

DAVID Y. IGE
GOVERNOR
STATE OF HAWAII

JOSH GREEN
LT. GOVERNOR
STATE OF HAWAII



WILLIAM J. AILA, JR.
CHAIRMAN
HAWAIIAN HOMES COMMISSION

TYLER I. GOMES
DEPUTY TO THE CHAIRMAN

**STATE OF HAWAII
DEPARTMENT OF HAWAIIAN HOME LANDS**

P. O. BOX 1879
HONOLULU, HAWAII 96805

TESTIMONY OF WILLIAM J. AILA, JR, CHAIRMAN
HAWAIIAN HOMES COMMISSION
BEFORE THE HOUSE COMMITTEE ON HOUSING
HEARING ON FEBRUARY 4, 2021 AT 9:00AM VIA VIDEO CONFERENCE

HB 969 RELATING TO COUNTIES

February 4, 2021

Aloha Chair Nakamura, Vice Chair Hashimoto, and members of the Committee:

The Department of Hawaiian Home Lands (DHHL) strongly supports this bill that requires counties within sixty days to maintain infrastructure, under specified conditions, as part of any housing development for DHHL. This bill was approved by the Hawaiian Homes Commission and included in the Governor's administrative package by request of our department.

In addition to developing new homesteads, DHHL also has other critical, albeit lesser known responsibilities. Like a county, DHHL maintains and repairs existing infrastructure (e.g. clearing of flood channels and drainage, roads and facilities maintenance, sewer emergencies and repairs, etc.) In certain counties, the county has either not accepted portions of newer infrastructure, or has stopped performing needed repair. One example is sewer systems. Act 227, SLH 2014, clarified and confirmed that operating and maintenance of sewer systems is a county function. However, DHHL continues to maintain the sewer systems on Hawaiian home lands in the interim until Act 227 can be fully implemented in subdivisions completed after the mid-1990's.

In DHHL's sufficient sums budget request, the following Administrative and Operating Costs for Repair and Maintenance of Infrastructure on Hawaiian Home Lands financed through State General Funds should be maintained by the County:

ISLAND	AREA or SUBDIVISION	MAINTENANCE TYPE	FY 2022	FY 2023
Maui	Kula	Maintenance	200,000	200,000
Maui	Leialii	Leialii Pkwy Maintenance	85,000	85,000
Maui	Waiehu Kou	Detention Basins	125,000	125,000
Maui	Waiehu Kou	Sewage Pump Station	80,000	80,000
Oahu	East Kapolei II	Detention Basins (2)	30,000	30,000
Oahu	Kapolei	Homestead Maintenance	75,000	75,000
Oahu	Nanakuli	Princess Kahanu Rd. Rep.	30,000	30,000

ISLAND	AREA or SUBDIVISION	MAINTENANCE TYPE	FY 2022	FY 2023
Oahu	Oahu	Sewage Spill Response	150,000	150,000
Oahu	Oahu	Street Light Replacement	375,000	375,000
Oahu	Oahu	Scattered Location R&M	1,200,000	1,200,000
State	Statewide	Tree Maintenance/Control	500,000	500,000
Oahu	Waimanalo	Drainage Channel & Trees	38,000	38,000
Oahu	Waimanalo	Detention Basin	30,000	30,000
State	Statewide	Sign Replacement	255,000	255,000

Also in DHHL's sufficient sums budget request, the following Administrative and Operating Costs for Repair and Maintenance of Infrastructure financed through State General Obligation Bonds should be funded by the County:

AREA or SUBDIVISION	PROJECT COMPONENTS	FY 2022	FY 2023
Lalamilo	Road Improvements	100,000	
Puukapu	Roadway Improvements	2,000,000	
Waimanalo	Bell St. Drainage Improvements	1,000,000	7,000,000
Waimanalo	Dirt Drainage Channel	3,000,000	
Nanakuli	Concrete Spall & Fencing, Phase 2	2,000,000	
Nanakuli	PKE Concrete Spall & Fencing	1,500,000	
Islandwide	Sewerline remediation	4,000,000	4,000,000
Papakolea	Hillside Maintenance	250,000	
Papakolea	Detention Basin Restoration/Repair	780,000	
Waimanalo	Kumuhau Detention Basin Rest./Rep.	235,000	
Islandwide	Oahu: Operation, Maintenance, Rep.	3,000,000	
Statewide	R & M of Utilities in Existing	2,000,000	2,000,000
Statewide	R & M Sewer/Wastewater Infra.	5,000,000	5,000,000
Statewide	R & M Existing Infrastructure	8,000,000	5,000,000

Thank you for your consideration of our testimony.

MICHAEL P. VICTORINO
Mayor

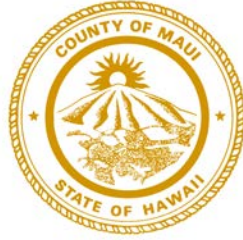
ERIC A. NAKAGAWA, P.E.
Director

SHAYNE R. AGAWA, P.E.
Deputy Director

MICHAEL P. RATTE
Solid Waste Division

SCOTT R. ROLLINS, P.E.
Wastewater Reclamation Division

TAMARA L. FARNSWORTH
Environmental Protection &
Sustainability Division



**COUNTY OF MAUI
DEPARTMENT OF
ENVIRONMENTAL MANAGEMENT**
2050 MAIN STREET, SUITE 2B
WAILUKU, MAUI, HAWAII 96793

February 3, 2021

TESTIMONY OF ERIC A. NAKAGAWA
MAUI COUNTY, DIRECTOR OF ENVIRONMENTAL MANAGEMENT

BEFORE THE HOUSE COMMITTEE ON HOUSING
Thursday, February 4, 2021, 9:00 a.m.
Conference Room 423

HB969 RELATING TO COUNTIES

Honorable Nadine K. Nakamura, Chair
Honorable Troy N. Hashimoto, Vice Chair
Honorable members of the Committee on Housing

Thank you for the opportunity to testify in **OPPOSITION** to **HB969**.

