

C. Kimo Alameda, PhD.
Mayor



John Pelletier
Vacant
Heather Korotie
Vacant
Charles Young, Chair
Nancy Pisicchio, Vice-Chair
Charla Thompson
David Huerta
Roselyn Molina

County of Hawai'i

KONA COMMUNITY DEVELOPMENT PLAN ACTION COMMITTEE

Aupuni Center • 101 Pauahi Street, Suite 3 • Hilo, Hawai'i 96720
(808) 961-8288 • Fax (808) 961-8742

NOTICE OF PUBLIC MEETING

NOTICE IS HEREBY GIVEN of the following matters to be considered by the Kona Community Development Plan (CDP) Action Committee in accordance with the provisions of Section 92-7, Hawai'i Revised Statutes (HRS). This meeting will be held in-person at the location listed in this notice and by Interactive Conference Technology (ICT) through Zoom.

DATE: Tuesday, March 11, 2025
TIME: 12:00-2:00 p.m.
IN PERSON LOCATION: West Hawai'i Civic Center, B2 Conference Room
74-5044 Ane Keohokalole Hwy
Kailua-Kona, HI 96740
ONLINE/ZOOM:

<https://www.zoomgov.com/meeting/register/h0FEnqdHQ1u34NC9HHLQ9w>

NOTICE REGARDING PUBLIC TESTIMONY: The public may provide oral testimony at the meeting by joining Zoom or attending in-person at the physical location listed above. Although not required, to register in advance for oral testimony please contact staff at cdp@hawaiiicounty.gov or (808) 961-8288. Pursuant to Section 92-3, HRS, interested persons who want to provide oral testimony may do so either at the time the committee takes public statements on the agenda, or at the time the specific agenda item is called. Please note that public testimony may be limited to three (3) minutes in length per agenda item. In addition, although not required, to ensure timely delivery of written testimony to committee members, it is requested that written testimony be submitted by 4:30 p.m. at least two business days prior to the meeting via email to cdp@hawaiiicounty.gov. When submitting written testimony, please specify for which agenda item written testimony is being submitted. All written testimony will be a part of the public record.

NOTICE REGARDING INTERACTIVE CONFERENCE TECHNOLOGY (ICT): A meeting held by ICT shall be automatically recessed for up to 30 minutes to restore communication when audiovisual communication cannot be maintained with all members participating in the meeting or with the in-person location identified in this notice. The meeting may reconvene when either audiovisual communication is restored, or audio-only communication is established after an unsuccessful attempt to restore audiovisual communication. If it is not possible to reconvene the meeting as provided in this subsection within 30 minutes after an interruption to communication, the meeting will be automatically terminated.

AGENDA

- I. CALL TO ORDER & ROLL CALL**
- II. APPROVAL OF THE MINUTES:** The Action Committee will consider approving the draft minutes for the Kona CDP Action Committee Meeting on February 11, 2025.
- III. PUBLIC TESTIMONY ON AGENDA ITEMS:** The public may provide verbal testimony at the meeting by joining the Zoom meeting or attending in-person. Please register to testify by contacting cdp@hawaiiicounty.gov. Comments may be made either during the public comment portion of the agenda or just prior to the relevant business item. With discretion of the Chair of the CDP Action Committee, comments may be limited to three (3) minutes in length per agenda item. Written testimony may be submitted via email at cdp@hawaiiicounty.gov or in person at the Hilo or Kona Planning Department, up to two (2) business days prior to this meeting (see the Notice Section below).
- IV. BUSINESS:**
 - 1. Kealahou Regional Park Update** – Update from Action Committee members and discussion regarding any actions the Committee may pursue.
 - 2. Leeward Planning Commission Testimony Update** – Vice Chair Pisicchio and Committee member John Pelletier to provide update on the Leeward Planning Commission meeting.
 - 3. State Legislature Testimony** – Discussion and potential action on whether the Action Committee should submit testimony to State Legislature on bills relevant to the Kona Community Development Plan.
 - 4. Update on SB869 SD1 & HB686 HD1** – Vice Chair Pisicchio to provide update on the status of the bills at the current legislative session.
- V. PROPOSED NEW BUSINESS:** Action Committee members will discuss potential agenda items for the next meeting.
- VI. ANNOUNCEMENTS:**
 - On February 18, 2025, the County Council Policy Committee on Planning, Land Use, and Economic Development created an Ad Hoc Committee to analyze the effectiveness of the CDP Action Committee structure as noted in Communication 120.
 - Homelessness & Housing Fund Survey – The Office of Housing & Community Development & SAS Services, LLC would like to hear from you about issues, needs, and solutions for homelessness in your community. Visit: <https://www.surveymonkey.com/r/HHFHawaii>
 - The Final Recommended Draft General Plan 2045 has been submitted to the Planning Commission. The Planning Commission will continue discussions and actions on the following date. More information can be found here: <https://www.planning.hawaiiicounty.gov/about-us/boards-committees/planning-commission-applications>
 - Windward Planning Commission: March 10, 2025 at 9:00am
 - The Planning Department is currently seeking applicants for the Kona CDP Action Committee and the Cultural Resources Commission and requests assistance in spreading the word to

