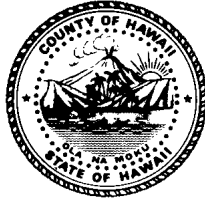


William P. Kenoi
Mayor



Randall M. Kurohara
Director

County of Hawaii

DEPARTMENT OF RESEARCH AND DEVELOPMENT

ENERGY ADVISORY COMMISSION

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ENERGY ADVISORY COMMISSION REGULAR SESSION MINUTES JULY 31, 2009

OFFICE OF AGING – TRAINING CONFERENCE ROOM

Commissioners Present:**

Henry "Hank" Banquer
Curtis "Curt" Beck
Steven "Steve" Burns
Roderick "Rod" Hinman
Michael "Mike" Kaleikini
Julie Myhre
Guy Toyama
Thomas "Tom" Goya

Commissioners Excused:

Jacqui Hoover
Alex Woodbury

****A quorum was present**

Commission Staff Present:

Randy Kurohara, Director
Dept. of Research and Development
Molly Lugo, Esq. – Deputy Corporation Counsel
Will Rolston – Energy Coordinator,
Dept. of Research and Development
Dot Botelho-Kaili, Commission Secretary

Others Present:

Mayor Billy Kenoi
Diane Ley, Deputy Director
Dept. of Research and Development
Charmaine Shigemura, Executive Assistant
Office of the Mayor
Kareen Forissier, Council Aide to
Councilman Pete Hoffman

ENERGY ADVISORY COMMISSION MEETING Called to Order:

10:18 a.m.

DIRECTOR RANDY KUROHARA: I would like to call this meeting to order, the 1st Meeting of Mayor Kenoi's Energy Advisory Commission. I would like to first off introduce myself. My name is Randy Kurohara, the Director of the Department of Research and Development of the County of Hawaii, and I would like to thank all of you for being here and putting forth your time and energy for this good cause. What we can do first off is maybe to do some introductions. At first I was going to introduce everybody, but I rather, since we have some time, like each of you to introduce yourself and share something really short, some background or whatever you want to say about yourself. We will start off with Molly.

MOLLY LUGO, Deputy Corporation Counsel: Okay, hi everyone. My name is Molly Lugo and I am a Deputy Corporation Counsel and I have been with the County for going on two (2) years and I guess I have the good fortune as serving as legal counsel to the Commission and all of you in your capacity as Commissioners. So, I worked when Mayor Kim instituted the Energy Advisory Commission and worked with that Commission last term, and I am looking forward to working with you guys again. I will be trying to attend most meetings and if you ever need to get in touch with me outside of the meetings, please don't hesitate to do so.

COMMISSIONER HENRY "HANK" BANQUER: I'm Hank Banquer. I have almost 35 years in the oil industry. I retired here, but I have been coming here since the 70's. In the 70's, especially after the oil embargo, there was a sort of euphoria here that you could be energy self sufficient as we had everything, and then it all fizzled, in geothermal and everything. For me, to try to finally again make this happen and this time having the time to dedicate, as then I was coming and going all the time, so I am very excited to try to help make things happen here and I have been involved with everything. All the operations phases and management phases in the oil industry from drilling, project management and so hopefully I can contribute something even if its wind powering and project management kind of ideas.

DIRECTOR RANDY KUROHARA: Thanks Hank. And you like to be called "Hank"?

COMMISSIONER HENRY "HANK" BANQUER: Hank yeah. Oh, and I live in Volcano, I have a farm up there and been here now five (5) years full time.

COMMISSIONER CURTIS "CURT" BECK: Curtis Beck, Curt or Curtis. (Inaudible) Hawaii Electric Light Company. I've been with HELCO for about 16 years now and for most of that time has been in energy planning activities and I am hoping that I can bring some of that lessons learned to the Mayor.

COMMISSIONER STEVEN "STEVE" BURNS: Good morning, Aloha. I am Steve Burns, I live in Hamakua and my place is off-grid so I have been on PV for almost going on 25 years at a couple of different locations. But as far as my background, I actually was the first Energy Coordinator for the County back in 1990 and at that time, many of you know, there was a lot of controversy on geothermal, so a lot of the work that we did, including work with the Energy Advisory Commission that we had set up at that time, was focused on some of those issues. And then I worked for Hawaii Electric Light Company, where Curt is working, and was working on the integrated resource planning process and we actually also did quite a bit of work with photovoltaic program development activities at the time, and got a lot of federal grant money to development off-grid and on-grid programs. That transitioned into Hawaii Electric's industries developing an unregulated subsidiary called "Pro Vision Technologies" which is still

around in Hilo. I set that company up and worked there running that for about three (3) years and then shifted over to work with Hawaiian Electric. So I am actually an employee of Hawaiian Electric right now, developing PV programs for them, which will be applicable to this island as well as the Maui service territory and O'ahu. We have some program applications before the Commission right now for some of those. I think that is probably enough.

DIRECTOR KUROHARA: Thank you. And again, you like to be called "Steve"?

COMMISSIONER BURNS: It doesn't matter, whatever works for you guys.

COMMISSIONER RODERICK "ROD" HINMAN: I am Rod Hinman, and Roderick will work or Rod is fine. My background is in electrical engineering – power circuits mostly and right now I live on the Kona side and have been helping companies from California do testing on the PV panels and (inaudible).

COMMISSIONER MICHAEL "MIKE" KALEIKINI: Morning. Mike Kaleikini. I work for Puna Geothermal Venture and I have been with Puna Geothermal Venture for a little over 18 years now. I was there when had all the excitement (inaudible) and there is still some excitement once in a while. We are coming along. I live in Hilo so I drive against the traffic every day, which is nice. I am looking forward in participating in the Energy Commission and see what myself and our technologies can provide.

COMMISSIONER JULIE MYHRE: Okay, my name is Julie Myhre and I work for the Department of Water Supply and am titled "Energy Management Analyst". The reason that I am on this Commission is that I also sit on the Hawaii County Green Team, which is an internal group that is focusing on how Hawaii County can improve their actions and activities to be more sustainable from an energy, transportation and water and that type of thing. So, that group is focusing on internal Hawaii County and so I was invited to be in this group so I can bring back to the Hawaii County group anything that is pertinent to the Green Team and vice versa, hopefully I can bring back some of the Green Team to this group, and to contribute in that perspective. When the first Advisory Committee was formed last year, I contributed quite a bit of the details of The Water Department to that group, so if we pick up from where that one left off, then I will have that history as well. My background is civil engineering and water resources and I also have been focused in the oil/gas industry for about 20 years. I have been in this capacity at The Water Department for about a year and a half.

