



HB 680
RELATING TO KAKAAKO
House Committee on Water, Land and Ocean Resources

February 18, 2010

9:00 a.m.

Room 325

The Office of Hawaiian Affairs (OHA) **OPPOSES** HB 680, which repeals the requirement that the Hawaii Community Development Authority (HCDA) consider recommendations by the Kaka'ako Makai Community Planning Advisory Council (CPAC) in developing, accepting and implementing any plans for the Kaka'ako makai area.

OHA has participated in CPAC and has seen council and community members rise to the occasion to provide substantive and important viewpoints and advice to the HCDA that are essential to the community's vision and dreams. These include:

- Expanded shoreline recreational park open space;
- Hawaiian and community cultural facilities in a park setting; and
- Maintaining Kewalo Basin as a commercial small boat harbor

However, we understand there are concerns about CPAC's functional effectiveness and ability to represent "the community." Some of these concerns are valid. Nevertheless, a wholesale deletion of the community's most direct and influential seat at the table is not a prudent way to address the situation.

Democracy can be a difficult, often frustrating and time consuming process at the national, state and community levels. Despite this difficulty, a commitment to refining a more democratic process is at the core of building a more participatory and equitable society. We urge lawmakers, the HCDA and the community to explore alternative ways to make the CPAC more effective.

Therefore, OHA urges the committee to HOLD HB 680. Mahalo for the opportunity to testify on this important measure.

February 17, 2011

Committee on Water, Land & Ocean Resources
State Capitol, Room 438
Honolulu, Hawai'i 96813

Subject: House Bill 680

Chair Chang, Vice Chair Har, and Members of the Water, Land & Ocean Resources Committee:

My name is Bert A. Kobayashi, and I am Chairman and CEO of Kobayashi Development Group. I strongly support H.B. 680 as I believe the current requirement is redundant, time-consuming and costly.

CPAC is redundant because all projects in the Kaka'ako makai area are already subject to various stringent and thorough permitting processes at the state and city level, which provide public hearings where current members of the community planning advisory council can voice their opinions. Land owners, developers and investors need to know that they can develop a project within the stated rules and guidelines of Kaka'ako and not be subject to personal agendas or other subjective criteria, and without the added cost of hiring architects, engineers and attorneys to support them through such added reviews.

The additional reviews are also a waste of taxpayers' money. Staff is required to open meeting rooms and attend their meetings. It's all taking time and money when the state can least afford it.

I urge your support of this legislation. Thank you for your consideration.

Sincerely,



Bert A. Kobayashi
Chairman and CEO



KOBAYASHI GROUP LLC
1288 Ala Moana Blvd. Suite 201 / Honolulu, HI 96814
tel (808) 524-1508 fax (808) 524-0766
web kobayashi-group.com
email info@kobayashi-group.com

February 17, 2011

Rep. Jerry Chang, Chair
Rep. Sharon Har, Vice Chair
Rep. Rida Cabanilla
Rep. Mele Carroll
Rep. Pono Chong
Rep. Denny Coffman
Rep. Robert N. Herkes
Committee on Water, Land & Ocean Resources
State Capitol, Room 438
Honolulu, Hawai'i 96813

Subject: House Bill 680

Honorable Chair Chang, Vice Chair Har, and Members of the Water, Land & Ocean Resources Committee:

My name is Kathryn Inouye. I am Chief Operating Officer for Kobayashi Group. We are the development manager for the University of Hawai'i Cancer Research Center and Hokua, a mixed-use condominium - both of which are located in Kaka'ako. While Hokua preceded CPAC, the Cancer Center was required to go before several meetings at CPAC. We also presented the project at various CPAC subcommittee meetings.

I am in support of this bill for the following reasons. CPAC may have been formed with the best of intentions and to represent the broader community. However, attendance at its meetings has dwindled to where often less than half a dozen members are in attendance. Parliamentary procedure is not followed. Members and officers are not elected. Resolutions and recommendations are not made via a motion, with subsequent amendments from the membership taken, and with a final vote taken on any resolution or recommendation. In any organization that does not follow this basic procedure, the deleterious effect is that the resolution or recommendation is the reflection of one or two members.

This is in contrast to the Ala Moana Neighborhood Board, whose members are elected by the broader community (rather than self-appointed) and a parliamentary process is followed. In many instances, developments within Kaka'ako must also be presented through a rigorous process before the Hawai'i Community Development Authority--which often requires advertised public hearings.

For these reasons, we find CPAC to be an organization requiring property owners and developers to go through a redundant process.

Thank you for your consideration of my comments.

Sincerely,

Kathryn Inouye

ENVISION CREATE SUSTAIN

February 17, 2011

Rep. Jerry Chang, Chair
Rep. Sharon Har, Vice Chair
Rep. Rida Cabanilla
Rep. Mele Carroll
Rep. Pono Chong
Rep. Denny Coffman
Rep. Robert N. Herkes
Committee on Water, Land & Ocean Resources
State Capitol, Room 438
Honolulu, Hawai'i 96813

Subject: House Bill 680

Honorable Chair Chang, Vice Chair Har, and Members of the Water, Land & Ocean Resources Committee:

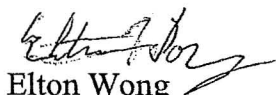
My name is Elton Wong, project manager for the Kobayashi Group (KG). KG is involved in the New University of Hawaii Cancer Research of Hawaii (CRCH) adjacent to JABSOM. As part of our community involvement for the development of CRCH, we presented the project to the Kakaako Makai Community Planning Advisory Council (CPAC). Additionally, we made community presentation to HCDA, the Ala Moana/Kakaako Neighborhood Board and Kakaako Improvement District. CPAC seems like a duplication of these other public groups, all which offer public input.

