

ENVIRONMENTAL MANAGEMENT COMMISSION

Wednesday, February 25, 2004, 9:10 a.m.
Hawai'i County Council Room, 25 Aupuni Street, Room 201, Hilo, Hawai'i

COMMISSIONERS	Riley Smith	ALSO	Robin Bauman, DEM Accountant
<u>PRESENT:</u>	David Kimo Frankel	<u>PRESENT:</u>	Paul Buklarewicz, Recycle Hawai'i
	Sam Kawamura		Nelson Ho, Recycle Hawai'i
	Hugh Ono		Walter Iida, Legislative Aide to
	Anne Plack		Councilman Reynolds
	Lorraine Stahr		Gerald Takase, Corporation Counsel
	Carolyn Witcher		

<u>EXCUSED:</u>	Mack Asato	<u>STAFF:</u>	Barbara Bell, Director
	Marjorie Erway		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.
2. **APPROVAL OF MINUTES OF JANUARY 28, 2004 MEETING:**
David Frankel made a motion to approve the January 28, 2004 minutes. Carolyn Witcher seconded the motion. Motion passed unanimously.
3. **APPROVAL OF ADDENDUM AND/OR SUPPLEMENTAL AGENDA:** Ono requested Frequency of Commission Meetings be added to the agenda.
4. **STATEMENTS FROM THE PUBLIC ON ITEMS LISTED ON AGENDA:**
Nelson Ho, Recycle Hawai'i, presented a wrap-up report of Phase I of Keaau Recycle and Reuse Center, noting the successful project reached 164% of the targeted goal. He thanked Department Director Bell, Solid Waste Division Chief Tyson and Solid Waste Superintendent Gonsalves for their support.

Hugh Ono reported that Riley Smith was selected Hawai'i County State Engineer of the Year and Dennis Lee was selected Statewide Engineer of the Year.

5. **CORRESPONDENCE/REPORTS/DISCUSSION:**

Director's Report (attached to original minutes)

SORT STATION:

- Final EIS was published February 23, 2004. March 8, 2004 is the date for approval being published in OEQC bulletin.
- Legal challenge period is 60 days from formal approval date of March 8, 2004.
- Final EIS is available in hard copy, CD, on Department website and at all State Public Libraries.
- Phase I - Design, is completed and construction Invitation for Bids (IFB) should go out in March.

COMMUNITY MEETINGS SCHEDULE (attached to original minutes):

Solid Waste Follow-up and Brainstorming

- March 9, 2004, 6-8 p.m., Hawai'i County Council Room, 25 Aupuni Street, Room 201, Hilo.
- March 10, 2004, 6-8 p.m., Waimea Community Center Building, 65-1260 Kawaihae Road, Kamuela.
- March 13, 2004, 10 a.m.-1 p.m., Kona Mayor's Office, 75-5706 Kuakini Highway, Kailua-Kona.

Construction and Demolition (C&D) Debris Disposal Information

- March 18, 2004, 5-8 p.m., Hawai'i County Council Room, 25 Aupuni Street, Room 201, Hilo.
- A Department of Health representative will attend and will also sponsor a workshop in August in Hilo and Kona regarding C&D regulations.

TRANSFER STATION ENHANCEMENT SCHEDULE:

- Discussed 5 year plan (attached to original minutes).
- Received confirmation that Community Development Block Grants (CDBG) proposal for \$250,000 for specifically identified transfer station enhancements will be submitted as part of the County's share of these ongoing grants.

SCRAP METAL:

- Present cost is \$78.80/ton, down from the \$134.90/ton paid at start of contract (May 2003).

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

ORGANICS DIVERSION REQUEST FOR PROPOSAL (RFP):

- Appropriate site identification is problematic.
- Until a contract is finalized, mulching will continue to divert greenwaste out of landfill.

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

KALANIANAOLE INTERCEPTER SEWER REHAB:

- Issued Notice to Proceed to Isemoto Contracting for Phase I.
- National Pollution Discharge Elimination System (NPDES) storm water permit application has been submitted.
- All utility companies and Civil Defense have been informed of project.
- Phase II is in planning.

