

**TESTIMONY**  
**GM 375**

**Responses to Questions**  
**GM 375 – Nomination to the Board of Land and Natural Resources**  
**David Goode**

- (1) Last year you indicated that the most important contribution you could make to the Board was to bring an understanding of both private sector's ability to handle certain permit or lease conditions and the department's responsibility to enforce, monitor and otherwise manage certain permit conditions. Since being on the Board, how have you accomplished this contribution and elaborate with a specific example.

During the past year, I would look to a few examples where I assisted the Board in making some decisions where my previous experience was valuable.

First, DLNR was asked to dispose of some property to a farmer in Lalamilo that had been set aside as a future roadway lot. Staff recommended approval although the County of Hawaii indicated it would prefer the road lot to remain, even though they had not utilized it in 40 plus years. My questioning examined the County's current General and Community Development Plan for the area, and the long term planning documentation by the County for Federal Highways Funding. The answers showed that the County Planning and Public Works Departments were at odds with keeping the roadway lot and in the end I recommended we follow the County's recently passed Community Development Plan, which did not include this roadway lot as part of its future roadway plans.

On Kauai, a rather routine easement for underground utilities as part of a Kapaa highway widening project drew criticism from residents who attended the Board meeting. The residents raised the issue of the deep historic nature of the area and the high likelihood for burials. I pressed DOT's consultants for responses on the exact nature of the test pits dug for the project, which was determined had not been done for the specific State parcel in question. The item was deferred, DOT later did the necessary work, and a couple months later the item passed.

- (2) Could you give two examples of how your philosophical views have guided your decisions. State the specific philosophical view and your decision.

I believe the public should not be overwhelmed by a change in the rates, fees or taxes.

As part of updating the fees for the small boat harbors, some specific fees for folks that live on their boats needed to be adjusted, but the proposed increases were simply too high. Testifiers laid out a good economic case that showed me that DLNR didn't understand the overall economics of the live aboards, and as a result, under the Board's questioning, we adjusted the rates to the satisfaction of all.

Secondly, I believe that the public oftentimes knows best.

Again, as part of the establishment of parking fees at two well known State parks on each island, the Board received passionate testimony on some of the parks. It was clear that some of the chosen parks may have unintended consequences associated with the parking fees. I suggested the Department take heed to the public's advice, and the Board agreed that public meetings on each island need to be held prior to finalizing the implementation of parking fees.

- (3) Since you have extensive experience in land management, what have you found to be the biggest problem of land management facing the Board and how do you propose to resolve it?

The biggest problem I feel exists is one of enforcement. I will continue to support and encourage partnerships with other law enforcement agencies, and I will continue to support appropriate punishment for infractions that come before the Board.

- (4) You stated last year that the Mauna Kea management plan was an important issue for the Board. Please discuss why it has importance to you and what action have you taken as a Board member to resolve the issue?

Mauna Kea speaks to me personally as I have had the opportunity over the years to understand the importance of the mountain to Native Hawaiians, experienced my own enjoyment at seeing it, and my general interest in mountaineering I had primarily in my younger days. I understand the innate importance and respect anyone must and should feel when on or near the mountain.

I joined the Board the month following the approval of the court ordered Comprehensive Management Plan (CMP). On March 25, 2010, the Board revisited the Big Island for the consideration of the four sub-plans that were required in the Board's 2009 approval of the CMP. At the meeting I advocated, and the Board agreed, a timetable by which the University of Hawaii would establish rules to help regulate appropriate use on Mauna Kea.

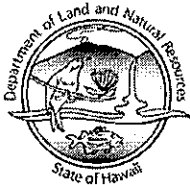
- (5) Please discuss circumstances where you recuse yourself from voting as a result of a possible conflict of interest.

I have not yet had to recuse myself from voting.

- (6) Have there been times when you have voted against development requests and please give specific examples.

Yes, at a recent Board meeting I voted against a new home development in the Conservation District in Puna. After the project was downsized, I voted in favor of it.

LINDA LINGLE  
GOVERNOR OF HAWAII



**STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES**

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**Testimony of  
LAURA H. THIELEN  
Chairperson**

**Before the Senate Committee on  
WATER, LAND, AGRICULTURE AND HAWAIIAN AFFAIRS**

**Wednesday, March 31, 2010  
3:15 P.M.  
State Capitol, Conference Room 229**

**GOVERNOR'S MESSAGE 375 - SUBMITTED FOR CONSIDERATION AND  
CONFIRMATION TO THE BOARD OF LAND AND NATURAL RESOURCES  
FOR A TERM TO EXPIRE 06-30-2014  
GUBERNATORIAL NOMINEE, DAVID C. GOODE**

The Department of Land and Natural Resources (Department) is pleased to strongly support Governor's Message (GM) 375 on the nomination of David C. Goode to the Board of Land and Natural Resources for a for a term to expire 06-30-2014.

Mr. Goode is currently the President of KSD Hawaii, and has been with this company since 2002. Prior to coming aboard to KSD Hawaii, Mr. Goode served with the County of Maui's Department of Public Works and Waste Management for more than seven years as Deputy Director and then Director. His other work experiences include being a project manager for Schuler Homes on Maui, Kauai, and Oahu, and the owner of a general contracting firm in California.

Mr. Goode currently serves on the Board of Directors of the Carden Academy of Maui, and is a member and President of the Maui Contractor's Association. He previously served on Governor Lingle's Hawaii 2050 Sustainable Task Force.

As a current member of the Board of Land and Natural Resources, Mr. Goode has brought a fresh perspective and outlook to the Board. The Department is confident that he will continue to perform the duties expected of him as a Board member admirably.

The Department strongly supports GM 375 on the nomination of David C. Goode to Board of Land and Natural Resources.

LAURA H. THIELEN  
CHAIRPERSON  
BOARD OF LAND AND NATURAL RESOURCES  
COMMISSION ON WATER RESOURCE MANAGEMENT

RUSSELL Y. TSUJI  
FIRST DEPUTY

KEN C. KAWAHARA  
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES  
BOATING AND OCEAN RECREATION  
BUREAU OF CONVEYANCES  
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CONSERVATION AND COASTAL LANDS  
CONSERVATION AND RESOURCES ENFORCEMENT  
ENGINEERING  
FORESTRY AND WILDLIFE  
HISTORIC PRESERVATION  
KAIHOLAWE ISLAND RESERVE COMMISSION  
LAND  
STATE PARKS

**TESTIMONY**  
**GM 375**  
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