I am in support of this bill to repeal CPAC. Unlike the other agencies that review a project, CPAC's criteria for review is very subjective. Personal agenda often outweighed the merits of the project or the of good development. CPAC had no timeline in order to complete their review. In fact, CPAC never officially gave the project an approval or disapproval. Within the CPAC group, there were many opinions as it should be however a vote was not taken to provide the developer the conditions and recommendations from their group. Some CPAC members worked from a collaboration perspective while others wanted their personal view enforced. Eventually the collaborative member left because of the divisiveness. This is what happened to the larger CPAC group also, where a handful of members controlled the organization. CPAC became the voice of this handful of people rather than the voice of the community that it was intended to be.

For these reasons, I support this bill.

If you have any questions or need additional information, please call me at (808) 284-5734.

Sincerely,



Elton Wong
Project Manager

**TESTIMONY SUBMITTED TO THE HOUSE OF REPRESENTATIVES
COMMITTEE ON WATER, LAND, & OCEAN RESOURCES**

Sierra Club O`ahu Group Testimony in Strong Opposition to HB680: Abolishing the Kaka`ako Makai Community Planning and Advisory Council (CPAC) Advisory to the Hawai`i Community Development Authority (HCDA)

Rep. Jerry L. Chang, Chair and Rep. Sharon E. Har, Vice Chair

Rep. Rida T.R. Cabanilla Rep. Ken Ito

Rep. Mele Carroll Rep. Hermina M. Morita

Rep. Pono Chong Rep. Mark M. Nakashima

Rep. Denny Coffman Rep. Gil Riviere

Rep. Robert N. Herkes Rep. Cynthia Thielen

DATE: Friday, February 18, 2011, 9:00 a.m, Conference Room 325, State Capitol

Honorable Chairman Chang and Committee Members:

The Sierra Club O`ahu Group (SCOG) strongly opposes HB680 that would abolish the Kaka`ako Makai Community Planning Advisory Council (CPAC) that is the working group created in 2006 state legislature by HCR 30.

The SCOG strongly supported the efforts of the Kaka`ako Makai Community Planning Advisory Council (CPAC) and recognizes CPAC as the working group responsible for being the community's voice in all planning in Kaka`ako Makai. We also commend the CPAC for doing an exceptional job in creating the Kaka`ako Makai Vision and Guiding Principles as the guiding document for the Kaka`ako Makai Master Plan.

The SCOG has been concerned with the actions of the HCDA in the planning of Kaka`ako Makai since the 2006 fallout from the HCDA luxury condominium RFP. The public outcry from this proposal clearly showed HCDA's lack of public transparency and misdirected decision making process for Kaka`ako Makai. The resulting laws that prohibit residential development and sale of state land in Kaka`ako Makai were fully supported by SCOG along with HCR 30 that is the basis for CPAC's role as the working groups to meaningfully participate with HCDA in the planning, acceptance and implementation of all plans for Kaka`ako Makai.

The SCOG was represented in the Kaka`ako Makai Master Planning process, and participated in the second Kaka`ako Makai Master Plan workshop where we witnessed a total breakdown of the planning process under the direction of HCDA Executive Director Anthony Ching. The large majority of the participants found the presentation redundantly and defiantly focused on prohibited high density residential concepts. The presentation was abbreviated due to the public's strongly voiced discontent. Like many of the participants at the workshop 2, the SCOG questioned the motives and actions of HCDA for the workshop and also the cost allocated to create the ill-proposed and prohibited residential concepts. After workshop 2, it was discovered that \$600,000 was spent by HCDA and with an additional \$125,000 requested and allocated by the authority. It is the SCOG belief that much of the money allocated for the

master plan was wasted on the prohibited residential concept designs and for the mainland consultants to be present for the workshop 2 presentation.

During this difficult period, the SCOG has observed CPAC efforts to continue its mission of being the community's voice by holding special meetings with master plan participants to document accounts of workshop 2 and master planning process and create recommendation to HCDA. The SCOG discussed the situation with CPAC representatives was kept informed of CPAC's continued efforts to complete the master plan. This included meetings with HCDA Staff, Lead Consultant MVE Pacific and Townscape to clarify the events leading to the workshop 2 presentations and a CPAC Position Statement to the HCDA Board that gave an account from CPAC's perspective.

The SCOG believes HB680 exists in efforts to limit community involvement in the planning for Kaka'ako Makai. We have seen CPAC persevere under the difficult conditions to maintain its objective to be the community's voice in Kaka'ako Makai planning despite the unpredictable strategies that the HCDA has used to muscle its development plans forward.

The Sierra Club O'ahu Group strongly believes HB680 is a bad bill for community planning in Kaka'ako Makai confirms its support for the Kaka'ako Makai Community Planning Advisory Council.