COMMISSIONER GUY TOYAMA: I am Guy Toyama and I am your typical community member of Hawaii County. I do not come from an energy background like many of you do, I am more of a new member of the industry relating to energy and energy education type of things to the non-profits, called The Friends of NELHA, and I also have another (inaudible) company as well involving transportation fuels. I am very excited to be on this Commission and I believe we can do the right thing together and make Hawaii Island a model for the rest of America and the world in the near future.

COMMISSION SECRETARY DORTHI "DOT" BOTELHO-KAILI: I am Dorthi "Dot" Botelho-Kaili and I am the Private Secretary with the Department of Research and Development and I will be your Energy Commission Secretary.

ENERGY COORDINATOR WILL ROLSTON: I am Will Rolston, new Energy Coordinator. I come from a background of mechanical engineer and I worked for

Westinghouse for 11 years building nuclear, coal, gas (inaudible) and then we got into the renewable energy sector when Siemens joined with us. From there I went on to be an Energy Analyst at Janus Mutual Funds analyzing oil and gas, and then private partnership Hedge Fund and from there, I decided where is the best place to do renewable energy? And the Big Island kept coming up, got a one-way ticket, came here.

Although I am not serving on this Commission, I am very honored to be doing the work that the Commission recommends and we have all the right stakeholders and all the right passion to do this, so I appreciate that.

DIRECTOR KUROHARA: Mayor Billy Kenoi is here and Charmaine Shigemura is also here.

EXECUTIVE ASSISTANT CHARMAINE SHIGEMURA: Hi, I am Char Shigemura, Executive Assistant at the Mayor's Office, and I handle all of the Boards and Commission's of the Mayor's office. I am helping Dot get everything started, so if you have any questions or problems; feel free to call on me.

DEPUTY DIRECTOR OF THE DEPARTMENT OF RESEARCH AND DEVELOPMENT: Aloha, I am Diane Ley, and I am the Deputy Director for the Department of Research and Development until 4:30 p.m. today.

NOTARY PUBLIC, PAULINE FUKUNAGA: Aloha, I am Pauline Fukunaga and I work for the Office of Aging and I will be your Notary Public today.

DIRECTOR KUROHARA: Before we move on, what I'd like to do is do a brief overview of the Commission and what I really would like to do is just state the "purpose" of the Commission.

The purpose of the Hawaii County Energy Advisory Commission is basically to advise the Mayor on the implementation of a Hawaii County Energy Sustainability Plan. We all have that Plan, it's in here (binder on page 2) and basically that would be your main goal.

Duties and responsibilities include: In carrying out this purpose, the Hawaii County Energy Advisory Commission shall:

- (a) Develop a strategy to implement the Hawaii Island Energy Sustainability Plan, identifying priorities, collaborators, action steps, need resources, benchmarks, timelines, and methods of evaluation;
- (b) Update this strategy at least annually;
- (c) Explore methods of funding and make recommendations to the Mayor; and
- (d) Acknowledge and incorporate complementary plans, studies, and initiatives in its deliberations whenever reasonable and beneficial to its outcomes.

Okay, today in front of you, you should all have an Agenda in the pocket of your binder. Following the Mayor's address and swearing-in, we are going to be appointing our Chair and Vice Chair and you folks will be voting on that and we will have statements from the public, following that we will have the review and adoption of Rules of Practices and Procedures, following that we will have the overview of the legal context of the Commission and the Sunshine law, which we all need to understand. And item number 8, Overview and Discussion of the Hawaii County Energy Program and Related

Initiatives, and item number 9 is just to determine the date, place and time for the next meeting. And then we will be adjourned and we will have lunch for everybody as well.

So without further ado, I would like to call upon Mayor Billy Kenoi to share a few words with the Commission and he will help us with the swearing-in process.

MAYOR BILLY KENOI address to the Commissioners:

“...I am here to impose upon every one of you, as my Energy Advisory Commissioners, and to our new Energy Coordinator, that I want all of you to feel empowered, I want all of you to feel supported and I want all of you to feel encouraged to be innovative and be creative. ...We are asking you guys to be dynamic and innovative. ...Right now we are 70% fossil fuel and 30% alternative energy, our goal is flip that. ...This is the right time; we are in the right place and in the right community, with the right people. ...Thank you for saying ‘yes’ and I hope you find that this is a rewarding experience, and a very satisfying one that at the end of the day it’s not just what we talked about, it is that we got it done....”

MAYOR KENOI proceeded to state the Oath of Office and officially swear-in the Energy Advisory Commission members.

MAYOR KENOI solicits questions from the Energy Advisory Commissioners and staff present:

ENERGY COORDINATOR ROLSTON: Seems like the Mayor’s are getting together and I think that is a powerful step going forward as you guys have real responsibilities. As you discuss, you will be bringing our energy recommendations around to the other Mayor’s and I believe that that is a powerful thing to do for our State. What are your views on that?

MAYOR KENOI: I truly believe that you got to work well with everybody at the table and I am confident, standing here today, that we have a real good relationship with a lot of the policy makers and we are going to need to get on board together. The Mayors are all committed to working together because we, as Chief Executives of our respective counties, have very similar issues and we are being very helpful. They are looking to us to develop and provide that leadership. They do not have geothermal, they do not have the capacity to develop solar, wind and ocean-thermal like we do. Although they have alternative energy goals and objectives, I think that they are really looking towards us to see how we will provide that leadership, that initiative going forward. Certainly, we can go to them for assistance or information, for partnerships, and I also believe that they are looking toward us for the same. It is nice to pick up the phone and be able to make that call instead of sending a memo and email, and having my people talk to their people, etc.

COMMISSIONER BURNS: If you don’t mind I have a philosophical question that just might help provide some guidance to us: “I was on the previous Commission under Harry, and we had done some work in trying to sort things out and figure out really the type of recommendation to be made. And, in terms of the kinds of recommendations, it kind of stands the gamut in terms of ‘what can actually be accomplished’, anywhere from looking at things that can be done internally at the County and modifications/changes that can be done throughout the organization, that you actually control and have the ability to implement within, all the way to – on the other extreme – enacting ordinances perhaps – recommendations through the Council – whatever – that can actually apply to

the larger population as a whole. From just your perspective, where do you see us focusing our energies in the range of those kinds of goals or objectives of what we are trying to accomplish? Because obviously, if we are limited in terms of our view towards just the impact within the County organization itself, there is a whole big piece of the pie that is left off the table. And if we are really trying to accomplish grand objectives and really strive to meet this vision that you so eloquently put forth about becoming energy sustainable, I think a lot of us would really like to see that happen, and that means we got to go to the big picture.”

