

ENVIRONMENTAL MANAGEMENT COMMISSION

Wednesday, March 24, 2004, 9:10 a.m.

Kona Police Department Conference Room, 74-5221 Queen Ka`ahumanu Highway, Kailua-Kona

COMMISSIONERS	Riley Smith	<u>ALSO</u>	Cameron Boucher
<u>PRESENT:</u>	Arnold Okamura	<u>PRESENT:</u>	Walter Iida, Legislative Aide to
	Hugh Ono		Councilman Reynolds
	Anne Plack		Bobby Jean Leithead-Todd, Corporation
	Lorraine Stahr		Counsel
	Sam Sumner		
	Carolyn Witcher		
<u>EXCUSED:</u>	David Kimo Frankel	<u>STAFF:</u>	Barbara Bell, Director
	Sam Kawamura		Peter Boucher, Wastewater Division Chief
			Lono Tyson, Solid Waste Division Chief
			Sharron Henry, Secretary

1. **CALL TO ORDER:** Commission Chair Smith called the meeting to order at 9:10 a.m. and welcomed the new commissioners, Arnold Okamura and Sam Sumner. They were informed that a Corporation Counsel session for new commissioners would be scheduled to discuss laws relating to County Commissions.
2. **APPROVAL OF MINUTES OF FEBRUARY 25, 2004 MEETING:**
Carolyn Witcher made a motion to approve the February 25, 2004 minutes. Marjorie Erway seconded the motion. Motion passed unanimously.
3. **APPROVAL OF ADDENDUM AND/OR SUPPLEMENTAL AGENDA:** None.
4. **STATEMENTS FROM THE PUBLIC ON ITEMS LISTED ON AGENDA:** None.
5. **CORRESPONDENCE/REPORTS/DISCUSSION:**

Director's Report (attached to original minutes)

SHORT STATION:

- March 8, 2004 Final EIS was published in OEQC bulletin.
- There is a 60-day legal challenge period.
- Invitation for bids (construction only) publication is expected in mid-April with the pre-bid conference in June.

SOLID WASTE OUTREACH & PUBLIC EDUCATION:

March 18, 2004 Construction and Demolition (C&D) Debris Disposal Information Meeting

- Very little input was received from the three contractors who attended.

Solid Waste Community Meetings, March 9, 10 and 13, 2004

- A news release will be published regarding the positive input and ideas received from attendees and will encourage additional comments from the public.

KEALAKEHE TRANSFER STATION:

- HIEDB is the grant organizer.
- Mark McGuffie is chairing the task force.
- **Bell will advise Carolyn Witcher the date of the next task force meeting.**

COUNCIL/LEGISLATIVE ACTIONS:

- Wastewater: Moving forward on Sewer Connection Fee ordinance. Not moving forward on the Sewer Connection Loan Program ordinance.
- Bell shared her appreciation for Commissioner Frankel's supporting testimony of the Department Ops Budget at Council.

Solid Waste Division Chief's Report (attached to original minutes)

GREENWASTE:

- Finalizing mulch storage area grading bid.
- Processed mulch should be available again in Kona in late April or May.

SOLID WASTE DIVISION STAFFING:

- Open recruitment for Superintendent position will begin in May.

IMPACT OF RECENT STORMS ACTIVITY ON SOLID WASTE:

- Increase in greenwaste and trash. No increase in construction debris at this time.

BOTTLE BILL LEGISLATION UPDATE:

- Amended bill is dead. The container deposit program may begin July 1, 2005.

KEALAKEHE/KAILUA YARD

- **Tyson will follow up with vendor regarding encroachment on Queen Lili'uokalani property.**

HILO LANDFILL UPDATE:

- Finalizing contract with firm to update closure plan.
- Upon completion of plan update, survey will be conducted and landfill life expectancy could change.

Wastewater Division Chief's Report (attached to original minutes)

IMPACT OF RECENT STORMS ACTIVITY ON WASTEWATER:

- There was a high influent flow situation at Papaikou.

KALANIANAOLE INTERCEPTER SEWER REHAB:

- Contract has been issued. Waiting for bypass pipe delivery.
- Traffic impact notices will be published as needed.
- Phase I is scheduled to begin in late May; Phase II is scheduled for June through September.

SEWER CONNECTION EXEMPTION ORDINANCE:

- On April 6, 2004 council agenda.