Respectably,

Sierra Club O'ahu Group

586-6470

KAKA'AKO MAKAI COMMUNITY PLANNING ADVISORY COUNCIL

THE VISION FOR KAKA'AKO MAKAI

The Hawaiian Place of Ka'ākaukukui and Kukuluāe'o¹

Kaka'ako Makai is the community's gathering place. A safe place that welcomes all people, from keiki to kūpuna, with enriching cultural, recreational and educational public uses. A special place that continues the shoreline lei of green with scenic beauty, connects panoramic vistas mauka to makai, and encourages ecological integrity of land, air and sea. Kaka'ako Makai honors, celebrates and preserves its historic sense of place, Hawaiian cultural values and our unique island lifestyle for present families and future generations.

GUIDING PRINCIPLES

Community Cultural Gathering Place

Establish Kaka'ako Makai as a gathering place where community and culture converge in response to the natural scenic beauty of the green shoreline open space.

- *Celebrate the intertwined cultures of the community by ensuring a welcoming gathering place for a broad cross-section of people diverse in age, income and ethnicity.*
- *Provide enriching public recreational, cultural and educational opportunities for residents and visitors alike through Kaka'ako Makai's scenic coastal and marine environment, the Native Hawaiian cultural heritage, compatible facilities and activities, and historic sites and settings.*

Hawaiian Culture and Values of the Ahupua'a

Base the framework for planning, decision-making and implementation of the Kaka'ako Makai master plan on Native Hawaiian values and traditional and customary rights and practices protected by the State.²

- *Emphasize the host Hawaiian culture.³*
- *Incorporate the ahupua'a concept and spirit of caring for, conserving and preserving the self-sustaining resource systems necessary for life, including the land that provides sustenance and shelter, the natural elements of air, wind and rain extending beyond the mountain peaks and streams of pure water, and the ocean from the shoreline to beyond the reef where fish are caught.*
- *Adopt the ahupua'a lifestyle of individual kuleana working together and contributing to the whole for a greater level of stewardship, conservation, and proper management of resources with contemporary land-use benchmarks, such as growth boundaries and carrying capacity.*
- *Assure that the planning of collective or individual traditional features, settings, and activities will be overseen by Hawaiian historic and cultural experts to prevent misinterpretation or exploitation.*

¹Ka'ākaukukui and Kukuluāe'o were once the 'ili (Hawaiian sub-districts) whose shoreline portions became Kaka'ako Makai. Ka'ākaukukui literally means "north light." Kukui tree nut oil is used for candles, perhaps once glowing at night in the fishing village on the north side of the shoreline. Kukuluāe'o is a place name referring to the marshes, salt pans, and fish ponds once fronting Kewalo Basin. This is also the name of a Hawaiian stilt marsh bird species, perhaps with a call sounding like the name.

²Hawaii State Constitution, Article XII, Section 7. Inform the planning process by the principles and traditions of the ahupua'a, and inspire the master plan by the interconnected relationship of people.

³§206E-34(c)(5), Hawaii Revised Statutes. The Hawaiian host culture is emphasized as pre-eminent yet inclusive of other cultures.

Open View Planes

Protect, preserve and perpetuate Kaka'ako Makai's open view planes from the mountains to the sea as an inherent value of the Hawaiian ahupua'a and an important public asset for residents, visitors and future generations.⁴

- *Ensure planning and development safeguards to identify, document, retain, restore and protect makai-mauka and diamondhead-ewa open view planes to the Ko'olau mountains, Diamond Head (Lē'ahi) and the Wai'anae mountains as seen from the view vantage areas and vicinities of Kaka'ako Makai's public lands and Kewalo Basin Harbor.*

Coastal and Marine Resources

Preserve, restore and maintain Kaka'ako Makai's valuable coastal and marine resources for present and future generations.

- *Enable the monitoring, protection, restoration, and conservation of natural coastal and ocean resources, including reef and marine life, through responsible stewardship and sustainable practices.*
- *Protect and sustain the coastal environment for cultural uses including fishing, ocean gathering, surfing and ocean navigation.*

Expanded Park and Green Space

Ensure expansion of Kaka'ako Makai's shoreline parks as significant landscaped open spaces⁵ joining the lei of green parks extending from Diamond Head (Lē'ahi) to Aloha Tower.

- *Implement the Hawaiian values of the ahupua'a and mālama 'āina by preserving shoreline open space, protecting scenic coastal and marine resources, and respecting the natural interaction of people, land, ocean and air.*
- *Welcome residents and visitors alike with green open space, abundant shade trees and opportunities for family recreation.*
- *Use the established park planning standard of at least 2 acres per 1000 residents as a benchmark to assure sufficiency of park space to contribute to the health and welfare of Kaka'ako Mauka's growing population and offset increased urban density, noise and pollution.*

Public Accessibility

Provide open and full public access to recreational, cultural and educational activities within and around Kaka'ako Makai's parks and ocean shoreline.

- *Ensure complete public recreational access with minimal impact to the environment, including drop-off accommodation of ocean recreation equipment and connections to public transportation.*
- *Provide a shoreline promenade and tree-lined paths to safely and comfortably accommodate pedestrians, bicyclists and the physically impaired.*
- *Provide sufficient shared parking complementary to the natural setting to support all uses in Kaka'ako Makai, with workplace parking available for recreational and cultural users during non-working hours.*

⁴ Significant Panoramic Views Map A-1, Honolulu Primary Urban Center Development Plan.