interested community members. The application can be found on the Mayor's office website at: <https://www.hawaiicounty.gov/our-county/boards-commissions-application>

VII. ADJOURNMENT

This agenda and all related documents are available in the Planning Department's Kona Community Development Plan Action Committee folder via the County of Hawai'i Public Documents Repository: <https://records.hawaiicounty.gov/weblink/Browse.aspx?dbid=1&startid=9059&row=1&cr=1>. These documents may also be requested from the Planning Department by calling (808) 961-8288 or emailing cdp@hawaiicounty.gov. The recorded video of this meeting will be uploaded to the Planning Department's YouTube channel: <https://www.youtube.com/@cohplanningdepartment>

NOTICE: The purpose of the public hearings is to afford all interested persons a reasonable opportunity to be heard on the above items. A person desiring to submit oral or written testimony shall indicate their name and whether the testimony is on their behalf or as a representative of an organization or individual. Written testimony can be submitted via email or hard copy. Hard copies should include an original and nine copies and be submitted no later than 4:30pm two business days prior to the meeting.

Anyone who requires an auxiliary aid or service, other reasonable modification, or language interpretation to access this meeting please contact the Planning Department at (808) 961-8288 or cdp@hawaiicounty.gov as soon as possible, but no later than five business days prior to the meeting date, to arrange for accommodations. If a response is received after the five-business days deadline, we will try to obtain the auxiliary aid/service or accommodation, but we cannot guarantee that the request will be fulfilled. "Other reasonable modification" refers to communication methods or devices for people with disabilities who are mentally and/or physically challenged. Upon request, this notice is available in alternate formats such as large print, Braille, or electronic copy.

If you are a lobbyist, you must register with the Hawai'i County Clerk within five days of becoming a lobbyist. (Article 15, Section 2-91.3(b), Hawai'i County Code). A lobbyist means, "any individual engaged for pay or other consideration who spends more than five hours in any month or \$275 in any six-month period for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials." (Article 15, Section 2-91.3(a)(6), Hawai'i County Code). Registration forms and expenditure report documents are available at the Office of the County Clerk-Council, 25 Aupuni Street, Hilo, Hawai'i 96720.

KONA CDP ACTION COMMITTEE

Meeting Packet QR Code:



1 KONA COMMUNITY DEVELOPMENT PLAN
2 ACTION COMMITTEE
3 COUNTY OF HAWAI'I

4 DRAFT MINUTES
5 February 11, 2025

6 **CALL TO ORDER**

7 Chair Charles Young called the Kona Community Development Plan (CDP) Action Committee
8 (AC) to order at 12:01 p.m. This meeting was held in person at the West Hawai'i Civic Center, B2
9 Conference Room and online via the Zoom platform.