MAYOR KENOI: It has got to be both. As just an either/or, I would like to see the Energy Advisory Commission tackle the big picture, and to really set forth a broad vision, and an aggressive vision with very specific objectives and have that discussions be in a very strategic framework so we don't waste time. Personally, I am very impatient; I want to be told what you are going to do, tell me when it's going to be done and tell me who is going to do what to get there. Everything else is sharing. It is good to share and to brainstorm, to gather meaningful information, but ultimately, don't tell me how hard you worked, tell me what you got done. So, if you ask me, I would like to see this Commission really tackle the broader picture because we have to have everybody look out 40 years ahead. You have to. The problem with good, long term planning is it is done by policy makers in a two (2) – four (4) year political cycle. So, you fail to take the '20 year decision-making' into consideration because you are not going to have anything to show in four (4) years and it ends up put off as just as a utopian vision; nice to talk about but let's talk about what we really need. I think we have to set an aggressive, broad, long-term goal, but we certainly need short-term initiatives that we can achieve within a short time period to keep people motivated, focused, participating and feeling that the Energy Advisory Commission and the efforts within the County of Hawaii are worthwhile. Even though it is incremental implementation we provide, it is that we are getting somewhere and that we are not just talking ourselves into a big circle. The paralysis of analysis – just when you are ready to move, you come back and ask 'what's happening?', and someone says 'we just came up with a new idea'. Good to have new ideas, but what happened to the old idea we talked about? Where are you with that? Not constantly coming up with new ideas and failing to really move on what can be short-term objectives; getting the County to adopt a specific ordinance that codifies our objectives in writing and a part of law. That is the short term, getting the County to cut back; specific, meaningful, achievable short-term goals. You got to have that too; you got to win the small battles to keep everybody focused on the larger, engaging initiatives. So, when you say 'as the global, broader visionary – how do we stand on our own 2 feet?' Absolutely – I want that discussion. Think about it, we live on the only island in the entire Pacific Ocean, the largest body of water in the world. We are the only island with two (2) deep draft harbors, two (2) international airports, abundant natural resources, the ability to feed and care for ourselves, the ability to provide our own energy supply – who else can even think of having that conversation? Nobody! Why not us? Why not now? We got the smart people, we have the technology. What is missing? The will and the cooperation. What stops healthy, positive, good initiatives? Ego, credit, media, 'my idea, not his idea'. We still see this today, knowing that that is the recipe for disaster and failure – we still think going out making big body, trying to take credit, getting ego in the way is effective or beneficial – no it is not. Look at the Thirty Meter Telescope – we are positioned to be globally the leaders in astronomy – in the world! That is amazing. Now we can also be that in energy. That is what I think.

If I didn't think that we had the resources or we didn't have the capabilities or capacity, maybe I wouldn't be so encouraged and so enthusiastic. I sat down with Guy Toyama one time and when I heard him talk, I said 'Wow! That's the kind guy I want to hang out with; big brain, lot of passion, local values – understand who we are, where we headed, where we want to be' – that's all, simple. Thank you to everyone, Aloha.

Mayor Kenoi shakes hands with all Commissioners and staff and leaves the meeting.

DIRECTOR KUROHARA: At this point, we would like to go ahead and appoint the Chair and the Vice Chair. Obviously we have some missing members here this morning – we have six (6) out of the nine (9) – do you folks want to move forward with this process or would you want to postpone this to another meeting when we have more members?

COMMISSIONER TOYAMA: I think that I would much rather wait until the full commission is together and so that we can get to know each other a little bit as well. That would be my purpose, but either way is fine.

COMMISSIONER BANQUER: I think getting to know each other a little bit better and maybe the people who are missing have skills that are more appropriate; we just don't know.

DIRECTOR KUROHARA: Molly?

MOLLY LUGO, Deputy Corporation Counsel: For purposes of just running this meeting we could elect a temporary Chair to serve over this meeting and at our next meeting we can be formal and proceed to select a Chair and a Vice Chair. Some one might want to volunteer or in the alternative, I think that Randy could run it – it is not that formal. Whatever you all want to do.

DIRECTOR KUROHARA: So are you guys okay if I just run the meeting for today and we take this up at the next meeting.

NOTE: No opposition from Commissioners.

DIRECTOR KUROHARA: Okay, let's move onto statements from the public – and we have one (1) person from the public – Karen Forissier.

PUBLIC ATTENDEE KAREEN FORISSIER: I am not making a statement.

DIRECTOR RANDY KUROHARA: Moving on to the next item, which is The Review and Adoption of the Rules of Practice and Procedure; and Molly will be leading us through this process.

MOLLY LUGO, Deputy Corporation Counsel: We prepared some proposed rules and it would be good for you all to take a look at them and maybe it might be that you want to take some time and discuss and then suggest any changes and then you can adopt them at any meeting. It is pretty straight forward, I think.

COMMISSIONER MYHRE: Question: I am an ex-officio member, so what does that mean? That I wouldn't be able to participate as a full member?

MOLLY LUGO, Deputy Corporation Counsel: You participate but you do not vote. We should put something about that in the rules because I do not think that these rules address ex officio members.

COMMISSIONER MYHRE: And I wouldn't be able to be a Chair or a Vice Chair?

MOLLY LUGO, Deputy Corporation Counsel: Right.

DIRECTOR KUROHARA: We will allow them to review this and we will convene on this at the next meeting.

MOLLY LUGO, Deputy Corporation Counsel: If everybody has not had a chance to look at these yet, then it is probably good to review the rules and come to the next meeting with suggestions or changes that you would like to see and then we can adopt them.

DIRECTOR KUROHARA: Moving on to the next item which is the Overview of Legal Context of the Commission and the Sunshine Law. Molly to present on this.

MOLLY LUGO, Deputy Corporation Counsel: As you know, you are the Mayor's Advisory Commission and there is a section in the Charter of the County of Hawaii that allows the Mayor to create advisory commissions. You serve co-terminus with the Mayor and unless the rules outline a different term limit, you would all be serving for the whole term of Mayor Kenoi. You are co-terminus so you do not go longer than the Mayor. That is the life of the Commission. As a Mayoral Commission you are subject to the Sunshine Laws so I thought that today I would give a brief overview. Have some of you served on boards and commissions before? Are you familiar with the Sunshine Law at all?

We all have a booklet, this is a really handy guide to the Sunshine Law and it answers a lot of questions and it is in an easy-to-read format. Basically the purpose of the Sunshine Law, a State law, and the intent of it is to protect the people's rights to participate in governmental process and to open up governmental discussions and deliberations to the public and allow for public input and observation. That is the underlying intent and that is something that you should always keep in mind when questions come up about the Sunshine Law.

To quote the law itself, "It is a policy of this State that the formation and conduct of public policy - be it discussions, deliberations, decisions, and action of governmental agencies - shall be conducted as openly as possible."

