

Hulopo'e Beach Park Council Meeting

Lana'i Senior Citizens Center
Thursday, September 21, 2017
MINUTES

SUMMARY OF MINUTES

- A. Safety Concerns – No proper signage posted at beach. For safety reasons, an audience suggested investing in Rescue Tubes. A retired Lifeguard also suggested the Northshore Lifeguard Association may be able to donate the tubes. Will follow up.

- B. Activities Update - Four Seasons – Toyota Group – requesting for a Family Fun Day event on Wed. July 17, 2018. Plan to hold the event on the sand area close to the Four Seasons Kiosk. Permitting from the State and Pulama pending.

- C. Sections of Beach – Concerned community member observed Trilogy guests are not staying in their designated area.
Council to review Trilogy's contract with the company and discuss in October's meeting.

- D. Agenda posted on website before meeting – All agreed bullet points of agenda will be included in flyer and posted in website before meeting.
Copy of agenda to be provided to public during meeting

- E. Weekend Non-Resident Campers Permit Restrictions – community member request to restrict weekend non-resident camping.
Pulama representative, Lesley Kaneshiro suggests to hold off and to monitor the volume of campers for now.

- F. Vote to Amendment of HBPC Rules – the vote from August meeting (4) in favor (2) oppose and (1) abstain, majority rules and will carry forward the new rules will be amended according to our discussion in August meeting.

Hulopo'e Beach Park Council Meeting

Lana'i Senior Citizens Center
Thursday, September 21, 2017
MINUTES

Board Members in Attendance

John Dela Cruz	Ella Yumol
Tuma Fauatea	Simon Tajiri
Butch Gima	Michelle Fujie
Jerry Rabaino	Letty Castillo

Board Member(s) Absent

Tammy Sanches

Meeting called to order: 5:00pm

Approval of Minutes: September 21, 2017

Rangers Report: Presented by Ella Yumol for Michael Lopez

<u>Boat Count</u>	<u>Aug 2017</u>	<u>Aug 2016</u>
1. Trilogy	2,379	2032
2. Expeditions Ferry	396	624
3. Paragon	228	292
4. Maui Nui	207	232
TOTAL		

<u>Campers</u>	<u>Aug 2017</u>	<u>Aug 2016</u>
1. Resident	137	(count was not implemented yet)
2. Non-Resident Campers	135	
3. # of Camp Nights	90	
4. # of Reservations	50	
5. Non Resident Sponsorship	89	

Four Seasons Kiosk

Aug 2017

Aug 2016

1. Guests

2,075

5,784

NEW BUSINESS

A. Safety Concerns (Michelle Fujie)

1. Posted Risks Signage – This issue was a concern from a community member regarding Lifeguard, CPR Training, First Aid, Beach Attendant and Emergency Response.

Audience Margaret Peary: Concerned of the conditions and safety. The question is, we have an unguarded beach and who would be responsible for saving lives? Says that Hawaii visitor deaths for drowning and primarily snorkeling is 13x greater than anywhere else in the country. The two most dangerous places are Kauai and Maui. Maui has incorporated their ocean safety and no longer with Parks and Recreation. The chances of a visitor drowning is 75% greater. Says, we can't rely on Maui County for they're not providing Liability Insurance for their guards anymore. It would be partnering with the community and the company. Another option is purchasing some rescue tubes that would be placed on poles. Kaua'i is now using this. These tubes cost \$37.95 online. They've partnered with Rotary Club, Chamber of Commerce, ACE Hardware, etc. The second concern is Emergency Response. It takes 15 minutes for the EMS to come down. Having an Emergency Response group/team available at Manele would definitely save lives.

The Rangers are certified in CPR but says, the Rangers have too many duties, landscaping, cleaning bathrooms and are over at the state harbor, etc. They're not always available.

Tuma F: Expresses that Rangers may be trained but Liability is a big issue and it's not their job to go in the water and rescue. As for their Four Seasons guests, they can only educate and warn them and from there it's their choice.

Audience retired Lifeguard: Says there is no proper signage posted. There are some but they are faded and not in the right places. Agrees with having a rescue tube.

John D..C.: John explained that the Company has been trying to get a permit for a year to get the Park Rules up. The permit for other signs are in process with the County and this is also taking a while.

Michelle F: Closed testimonies from the audience and has allowed the Council to discuss.

Butch G: Agrees with the rescue tubes as they are good for beaches without Lifeguards. Attended a presentation and asked the Lifeguard Supervisors what the cost would be to have Lifeguards. Said you would need 4-6 staff to cover shifts. As a result, the Supervisor suggested looking into the Rescue Tube, however, what's required is an organization (Lanai based) to be responsible and obtain a Liability Insurance. The HBP Council would not be able to take that on for this organizations does not have the capability to provide Liability Insurance.

Tuma F: Added on, early when Four Seasons just started, they provided Boogie Boards as floatation device, however, the lawyer advised that the Boogie Boards won't stand in court as it is a liability issue. As a result, Four Seasons no longer offer Boogie Boards to guests.

Audience: Asked and suggested the Rangers should have Boogie Boards, but again it's a liability and they're too busy with their many duties.

Audience retired Lifeguard: Suggested and asked if it would be okay for the Northshore Lifeguard Association to donate the rescue tubes? They're willing to give \$5,000 to Lanai Community Lifeguard program this year. They could use that money to purchase the rescue tubes. This Lifeguard Association would have the liability insurance.

He will follow up and let the council know.

B. Activities Update (Michelle F. for Noemi B.)

1. Four Seasons – Toyota Group – requesting for a Family Fun Day event on July 17, 2018. Presented by Four Seasons, Jacek Glesmann.

- Jacek G: This event is an incentive program for the top performers of the company. There will be 180 people and half of them are kids. Event will take place on Wed. July 17th from 11am-3pm. Client will bring water slides and games from Maui. No alcohol will be served. Just snacks and soft drinks.
- Jacek provided a map of the beach where the event will take place. It will be on the sand area, closest area to the resort.
- The water slide dimension is 65ft x 35ft. It will be secured to the ground using anchors. Water slide has not been specifically decided where it's going to be but it will be somewhere on the sand area.
- Michelle F/Tuma F: Because the event will take place on the sand area and that would mean it's on the State property, they asked if a permit has submitted to the State.
- Michelle is concerned of the total space this event will occupy.
- Jacek G: Says he submitted a permit application to the County and no response received from the County yet. After learning from the council that it's not the County, he was misinformed. The client needs to know within the next 30 days if it's approved. No Activity permit application was submitted to Pulama Lanai as well.
- Butch G: Suggested to Jacek to submit a Permit Application to Pulama and contact Mike Coelho/Dept. of Land & Natural Resources. The Council would prefer holding this event on the grass area.
- John D.C.: Explained to Jacek what the state controls, up through the high water mark. The Company property is the Beach Park. The Beach Park is separate from the beach.
- Jacek G: Mentions that back in 2010, they had a similar event and it was held on the sand area.
- Michelle F: Reminds Jacek that if this event takes place on the sand it would not be a private event because it's on a public access.

C. Sections of Beach (Michelle Fujie)

1. Trilogy area - concerns that Trilogy members have not been following the protocol and had been occupying other tables that is not reserved for Trilogy guest.

Audience Margaret Peary: Testifies she has been going to the beach for three years, 3 days/week. Says that the Rangers has not been telling the Trilogy guest where to go. Trilogy captains do tell them where to go, however, there was a day she was on the local side she observed Trilogy guest sat wherever they wanted to go. Some captains do direct the guest where to go and some don't. As for the Rangers, they never ask Trilogy guest to move.

Audience Dennis Velasco: Dennis works for Trilogy as an Attendant and ensures he directs the guest where their designated area. Upon arrival, should there be locals or other guests sitting on the Trilogy designated area, he will then ask them kindly to move because those tables are reserved. The Trilogy guest are there from 8am to 3pm. Some of them who are asked to move (Paragon guest) will ask "do you own the beach?" Dennis would of course answer "no, but we pay for the tables".

Jerry R: Jerry made clear to Margaret that there's other boats that comes in that has no contract with the Company. Want to ensure that the guests she's referring to are not Paragon and Maui Nui guests.

Audience Margaret Peary: Insist that who she's talking about is Trilogy's guest. Says the guest takes their chairs and go out to the sand area (past the high water mark)

Ron McO: Clarifies to Margaret that past the high water line is the State property and guests are free to go anywhere past that high water line.

Butch G: Request to Ella a copy of Trilogy's contract to see if it indicates a designated area.

Michelle F: Sections on map will further be discussed in October's meeting. A copy of Trilogy's contract to be provided in next meeting as well. Ella to provide.

D. Responsibilities of Park Rangers – to be tabled to October’s meeting when Noemi is present

E. Agenda posting on website before meeting

1. Michelle request to post the agenda on the website and on the flyer with bullets only
2. Agenda copies provided to public during meeting

F. Weekend Non-Resident Campers Permit Restrictions (Michelle Fujie)

1. This was a request to the Beach Park Council to explore and recommending Pulama to restrict weekend non-resident campers.

Audience Ron McO: Strongly request for Pulama to restrict weekend non-resident camping. Feels the residents should have full ownership of the beach and is unfair to have outsiders take up the beach.

Simon T: Reminds Ron that we just specified that non-residents includes former residents. If we do that, we need to remember the former residents will not be able to camp on the grass area unless they are sponsored.

Butch G: Asks Ron if the non-resident campers are gravitating, meaning taking their tents over the beach?

Ron McO: Answered, they are not taking their tents over, they are occupying the local tables.

Audience: Feels the Rangers are given too many responsibilities that they might not be able to handle.

Butch G: Also feels the Rangers are doing a good job tallying the numbers. Suggests the next meeting, a question should be asked if they see the weekend non-resident camping is a problem. If they say yes, they would have the data and that would support our decision.

Lesley K: Ensures everyone that the holidays are already blocked. The Company has added more grills in the grassy area to keep the campers where they

are. They carefully control the volume of campers they place in each area. The money that are collected from campers goes to offset the expenses the company covers to maintain the cleanliness of the beach park. We don't make money but we continue to make improvements. Feels we should continue to monitor a little bit more.

Michelle F/Ella: Trilogy contract is in the August section of the binder. We will further discuss in next month's meeting.

Butch G: Asked what the status is on the SMA Permit Application for the signage?

Harrilynn/Ella: As per Harrilynn, the application was submitted but has no further information.

Ella will follow up with Lynn McCrory.

OLD BUSINESS

A. Vote to Amendment of HBPC Rules (Michelle Fujie)

1. This vote was tabled from August meeting due to not enough board members to make it conclusive.

Michelle F: On page 9 & 10 of August minutes, Butch Gima proposed to read "Lanai residents shall be authorized to camp without a permit in the resident designated area, limited to a maximum of (5) consecutive days. Temporary workers and or contractors, owners of Lanai property which is not their primary residence and family and friends who may have previously resided on Lanai are not authorize to camp without Lanai resident sponsorship in the resident designated area"

It was moved by Butch Gima and second by Jerry Rabaino. The vote was (4) in favor and (2) Oppose and (1) Abstain.

John D.C. Disagrees to re-vote from August meeting. John says the vote was settled in August. As Lynn McCrory/Sr. VP Government Affairs stated, we don't have a quorum. We need (6) to approve the votes. John stands firm and that vote from August stands. We don't operate under the

Robert's Rules and Procedures. If we should operate under those rules, then it should be incorporated in the Park Rules.

Michelle F: Michelle in disagreement with John's statement. Says, since we now have enough board members to vote, we should move forward and vote. Feels the others that were not present should have the opportunity to voice their opinion.

Butch G: Agrees with John's statement. There was no objection by the members that the vote was not valid, but there was an objection from the audience. He feels it's improper to re-vote. We should discuss in future meetings on how we want to handle this in the future but there's nothing how we operate now that makes the vote invalid.

Michelle F: Announced, the vote from August meeting (4) in favor, (2) Oppose and (1) Abstain, majority rules will carry forward the new rules will be amended according to our discussion in August meeting.

ADJOURNMENT: Meeting adjourned at 6:30pm