10 The full YouTube video of this meeting can be found here:
11 <https://www.youtube.com/watch?v=zf7CF8d7b10&t=4557s>

12 **ROLL CALL**

13 Members Present (in person): Charles Young (Chair), Nancy Pisicchio (Vice Chair), John Pelletier,
14 and Charla Thompson

15 Members Present (via Zoom): David Huerta

16 Members Absent: Roselyn Molina

17 County Staff Present (in person): Kawelo Kalili

18 County Staff Present (via Zoom): Maryam Palam, Janice Hata, Jessica Lahip, and Shantel Miller

19 There were approximately 7 members of the public in attendance (2 in person and 5 via Zoom).

20 **APPROVAL OF MINUTES**

21 Committee member John Pelletier moved to approve the minutes from the January 14, 2025,
22 meeting as drafted. Nancy Pisicchio seconded the motion. The motion passed unanimously. [SEE
23 *YOUTUBE TIMESTAMP 5:32*]

24 **BUSINESS:**

25 **1. Kealakehe Regional Park Update** – Update from Action Committee members and discussion
26 regarding any actions the Committee may pursue. [SEE *YOUTUBE TIMESTAMP 6:01*]

27 Committee member Pelletier noted that the AC had previously sent a letter to the former Parks and
28 Recreation (P&R) Director but did not receive a response. A new letter has been sent to the current
29 director, but the AC has yet to receive a reply. The Planning Department shared that the County is
30 working on the Capital Improvements Program (CIP), where the Kealakehe Regional Park is
31 expected to be listed. Once the CIP is reviewed by the Council and made public, the AC can
32 advocate for the project. Vice Chair Pisicchio highlighted the need to track past funding allocated
33 to the project, while committee member Thompson discussed water issues at Old A's and
34 Kealakehe. Planning suggested that the AC designate members to work with CIP staff on park
35 budgets. Vice Chair Pisicchio also raised concerns about the park's reliance on recycled water and

the next steps to address the issue. Committee member Pelletier will follow up with the Hawai'i State Archives regarding the park land.

This item concluded at 12:33 p.m.

2. Leeward Planning Commission Testimony Update – Vice Chair Pisicchio and Committee Member John Pelletier gave an update on the January 16, 2025, Leeward Planning Commission meeting, where they provided oral testimony on behalf of the committee. [SEE YOUTUBE *TIMESTAMP 31:43*]

Vice Chair Pisicchio and committee member Pelletier testified at the January Planning Commission meeting regarding the Hokuli'a reclassification proposal. They opposed the reclassification from Agricultural to Rural due to concerns that urban sprawl would conflict with the CDP. Planning Director Jeff Darrow confirmed that the change was made under the previous administration, stated he did not support it, and listed it among revisions to be addressed. The Planning Department ultimately recommended keeping the classification as is, aligning with the AC's position. Vice Chair Pisicchio also highlighted the importance of addressing overlooked issues in the General Plan, emphasizing the need for infrastructure mandates alongside high-density zoning. Committee member Pelletier attempted to advocate for TOD classification in North Kona but found limited engagement from the Commission. Despite challenges, the AC saw some success in influencing planning decisions and aims to continue advocating for better community engagement and infrastructure planning.

3. State Legislature Testimony – Discussion and potential action on whether the Action Committee should submit testimony to State Legislature on bills relevant to the Kona Community Development Plan. [SEE YOUTUBE *TIMESTAMP 41:33*]

Two bills, Senate Bill 869 and House Bill 869, aim to bring neighborhood boards under the same Sunshine Law requirements. Efforts to gain support included outreach to the South Kohala and Ka'u CDP Action Committees, both of which responded positively and submitted testimony. The Senate bill was initially deferred but later passed with amendments following clarification from the Office of Information Practices (OIP) and the Public First Law Center. Overall, the response to the bills has been supportive.

