINGER: Okay.

5 BOARD MEMBER KAWAHARA: Monday,
6 February 23rd.

7 THE REPORTER: April.

8 BOARD MEMBER KAWAHARA: I mean, yeah,
9 April 23rd, '07. So, we should be there by 10:15 at the
10 latest.

11 BOARD MEMBER BASINGER: Yeah, to sign up.

12 BOARD MEMBER KAWAHARA: All right.

13 CHAIRPERSON POELMAN: Looking at the
14 remaining items in the agenda, what I'd propose is that
15 we -- we have discussed some Item I, discussion of the
16 mission of the MRA, but I would propose that we keep
17 that on next month's agenda also. And that might be
18 appropriate for the next good little while of agendas,
19 and that we also move Item J to next month's meeting, in
20 that -- just for the time constraints of today.

21 And that we go to Item K and have the MRA
22 Manager's Report, and then finally discuss any other
23 items to put on next month's agenda.

24 MR. STEEL: Number one, K-1 we have already
25 done. Number two, just quickly, I was approached by the

1 editor of the Maui Real Estate Magazine, and they asked
2 some questions about the MRA, and they expressed
3 interest in doing an article about the MRA.

4 And this was Myrna Stone, the editor, said
5 that she would have one of their writers contact me.
6 So, that hasn't happened yet. So, there is not much
7 more to report.

8 Number three, discussion and vote to
9 purchase eight trash receptacles and fund one year of
10 trash pickup. I have done some research on that. The
11 eight trash receptacles will cost us \$8,700 -- eight
12 seven and twenty-six, \$8,726 to purchase and get
13 delivered. There would be an additional \$140 a piece to
14 get them installed.

15 The issue is whether or not we could get
16 them maintained and emptied if we were to purchase them.
17 I have a couple estimates. Bottom line -- actually, I
18 have three estimates. Do we want to spend our money on
19 that? We have Aloha Disposal. Let's see, Maui
20 Disposal, Aloha Trash Pickup, and Teens On Call.

21 Teens On Call -- and People Who Clean also
22 gave me an estimate. They said they would actually
23 empty the garbage cans, take the trash to the dump.
24 Both Teens On Call and People Who Clean would do that.
25 People Who Clean would charge us \$1,600 a month for the

1 11 trashcans emptied three times a week.

2 Teens On Call said it would cost around 600.
3 They weren't sure, because they couldn't tell -- I mean
4 nobody really knows how often those trashcans will need
5 to be emptied. Let's see. People Who Clean said that
6 they would do it for 800 if we had a dumpster somewhere
7 and they could just empty the trashcans into.

8 So, I started to look around where could we
9 put a dumpster for the municipal Wailuku area for those
10 trashcans to be emptied in, and then have one of the
11 disposal companies just come and empty the dumpster or
12 replace the dumpster every, you know, however often we
13 needed it. And that would be -- I got one quote from
14 Maui Disposal for \$110 per empty. I got a lesser quote
15 from Aloha.

16 In any case, that would depend upon us
17 finding a reasonable place. And I looked around the
18 municipal parking lot thinking there might be a
19 cubbyhole somewhere there to put a dumpster. It would,
20 of course, be locked, and it would be a place where
21 those cans would be emptied.

22 So, that's kind of the report. I'm not sure
23 where to go with this information, whether you guys are
24 in favor of it or not. But that's the basic
25 information.

1 I did get information from our purchasing
2 agent for the County that we could obligate funds over a
3 period of a year. It is done. It's not something they
4 like to do, but it is done. Which means that basically
5 we would obligate current FY-07 money to supply a year
6 or however many months we wanted of trash collection,
7 probably not exceeding the following fiscal year. So,
8 that's an option that we can consider.

9 We could table it to next week, next month,
10 if we want. Probably not beyond that, because the funds
11 will lapse, and it will become too -- it won't be
12 possible to go forward with that.

13 The next meeting is May 25th, and they like
14 to have all contracts worked out at least a month before
15 the end of the fiscal year. So, that's -- if there's
16 any discussion, we --

17 BOARD MEMBER KAWAHARA: Besides being bomb
18 proof, why are these trash receptacle costing over a
19 thousand dollars a piece?