What that means is that as a public commission, there are going to be certain requirements that you need to follow. Probably the most important one that you should remember is that all your discussions as a Commission need to have been in an open meeting. Like this one is open to the public and you cannot as a Commission have any discussions outside of a noticed meeting. There are some exceptions to that and I will go through those. Just remember that as a Commission, all your discussions and deliberations happen during open meetings. An open meeting is one that is properly noticed in agenda and properly noticed and posted six (6) days prior to the meeting. You guys probably don't have to work about that too much as Dot will be making sure that the agenda gets posted publicly, and gets posted with the Clerk's office and also with the Department of Research and Development, also the agenda is available online.

That gives the public adequate notice that you will be meeting and the agenda allows for the public to see what is going to be discussed and gives them the opportunity to come and participate.

So, when I say that you cannot discuss matters as a Commission outside of an open meeting, the key thing to remember is that that applies to board business. So, that is fine for Commission members outside of the meeting to talk story about anything other than board business, which would be matters over which you would have advisory power, and which are either on an upcoming agenda, or reasonably anticipated to be coming up on your agenda.

As I mentioned, there are some exceptions to that: Two (2) members of the Commission can discuss board business, outside of an open meeting, so long as no commitment to vote is sought; and other exception is that two (2) or more members, but less than a quorum, could be assigned to investigate some matter of board business and that is a process that would actually take three (3) meetings; the first meeting you would decide which members but less than 5 to investigate a particular matter – so they are going to meet outside of a meeting and will be investigating – you establish who those members are, what their parameters are of what they are investigating, and then at a subsequent meeting, those members would report back their findings. If there was any action taken on the findings, then that would have to have another meeting.

There are some additional exceptions like two (2) members but less than a quorum can discuss matters with the Governor – there is a section in the law, but I don't think that I need to go into all of them in detail.

The main thing to remember is that only two (2) of you should be having communication outside of the meeting and I would just warn you against two (2) of you conversing and one of those people talking to someone else and having sort of a serial communication, which would circumvent the intent of the law.

I talked about the requirement that public notice be given, and that there would be an agenda. When we set the agenda at the end of each meeting for the subsequent meeting, we will just be sure to clearly articulate agenda items so that it is clear to the public what it is that you will be discussing and what possible action you are looking at.

Another requirement of the Sunshine Law is that minutes are needed to be kept. Again, Dot will be in charge of that. You will have the opportunity to approve your minutes of the prior meetings and that will happen – within thirty (30) days.

ENERGY COORDINATOR ROLSTON: One of the key aspects of the agenda is that we cannot discuss nor do business on any thing that is not on the agenda – is that correct?

MOLLY LUGO, Deputy Corporation Counsel: Yes, that is correct. Sometimes in discussions you kind of get off on a different track and I might say that we need to reign in our discussions because that is not something that is on the agenda.

INAUDIBLE AS TO WHOM POSING QUESTION: Can you discuss it and not take a vote on it?

MOLLY LUGO, Deputy Corporation Counsel: You actually cannot, you cannot have any discussion on it if it is not related to anything that is on the agenda. It is possible to amend your agenda once it has been posted, but you need 2/3 of all the commission members to vote in favor of doing that and the language of the law is something that it can't be a matter of great importance that affects the population as a whole. So,

insignificant items that are unlikely to affect the wider public, you can amend the agendas to add that on and then you will be able to have that discussion.

I do not anticipate that this Commission will need to go into Executive Session that often, but an Executive Session is when a meeting is closed to the public in order for the commission to discuss certain matters that would be sensitive or different reasons that are not open for the public to observe and participate; such as if you needed to consult with your legal counsel about the risks or liabilities of the commission, or if you were a commission that was looking into sensitive personnel matters, then you might go into Executive Session for that, and that requires a 2/3 vote of the commission members present.

COMMISSIONER MYHRE: I know that with the Water Department, we actually Executive Sessions on the agenda, so you don't need to vote for that if it is already on the agenda?

MOLLY LUGO, Deputy Corporation Counsel: You actually do, even if it is on the agenda you still need a 2/3 vote of the commission members present to actually go into an Executive Session.

COMMISSIONER MYHRE: So, if you wanted to go into Executive Session, can you call it even if it is not on the agenda?

MOLLY LUGO, Deputy Corporation Counsel: Yes and the appropriate format is "I make a motion to go into Executive Session pursuant to discuss the liabilities of the commission with the Commission's attorney", so you put your specific reason as to why you are going into Executive Session out loud on the record.

It is possible to have video-conference meetings. Unsure if you all are coming from different parts of this island. Yes – so we will be rotating the location of our meeting and possibly, if the site where the meetings are located allow it, there are possibilities that meetings can be done by video conferences. We just need to have audio and visual connection and the Sunshine Law requires that the public be notified of each location where commission members will be and the public will have to be given the opportunity to attend those locations. So, I do not know if we will be utilizing that, but that would allow for people to save on driving.

Testimony under the requirement of the Sunshine Law is that wherein public participation is being able to give testimony, either oral or written. As a commission you can set reasonable limits, for example the County Council has a three (3) minute per agenda item that is allowed. That is up to the Commission and I think that there is something in the draft rules right now that addresses that.

That is pretty much the basics. Are there any questions at this point? The main thing is that you need to remember is no mass emails about board business so if I or Dot or Randy, sends an email to all of you about some board business matter, just to be careful not to hit reply all and inadvertently violate the Sunshine Law.

COMMISSIONER MYHRE: If we do inadvertently violate the Sunshine Law, do we call upon it right away or ?

MOLLY LUGO, Deputy Corporation Counsel: For example, if someone was to 'reply all', then I would just email the person to not to reply to all.

INAUDIBLE AS TO WHOM POSING COMMENT: You can put a disclaimer at the bottom of your email.

MOLLY LUGO, Deputy Corporation Counsel: The County Council is going through some type of issues right now and some of the questions that will come up is 'how do you cure a Sunshine Law violation?' For purposes of this commission, should something like that happen, we will put on the record at a subsequent meeting exactly what happened. Just something for you to be aware of and it can take some getting used to because the whole intent is for the public to participate in all of the business that you conduct.

INAUDIBLE AS WHOM POSING COMMENT: A comment would be to think of it this way – (inaudible).

MOLLY LUGO, Deputy Corporation Counsel: You can really see the importance of it when decisions are being made and it seems like the public had absolutely no input or no idea as to what was going on. It is really important and the intent of the law is important, however, I understand that it can be frustrating when it feels like it is hindering what you would like to see done.

DIRECTOR KUROHARA: Study it and make sure you understand it because you do not want for it to come back and bite you.

MOLLY LUGO, Deputy Corporation Counsel: Your guidebooks are very handy and if you ever have any questions, like I said, please feel free to contact me.

DIRECTOR KUROHARA: Any other questions?