KEALAKEHE WETLANDS:

- \$250,000 has been allotted for Pilot Cell design from Administration.
- Bureau of Reclamation has offered an additional \$150,000.
- Design is basically complete.

NORTH KONA IMPROVEMENT DISTRICT:

- Council approved resolution to do study.
- Requesting Mayor to allot money for study.

SEWER SPILL – ONEKAHAKAHA BEACH PARK:

- Assisted Parks and Recreation Department with clean up of recent sewer spill within park. This is not a DWWM maintained line.

6. UNFINISHED BUSINESS:

UPDATE ON DEPARTMENT OF ENVIRONMENTAL MANAGEMENT RULES:

- Developing standardized department and division rules using Water Department Rules as a model.
- Solid Waste Division Rules are ready to go to public hearing prior to final acceptance and will be scheduled in conjunction with Commission meetings.

DISCUSSION OF FISCAL YEAR 2004-2005 DEPARTMENT OPERATING BUDGET:

- Solid Waste budget adjustments were discussed.

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

- Report was distributed for review and is attached to the original minutes.

DISCUSSION AND DECISION MAKING OF 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 awaiting information from Corporation Counsel.

DISCUSSION AND DECISION MAKING OF RESOLUTION TO ESTABLISH PUAINAKO IMPROVEMENT DISTRICT: Passed by Finance Committee of County Council.

DISCUSSION AND DECISION MAKING OF RESOLUTION TO ESTABLISH KILOHANA IMPROVEMENT DISTRICT: Passed by Finance Committee of County Council.

7. NEW BUSINESS:

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

- Discussed specific capital projects requested by the department and divisions, and position requests.

DISCUSSION OF PROPOSED CAPACITY ASSESSMENT FEE ORDINANCE (attached to original minutes):

- SRF loan requirement.
- It was suggested that the effective date in Section 6 be changed to six months after ordinance approval.
- **Boucher will provide the Commission with the 2004 Capacity Assessment Fee Study prior to next meeting.**

DISCUSSION OF PROPOSED CONNECTION FEE ORDINANCE (attached to original minutes):

- **Frankel moved that this commission support the connection fee bill and advises the council to pass this 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. Witcher seconded the motion. After further discussion, Frankel amended the original motion to revise the second change to read "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" and the motion passed unanimously.

DISCUSSION OF PROPOSED SEWER CONNECTION LOAN PROGRAM ORDINANCE

(attached to original minutes):

- Mandatory language will be re-addressed, Section 21-38 will be revised and discussion will continue at the next commission meeting.

DISCUSSION AND DECISION MAKING OF 2004 NATIONAL RURAL DEVELOPMENT CONFERENCE ATTENDANCE BY COMMISSION MEMBER:

- Commission will make case-by-case recommendations to Director regarding commission member travel requests.
- After discussion, commission made a recommendation to the Department Director that no commission member attend this conference.

DISCUSSION OF COMMISSION MEETING FREQUENCY:

- **Ono moved that the commission go to six meetings annually with the schedule to be set by the Chair. Stahr seconded the motion. After discussion, motion passed unanimously.**
- **Commission Chair Smith will provide a tentative meeting schedule for the remainder of the year at the next meeting.**

8. FUTURE AGENDA ITEMS:

- Discussion of Department policy restricting C&D disposal at all County solid waste facilities.

9. ANNOUNCEMENTS

- Mayor Kim has nominated Samuel Sumner and Arnold T. Okamura to the Commission (nomination letter to Council attached to original minutes).

FUTURE COMMISSION MEETINGS

- Wednesday, March 24, 2004, 9:00 a.m. – 12:00 p.m. Kona Police Department Conference Room, 74-5221 Queen Ka`ahumanu Highway, Kailua-Kona, Hawai`i 96740
- **Wednesday, April 28, 2004 meeting has been cancelled.**

10. ADJOURNMENT

Ono moved to adjourn. Frankel seconded and motion was carried unanimously. Meeting adjourned at 11:42 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).