20 MR. STEEL: The reason is because there is
21 no choice on our part. These are all specific designs
22 that were put into the Market Street Beautification
23 Plan, which is that document that has been bid and
24 estimated already and will start to occur this summer.

25 This is Market Street being torn up, new

1 sidewalks, curbs, benches, and trashcans. This trashcan
2 was designed or basically decided a number of years ago
3 to be part of the bid that would go out, and this is
4 what they cost.

5 We are not doing this on a competitive
6 basis. This is done by virtue of the decision made
7 pursuant to the plan by the Public Works Department.
8 So, that's what they cost.

9 I think at the time they were chosen, they
10 didn't cost this much a couple years ago, but they are
11 coming from Illinois, shipped across country, and so on.
12 They are bolted down to the sidewalk, and that's the
13 design that they picked and which was ratified.

14 BOARD MEMBER KAWAHARA: If it's bolted, how
15 do you expect to empty it?

16 MR. STEEL: Well, they don't. They don't
17 pick up the whole trashcan. It has a metal liner, like,
18 that's inside of a ribbed container. And I think I
19 showed you folks pictures of it.

20 But anyway, it's -- and then there's a
21 plastic liner that just gets pulled out, thrown away,
22 new plastic liner just like most trashcans would have.
23 So, anyway, they are very heavy, hard to damage, and I
24 think that's probably why they picked them, and they are
25 able to be bolted down.

1 BOARD MEMBER BASINGER: Wayne, on the trash
2 containers that are -- that were purchased by the Market
3 Street --

4 MR. STEEL: We purchased three of these
5 already.

6 BOARD MEMBER BASINGER: I understand, but
7 the ones that we are not purchasing, how are they going
8 to be emptied?

9 MR. STEEL: The ones that I am talking
10 about?

11 BOARD MEMBER BASINGER: No, I am talking
12 about the ones the County is doing. They are installing
13 all of these along Market Street.

14 MR. STEEL: They are the ones I am talking
15 about. We are going to help out the Public Works by --
16 if we want, by providing the budget to purchase those
17 cans that are designated as part of the contract that
18 Public Works has.

19 BOARD MEMBER BASINGER: All of them?

20 MR. STEEL: Well, we can. That's the point.
21 That's the whole point of me bringing it up.

22 BOARD MEMBER BASINGER: No, but my question
23 is when Public Works --

24 MR. STEEL: They didn't have a plan.

25 BOARD MEMBER BASINGER: They had no money

1 for pickup?

2 MR. STEEL: They had no plan to pick them
3 up, to empty them. I spoke with Joe Krueger, the Market
4 Street Beautification guy. They have no plan to pick
5 them up. They are just going to install them.

6 BOARD MEMBER KAWAHARA: So, we are going to
7 own them, right? We are going to own them?

8 MR. STEEL: The County of Maui will own
9 them.

10 BOARD MEMBER KAWAHARA: They are our funds.
11 We own them. That's the agency, right?

12 MR. STEEL: The agency doesn't have money of
13 its own. The County gives us our money to spend.
14 That's something --

15 BOARD MEMBER KAWAHARA: Well --

16 MR. STEEL: -- that's difficult to
17 understand. The MRA owns nothing. The County owns
18 everything that the MRA uses money to purchase. It's
19 property of the County, not the MRA. MRA doesn't own
20 anything.

21 BOARD MEMBER KAWAHARA: Doesn't own
22 anything.

23 MR. STEEL: Owns nothing.

24 BOARD MEMBER KAWAHARA: But if we have
25 allocated funds, and we spend it, doesn't it belong to

1 the agency? I mean, we are part of the County in that
2 sense.

3 MR. STEEL: The County owns it.

4 BOARD MEMBER KAWAHARA: It raises a question
5 of semantics, right?

6 MR. STEEL: We spend it. We don't own
7 anything that we spent -- any physical stuff. It's all
8 got County stickers on it. And if the MRA goes away,
9 the County is still going to own it. The MRA is never
10 going to own it.

11 BOARD MEMBER BASINGER: Did Public Works
12 have their budget cut for this project?

13 MR. STEEL: Their contract came in over what
14 they had allocated, because it's taken so long.

15 BOARD MEMBER BASINGER: So, this would have
16 been --

17 MR. STEEL: They had money -- matching money
18 and so on. They would appreciate it if we can help them
19 out with this, if we have budget surplus. If we don't
20 help them, they will have to find the money to do it
21 anyway, and they said they would do it actually.