⁵ Inclusive of Kewalo Basin Park, Kaka'ako Waterfront Park and Kaka'ako Gateway Park.

Public Safety, Health and Welfare

Ensure that Kaka'ako Makai is a safe and secure place for residents and visitors.

- *Keep public use areas safe day and night for public comfort and enjoyment.*
- *Ensure that exposure to land and ocean is environmentally safe for people and marine life by assuring timely investigation, determination, and remediation of contaminants.*
- *Ensure that Kaka'ako Makai remains free and clear of elements, activities and facilities that may be potentially harmful to the natural environment and public well-being, including laboratories containing and experimenting with Level 3 or higher bio-hazardous pathogens and/or biological toxins known to have the potential to pose a severe threat to public health and safety.⁶*

Public Land Use Legislation – Public Use of Public Lands in the Public Interest

Recognize and respect the effort and intent of the Hawaii State Legislature to uphold the greater public interest by ensuring and sustaining public uses on Kaka'ako Makai State public lands for the greater public good.

- *Preclude the sale of public land and development of housing in Kaka'ako Makai;⁷*
- *Demonstrate commitment to serve the highest needs and aspirations of Hawaii's people and the long-term good of Hawaii's residents and future generations through community-based planning;⁸*
- *Restore the site-dependent use of Kewalo Basin Cove to the Kewalo Keiki Fishing Conservancy.⁹*

Kewalo Basin

Ensure that Kewalo Basin Harbor's unique identity is retained with continued small commercial fishing and excursion boat uses, keiki fishing and marine conservation, marine research and education, and accessible green park open space expanding the lei of green between Ala Moana Park and Kaka'ako Waterfront Park.

- *Enable continued functional commercial boating uses at Kewalo Basin Harbor¹⁰ and preserve the beneficial relationships between the existing small commercial fishing and excursion boat businesses and land-based maritime support service businesses.*
- *Ensure that Kewalo Basin will continue as a State of Hawaii commercial harbor and valuable public facility asset by repairing, maintaining and enhancing the harbor for small commercial fishing and excursion boat use.*
- *Ensure the protected use of Kewalo Basin Cove for Kewalo Keiki Fishing Conservancy keiki fishing and marine conservation programs.*
- *Support Kewalo Marine Laboratory's continued valuable marine biology and ecosystems research and education in the vicinity of Kewalo Basin.*
- *Ensure preservation of Kewalo Basin Park, the net house and parking lot for public use, upgrade and improve existing facilities within the park, and provide green open space between Ala Moana Park and the channel frontage.¹¹*

⁶ Protection of the public health and safety is first and foremost in this area a) immediately adjacent to a Shoreline recreation area and the urban population center, b) in close proximity to a regional beach park and the Waikiki primary visitor destination, and c) within the updated tsunami zone.
<http://beta.abc3340.com/news/stories/1007/460171.html> http://www.nytimes.com/2007/10/05/us/05labs.html?_r=1

⁷ §206E-31.5, Hawaii Revised Statutes.

⁸ HCR 30, 2006.

⁹ Act 3, 2007, Special Session.

¹⁰ §206E-33(2), Hawaii Revised Statutes.

Cultural Facilities

Offer public enrichment opportunities through both fixed and flexible cultural facilities that celebrate the diverse cultures of Hawai'i and blend compatibly with the shoreline open space.

- *Contemplate compatible indoor and outdoor performance venues that encourage the teaching, practicing, and presentation of hula, theater, music, dance, and other performing and visual arts, with an outdoor multi-cultural festival space for Honolulu's diverse ethnic communities.¹²*
- *Contemplate educational facilities, such as an exhibition hall with permanent, interactive and rotating exhibits, museums communicating the cultural history of the area, and places for traditional Hawaiian cultural practices.¹³*
- *Establish a cultural market stocked by local farmers, fishers and Hawaiian traditional craft makers to reflect the Hawaiian values of gathering and trading in the ahupua'a between the mountains and the sea.¹⁴*
- *Ensure a community center for local families to gather, interact and learn from each other.*

Small Local Business

Apportion a limited number of small local businesses to assist in cooperatively sustaining Kaka'ako Makai's public use facilities.

- *Ancillary small businesses may include diverse local restaurants, cafés, small shops, markets or other uses that will complement the recreational, cultural, harbor or other public facilities serving the community interest.¹⁵*
- *Encourage small local enterprises that emphasize the Hawaiian culture and support traditional local products, rather than large corporate retailing attractions.*

Site Design Guidelines –

A Hawaiian Sense of Place in Landscape, Setting and Design

Ensure that Kaka'ako Makai's public use facilities are compatible in placement, architectural form, and functional design within the landscape of the shoreline gathering place.¹⁶

- *Provide and maintain abundant native coastal plants and trees to blend the scenic and sensory qualities of the coastal environment and create a Hawaiian sense of place.*
- *Identify, protect, preserve, restore, rehabilitate, interpret and celebrate Kaka'ako Makai's historic sites, facilities, settings, and locations.*
- *Maintain the quality of coastal environmental elements including natural light, air and prevailing winds.*
- *Mandate sustainability principles, conservation technologies, and green building standards for buildings, grounds and infrastructure.¹⁷*

¹¹ Inclusive of greenbelt connections between Ala Moana Park and Kewalo Basin Park, between the Net House and Kewalo Basin Channel, and between Ala Moana Boulevard and Kewalo Basin to Point Panic.

