

**STATE OF HAWAII
HAWAII COMMUNITY DEVELOPMENT AUTHORITY
KAKAAKO MEETING**

Wednesday, February 1, 2023

MINUTES

I. CALL TO ORDER/ROLL CALL

The Hawaii Community Development Authority (“Authority” or “Board”), a body corporate and a public instrumentality of the State of Hawaii, met virtually (utilizing the state-supported Zoom Meeting platform) for a Regular meeting on February 1, 2023.

Chairperson Chason Ishii called the February 1, 2023, HCDA Kakaako Authority Regular meeting to order at 10:01 a.m.

Acknowledgement that the Meeting is Being Convened Virtually

Executive Director Craig Nakamoto reiterated the wording contained in the Meeting Agenda regarding the guidelines and directives provided by Section 92-3.7, Hawaii Revised Statutes, to enable public boards and commissions to conduct business virtually with a meeting site open to the public.

About the foregoing, Mr. Nakamoto reiterated wording contained in the Meeting Agenda, noting that the HCDA welcomes public attendance via the Zoom link provided and also at the meeting site, located at The American Brewery Building, 547 Queen Street, 2nd Floor Board room, Honolulu, Hawaii 96813. He noted that the meeting would be live streamed on the HCDA’s YouTube Channel contained in the Meeting Agenda, and that the HCDA also welcomed public comment and public participation via submission of written and/or oral testimony. Mr. Nakamoto stated that individuals, if any, from the public who had requested to provide testimony were on standby and would be permitted to speak during the public testimony session of the specific agenda item.

Chair Ishii conducted the roll call. Those present were as follows:

Members Present: Peter Apo, Vice Chairperson
Sterling Higa
Melissa Miranda-Johnson, DOT (Ex Officio)
Craig Hirai, DPP (Ex Officio)
Mary Alice Evans, DBEDT (Ex Officio)
Kevin Sakoda
Chason Ishii, Chairperson
Sabrina Nasir, B&F (Ex Officio)

Members Excused: Phillip Hasha

Legal Counsel: Kelly Suzuka, Deputy Attorney General

Staff Present: Craig Nakamoto, HCDA Executive Director
Garet Sasaki, HCDA Administrative Services Officer
Francine Murray, HCDA Community Outreach Officer
Tommylyn Soares, HCDA Executive Secretary

A quorum was present.

II. APPROVAL OF MINUTES
Regular Meeting Minutes of January 4, 2023

Chair Ishii asked for comments or corrections. There were none. The meeting minutes were approved as presented.

III. DECISION MAKING
Consider Adopting Hearing Officer Wayne Nasser’s Recommended Findings of Fact, Conclusions of Law and Decision and Order in the Following Consolidated Contested Case Hearing Matter: Docket No. ACC-2017-01 in Re Petition of the Golden Eagle Marine Charter Services Corp.

The Authority may convene in executive session pursuant to HRS §92-5(a)(4) to consult with the Board’s attorney on questions and issues pertaining to the Board’s powers, duties, privileges, immunities and liabilities.

Chair Ishii provided an overview of this matter. Chair Ishii asked Executive Director Nakamoto if the parties were able to settle this matter in mediation since the Authority’s last meeting, January 4, 2023.

Executive Director Nakamoto stated the parties have not entered mediation and have not been able to settle this matter.

Chair Ishii polled the board members to affirm that those participating in decision making have reviewed the record, the hearing officer’s recommended Findings of Fact, Conclusions of Law, and Decision and Order, and were either present, or reviewed, the arguments made by the Petitioner’s counsel and Respondent’s counsel during the January 4, 2023, Kakaako Authority meeting.

Chair Ishii, Vice Chair Apo, and Members Higa, Miranda-Johnson, Hirai, Evans, and Sakoda affirmed. Member Nasir did not affirm and stated she will abstain from voting.

Public Testimony

There were no inquiries to provide verbal testimony, and no written testimonies were received.

MOTION:

Chair Ishii asked for a motion for the Authority to adopt the Hearings Officer Wayne Nasser’s Recommended Findings of Fact, Conclusions of Law and Decision and Order in the Following Consolidated Contested Case Hearing Matter: In Re Petition of the Golden Eagle Marine Charter Services Corp., Docket No. ACC-2017-01.

Vice Chair Apo motioned. Member Higa seconded.

Chair Ishii asked if there was any discussion on the motion.

There was no discussion from board members.

ED Nakamoto conducted the roll call vote. Chair Ishii, Vice Chair Apo, and Members Higa, Miranda-Johnson, Hirai, Evans, and Sakoda voted aye, Member Nasir abstained from voting, and Member Hasha was excused. Motion passed with 7 ayes, 1 abstained, and 1 excused.

IV. REPORT OF THE EXECUTIVE DIRECTOR

Monthly Report and Other Status Reports

Approved permit applications that did not require HRS §206E-5.6, public hearings.

Executive Director Nakamoto noted the exhibit regarding the Honuakaha Limited Partnership Metrics and highlighted some of the information regarding that partnership.

There were no comments or questions by board members.

Public Testimony

There were no inquiries to provide verbal testimony, and no written testimonies were received.

V. ADJOURNMENT

Chair Ishii thanked those who joined the meeting on Zoom and then adjourned the meeting at 10:15 a.m.



Sterling Higa, Secretary

March 1, 2023

Date Board Approved