COMMISSIONER BURNS: Quick clarification for everyone's benefit: If one of the exceptions allows for two (2) members sort of that, if we were in various discussions within the group and an idea surfaces of something that might make sense to explore a little bit further to see whether it is a reasonable idea or if it is something that in other people's minds makes sense, is it possible to have discussions with two (2) parties only (at a time) to kind of scope out to see what the other person is thinking about that issue, if it makes sense to bring it up at a meeting to introduce it, and to do that with only two (2) people at a time, but in different conversations with different members of the commission.

MOLLY LUGO, Deputy Corporation Counsel: NO. That would be a kind of serial communication that would skirt around the requirements that only two (2) members discuss a particular matter of board business. So, to answer your question, NO, I don't think that that would be okay.

COMMISSIONER BURNS: So in terms of being board business, what is the definition of that?

MOLLY LUGO, Deputy Corporation Counsel: Board business is any matter over which you have advisory powers, and that is on an upcoming agenda or reasonably to be anticipated to be on a future agenda.

COMMISSIONER BURNS: So if this is an idea about something that we don't anticipate being exposed or being on a future agenda that we want to explore, adding to a future agenda, is that allowable?

MOLLY LUGO, Deputy Corporation Counsel: I think that if you are at the point where you are exploring to add onto a future agenda, then yes I would call that board business. Sometimes it can be tricky to figure out as to where to draw the line, but if it is something that you are already contemplating as a possible future agenda item, I would call that board business.

Definition of board business: "Matters over which you have advisory powers that are before the board or reasonably anticipated to come before the board in the foreseeable future."

DIRECTOR KUROHARA: Does that clarify your question?

COMMISSIONER BURNS: Kind of, although my question really was more about things that were the reason for the discussion is introduce something new, so in that sense it is not something anticipated to come before the board.

COMMISSIONER TOYAMA: But if you were going to introduce it as a future agenda item, then it would be board business.

MOLLY LUGO, Deputy Corporation Counsel: Yes. If you are bringing it up because you have in your mind that it is something that could possibly be on a future agenda – its board business.

COMMISSIONER BURNS: It is a like 'hey, I got this idea, does this make sense and is it worth bringing up to the Commission?' Getting some feedback or whether or not it is a good idea or not to introduce. That is kind of what I am thinking.

COMMISSIONER TOYAMA: You could never introduce that idea if you went through that serial communication and broke the Sunshine Law, and with all due diligence, confirm it by doing it two (2) at a time, which then you could never introduce that into the agenda.

MOLLY LUGO, Deputy Corporation Counsel: You could, however, you would have violated the Sunshine Law in the process, and again, it would

ENERGY COORDINATOR ROLSTON: But again, if it wasn't anticipated to be board business to begin with, it doesn't seem like it would, right?

MOLLY LUGO, Deputy Corporation Counsel: At some point, you will just need to make a judgment call, what is board business, and to me, if you are contemplating it as a future agenda item, I would err on the side of caution and say, 'okay, that could be board business'. But ultimately, you will have to make that call for yourself, but I would say that if you are already thinking about something that you would like to bring up with the commission, I would avoid talking to more than one (1) person about it.

INAUDIBLE AS TO WHOM POSING QUESTION: For a sub-committee - Do you need to have more than two (2)?

MOLLY LUGO, Deputy Corporation Counsel: A sub-committee – I believe that you can have more than two (2) but less than a quorum for a subcommittee. So, if you are establishing a sub committee to look into a particular matter, or be in charge of a particular project, then two (2) or more but less than a quorum.

COMMISSIONER GOYA: That is interesting. So the efficient way would be to make the sub committee of two (2).

COMMISSIONER BURNS: Are you saying that in a sub committee of four (4) that they cannot openly discuss things that haven't been put on an agenda, between themselves?

MOLLY LUGO, Deputy Corporation Counsel: For a committee, I would suggest that you follow the process of the following: 1 meeting you identify who and what is this committee and what is it tasked with, and then the committee can either investigate, etc., meeting outside of the notice meeting, and then report back to the commission as a whole at a subsequent meeting. It also depends on what kind of a sub committee you are talking about.

Unknown whom asked question/made comment: So, what would say is that put on the agenda what you would like to discuss something that is temporary or short-term subcommittee as to whether that idea should be put forward, then the sub committee would be tasked to investigate this and then you get together with people that you need to discuss it and then report.

COMMISSIONER TOYAMA: Molly, will you be normally sitting in on these commission meetings?

MOLLY LUGO, Deputy Corporation Counsel: Yes, I will do my best to attend all commission meetings so that I will be here and available for any questions.

COMMISSIONER TOYAMA: Do you find, in other commissions, for example, because we have people who are in the energy industry, whether it is HELCO, HECO or PGV, if there is discussions directly related to say PGV, do they need to recuse themselves from the meetings?

MOLLY LUGO, Deputy Corporation Counsel: It depends because each situation that there is a potential conflict of interest is going to be unique. For just discussion purposes, I don't necessarily think that recusal would be necessary, but I think generally if you have some conflict of interest and a decision is going to be made, you would indicate to the commission, to the chair, your potential conflict of interest and ask to recuse yourself, and the Chair would ultimately make that decision. That is normally the process. So, yes, if there is ever a situation that someone feels that there is a potential or a real conflict of interest, please disclose that to the commission as a whole, and the best course of action would be recusal on any decision making on that matter.

COMMISSIONER BANQUER: If you were contacted by a person who was a supplier, or a service provider, who either wanted to prevent something - possibly a good idea - or in any way could profit from it, we should report it back to the commission.

MOLLY LUGO, Deputy Corporation Counsel: If someone approached a member and they wanted to do something that the member would be able to profit from?

COMMISSIONER BANQUER: No – the company. Example, Wheelabrator – waste to energy -- contacts you because knows you are on the Energy Commission and wants to discuss their options in hopes to profit, you would have to report that immediately, correct?

MOLLY LUGO, Deputy Corporation Counsel: Yes.

COMMISSIONER BECK: Obviously, we live in a capitalist society, for example people say 'I've got a wind-turbine system and it's a unique idea', but ultimately somebody will profit.

MOLLY LUGO, Deputy Corporation Counsel: I think that as you suggested, you either disclose whatever contact made to the commission and then if it is something that is informational that the commission would feel would be useful and then go and invite that person to make a presentation to the commission.

COMMISSIONER BECK: For me, that is not easy because I am in the energy business. My job on a daily basis is basically being in contact with people who say "I got this", "I got that". Now, outside of my deliberations of this commission, I can't avoid that, but I cannot disclose everything. I don't know how we go about that, but I think the key is "commission business".