¹² §206E-34(d)(3), Hawaii Revised Statutes.

¹³ §206E-34(d)(5), Hawaii Revised Statutes.

¹⁴ §206E-34(a) and (b), Hawaii Revised Statutes.

¹⁵ §206E-34(d)(2), Hawaii Revised Statutes.

¹⁶ Encourage private development mauka of Ilalo Street to compliment the gathering place concept of the Kaka'ako Makai public use area on public lands by providing landscaped set-backs and inviting open architecture at the street level.

¹⁷ Ensure reasonable carrying capacity with limited infrastructure for sufficient water supply, storm-water drainage and waste disposal.

Community/Government Planning Partnership

The Kaka'ako Makai Community Planning Advisory Council places the public interest first and foremost, and will strive to uphold the greater good of the community in partnership with the HCDA as the public oversight agency by:

- *Openly working with the community, the HCDA and the HCDA's planning consultants as guaranteed by government commitment to ongoing community representation and involvement throughout the master planning process;*
- *Openly communicating with the State Legislature and other elected public officials;*
- *Committing the time and effort required to meet the goals and objectives of the Kaka'ako Makai planning process, and advocating responsibly in the public interest both collectively and individually, notwithstanding premature or conflicting proposals.*

Future Funding and Management

Assure and assist viable and sustainable operation of public uses and facilities on State public land in Kaka'ako Makai through public/private partnerships and 501(c)(3) non-profit management¹⁸ similar to successful park conservancies and their stewardship programs.

- *The community land conservancy will be essential in determining safeguards to restore, protect and perpetuate Kaka'ako Makai's natural shoreline resources and view planes, historic and recreational resources, and public uses on State public lands in the public interest as a quality of life benchmark.*
- *This conservancy may be a public/private partnership of the Kaka'ako Makai Community Planning Advisory Council (CPAC), the Hawaii Community Development Authority (HCDA) or current oversight agency, and private contributing interests to both monitor and underwrite public use on State public land in service to the public good.¹⁹*

¹⁸ §206E-34(c)(3), Hawaii Revised Statutes.

¹⁹ A public/private community benefits agreement may be developed upon completion of the master plan to define respective responsibilities and contributions.

February 17, 2011

Representative Ken Ito
Committee on Water, Land and Ocean Resources (WLO)
House of Representatives
State of Hawaii

Re: Testimony in Opposition to HB 680
Date: Friday, February 18, 2011
Time: 9:00 am
Place: Conference Room 325
State Capitol
415 South Beretania Street

Aloha Representative Ito and Committee Members:

My name is James M.K. Stone, Jr. and I am the President of the Hawaiian Music and Dance Foundation dba the Hawaiian Music Hall of Fame ("HMHF"). I respectfully submit this testimony in opposition to HB 680.

It is fair to say that the development of Kaka'ako Makai has experienced serious challenges which to a great extent have arisen from a sense that the community did not always have an opportunity to provide meaningful input. CPAC was established to address this need. For our part, CPAC has provided an open and important forum for our organization to express our views concerning the development of Kaka'ako Makai.

Moreover, CPAC has honored our efforts to support Hawaiian music and hula in the land of their birth and has always acted consistent with CPAC's Guiding Principles which emphasize our Hawaiian host culture. To the extent CPAC's legislative mandate is withdrawn, an important voice of the people will be silenced.

Mahalo piha,

/s/James M.K. Stone, Jr.
President
Hawaiian Music and Dance Foundation
dba The Hawaiian Music Hall of Fame

har3 - Megan

From: Ricardo D Trimillos [rtrimil@hawaii.edu]
Sent: Thursday, February 17, 2011 5:48 AM
To: WLOtestimony
Subject: HB680

17 February 2011

9:00 am

Rep. Jerry L. Chang, Chair
Rep. Sharon E. Har, Vice Chair

Rep. Rida T.R. Cabanilla	Rep. Ken Ito
Rep. Mele Carroll	Rep. Hermina M. Morita
Rep. Pono Chong	Rep. Mark M. Nakashima
Rep. Denny Coffman	Rep. Gil Riviere
Rep. Robert N. Herkes	Rep. Cynthia Thielen

This testimony opposes the elimination of the CPAC as an advisory body to the plans for Kakaako Makai. The dedication of this area to cultural and public use is important for the stewardship of the wellbeing of Hawaiian culture as the host culture and the larger culturescape of local cultures in Hawai'i.