6. **UNFINISHED BUSINESS:**

DISCUSSION AND RECOMMENDATION ON DEPARTMENT OF ENVIRONMENTAL MANAGEMENT RULES:

- **Bell will provide draft of recycling implementation guidelines/criteria for residential haulers to include diversion goal, structure and measurable outcomes.**

DISCUSSION OF FISCAL YEAR 2004-2005 DEPARTMENT OPERATING BUDGET:

- Input can be submitted to Bell or the Council Office.

DISCUSSION OF FISCAL YEAR 2004-2005 DEPARTMENT CAPITAL IMPROVEMENT PROJECTS BUDGET:

- Input can be submitted to Bell or the Council Office.

STATUS REPORT ON DRAFT UPDATE TO INTEGRATED SOLID WASTE MANAGEMENT PLAN (ISWMP):

- **Department Director will provide annual updates to the Commission every January.**

DISCUSSION AND RECOMMENDATION ON ORDINANCE FOR THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT TO ESTABLISH A PROCESS FOR ENFORCEMENT AND FOR APPEALS TO BE HEARD BY THE ENVIRONMENTAL MANAGEMENT COMMISSION: Deferred to May meeting.

- **Leithead-Todd will prepare two ordinances for appeals to be heard by (1) Commission and (2) Board of Appeals.**

DISCUSSION AND RECOMMENDATION ON PROPOSED CAPACITY ASSESSMENT FEE ORDINANCE:

- **Boucher will provide the Commission with the 2004 Capacity Assessment Fee Study and the Needs Assessment Analysis prior to next meeting.**
- **Leithead-Todd will work with Boucher to prepare amended ordinance prior to May meeting, noting suggested changes by commission, i.e. allowing staff to adjust fee annually based on CPI or a percentage; changing effective date in Section 6 to six months after ordinance approval.**

DISCUSSION AND RECOMMENDATION ON PROPOSED SEWER CONNECTION LOAN PROGRAM ORDINANCE:

- Agenda item should read "FEE", not "LOAN".
- **Leithead-Todd will work with Boucher to prepare amended ordinance to address fee schedule per motion passed at last month's meeting. The motion stated the commission would support the connection fee bill and advise the council to pass the ordinance with a proviso that the department makes two changes to this bill before giving it to the council. One is to change the effective date to give the department some lead time after it's actually signed by the Mayor and the second change would be to include a schedule such that the connection fee would increase by \$5.00 a year at the beginning of each fiscal year for 5 years.**
- **Discussion will continue at May meeting.**

7. **NEW BUSINESS:**

DISCUSSION AND RECOMMENDATION ON FUTURE CONSTRUCTION AND DEMOLITION (C&D) RESTRICTIONS FOR LANDFILLS:

- All options are being reviewed to reach County's goal of 100% restriction of C&D at County landfills.
- The Commission plans to visit Aggregate Recovery on Oahu on a tour that will be tentatively scheduled for August.

DISCUSSION AND RECOMMENDATION ON FUTURE COMMISSION MEETING SCHEDULE:

- **Erway made a motion to approve the new meeting schedule (attached to original minutes). Stahr seconded the motion and it carried unanimously.**

8. **FUTURE AGENDA ITEMS:** None

9. **ANNOUNCEMENTS**

FUTURE COMMISSION MEETINGS

- **April meeting has been cancelled.**
- Wednesday, May 26, 2004, 9 a.m. – 12 noon, Hawai'i County Council Room, 25 Aupuni Street, Room 201, Hilo, Hawai'i 96720
- **June meeting cancelled.**
- July 28, 2004, 9 a.m. – 12 noon, Waimea Community Center (Park) Building, 65-1260 Kawaihae Road, Kamuela, Hawai'i 96743
- **August meeting cancelled.**
- September 22, 2004, 9 a.m. – 12 noon, Kona Police Department Conference Room, 74-5221 Queen Ka'ahumanu Highway, Kailua-Kona, HI 96740
- **October meeting cancelled.**
- November 23, 2004, 9 a.m. – 12 noon, Liquor Control Conference Room, Hilo Lagoon Centre, 101 Aupuni Street, Hilo, Hawai'i 96720
- **December meeting cancelled.**

10. **ADJOURNMENT**

Stahr moved to adjourn. Witcher seconded and motion was carried unanimously. Meeting adjourned at 11:13 a.m.

Minutes Respectfully Submitted by:

SHARRON HENRY
Environmental Management Secretary

FORMAT NOTE: ACTION ITEMS ARE IN **BOLD** PRINT (MOTIONS AND ITEMS REQUIRING ACTION TO BE TAKEN FOR FUTURE MEETINGS).