22 BOARD MEMBER BASINGER: Ron, is this one of
23 our scope of work, provide trashcans?

24 BOARD MEMBER KAWAHARA: Sure. It's to
25 maintain and beautify Wailuku. Absolutely. I move that

1 we allocate 8,700 for the eight trash receptacles as
2 described by Mr. Steel.

3 BOARD MEMBER BASINGER: Second.

4 CHAIRPERSON POELMAN: Discussion on the
5 motion.

6 MR. STEEL: Could we -- if you guys are
7 going to make that motion, I think we need to also --

8 BOARD MEMBER KAWAHARA: Let's make that a
9 separate motion.

10 MR. STEEL: -- decide to empty them as well.

11 BOARD MEMBER KAWAHARA: Let's do it as a
12 separate motion.

13 MR. STEEL: Okay. Yeah, it can be a
14 separate motion.

15 BOARD MEMBER BASINGER: I have no
16 discussion.

17 CHAIRPERSON POELMAN: Any public testimony
18 on the motion?

19 MR. STEEL: I am sorry. Could we have this
20 also subject to the other things? There are other
21 things in our budget that are coming through, like, for
22 instance, Darla Palmer is wanting to submit a grant
23 under Maui OnStage, a request to the MRA for the
24 construction of a pedestal map in Wailuku that we have
25 talked about that OED was going to do.

1 But anyway, there are some other things
2 coming down the road that we may also want to spend
3 money. So, I'd like this motion to be tempered with,
4 you know, if we put it off just a little bit, so I can
5 also tell you about other budget items coming down the
6 road.

7 You might want to make a decision that would
8 take into consideration other possible things that are
9 in the -- that that money could be spent on, because we
10 have time, at least till next meeting.

11 Because I want to see if Maui OnStage is
12 going to submit that, and it could be at least \$20,000
13 for another portion of the marketing plan.

14 BOARD MEMBER KAWAHARA: Wouldn't that
15 require a separate motion? Wouldn't that require a
16 separate motion?

17 MS. PERREIRA: It also needs design review.

18 MR. STEEL: I am just suggesting. I
19 understand you guys would like to do it, but if we could
20 put it off till next meeting, now that I think about it,
21 it might be better, so we can consider other budget
22 items that may come down the road that we might want to
23 consider.

24 MS. PERREIRA: \$20,000.

25 BOARD MEMBER BASINGER: So, could we ask

1 that you provide us with all your anticipated budget
2 items at one time so that we won't be allocating --

3 MR. STEEL: Yeah.

4 BOARD MEMBER BASINGER: -- from one to
5 another?

6 MR. STEEL: I will do my best to have it all
7 next month handled, so that you can see.

8 CHAIRPERSON POELMAN: Okay. Why don't we
9 table that motion until next month for further
10 discussion.

11 MR. STEEL: Yeah, I'm sorry.

12 CHAIRPERSON POELMAN: And then as far as
13 next month's agenda, carrying over from this month, I
14 would suggest that we have Item F, but rather it be a
15 report on the Council testimony regarding the resolution
16 concerning the MRA fiscal year '08 budget.

17 Item G is still to be carried over, so we
18 will stay intact for next month's budget, discussion
19 regarding the municipal parking lot redevelopment.

20 H, the Wailuku Mini-Park Design would carry
21 over to the next month's budge -- I mean agenda.

22 And item I, discussion of the mission of the
23 MRA. We did discuss some today, but I would suggest we
24 also include that on next month's agenda.

25 J, we didn't discuss, and I suggest we carry

1 that over to next month, discussion regarding the rule
2 change to title MC-12.

3 And then item K-3, discussion and vote to
4 purchase the eight trash receptacles and fund one year
5 of trash pickup as well as other budget items. Any
6 other items?

7 MS. PERREIRA: Item L which you deferred.
8 You are deferring today.

9 CHAIRPERSON POELMAN: Yes, Item L. Okay.
10 So we will continue -- Item L will stay as per usual,
11 and I understand that they will not testify today. That
12 they will defer their testimony.