R. D. Trimillos, Board Member
Hawaiian Music Hall of Fame

+++++

Ricardo D. Trimillos, Ph.D.
Director, Center for Philippine Studies
Graduate Chair, Asian Studies Program
Professor, Ethnomusicology
Asian Studies Program [ASP], University of Hawai'i at Mānoa [UHM]
1890 East-West Road Moore 414; Honolulu HI 96822
TEL: 808/956-6085 or -5752; FAX: 808/956-2682
URL: <http://www.hawaii.edu/shaps/asia/>

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Testimony in STRONG OPPOSITION to HB680
House Committee on Water, Land & Ocean Resources
in Room 325 on Friday, 18 February 2011 at 0900

Chair Chang and Respected Members of the Committee;

My how quickly we forget - or is it really "How very slowly we learn"?? Just a few years ago, in HCR-30 of 2006, we established, for cause, the present act and requirements to establish the CPAC and require that HCDA listen to them in going forward with the development of Kakaako Makai. This was because HCDA had just committed a horrible and very expensive blunder in it's greedy attempt to make a colossal skyscraping ghetto out of the last remaining waterfront available for development in the Honolulu area.

My name is Reg White. I have worked in the maritime areas of our optional tour industry for the past 36 years. I was there in 2005 when this all came down and our money was wasted by the HCDA for not having paid any attention to the stakeholders in their mad dash to make a development collosus in Kakaako Makai. Now this bill seeks to reverse the safety net that was provided by HCR -30 of 2006 and allow HCDA free reign once again to tramp all over the people of Hawaii in their mad haste to build monuments to themselves. The problem with this is that when they run amok again, it will once more cost lots of money to retract, regroup and set things straight once again. Why not learn from our past mistakes and keep the present arrangement in place so we only have to do it once.

Let us learn from history and shred HB 680.

Respectfully,

Reg White
1540 S. King St.
Honolulu, HI 96826-1919
808-222-9794
RawcoHI@cs.com

har3 - Megan

From: Nancy L. Hedlund Ph.D. [nancyhedlund@yahoo.com]
Sent: Thursday, February 17, 2011 8:36 AM
To: WLOtestimony
Cc: Michelle Matson
Subject: Testimony for Friday, 9 AM Comm Water Land Ocean - OPPOSITION to HB 680

TESTIMONY SUBMITTED TO THE HOUSE OF REPRESENTATIVES COMMITTEE ON WATER, LAND, & OCEAN RESOURCES

Testimony in Strong Opposition to Abolishing the Kaka'ako Makai Community Planning and Advisory Council (CPAC) Advisory to the Hawai'i Community Development Authority (HCDA)

Rep. Jerry L. Chang, Chair and Rep. Sharon E. Har, Vice Chair
Rep. Rida T.R. Cabanilla Rep. Ken Ito
Rep. Mele Carroll Rep. Hermina M. Morita
Rep. Pono Chong Rep. Mark M. Nakashima
Rep. Denny Coffman Rep. Gil Riviere
Rep. Robert N. Herkes Rep. Cynthia Thielen

DATE: Friday, February 18, 2011, 9:00 a.m., Conference Room 325, State Capitol

Honorable Chairman Chang and Committee Members:

It is with shock and great disappointment I learn that any reasonable citizen or public servant would advance a bill such as HB 680 to **abolish ANY community citizen advisory group on any grounds**. I refer to **HB 680 RELATING TO KAKAAKO**.

Repeals the requirement that the Hawaii community development authority consider recommendations by the Kakaako makai community planning advisory council in developing, accepting, and implementing any plans for the Kakaako makai area.

I respectfully urge you NOT to advance this most unfortunate bill – unfortunate on many grounds in addition to the first argument, which is that this community organization has done way beyond the call of due diligence in meeting its obligations to offer **informed advisement to a State authority** on matters crucial to land preservation and shoreline protection in Kaka'ako Makai.

My right to speak to this matter and ask for your support comes first from my commitment to citizenship, as a voting citizen in Hawai'i. Beyond that, I have (as have many other citizens) committed serious time to service on the Neighborhood Board serving Kaka'ako makai, attending hearings and offering citizen perspectives for many years to the HCDA, and serving on the CPAC as a founding member and continuing supporter of the guiding principles developed for the planning now in progress for this important area of the State.

For anyone or any agency to be so threatened or alarmed by community citizen advisory activities is a complete astonishment to me. As an organizational psychologist, I would say that the work of CPAC must indeed be achieving what the founding legislation intended – ***CPAC has developed a sufficiently informed and influential base of community members as to advise HCDA with some expectation of being taken seriously.***

Apparently CPAC is now taken so seriously that some would seek to abolish this productive group of citizens.

Many arguments can be advanced to explain the achievements of CPAC, the commitment of its members, the many serious inquiries undertaken to be informed, and the multiple rounds of community input that were used to create the Vision and Guiding Principles advanced to guide HCDA's planning work in Kaka'ako makai.

But the larger and more important argument to consider is this:

What kind of society do we live in, here in Hawai'i, if the State government seeks to abolish the rights of citizens to speak and be heard on matters of direct concern to Hawai'i's well being --- now and into future generations?

CPAC has done nothing more grievous than to challenge the HCDA's freight-train momentum of economic development sought for Kaka'ako makai, previously undertaken always in ways intended to circumvent or disregard community "interference" and community voices.

CPAC was founded because this circumventing of citizen input was so outrageous, it took legislation to force this State agency listen to citizens from the community.