MOLLY LUGO, Deputy Corporation Counsel: The Sunshine Law applies to interactions between commission members so you can have any discussion you want about board business with somebody who is not a commissioner, and that is fine.

DIRECTOR KUROHARA: If you have any additional questions, you always can contact Molly.

DIRECTOR KUROHARA: Now, let's move onto item number 8, which is the Overview and Discussion of the Hawaii County Energy Program and Related Initiatives. I will be asking Will to share that with us.

ENERGY COORDINATOR ROLSTON: I would like to get a quick raise of hands as to who was on the commission last time – so there is a report that updates everyone on what is going on in the energy program initiatives. In a quick rundown of what we already discussed, the vision, prior accomplishments, the initiatives, and the future focus. So this will be an update for the whole Energy Advisory Commission. The premises that Hawaii Island is a natural renewable resource mecca, if you will, and the public people and even the utility has embraced for renewable energy as a future direction, so we are all here to have these hard discussions and advise the Mayor on a course of action and what the obstacles are. We believe that saving energy dollars is directly linked to the economy and keeping those dollars on the island to re-circulate, will have a transformational effect on the economy. I was hired as an Economic Specialist, not so much as a Energy Coordinator, as my job description is as an Economic Specialist so I am very involved in the bottom line and doing things that are the most economic efficient and multiplier type way. The accomplishments that we already done, and this being my 2nd week on the job, I can't claim responsibility or accolades for any of this, there is a public safety building in Kona (police station) that has a performance contract on it and we are getting those reports and we are actually in discussions as to whether to extend those, or to not extend those and to maybe develop some in-house talent to do their own energy performance going forward. There are some savings that have been realized. This sustainability plan (which you should all have a copy of in your big blue binder), is the plan developed between Hawaii County and The Kohala Center and Yale University, and other interested members, it sets kind of an independent view of what Hawaii Island can be and should be in the future. You probably already read it, it has got a lot of observations and things that can be implemented, but again, the Energy Advisory Commission is the on-the-ground team to view that as 'hey, this is going to really hard to get done, we should sequence this last, or figure out a different way to do this'. Again, Mayor wants the low hanging fruit picked as soon as possible so that is our task as to look at a sequence that works for Hawaii County. One of the things that Hawaii County is going to do is lead by example. As you started to hear about the Green Team – that is actually a team within Hawaii County that is going to go and look at everything we do from transportation to buildings to whether we keep our offices cooled (I'll talk to you about that Randy), and it is going to be a 'lead by example' and we

are going to get very adamant about it; making sure that we are not telling people to do something that we are not doing. I have a big Ford truck and I have been driving the County Hybrid that gets 40 miles per gallon and I am kind of shocked in how we can improve just in the area of vehicles. The waste-heat on that geothermal project, I know someone did a study, I believe it was Andy Gill, and I don't know where that has gone or where it should go.

COMMISSIONER KALEIKINI: From what I recall, Andy and others are looking specifically at waste-heat generated from the transplant, and the findings were that they did not sufficient waste-heat to do some of the things that they were looking at like treating lumber and dry fruit or agriculture.

ENERGY COORDINATOR ROLSTON: Should we take this off the list and say that there is no action. Are we further looking?

COMMISSIONER KALEIKINI: No, nothing further.

ENERGY COORDINATOR ROLSTON: I will definitely take that off. We have presented at the Hawaii Clean Energy – is anybody involved on any of those teams or meetings?

COMMISSIONER BECK: Yes, Utility Manager. I can illuminate a lot of what we do.

ENERGY COORDINATOR ROLSTON: Hawaii County has just presented their energy plan and they had a County's meeting or island's meeting about a week ago and I got to present the energy plan along with Alex Frost, and they are really going to use us as a leading example, thanks to HELCO and private entities that have developed the renewable power and the utility accepting it. Hawaii Island leads the United States in renewable energy put on a grid. We always have to keep in mind that we are already leaders and looked to as leaders.

COMMISSIONER GOYA: Will, when you say you presented that plan, what plan is that you are referring to?

ENERGY COORDINATOR ROLSTON: This is a synopsis as to where this is in today's state. It was a plan that encompassed transportation, building, energy efficiency and renewable energy generation. It was Hawaii County's vision and this is probably, if you froze in time, this is in fact exactly what we presented. There are some initiatives going forward.

COMMISSIONER BURNS: Is this like an official plan that has been adopted by the County? Or how would you characterize this plan?

DIRECTOR KUROHARA: This is just initiatives that we are working on.

COMMISSIONER BURNS: So this is status quo right now, where we are pursuing, basically. So it is more like an overview of current initiatives.

ENERGY COORDINATOR ROLSTON: Yes. The County has a set of leverage points, what we can legislate, what we can call a resolution, things like that. So, we have resolutions just to indicate directions, we have adoptions. I don't really know yet how powerful each thing is yet as I need to get up to speed.

COMMISSIONER BURNS: And that relates back to what you are calling the Hawaii County Energy Sustainability Plan. Has that been adopted as a Plan by the County?

ENERGY COORDINATOR ROLSTON: Hawaii County has adopted that as a model.

COMMISSIONER BURNS: How did that occur?

ENERGY COORDINATOR ROLSTON: County money was used to fund The Kohala Center to go and do an Energy Sustainability Fund.

COMMISSIONER BURNS: But you know that they don't call it a "plan", they call it an "analysis and recommendations" for a plan. That is the title of the document. Has this been adopted?

MOLLY LUGO, Deputy Corporation Counsel: I think it can be considered a sort of a statement of policy objective. It doesn't have the force of a law; it is not adopted as an ordinance. I think it can be more considered as an expression of how it is being intended, but it does not have a force of law.

COMMISSIONER GOYA: Was there any plan in actually adopting it as being a force of a law?

MOLLY LUGO, Deputy Corporation Counsel: No. The way it is structured, it is more recommendations and statements of objectives, its intention was to be maybe a guiding document and not necessarily be law, yet pieces of it could eventually become law. The recommendations are there specifically for what would be beneficial to adopt this type of ordinances, etc. But as a whole, I do not think its intention was to have it adopted in its form as a law.

ENERGY COORDINATOR ROLSTON: Again, becoming familiar with what has what powers is important - but remove politics and everything and what is going on with infrastructure - what could it be, and we will use it as a tool going forward. Hawaii County has obtained \$737,000 to do energy retrofit, one of the bigger items will be 400 street lamps being retrofitted with LED, and apparently this could be 400 out of 7000, so it is a start of a program to retrofit to LEDs. They are going to be pointed downwards so that they won't affect astronomers.

COMMISSIONER HINMAN: I am just wondering whether a retrofit would be saving much energy. We can talk about this all later, but (Inaudible).

ENERGY COORDINATOR ROLSTON: So you are concerned. What I have heard is that they will save at least 50% from the energy saved and they will also minimize the amount of replacement. So, long term, there are savings. I definitely encourage you to challenge it because I want to know too. If we don't go after the other 6600 then I don't see why.

COMMISSIONER HINMAN: The mean standard time is much greater than LED, two (2) to one (1), so I believe that the low-sodium - do they not have mercury in there - to fire them off? If so, this brings up a disposal issue of having to get rid of mercury.

COMMISSIONER BECK: I believe your point is well taken in that it is always not the lowest energy option but taking into account everything costs, environmental, (inaudible), (inaudible).

ENERGY COORDINATOR ROLSTON: That couldn't be said any better. It takes a lot of thought process to think about energy and you got to involve all those decisions. What is going to be the most cost effective a lot of times does end back up in the fossil fuel category. So, going forward, and I did hear that they are going to have to break these lights up (the ones they replace) in water and will need to shatter them a water vessel.

COMMISSIONER BECK: Is LED in the Wailoa bridge? Great light.

ENERGY COORDINATOR ROLSTON: They were concerned that it would affect the astronomy on the mountain and apparently it is being addressed.

COMMISSIONER BECK: Is there some bandwidth to filter it out?

ENERGY COORDINATOR ROLSTON: Or point it down ward in a 90% angle. We have also hired Alex Woodbury, the guru of auditing buildings. He is fired up to do a very small contract to look at County buildings and see what we can do. Our intention is to look at ten (10) buildings – the worse defenders – and also to look at the new West Hawaii Civic Center to see if we can do a little preventive maintenance before everything goes up as far as construction. The idea there is to look at ten (10) buildings and then concentrate on maybe 1 big project to save money right away, and do one (1) building in total. But look at the ten (10) easy low-hanging fruit.

COMMISSIONER KALEIKINI: Is this federal money?

ENERGY COORDINATOR ROLSTON: Yes, ARRA. It is a formula based thing based upon population. You have heard about the Green Team. They are going to be the "lead-by-example" team and we will be bringing examples of what the Green Team is doing, in hand outs. Going forward, the Mayor is really going to rely on the Energy Advisory Commission to be his brains on what to in energy. You saw how pumped up he is to leave a legacy in renewable energy. He will probably be riding me hard and we will be going after other energy grants. Anyone have any easy questions?

COMMISSIONER BECK: I would like to see more members of the Green Team testify directly to the Commission and see what they are trying to do and have an interaction with them, if possible.

ENERGY COORDINATOR ROLSTON: The Green Team is accountable to the Commission to report.

DIRECTOR KUROHARA: That will end up being a special presentation or something.

COMMISSIONER TOYAMA: Is there 1 member of the Green Team from every department?

DIRECTOR KUROHARA: Yes, should be.

COMMISSIONER MYHRE: Not quite, should be – we are trying to get there. We started out kind of the grass roots saying we were people who were like-minded and interested in (inaudible), green issues and then at the first meeting we realized that(inaudible).....It has been amazing and I feel like we have gotten a lot done. I think that the biggest thing is communication between the departments, because we never really had that, and that was one of our goals too. The departments can share documents, talk about what not to do, etc.

DIRECTOR KUROHARA: I think that one of the great things that they have done so far is establishing a lot of the baselines of where we are at, so as we go forward, we have some kind of means to measure results.

DIRECTOR KUROHARA: Any other questions for Will? If not, I would like to take a quick moment to add Tommy Goya. We had asked everyone else earlier to quickly introduce themselves and share a little bit of a background.

COMMISSIONER TOMMY GOYA: I apologize to all of you for being a little late; I had something to deal with – a home matter – not medical, so that is good. My background in energy goes back to 1970 when I started working for Hawaiian Electric and retired in 2000 from HELCO. I was in the Customer Service department which included energy services division and I hired both Curt and Steve as independent thinkers and we all have a vision of a better island. I did spend five (5) years on the County of Hawaii Water Board and (inaudible) and worked with Julie substantially. I have been involved with PGV from day one, when they had their initial struggles to get started and I have dealt with island-wide issues in many areas. I have done some consulting work since I have been retired and I do a lot of community service. My principal focus in participating here is keeping the part of our whole sustainability plan and I think I am in line with the Mayor's views that energy plays a part in our decision making as well as what we do between our ears here. There is a whole lot of education needed for us to make decisions and any planning or action items (inaudible), as well as maintaining our focus on the longer-term vision because our prime initiative here is for our future, and our future is our children and the more they know and the more they care about our island and its future, the better it will be. Thank you all for participating because I know you are volunteering your own personal time here and taking the initiative to go forth to the process, and that is very difficult. We have spent 12 or more years getting the individual resource planning process for HELCO and we had a committee of 40 people from the public, trying to get everybody focused on getting through an agenda, meeting by meeting, so we had 10 years of struggling to a point where members of the advisory group actually applauding the utility's effort, so we feel that our initial efforts were worthwhile. I want everybody to remember that as an employee of the utility, I think the three (3) of us were dealing with \$20 oil and substantial changes occurred in the price of oil and the price of fuel; these prices gives us a renewed focus on what needs to be done. We do have substantial background on different alternatives which set forth a lot of different things; hopefully our individual input will help all of us.

DIRECTOR KUROHARA: That is it. We would like at this point to set up a next meeting date. We would like to hold this once per month. Is this time of the month good, at the end of the month? Is there a certain day that works best for people?

MOLLY LUGO, Deputy Corporation Counsel: Set on a few dates that will work for everybody and then we can notify the other Commissioners that are not here. End of August or beginning of September?

DIRECTOR KUROHARA: Is that okay that we will select a few dates and then we can confirm later in email?

MOLLY LUGO, Deputy Corporation Counsel: I am going to be away – August 26-28, 2009 at a conference. What about the following week? Is Friday's better? September 4? August 20?

COMMISSIONER BECK: Friday mornings are probably better.

COMMISSIONER TOYAMA: Me too, Fridays work better. Where would the next meeting be?

DIRECTOR KUROHARA: We would try to secure this or the other, the Aupuni Center. We plan to try to get to Honoka'a – or somewhere in the middle – in the future.

COMMISSIONER MYHRE: Molly, if you are unable to be here, would you send someone else to come here?

MOLLY LUGO, Deputy Corporation Counsel: Generally, you do not have to reschedule if I am unable to be here, we would try to have someone else cover from my office. The 28th is our Municipal Attorney's Training Conference so my whole office is going to be unavailable. You can certainly meet without me but maybe especially early-on and with the couple of members coming the next time, it would probably be best if I am here.

COMMISSIONER BURNS: Would the 20th work?

DIRECTOR KUROHARA: I know that we wanted to have the EAC get going already, as far as getting this commission rolling. So how is the 20th? It is a Thursday.

MOLLY LUGO, Deputy Corporation Counsel: Dot will notify everybody by email with the date and location of this next meeting.

DIRECTOR KUROHARA: With that, that pretty much wraps up what we got planned for today. We have some sandwiches and drinks here.

COMMISSIONER BURNS: A quick clarification about the meeting, since I know we haven't talked about it, and it will probably come up again further, but in terms of how long these meetings are going to be scheduled for, at least for this next meeting, is there any idea as to how long we want to allow for?

MOLLY LUGO, Deputy Corporation Counsel: I do think it is good to have some perimeters in mind...

COMMISSIONER BURNS: Don't you need to put that in the notice?

MOLLY LUGO, Deputy Corporation Counsel: I believe if Dot just put a starting time and you try to keep in mind a time-line and stick to it, but you don't generally put an ending time on the notice.

COMMISSIONER BECK: We talked a little bit about lunches and understand the County's situation budget-wise and we don't mind brown-bagging it to work through lunch, because our lunch time is, unfortunately, a good time for us.

DIRECTOR KUROHARA: Let's say that the next time we do it the same way...

COMMISSIONER BECK: Like a three (3) hour meeting.

DIRECTOR KUROHARA: Is everyone okay with that?

COMMISSIONER MYHRE: Don't we need to figure out what is going to be on our agenda for the next meeting?

MOLLY LUGO, Deputy Corporation Counsel: You generally will decide at the meeting as to what your next meeting agenda will be and in the interim, if people have

requests for items to be placed on the agenda, I would suggest emailing the Chair and Dot, and if there is still time before the agenda needs to be posted, then items can be added at that time. So, normally an item on the agenda would be to set the items for the next meeting. We can take some requests now so that we have some structure for the next meeting.

ENERGY COORDINATOR ROLSTON: I will get the Green Team to present, if that is acceptable to all. On the agenda issue, one thing I've noticed about the NELHA board meetings is that if it is not on the agenda, then you cannot talk about it, so really get it in early as you can and think about really what you want to do.

COMMISSIONER BURNS: One of the possibilities, and this came up last time, is how we structure ourselves, with respect to possible committees and areas of focus. That is an organizational path that has to happen some where near the beginning of the process, now we still have a couple of members who are not here yet and I am not sure if the next meeting is the best time for that, but maybe it makes sense to begin discussions about organizational structure of the commission as a whole with respect to possible committees.

COMMISSIONER GOYA: If we are going to Waimea, is it practical to have the entire Green Team to go all the way to Waimea?

ENERGY COORDINATOR ROLSTON: Just one guy and you already have two (2) here, Julie and myself. So you got about 20% of the Green Team.

COMMISSIONER BANQUER: What about some coordination about people meeting in Hilo and driving up to Waimea together in one (1) car. But then, we can't talk about this, so maybe we shouldn't.

MOLLY LUGO, Deputy Corporation Counsel: You can talk about anything else.

COMMISSIONER BANQUER: Good idea to meet at 9am or what have you, to drive together, save gas.

COMMISSIONER TOYAMA: I would like to suggest that since the responsibility of this Commission is to develop a strategy to implement the Hawaii Island Energy Sustainability Plan, I think we should put that as one of the key elements of the discussion for the next agenda – is to start hammering through this plan. Key elements as to how we shape. I think we should go through it on our own, in the meantime before the next meeting, and then start to go through some discussions about the plan.

COMMISSIONER MYHRE: Is the work that was done by the prior Commission – Executive Summary –

DIRECTOR KUROHARA: This is another key document for you all to review as well.

COMMISSION SECRETARY: It is in your binder as the 2nd item under "Miscellaneous".

COMMISSIONER MYHRE: That document is really important, in general. When we read it at the Green Team, we were a little like 'wow, this is great, but now what?' It is full of action items, it is full of purpose and focus and it seems like it would be such a waste to not do something with it. So, that was our impression of when we read it at the Green Team. I am glad that we can look at it and see what we can do next with that.

MOLLY LUGO, Deputy Corporation Counsel: The draft Rules are basically the template of the last Energy Advisory Commission under Mayor Kim. With the comments that Mayor Kenoi had, if the Commission feels that this is appropriate to revise that statement as to what the purpose is, then that could also be a discussion as to how you want to change the rules. I don't know if that statement as the purpose of the commission is still completely appropriate since that was the directive under Mayor Kim, but maybe, as I was getting a different sense from what Mayor Kenoi is looking for with this Commission; not that you are isolated as how to implement the plan, although that will certainly be part of it, just a common scope. You are not set on these rules, just so you know we worked off a template from Mayor Kim's administration.

COMMISSIONER MYHRE: Do we follow Robert's Rules of Order when we go through the agenda, and someone makes a motion, and all that?

MOLLY LUGO, Deputy Corporation Counsel: Yes. This meeting is a little informal, we have Randy acting as the Chair, but we will lead up to that. I don't know if everyone is familiar with Robert's Rules, but it is a parliamentary procedure and you have any questions, you can ask me; although I am not an expert. I do have a little guide.

COMMISSION SECRETARY: The Robert's Rules and the parliamentary procedure are in your binder under Miscellaneous.

ENERGY COORDINATOR ROLSTON: And if the discussion needs to be a discussion, I believe you can table the rules for discussion?

MOLLY LUGO, Deputy Corporation Counsel: Yes.

COMMISSIONER BURNS: I would like to make a clarification regarding my representation. I am not here to represent my employer, Hawaiian Electric Company. I happen to work for them, but I am not representing their interest and I am not bringing any of their positions or policies, necessarily here as a representative of them. I just wanted to make that clear. Also, I have been asked that if there are members of the public who attend our meetings, to make sure that that clarification is put forth. I hope you all understand that.

COMMISSIONER BURNS to COMMISSIONER BECK: I wasn't sure if you were representing HELCO on this.

COMMISSIONER BECK: I am representing myself. As a Commission, we don't want to be pushing any utility, but we do have utility interest, but that is not our job, to push any utility.

COMMISSIONER BANQUER: I think it is important with the fact that you are here and we need to understand what we got to work with 50/50, the infrastructure that is here and how they think and I believe that is a tremendous contribution.

COMMISSIONER BECK: I will offer plenty of perspective.

DIRECTOR KUROHARA: I think we are done.

MOLLY LUGO, Deputy Corporation Counsel: We may not be formal, but why not someone make a motion to adjourn?

COMMISSIONER TOYAMA: I move to adjourn this Energy Advisory Commission.

COMMISSIONER BURNS: Second.

DIRECTOR KUROHARA: All in favor 'AYE'

ALL: AYE

DIRECTOR KUROHARA: Carried – we are adjourned at 11:50 a.m.