This bill will require our Department to perform maintenance on all sewer infrastructure (miles of underground sewer lines, multiple sewage pump stations, and potential treatment plants/facilities) within 60 days of an approved application for maintenance request by our County Council. This is a huge unfunded mandate that the Department cannot support, nor accommodate in the future without a significant increase in manpower and resources.

The federal code of regulations mandates how we setup our sewer user charge system, requires each user pays its proportionate share, and limits the use for operation, maintenance, and replacement within our service area. DHHL's developable properties are spread out all over the County of Maui and approximately half of those properties are nowhere near our service areas.

DHHL has a maintenance contract with a private contractor. While recognizing the devastating impacts the pandemic has had on our State overall, I humbly request that this responsibility does not fall on Maui County.

Thank you for allowing me to testify in **OPPOSITION** to **HB969**.

HB-969

Submitted on: 2/3/2021 8:43:46 AM

Testimony for HSG on 2/4/2021 9:00:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Leimomi Khan	Individual	Support	No

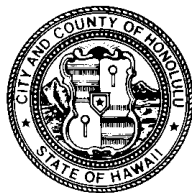
Comments:

Support. We are thankful for the Hawaiian Home Lands that enables land to build houses for Native Hawaiians, many of whom could not otherwise afford the housing. Thus, if it were not for this resource, the burden for providing affordable housing by the State and City would be even greater than it is today. It makes sense that, minimally, counties would share in the kuleana for housing by maintaining the infrastrucure of such housing on Dept of Hawaiian Home Lands, just as it does for other housing developments.

In this context, it's a small investment by counties to help DHHL and to relieve an otherwise increased burden on county governments to provide affordable housing.

DEPARTMENT OF ENVIRONMENTAL SERVICES **LATE**
CITY AND COUNTY OF HONOLULU

1000 ULUOHIA STREET, SUITE 308, KAPOLEI, HAWAII 96707
TELEPHONE: (808) 768-3486 • FAX: (808) 768-3487 • WEBSITE: <http://envhonolulu.org>



RICK BLANGIARDI
MAYOR

WESLEY T. YOKOYAMA, P.E.
DIRECTOR DESIGNATE

MICHAEL O'KEEFE
DEPUTY DIRECTOR

ROSS S. TANIMOTO, P.E.
DEPUTY DIRECTOR

IN REPLY REFER TO:
WAS 21-25

February 3, 2021

The Honorable Nadine K. Nakamura, Chair
The Honorable Troy N. Hashimoto, Vice-Chair
and Members of the Committee on Housing
House of Representatives
State Capitol, Room 423
415 South Beretania Street
Honolulu, Hawaii 96813

Dear Chair Nakamura, Vice-Chair Hashimoto, and Members of the Committee on Housing:

SUBJECT: HB 969 Relating to Counties

The Department of Environmental Services (ENV) of the City and County of Honolulu submits the following comments on HB 969, which requires counties within sixty (60) days to maintain infrastructure, under specified conditions, as part of any housing development for the Department of Hawaiian Home Lands.

As it relates to sewer mains Hawaiian Home Lands Housing Developments, (ENV) has no objection to the proposed bill provided that all applicable connection and service fees are paid; and that the sewer mains are constructed according to City standards, as noted in the bill. We note that the City will need access rights to maintain the sewers, and therefore the appropriate documents for the access rights will also need approval as part of the acceptance of the sewers.

Thank you for your consideration.

Sincerely,

Wesley T. Yokokama, P.E.
Director Designate

LATE

February 4, 2021

House Committee on Housing
Chair Nadeen K. Nakamura
Vice Chair Troy R. Hashimoto

Re: HB 969 Relating to Counties

Requires counties within sixty days to maintain infrastructure, under specified conditions, as part of any housing development for the Department of Hawaiian Home Lands.

Aloha Chair Nakamura, Vice Chair Hashimoto, and members of the Committee,

My name is Homelani Schaedel, a beneficiary residing in Malu'ohai, and a homestead leader in Kapolei.

On June 21, 2016 as President of Malu'ohai Residents' Association I submitted to the Hawaiian Homes Commission (HHCA) a Safety and Maintenance Report dated April 17, 2015. This twenty-nine (29) page report cited safety concerns from our residents ranging from streetlight and sidewalk maintenance, tree trimming of thirty-two (32) trees along connector streets, and removal of 15 trees in planter strips that were lifting sidewalks and curbs.

Since moving into our homes, the Department of Hawaiian Home Lands (DHHL) has contracted vendors (as funding permit); to service our streetlights, trim the 32 trees along our connector streets, repair deteriorating sidewalks, and replace street signs. All the services one would expect the City & County of Honolulu to maintain.

This year marks our 20th anniversary. I estimate DHHL has spent approximately \$500,000 of Trust funds to provide our homestead with the services noted above. We are one (1) of fourteen (14) homesteads on O'ahu.

DHHL have used Trust funds for much larger projects including repair and maintenance of sewer systems, detention basins, removal of debris in drainage channels, road improvements and list goes on.

Your support and passage of this bill will hold the City & County of Honolulu responsible to provide the same public service received by the general public, to HHCA beneficiaries on homestead lands, and stop the use of Trust funds for this purpose.

Mahalo for the opportunity to provide my testimony in strong support of HB 969.