13 MS. PERREIRA: Oh, absolutely, because a lot
14 of what we would have discussed we had.

15 CHAIRPERSON POELMAN: Yeah. Thank you.
16 Thank you for the participation.

17 MS. PERREIRA: No problem.

18 BOARD MEMBER KAWAHARA: Also, Mr. Chairman,
19 with respect to Item H, I would request that the manager
20 send Maui OnStages' comments to Chris Hart and Kanaka
21 Engineering for consideration.

22 MR. STEEL: Well, if you guys want to, I
23 think that's something -- if we are going to make
24 recommended changes, we need to do it as an agency. So,
25 you guys should have a motion and decide. And next

1 week --

2 MS. PERREIRA: And we want to give input,
3 because that was a Federal project, and they knew about
4 that well in advance.

5 BOARD MEMBER BASINGER: I think we can still
6 forward testimony that we've received as we get it.

7 MR. STEEL: I think we need to make
8 recommendation for them to include, not just send them
9 testimony.

10 MS. PERREIRA: That's right, and also our
11 comments.

12 MR. STEEL: It's opinions basically. This
13 is a project we are going to review.

14 BOARD MEMBER BASINGER: I understand that,
15 but what I am saying is -- okay. It's my understanding
16 that we will make recommendations about the project, but
17 in the interim, we should be good stewards of forwarding
18 other suggestions on.

19 MR. STEEL: Well, if we tell them don't
20 bother to act on these until we make recommendations
21 that are official.

22 BOARD MEMBER BASINGER: So, you are -- Maui
23 OnStage's buck could stop right here and not even get to
24 Chris Hart.

25 MR. STEEL: Oh, no. Once we decide --

1 MS. PERREIRA: They can send it to them.

2 CHAIRPERSON POELMAN: I imagine Darla and
3 company or whomever would probably be communicating with
4 Chris Hart and Associates.

5 BOARD MEMBER BASINGER: Okay.

6 CHAIRPERSON POELMAN: Knowing them.

7 MR. STEEL: Could I --

8 CHAIRPERSON POELMAN: I think we are the
9 deliberative body in regard to that, and I think even
10 just sending --

11 MS. PERREIRA: You got to include our
12 comments, too.

13 BOARD MEMBER BASINGER: So, it's for our
14 purposes, her testimony.

15 CHAIRPERSON POELMAN: Yes, I think so.

16 BOARD MEMBER BASINGER: Okay.

17 MR. STEEL: One last them. I am sorry. The
18 cleaning of the sidewalks in Wailuku, the power washing
19 and deep cleaning, that's going to happen starting
20 May 12th and 13th. And it will go for a succeeding five
21 weekends, on the weekends, and there will be press
22 releases, probably public service announcements that you
23 will see and flyers that will go to the Wailuku
24 businesses in the areas.

25 All of that I'm going to be handling, and I

1 hope I am going to get some volunteer help with that.
2 The Mayor is excited about it. She is like, oh, at
3 last. You know, not at last, but --

4 BOARD MEMBER BASINGER: Something.

5 MR. STEEL: This is something really visual
6 that you are going to be able to see the MRA doing and
7 is like stoked that it's going to happen.

8 BOARD MEMBER BASINGER: Right.

9 MS. PERREIRA: Wayne, we will help you with
10 the noticing.

11 MR. STEEL: That would be great.

12 BOARD MEMBER BASINGER: Is it going to be a
13 flyer that proudly represents "presented by the MRA."

14 MR. STEEL: Proudly. And if anybody wants
15 to help designing the flyer, that would be great. I'm
16 going to be leaving on May 4th, and I want -- all this
17 has got to be in place before I go to my conference.
18 So, that's it.

19 CHAIRPERSON POELMAN: Okay. If there are
20 any other items for the agenda, if you will forward them
21 to me, and then I will forward them on to Wayne.
22 Nothing further, this meeting is closed.

23 (Adjourned, 5:02 p.m.)

24

25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
CERTIFICATION

I, KATHERINE EISMANN, CSR 439 in and for the State of Hawaii, do hereby certify:

That the proceedings were taken by me in machine shorthand and were thereafter reduced to print under my supervision by means of computer-assisted transcription; that the foregoing represents, to the best of my ability, a true and correct transcript of the proceedings had in the foregoing matter.

I further certify that I am not an attorney for any of the parties hereto, nor in any way interested in the outcome of the cause named in the caption.

Dated this 30th day of April 2007.

Katherine Eismann, CSR 439