I am deeply disappointed that anyone would openly admittedly seek to abolish citizen engagement and participation in community planning! And I am even more disappointed that this Committee would hear a bill that could formally legislate the abolishing of HCDA's responsibility to listen to the community of citizens who have a right to be heard.

HCDA will always have to listen to the community and our State is better served by requiring a resistant agency to engage with the community. No government legislation can prohibit citizens from coming forward with informed perspectives and no legislation can exempt or excuse a State agency from its responsibilities to serve the public in an honorable and respectful way.

Respectfully Submitted,
Nancy Hedlund, Ph.D.

Founding Member, Kaka'ako Makai Community Planning and Advisory Council (CPAC), Honolulu, Hawai'i

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 17, 2011 10:29 AM
To: WLOtestimony
Cc: bigmahalo@gmail.com
Subject: Testimony for HB680 on 2/18/2011 9:00:00 AM

Testimony for WLO 2/18/2011 9:00:00 AM HB680

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: John Parkinson
Organization: Individual
Address:
Phone:
E-mail: bigmahalo@gmail.com
Submitted on: 2/17/2011

Comments:

This testimony opposes the elimination of the CPAC as an advisory body to the plans for Kakaako Makai.

How can you willfully sponsor a bill that chooses to disregard community participation? As a CPAC member I feel it is important that any decisions regarding Kakaako Makai's future planning should be in full consultation with the public and developers. CPAC strives for a transparent process as should the members of this committee.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 17, 2011 12:33 PM
To: WLOtestimony
Cc: joyce@jtahawaii.com
Subject: Testimony for HB680 on 2/18/2011 9:00:00 AM

Testimony for WLO 2/18/2011 9:00:00 AM HB680

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Joyce Timpson
Organization: Individual
Address:
Phone:
E-mail: joyce@jtahawaii.com
Submitted on: 2/17/2011

Comments:

I am not a politically active individual. However, I have finally decided that enough is enough. There are a few organizations in our local government that continue to make doing business in Hawaii virtually impossible.

The Kakaako Makai Community Planning Advisory Council, otherwise known as CPAC, is one of them.

I have personally had the opportunity to see this group in action over the past year and am appalled at how they conduct themselves under the guise of "representing the general public."

This council, while initiated for good reason in 2006, has lost its ability to relate to the public and certainly does not represent me as a resident of the state of Hawaii.

CPAC, which generally has between 3 and 6 council members in attendance at their meetings, does not follow standard parliamentary procedures, belittles those who attend the meetings and disagree with their opinions and have spent a large amount of Hawaii state taxpayers money to further their own personal initiatives.

In addition, CPAC has had significant turnover in the last 12 months, of credible and passionate members that have been disparaged by the few who remain.

At a time when we need cooperation between business and government to get our local economy going again there is no room for an organization who only knows how to spend government money to further their own initiatives. But more importantly we need organizations who represent the majority.

The time to repeal the CPAC bill is now. I support bill HB680 and the legislators who have sponsored it.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 17, 2011 12:34 PM
To: WLOtestimony
Cc: mem@jtahawaii.com
Subject: Testimony for HB680 on 2/18/2011 9:00:00 AM

Testimony for WLO 2/18/2011 9:00:00 AM HB680

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Jeromelle Cadiz
Organization: Individual
Address:
Phone:
E-mail: mem@jtahawaii.com
Submitted on: 2/17/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 17, 2011 1:12 PM
To: WLOtestimony
Cc: stimpson@hawaii.rr.com
Subject: Testimony for HB680 on 2/18/2011 9:00:00 AM

Testimony for WLO 2/18/2011 9:00:00 AM HB680

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Steve Timpson
Organization: Individual
Address:
Phone:
E-mail: stimpson@hawaii.rr.com
Submitted on: 2/17/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 17, 2011 1:15 PM
To: WLOtestimony
Cc: armltd@hawaii.rr.com
Subject: Testimony for HB680 on 2/18/2011 9:00:00 AM

Testimony for WLO 2/18/2011 9:00:00 AM HB680

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Robert Miller
Organization: Individual
Address:
Phone:
E-mail: armltd@hawaii.rr.com
Submitted on: 2/17/2011

Comments:

Aloha,

I oppose repealing the requirement that HCDA collaborate with CPAC when considering development in the Kaka'ako Makai area.

Since CPAC was established in 2007 they have worked very hard to develop a community consensus on the Vision and Guiding Principles for Kaka'ako Makai area, as well as community consensus on the key features for the Kaka'ako Makai Master Plan.

As a potential stakeholder in the area, I have attended over a dozen CPAC meetings and I believe they provide a critically valuable conduit for stakeholders and the community to help HCDA understand the community's needs and the larger public interest.

It would be the height of folly for the State to ignore the input of its citizens when deciding how to develop the Kaka'ako Makai area.

I urge you to recommend that this bill NOT be passed.