The discussion centered on concerns about proposed legislation that would weaken state oversight of land reclassification from Agricultural to Rural by removing the State Land Use Commission from the approval process and granting counties greater control. Speakers warned this could lead to unchecked urban expansion, inadequate infrastructure, and environmental harm. They emphasized the importance of state-level scrutiny for responsible development and sustainability. Additionally, concerns were raised about the loss of agricultural land and its effects on rainfall, watershed restoration, and long-term planning. Some participants expressed interest in researching these issues, addressing them through community development efforts, and exploring ways to oppose such legislative changes.

PROPOSED AGENDA ITEMS FOR NEXT MEETING: [SEE YOUTUBE *TIMESTAMP 1:11:53*]

1. Kona Watershed and Kealakehe WWTP.

- 76 2. Kealahou Regional Park
- 77 3. SB 869 and HB 686 Update
- 78 4. Water Issues
- 79 5. General Plan Update

80 **ADJOURNMENT**

81 The meeting was adjourned at 1:44pm. [*SEE YOUTUBE TIMESTAMP 1:43:45*]

82 These minutes and all related documents are available in the Planning Department's Kona
83 Community Development Plan Action Committee folder via the County of Hawai'i [Public](#)
84 [Documents Repository](#). These documents may also be requested from the Planning Department by
85 calling (808) 961-8288 or emailing cdp@hawaiicounty.gov.

Ashley L. Kierkiewicz
County Council District IV

*Policy Committee on Planning, Land
Use, and Economic Development – Chair*



(808) 961-8265
ashley.kierkiewicz@hawaiicounty.gov

*Policy Committee on Public Works
and Mass Transit - Vice Chair*

HAWAI'I COUNTY COUNCIL

25 Aupuni Street • Hilo, Hawai'i 96720

MEMORANDUM

DATE: January 28, 2025

TO: Dr. Holeka Goro Inaba, Council Chairperson
And Members of the Hawai'i County Council

FROM: *KJ for* Ashley L. Kierkiewicz, Council Member

SUBJECT: Formation of an Ad Hoc Committee Relating to Community Development Plan Action Committees

Pursuant to Rule No. 7 (Ad Hoc Committees) of the Hawai'i County Council Rules of Procedure and Organization, I am requesting the creation of an Ad Hoc Committee to make recommendations regarding Community Development Plan (CDP) Action Committees. I respectfully request placement of this item on the February 18, 2025 Committee agenda.

Chapter 16 of the Hawai'i County Code establishes Action Committees to implement CDPs adopted by the County Council. Article 3 of this chapter outlines Action Committee membership, tenure, duties, and responsibilities. Currently, six communities have adopted a Community Development Plan – Hamākua, Ka'ū, Kona, North Kohala, Puna, and South Kohala.

To ensure compliance with HRS 92-2.5(b)(1)(A), the February 18, 2025 Committee meeting shall serve as the formal notice of the "assignment" of this ad hoc committee. I am recommending this ad hoc committee be composed of four Council Members (to be determined during the February 18, 2025 Committee meeting), along with representatives from the Planning Department, Corporation Counsel, and the Mayor's Office. The purpose of the ad hoc is to analyze effectiveness of the Action Committee structure; conduct interviews with past and current Action Committee members, as well as Planning Department staff; review models of community-local government collaboration within Hawai'i and in other municipalities; develop recommendations to enhance community representation, engagement in County matters, and the capacity of communities to address local issues and implement plans at a regional or neighborhood level.

Findings and recommendations from the ad hoc committee will be compiled into a single communication for Council Members' review. I am requesting 30 minutes to discuss this request and to select members of this ad hoc committee. Mahalo nui.

AK/kj

CC: Jeff Darrow (Planning Director)
Renee Schoen (Corporation Counsel)
William Brilhante & Merrick Nishimoto (Mayor's Office)

Comm. No. 120
Ref. To: PCPLUED
Ref. Date: JAN 29 2025

2025 JAN 28 PM 2:20
COUNTY OF HAWAII

C. Kimo Alameda, PhD.
Mayor



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February 11, 2025

The Honorable David A. Tarnas, Chair
House Committee on Judiciary & Hawaiian Affairs
Hawaii State Capitol, Conference Room 325
415 South Beretania Street
Honolulu, Hawai'i 96813

RE: Testimony in Support of HB686: RELATING TO COMMUNITY OUTREACH BOARDS.

Dear Chair Tarnas and Members of the Committee,

I am Charles Young and chair the Kona Community Development Plan Action Committee. I am writing to ask for your support of HB686: RELATING TO COMMUNITY OUTREACH BOARDS. On January 14, 2025, the Kona Community Development Plan Action Committee voted unanimously to support this measure.

Since the creation of the County of Hawaii's advisory CDP Action Committee Program in 2009 we have had to convene our meetings under the strict regulatory Sunshine Law requirements required of all decision-making bodies, such as the County Council.

HB686 proposes to make minor updates to Part VII Chapter 92.81 related to Neighborhood Boards. In addition, HB686 proposes the adoption of a new state-wide generic definition for community outreach boards under 92-2 HRS.

The Kona CDP Action Committee believes the passage of HB686 will greatly increase the ability of all Hawai'i County's CDP Action Committees to better serve our communities and encourage public participation in local government.

Mahalo,


Charles Young (Feb 11, 2025 08:13 HST)
Charles Young, Chair
Kona CDP Action Committee



COUNTY
OF HAWAII

Communication No. 2025-05

HOMELESSNESS & HOUSING FUND SURVEY

The Office of Housing & Community Development & SAS Services, LLC would like to hear from you about issues, needs, and solutions for homelessness in **your** community.



Scan the QR code or visit:

<https://www.surveymonkey.com/r/HHFHawaii>



Please complete by **March 14, 2025**. Mahalo!

404046 1.DOC

identified as "Kealakehe Wastewater Reclamation Field, North Kona Golf Course and/or Public Park," containing an area of 193.547 acres, vehicle access shall not be permitted into and from Queen Kaahumanu Highway over and across Courses 1, 2 and 4 to 19, inclusive, subject however to perpetual non-exclusive sanitation easement, perpetual non-exclusive access and utility easement, portion of perpetual non-exclusive access and utility easement, and perpetual non-exclusive slope easement, more particularly described in Exhibit "A" and delineated on Exhibit "B," both of which are attached hereto and made parts hereof, said exhibits being respectively, a survey description and survey map prepared by the Survey Division, Department of Accounting and General Services, State of Hawaii, being respectively designated C.S.F. No. 25,022 and H.S.S. Plat 321-A both dated December 13, 2010.

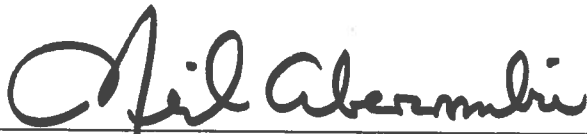
SUBJECT, HOWEVER, to the condition that upon cancellation of this executive order or in the event of non-use or abandonment of the premises or any portion thereof for a continuous period of one (1) year, or for any reason whatsoever, the County of Hawaii shall, within a reasonable time, restore the premises to a condition satisfactory and acceptable to the Department of Land and Natural Resources, State of Hawaii.

SUBJECT, FURTHER, to disapproval by the Legislature by two-thirds vote of either the Senate or the House of Representatives or by majority vote of both, in any regular or special session next following the date of this Executive Order.

SUBJECT, FURTHER, that the County of Hawaii shall indemnify, defend, and hold the State of Hawaii, Department of Land and Natural Resources harmless from and against all actions, suits, damages, and claims by whomsoever brought or made relating to or arising out of: (i) that certain Development Agreement for Construction and Operation of a Golf Course in North Kona, Hawaii dated February 20, 1991, made by and between the County of Hawaii and Kealakehe Associates, Inc.; and (ii) that certain Agreement for Lease of Real Property Set Aside to the County of Hawaii by the State of Hawaii dated February 20, 1991, made by and between the County of Hawaii and Kealakehe Associates, Inc. covering the premises.

This executive order does not authorize the recipient of the set aside to sell or exchange or otherwise relinquish the State of Hawaii's title to the subject public land.

IN WITNESS WHEREOF, I have hereunto set my hand and
caused the Great Seal of the State of Hawaii to be affixed.
Done at the Capitol at Honolulu this 24th day of
January, 2011.



NEIL ABERCROMBIE

Governor of the State of Hawaii

APPROVED AS TO FORM:


COLIN J. LAU
Deputy Attorney General

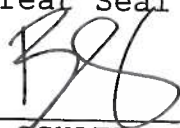
Dated: 1/10/11

STATE OF HAWAII

Office of the Lieutenant Governor

THIS IS TO CERTIFY That the within is a true copy of
Executive Order No. 4355 setting aside land for public
purposes, the original of which is on file in this office.

IN TESTIMONY WHEREOF, the Lieutenant
Governor of the State of Hawaii, has
hereunto subscribed his name and caused
the Great Seal of the State to be affixed.



BRIAN SCHATZ

Lieutenant Governor of the State of Hawaii

DONE in Honolulu, this 11th day of
March, A.D. 2011

REDUCED NOT TO SCALE

Reid K. Siarot - State Land Surveyor

Kealahou, North Kona, Island of Hawaii, Hawaii
Scale: 1 inch = 300 feet
December 13, 2010

1950-1951

EXHIBIT "B"



Executive Order No. 3665

Setting Aside Land for Public Purposes

By this Executive Order, I, the undersigned, Governor of the State of Hawaii, by virtue of the authority in me vested by Section 171-11, Hawaii Revised Statutes, and every other authority me hereunto enabling, do hereby order that the public land hereinafter described be, and the same is, hereby set aside for the following public purposes:

FOR KEALAKEHE WASTEWATER RECLAMATION FIELD AND NORTH KONA GOLF COURSE, to be under the control and management of the Department of Public Works, County of Hawaii, a political subdivision of the State of Hawaii, situate at Kealakehe, North Kona, Island of Hawaii, Hawaii, and identified as follows:

Being a portion of the Government Land of Kealakehe, and being all of Lot 25 of the Villages of Laiopua, Phase I as shown on File Plan 2128 filed in the Office of the Bureau of Conveyances of the State of Hawaii and containing an area of 193.547 acres, more or less, Subject, However, to Easement 1 for Sanitary Sewer Purposes affecting Lot 25 as shown on File Plan 2128 and containing an area of 46,262 square feet, more or less;

Subject, also, to Easement 2 for All Purposes (80.00 feet wide) of Kealakehe Parkway, Phase I as shown on File Plan 2067 affecting Lot 25 as shown on File Plan 2128 and containing an area of 34,052 square feet, more or less.

All more particularly described on Exhibit "A" and delineated on Exhibit "B," both of which are attached hereto and made parts hereof, said exhibits being respectively, a survey description prepared by the Survey Division, Department of Accounting and General Services, State of Hawaii, designated as C.S.F. No. 22,250 and dated February 9, 1995, and said map being File Plan 2128.

SUBJECT, HOWEVER, to the following conditions established by Board of Land and Natural Resources approval of March 8, 1991:

1. The County of Hawaii shall comply with all applicable statutes, ordinances, rules and regulations of the Federal, State and County of Hawaii governments; and
2. All building construction, grading and landscaping, shall be in full compliance with all statutes, ordinances, rules and regulations of the Federal, State and County of Hawaii governments applicable thereto and in accordance with plans and specifications submitted by the County of Hawaii and/or its contractor to and approved by the Chairperson of the Board of Land and Natural Resources (Chairperson) prior to construction; and

3. The County of Hawaii and/or its contractor shall procure, at its own cost and expense, and maintain during the entire period of this executive order, from an insurance company or companies licensed to do business in the State of Hawaii, a policy or policies of comprehensive public liability insurance, in an amount acceptable to the Chairperson, insuring the State of Hawaii and the County of Hawaii against all claims for personal injury, death and property damage; that said policy shall cover the entire executive order area, including all improvements and grounds and all roadways or sidewalks on or adjacent to the executive order area in the control or use of the County of Hawaii and/or its contractor. The County of Hawaii and/or its contractor shall furnish a like certificate upon each renewal of such policy, each such certificate to contain or be accompanied by an assurance of the insurer to notify the State of Hawaii of any intention to cancel any such policy sixty (60) days prior to actual cancellation; and

4. The County of Hawaii and/or its contractor shall indemnify and hold the State of Hawaii harmless from and against any loss, liability, claim or demand for property damage, personal injury and death arising out of any act or omission of the County of Hawaii, its contractor, its successors, assigns, officers, employees, and/or agents under this executive order or relating to or connected with granting of this executive order; and

5. In the event that any unanticipated sites or remains, such as shell, bone or charcoal deposits, human burials, rock or coral alignments, pavings or walls are encountered during construction, the County of Hawaii and/or its contractor shall stop work immediately and contact the State Historic Preservation Program, Department of Land and Natural Resources in Honolulu at 548-0047; and

6. The County of Hawaii and/or its contractor shall deliver to the Chairperson of the Board of Land and Natural Resources, the premium sum of SIX MILLION DOLLARS (\$6,000,000), in legal tender of the United States of America, upon the contractor's receipt of the Notice to Proceed from the County of Hawaii; and

7. The County of Hawaii shall deliver to the Department of Land and Natural Resources an amount equal to twenty percent (20%) of the rent payable by the contractor to the County of Hawaii. The contractor's rental payment to the County of Hawaii is equal to three and six-tenths percent (3.6%) of the contractor's "total gross revenues." Payment shall be due from the County of Hawaii within thirty (30) days after receipt of rental payment from the contractor; and

8. The County of Hawaii shall submit to the Chairperson a copy of the report as detailed in Paragraph 11, Accounting found on pages 32 and 33 of the Development Agreement for Construction and Operation of a Golf Course in North Kona, Hawaii (Request for Proposal No. 1327); and

9. The County of Hawaii shall submit to the Chairperson or his designated representatives all minutes and reports of the review board, which shall be appointed by the Mayor, to assist the County of Hawaii in reviewing operation and maintenance of the golf course; and

10. The County of Hawaii shall not rent or sublet the whole or any portion of the interest or rights granted by this executive order, except as provided herein upon the prior written approval of the Board of Land and Natural Resources; and

11. The County of Hawaii and/or its contractor shall not mortgage, hypothecate, or pledge any interest in this executive order without the prior written approval of the Chairperson and any mortgage, hypothecation or pledge without the Chairperson's approval shall be null and void; and

12. The County of Hawaii in coordination with the State Housing Finance and Development Corporation shall be responsible for the subdivision of the subject parcel; and

13. The County of Hawaii and/or its contractor shall at its own expense (and at no cost to the State), comply with the requirements of Chapter 343, Hawaii Revised Statutes, if required, prior to the subdivision of the area in question; and

14. Upon cancellation of this executive order, or in the event of non-use or abandonment of the premises or any portion thereof for a continuous period of one (1) year, or for any reason whatsoever, the County of Hawaii shall, within a reasonable time, restore the premises to a condition satisfactory and acceptable to the Department of Land and Natural Resources, State of Hawaii; and

SUBJECT, FURTHER, to disapproval by the Legislature by two-thirds vote of either the Senate or the House of Representatives or by majority vote of both, in any regular or special session next following the date of this Executive Order.

In Witness Whereof, I have hereunto set my hand
and caused the Great Seal of the State of Hawaii to be affixed.
Done at the Capitol at Honolulu this 18th day of
July, Nineteen Hundred and 95

14315

Approved as to form:

William M. Larr
Deputy Attorney General

Dwight J. Cayetano
Governor of the State of Hawaii

Dated: 6/16/95