Mahalo,

Bob Miller

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 17, 2011 1:15 PM
To: WLOtestimony
Cc: Karl@Heyer-Associates.com
Subject: Testimony for HB680 on 2/18/2011 9:00:00 AM

Testimony for WLO 2/18/2011 9:00:00 AM HB680

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Karl Heyer
Organization: Individual
Address:
Phone:
E-mail: Karl@Heyer-Associates.com
Submitted on: 2/17/2011

Comments:
CPAC not, and has not represneted the interest of the people of Hawaii and the residents of Kakaako.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 17, 2011 1:55 PM
To: WLOtestimony
Cc: khirao@hawaii.rr.com
Subject: Testimony for HB680 on 2/18/2011 9:00:00 AM

Testimony for WLO 2/18/2011 9:00:00 AM HB680

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Kara Hirao
Organization: Individual
Address:
Phone:
E-mail: khirao@hawaii.rr.com
Submitted on: 2/17/2011

Comments:
I support bill HB680.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 17, 2011 1:54 PM
To: WLOtestimony
Cc: rnakao@hawaii.rr.com
Subject: Testimony for HB680 on 2/18/2011 9:00:00 AM

Testimony for WLO 2/18/2011 9:00:00 AM HB680

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Rona Nakao
Organization: Individual
Address:
Phone:
E-mail: rnakao@hawaii.rr.com
Submitted on: 2/17/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 17, 2011 2:56 PM
To: WLOtestimony
Cc: allenoutpost@mac.com
Subject: Testimony for HB680 on 2/18/2011 9:00:00 AM

Testimony for WLO 2/18/2011 9:00:00 AM HB680

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: kelly
Organization: Individual
Address:
Phone:
E-mail: allenoutpost@mac.com
Submitted on: 2/17/2011

Comments:

My experience with this group is that they consist of a small group of individuals that do not represent the broader community

There are no established procedures or protocol. It also creates another layer or hoop to jump which is redundant and not efficient. This is a waste of tax payers money.

Kelly Allen

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 17, 2011 3:03 PM
To: WLOtestimony
Cc: scadabes@hawaii.rr.com
Subject: Testimony for HB680 on 2/18/2011 9:00:00 AM

Testimony for WLO 2/18/2011 9:00:00 AM HB680

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Susan Cadabes
Organization: Individual
Address:
Phone:
E-mail: scadabes@hawaii.rr.com
Submitted on: 2/17/2011

Comments:

This group does not follow any established rules.

The active members of CPAC consists of a small number of individuals and does not represent the views of the broader community and have no accountability or consequences for their actions.

The organization creates redundancy in an area that already has additional layers appointed by government.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 17, 2011 3:10 PM
To: WLOtestimony
Cc: samm@lava.net
Subject: Testimony for HB680 on 2/18/2011 9:00:00 AM

Testimony for WLO 2/18/2011 9:00:00 AM HB680

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Sam Manuel
Organization: Individual
Address:
Phone:
E-mail: samm@lava.net
Submitted on: 2/17/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 17, 2011 3:12 PM
To: WLOtestimony
Cc: tammie6@earthlink.net
Subject: Testimony for HB680 on 2/18/2011 9:00:00 AM

Testimony for WLO 2/18/2011 9:00:00 AM HB680

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Tammie Ackerman
Organization: Individual
Address:
Phone:
E-mail: tammie6@earthlink.net
Submitted on: 2/17/2011

Comments:

Aloha. In my observations of the CPAC, I have come to believe that it's members do not accurately represent views of the entire community. It seems that all that is brought to the table by the CPAC are negative assumptions and unrealistic demands. I do not feel requiring their input is necessary as it just adds unnecessary delays to viable and beneficial projects that would be an asset to our communities. - Thank you.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 17, 2011 3:18 PM
To: WLOtestimony
Cc: 808coconut@gmail.com
Subject: Testimony for HB680 on 2/18/2011 9:00:00 AM

Testimony for WLO 2/18/2011 9:00:00 AM HB680

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Todd Murata
Organization: Individual
Address:
Phone:
E-mail: 808coconut@gmail.com
Submitted on: 2/17/2011

Comments:

This group was formed with the best of intentions but the active members of CPAC consists of a small number of individuals that does not represent the views of the broader community.

In any organization, there needs to be procedures and proper protocol in place to maintain accountability of the organization's action. There is none for this group.

The organization creates redundancy in an area that already has additional layers appointed by government.

Thank you for your consideration.

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 17, 2011 3:42 PM
To: WLOtestimony
Cc: coreene.zablan@vacationclub.com
Subject: Testimony for HB680 on 2/18/2011 9:00:00 AM

Testimony for WLO 2/18/2011 9:00:00 AM HB680

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Coreene Zablan
Organization: Individual
Address:
Phone:
E-mail: coreene.zablan@vacationclub.com
Submitted on: 2/17/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 17, 2011 3:47 PM
To: WLOtestimony
Cc: samatsuoka@hotmail.com
Subject: Testimony for HB680 on 2/18/2011 9:00:00 AM

Testimony for WLO 2/18/2011 9:00:00 AM HB680

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Sheryl Matsuoka
Organization: Individual
Address:
Phone:
E-mail: samatsuoka@hotmail.com
Submitted on: 2/17/2011

Comments:

har3 - Megan

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 17, 2011 3:50 PM
To: WLOtestimony
Cc: damonh001@yahoo.com
Subject: Testimony for HB680 on 2/18/2011 9:00:00 AM

Testimony for WLO 2/18/2011 9:00:00 AM HB680

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Damon Hamura
Organization: Individual
Address:
Phone:
E-mail: damonh001@yahoo.com
Submitted on: 2/17/2011

Comments: