SCR158

Measure Title:	AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT MANELE BAY, LANAI, FOR RENOVATION OF MANELE SMALL BOAT HARBOR.
Report Title:	Submerged Lands Lease; Manale Small Boat Harbor
Description:	
Companion:	
Package:	None
Current Referral:	WTL, WAM

Introducer(s): ENGLISH

<u>Sort by</u> Date		Status Text
3/13/2013	S	Offered.
3/19/2013	S	Referred to WTL, WAM.
3/21/2013	s	The committee(s) on WTL has scheduled a public hearing on 03-27-13 10:00AM in conference room 225.

NEIL ABERCROMBIE GOVERNOR OF HAWAII





WILLIAM J. AILA, JR. CHARDERSON BOARD OF LAND AND NATURAL RESOURCES COMMISSION OF WATER RESOURCE MANAGEMENT

ESTHER KIA'AINA

WILLIAM M. TAM DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES BOATING AND OCEAN RECREATION INUEATO OF CONVEYANCES COMMISSION ON WATER RESOURCE MANAGEMENT CONSERVATION AND RESOURCES ENFORCEMENT ENOISEER NG FORESTRY AND WILDLIFE INSTORIC PRESERVATION KAIROLAWE BLAND RESERVE COMMISSION LAND STATE PARKS

STATE OF HAWAII DEPARTMENT OF LAND AND NATURAL RESOURCES

> POST OFFICE BOX 621 HONOLULU, HAWAII 96809

Testimony of WILLIAM J. AILA, JR. Chairperson

Before the Senate Committee on WATER AND LAND

Wednesday, March 27, 2013 10:00 A.M. State Capitol, Conference Room 225

In consideration of SENATE CONCURRENT RESOLUTION 158 AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT MANELE BAY, LANAI, FOR RENOVATION OF MANELE SMALL BOAT HARBOR

Senate Concurrent Resolution 158 authorizes the Board of Land and Natural Resources to lease certain submerged lands at Manele Bay to Coon Brothers Inc. for renovation of the small boat harbor facilities. The Department of Land and Natural Resources (Department) supports this resolution.

The majority of the testimony received by the Department from the Lanai community is in support of this measure. The Department notes that this proposed lease will ensure that the Trilogy Corporation can continue to conduct their business as they have done for the last three decades.

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DATE: Wednesday, March 27, 2013 TIME: 10:00 a.m. PLACE: Conference Room 225

TESTIMONY OF JAMES E. COON SPEAKING IN STRONG SUPPORT OF SCR 158

Chair Senator Solomon, Vice Chair Shimabukuro and Members of the Committee on Water and Land:

My name is Jim Coon and I am speaking in Strong Support of HCR 208. My brother Randolph and I own Coon Brothers, Inc., through which we own three operating companies under the DBA of TRILOGY EXCURSIONS that operate tour boats from berth 24 and an adjoining loading dock at Manele Small Boat Harbor. We built the dock and the rock groin on which it sits years ago at no cost to the state. We have also maintained it until the Japanese Tsunami destroyed it.

SCR 158 is in response to the suggestion that the Trilogy Loading Dock at the entrance to Slip 24 in Manele Small Boat Harbor which we built with full agreement from the State and with our own funds but was damaged by the Japanese Tsunami of 2011, be converted to a public loading zone and dock if State funding were used. The change would marginalize if not eliminate our ability to continue use of the berth and loading dock at the level we require. A public loading zone would be open to all for up to thirty minutes throughout the day. This would block access to our assigned berth and prevent its use by our other vessels. This would cause ripples of conflict elsewhere in the harbor if Trilogy were forced to relocate one or more of its vessels to the existing public loading dock at berth 1. In sum, efficient use of the assigned berth would be lost and with it our prospects for continued financial success and ability to continue our Lanai operations. We have been present on Lanai for 40 years and hope our company will continue to prosper for another four decades. To this end we have requested and the Board has authorized the Chair to grant us a 35 year term on these submerged lands. We have seen how quickly time can pass. We know also the time required to amortize investment of the magnitude we have made for the benefit of Lanai.

The Board of Land and Natural Resources at a regular scheduled meeting on Friday, March 22, 2013 voted unanimously to grant a 35 year non exclusive easement to Coon Brothers, Inc. for the submerged lands which would be occupied by our three vessels and loading dock.

Finally, we have provided long term, stable employment to the people of Lanai for decades. My brother and I are mentoring our adult children to take control of this, our family business and continuing serving our community. This requires investment of both human resources and financial capital.

We are blessed to have great employees and adult children who share our commitment to the Lanai Community. A long term lease will provide stability, and secure our ability, directly and through a 3rd generation of our family, to serve the Lanai Community.

We humbly request you to pass SCR 158.

Respectfully submitted.

James E. Coon, CEO

808-870-9115

Aloha Chair Solomon, Vice Chair Shimabukuro and Committee Member,

My name is Solomon P. Kaho'ohalahala. I am a lifelong resident of the island of Lāna'i. Our 'ohana mo'okū'auhau traces back to the 14th Century when Ka'ululā'au, successfully eliminates the ghosts of Lāna'i, thereby rendering it habitable. Since that time, Lāna'i is the only place that we have called home.

I am in support of <u>SCR 158</u> AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT MANELE BAY, LANAI, FOR RENOVATION OF MANELE SMALL BOAT HARBOR

I have known the Coon 'ohana since 1974. Their trimaran operated the Trilogy Excursions from Lahaina to the Manele Small boat harbor on Lana'i. In their 40 years of service to their guests and more importantly, to the people of Lāna'i, they have become a part of the fabric of our community. Their commitment is demonstrated in their contributions to the people of Lana'i and their island home. Their Manele shaded pavilion is made available for 'ohana gatherings and special community events at no cost. Passenger van services are made available to help families in times of need at no cost. The Trilogy Corporation has provided employment opportunities to generations of families over their 40year tenure. They continue to assist families with boating requirements for burials conducted at sea at no cost. They provide ocean educational excursions for the children of Lana'i at no cost. The Trilogy Corporation continues to make monetary contributes for the care and maintenance of the beautiful Hulapō'eo Marine Conservation District and Beach Park. They are community stewards supporting environmental care for our streets, highways and shorelines. And who can forget the smiling faces on Turkey Day, when the Coon 'Ohana provides a holiday turkey for the families of Lāna'i. Culturally sensitive to what makes Lāna'i special, adding to the enrichment and values of community and steeped in 40 years of service excellence, the Coon 'ohana is truly a part of Lana'i, our community and this place we call home. This SRC 158 will allow them to continue their place on Lana'i.

In these changing times, Lāna'i can surely benefit from support that is stable, farreaching and generational. The Coon 'ohana deserves to be a part of Lāna'i, its pulse and a true sense of place. Mahalo for your kōkua.

'O wau no me ka 'oia 'i'o,

Solomon P. Kahoʻohalahala Lānaʻi City, HI 96763 3/26/13 9:12 AM

PUBLIC DESCRIPTION

NOTICE OF HEARING

DATE: Wednesday, March 27, 2013 TIME: 10:00 a.m. PLACE: Conference Room 225 State Capitol

Speaking in Strong Support of SCR 158

Aloha Chair Solomon, Vice Chair Shimabukuro, and members of the Committee:

My name is <u>Larry Eskaran</u> and I am writing in Strong Support for SCR 158.

I am a long time resident of Lana'i and I support Trilogy's need for a long term lease at Manele Small Boat Harbor.

Trilogy has provided a lot for our community, and this will allow them to continue to operate their business on Lana'i.

I am asking you to please pass SCR 158 and allow Trilogy to have a long term lease at Manele Small Boat Harbor.

Thank you for the opportunity to submit testimony.

Sincerely,

Larry Eskaran Lanai City, HI. 96763

COMMITTEE ON WATER AND LAND

Senator Malama Solomon, Chair Senator Maile S.L. Shimabukuro, Vice Chair

NOTICE OF HEARING

DATE. Wednesday, March 27, 2013 TIME. 10:00 a.m. PLACE: Conference Room 225 State Capitol

Speaking in Strong Support of SCR 158

Aloha Chair Solomon, Vice Chair Shimabukuro, and members of the Committee.

My name is Yasha-Ann Kahananui-Peralta and I am writing in Strong Support for SCR 158.

I am a 13year resident of Lanai. I support Trilogy's need for a long term lease at Manele Small Boat Harbor. Trilogy has served Lanai for 40 years and is an important part of our community. This resolution will help resolve an issue in rebuilding the dock they built and give stability to this well respected business that is so important to our community.

I am very thankful for everything that Trilogy has done for our community. Each year Trilogy provides every household with a Turkey for their family to enjoy on Thanksgiving. The annual turkey distribution has brought together the entire island community, and many non-profit organizations. Trilogy also provides transportation for students of Lana'i High and Elementary School for field trips, and different sporting events free of charge. The list of things that Trilogy provides for our community can go on and on. This lease will allow Trilogy to continue to operate their business effectively, and continue to provide support to our Lana'i community.

I humbly ask you to please pass SCR 158 and allow Trilogy to have a long term lease at Manele Small Boat Harbor.

Thank you for the opportunity to submit testimony

Thank-you,

Yasha-Ann Kahananui-Peralta makanaakua@hotmail.com

NOTICE OF HEARING

DATE: TIME: PLACE: Wednesday, March 27, 2013 10:00 a.m. Conference Room 225 State Capitol

Speaking in Strong Support of SCR 158

Aloha Chair Solomon, Vice Chair Shimabukuro, and members of the Committee:

My name is <u>Kyle Ganer Eskaran</u> and I am writing in Strong Support for SCR 158. I am a resident of Lanai and I support Trilogy's need for a long term lease at the Manele Small Boat Harbor.

I am asking you to please pass SCR 158 and allow Trilogy to have a long term lease at the Manele Small Boat Harbor.

Thank you for the opportunity to submit testimony.

Sincerely,

Kyle Ganer-Eskaran Lanai City, HI. 96763 keskaran@yahoo.com

NOTICE OF HEARING

DATE: TIME: PLACE: Wednesday, March 27, 2013 10:00 a.m. Conference Room 225 State Capitol

Speaking in Strong Support of SCR 158

Aloha Chair Solomon, Vice Chair Shimabukuro, and members of the Committee:

My name is Rochelle Alboro. and I am writing in Strong Support for SCR 158. I am a lifelong resident of Lana'i

My family has close ties with the Coons and their company, Trilogy Excursions. They have contributed immensely to the community, and are grateful for all that they have done.

I humbly ask you to please pass SCR 158 and allow Trilogy to have a long term lease at Manele Small Boat Harbor.

Thank you for the opportunity to submit my testimony.

Sincerely,

Rochelle Alboro Lanai City, Hawaii 96763 Samshel28@gmail.com

NOTICE OF HEARING

DATE: Wednesday, March 27, 2013 TIME: 10:00 a.m. PLACE: Conference Room 225 State Capitol

Speaking in Strong Support of SCR 158

Aloha Chair Solomon, Vice Chair Shimabukuro, and members of the Committee:

My name is Pauline Benanua_and I am writing in Strong Support for SCR 158. I am a lifelong resident of Lana'i

Jim and Randy Coon, and their company, Trilogy, has provided us, and the other residents of Lana'I with a turkey and five pound bag of rice each year for about the past twenty years. They have made many other contributions to our community like free transportation for functions that our keiki attend in Maui. I am grateful for everything that they have done and continue to do for our community.

I humbly ask you to please pass SCR 158 and allow Trilogy to have a long term lease at Manele Small Boat Harbor.

Thank you for the opportunity to submit my testimony.

Sincerely,

Pauline Benanua 457 Kamoku Street Lanai City, Hawaii 96763 <u>carlosbenanua@yahoo.com</u> (808)-563-0923

NOTICE OF HEARING

DATE: TIME: PLACE:

Wednesday, March 27, 2013 10:00 a.m. Conference Room 225 State Capitol

Speaking in Strong Support of SCR 158

Aloha Chair Solomon, Vice Chair Shimabukuro, and members of the Committee

My name is Loreal Biho, and I am writing in Strong Support for SCR 158.

I humbly ask you to please pass SCR 158.

Thank you for the opportunity to submit my testimony.

Sincerely,

Loreal Biho Lanai City, Hawaii 96763 lorealbiho@gmail.com



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COMMITTEE ON WATER AND LAND

the set of the state Senator Malama Solomon, Chair Senator Maile S.L. Shimabukuro, Vice Chair

NOTICE OF HEARING

TIME:

DATE: Wednesday, March 27, 2013 10:00 a.m. PLACE: Conference Room 225 State Capitol

Speaking in Strong Support of SCR 158

Aloha Chair Solomon, Vice Chair Shimabukuro, and members of the Committee

My name is Sidney Ganer-Eskaran, and I am writing in Strong Support for SCR 158. In the second statement of the second statement o

I am a student at Lanai High and Elementary School, who has participated in the on the Kamali'i softball team since I was about seven. Trilogy has, and continues to provide free transportation to us, about ten round trips for about thirty girls, to participate in our games, which are all held in Maui. By passing this bill, SCR 158, Trilogy Excursions will be able to continue their services to the Lanai community, the Kamali'i softball team, and me.

I humbly ask you to please pass SCR 158.

Thank you for the opportunity to submit my testimony.

Sincerely,

Sidney Ganer-Eskaran Lanai City, Hawaii 96763 kahealaniganereskaran@yahoo.com

NOTICE OF HEARING

DATE:	Wednesday, March 27, 2013
TIME:	10:00 a.m.
PLACE:	Conference Room 225
	State Capitol

Speaking in Strong Support of SCR 158

Aloha Chair Solomon, Vice Chair Shimabukuro, and members of the Committee

My name is Kealoha Kahananui, and I am writing in Strong Support for SCR 158.

I am a student at Lanai High and Elementary School, who has participated in the Maui County Menehune Basketball League from seven to fourteen. Trilogy has contributed to our entire division, here on Lana'i, by providing transportation to and from our culminating event, which is held in Maui, for no cost at all to my family. Another event that the Coons continues to contribute to our community to is the DARE (Drug Abuse Resistance Education) program on Maui. We are given transportation to and from Maui. By passing the SCR 158, this will help Trilogy continue to provide their services to my community.

I humbly ask you to please pass SCR 158.

Thank you for the opportunity to submit my testimony.

Sincerely,

Kealoha Kahananui 457 Kamoku Street Lanai City, Hawaii 96763 Kealoha kahananui@yahoo.com

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DATE: Wednesday, March 27, 2013 TIME: 10:00 a.m. PLACE: Conference Room 225 State Capitol

Speaking in Strong Support of SCR 158

Aloha Chair Solomon, Vice Chair Shimabukuro, and members of the Committee:

My name is Samuel Kahananui III. and I am writing in Strong Support for SCR 158.

I humbly ask you to please pass SCR 158 and allow Trilogy to have a long term lease at Manele Small Boat Harbor.

Thank you for the opportunity to submit testimony.

Sincerely,

Samuel Kahananui III Lanai City, Hawaii 96763 Samshel28@gmail.com

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NOTICE OF HEARING

DATE:	Wednesday, March 27, 2013
TIME:	10:00 a.m.
PLACE:	Conference Room 225
	State Capitol

Speaking in Strong Support of SCR 158

Aloha Chair Solomon, Vice Chair Shimabukuro, and members of the Committee:

My name is Samuel Kahananui Sr._and I am writing in Strong Support for SCR 158.

I humbly ask you to please pass SCR 158 and allow Trilogy to have a long term lease at Manele Small Boat Harbor.

Thank you for the opportunity to submit testimony.

Sincerely,

Samuel Kahananui Jr. 181 Lanai Ave Lanai City, Hawaii 96763 Hawn911@hotmail.com

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NOTICE OF HEARING

DATE: Wednesday, March 27, 2013 TIME: 10:00 a.m. PLACE: Conference Room 225 State Capitol

Speaking in Strong Support of SCR 158

Aloha Chair Solomon, Vice Chair Shimabukuro, and members of the Committee:

My name is Raschelle Kipi-Diesta._and I am writing in Strong Support for SCR 158.

I humbly ask you to please pass SCR 158 and allow Trilogy to have a long term lease at Manele Small Boat Harbor.

Thank you for the opportunity to submit my testimony.

Sincerely,

Raschelle Kipi-Diesta Lanai City, Hawaii 96763 rkipi@yahoo.com

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DATE: Wednesday, March 27, 2013 TIME: 10:00 a.m. PLACE: Conference Room 225 State Capitol

Speaking in Strong Support of SCR 158

Aloha Chair Solomon, Vice Chair Shimabukuro, and members of the Committee:

My name is Trisha Lamay and I am writing in Strong Support for SCR 158.

I attend the Lanai High and Elementary School. Trilogy Excursions has contributed to my community immensely by donating a turkey, and five pound bag of rice to each family on the island during Thanksgiving. Each employee, on this day, handing out the items, free of charge, with the owners, Jim and Randy Coon, at the end of the line, greeting each individual. This event has grown expansively, and brought vendors such as ALU Like and Straub Clinic Lanai to offer their free services there. This has grown to become an event that the community looks forward to.

I humbly ask you to please pass SCR 158 and allow Trilogy to have a long term lease at Manele Small Boat Harbor.

Thank you for the opportunity to submit testimony.

Sincerely,

Trisha Lamay 181 Lanai Ave Lanai City, Hawaii 96763

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DATE: Wednesday, March 27, 2013 TIME: 10:00 a.m. PLACE: Conference Room 225 State Capitol

Speaking in Strong Support of SCR 158

Aloha Chair Solomon, Vice Chair Shimabukuro, and members of the Committee:

My name is Michael. R. Lopez Sr. and I am writing in Strong Support for HCR 208 I am 3rd of 6 generations on the island of Lana'i. My Grandfather moved to Lana'I from Maui at the end of the cattle era and at the beginning of the pineapple era as one of the first mule handlers. My father, Alfred D. Lopez Sr. retired in 1985, he was the supervisor for all State Highwars on Lana'I and was also responsible for the Manele small boat harbor bathroom and its facilities. As he would end his work day, his last stop would be to clean the bathroom facilities at the harbor. In doing his routine, he met Mr. Eldon Coon, the founder of Trilogy Excursions. As Mr. Coon would pulehu (barbeque) chicken for his guest, my Dad would trade off some manini (type of fish he had netted) for some pulehu chicken, a treet for our family at dinner. This was the reason he had made the harbor his last stop before his work day ended, so he could bring home fish for dinner. This is how Mr. Coon and my father had met and of course eventually met both his son's Jim and Randy Coon. This ohana (family) has been a tremendous asset to our community, provided jobs for the past 40 years, has established a comprehensive life skill program called "TEAM" (Team Education Adult Mentoring Program) - partnered with the Coalition for Drug Free Lanai, ALU LIKE Inc., and The Office of Hawaiian Affairs. There are many other things that this Ohana (family) and their Companies have done and continues to do in support of our island community. For the past 25 year, they have organized and implemented a community a community get together at Thanksgiving - where they donate a turkey and a five pound bag of rice to every family on Lana'i! This event also brings together all the non-profit organizations such as Maui Family Services, Parents and Children Together, Women helping Women, as well as the Hawaiian Islands Humpback Whale National Sanctuary, Public Health, Maui Police Dept., Maui County Fire Dept., Dept. of Natural Resources, Coalition for Drug Free Lana'I, Lana'I Youth Center, Four Seasons Resorts Lana'I, Lana'I Visitors Bureau, Lana'I Health Center, Straub Clinic Lana'I, and Lana'I Dental Office, to name a few. At this get together, Owners Jim, Rand, and both their sons Riley and Denver would meet and greet each community member with a hug, or a hand shake, followed with a turkey spiced with kind words. This ohana (family) is well loved and supported by this community. I was at a public hearing on Friday, March 15th, and by a show of hands, support of a 35-year long term lease. Because of the trust and confidence this community has in this ohana (famil), a long term lease is valid, as it keeps stability in both businesses and families as well.

I humbly ask ou, please pass HCR 208 and allow Trilogy Excursions to have a long term lease at Manele Small Boat Harbot.

Thank you for the opportunity to submit my testimony.

Sincerely,

Michael R. Lopez Sr. 1254 Mana Street Lanai City, Hawaii 96763 Bluedarling79@gmail.com

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NOTICE OF HEARING

DATE:	Wednesday, March 27, 2013
TIME:	10:00 a.m.
PLACE:	Conference Room 225
	State Capitol

Speaking in Strong Support of SCR 158

Aloha Chair Solomon, Vice Chair Shimabukuro, and members of the Committee:

My name is William Peralta Jr. and I am writing in Strong Support for SCR 158.

I am a member of the Lana'i community. Trilogy has been a large contributor to the community by donating a turkey and bag of rice to each and every family of the island. This relieves many, like myself, who has to travel off island to Maui to purchase a turkey for Thanksgiving. All the employees there take part in this event, with a smile on their face, along with Jim and Randy Coon greeting us all. Please pass SCR 158. I believe that with this bill being passed, Trilogy will be able to continue their contributions to our community.

I humbly ask you to please pass SCR 158 and allow Trilogy to have a long term lease at Manele Small Boat Harbor.

Thank you for the opportunity to submit my testimony.

Sincerely,

William Peralta Jr. 457 Kamoku Street Lanai City, Hawaii 96763 makanaakua@hotmail.com

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DATE:	Wednesday, March 27, 2013
TIME:	10:00 a.m.
PLACE:	Conference Room 225
	State Capitol

Speaking in Strong Support of SCR 158

Aloha Chair Solomon, Vice Chair Shimabukuro, and members of the Committee:

My name is Rechenda Kahananui._and I am writing in Strong Support for SCR 158.

Trilogy has made large contributions to our community, like the turkey giveaway, which takes place at the Lanai City Services, in celebration of Thanksgiving. This alleviates much of the stress for many, who are unable to make the trip to and from Maui, just to purchase a turkey. By passing this bill, the Coons, and their company, Trilogy Excursions will be able to continue this tradition of giving.

I humbly ask you to please pass SCR 158 and allow Trilogy to have a long term lease at Manele Small Boat Harbor.

Thank you for the opportunity to submit my testimony.

Sincerely,

Rechenda Kahananui 181 Lanai Ave. Appt. 3H Lanai City, Hawaii 96763 Hawn911s@hotmail.com

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COMMITTEE ON WATER AND LAND

Senator Malama Solomon, Chair Senator Maile S.L. Shimabukuro, Vice Chair

NOTICE OF HEARING

DATE: Wednesday, March 27, 2013 TIME: 10:00 a.m. PLACE: Conference Room 225 State Capitol

Speaking in Strong Support of SCR 158

Aloha Chair Solomon, Vice Chair Shimabukuro, and members of the Committee.

My name is <u>Jacob Baltero</u> and I am writing in Strong Support for SCR 158. As a long time resident of Lana'i I support Trilogy's need for a long term lease. Trilogy is an important part of our community. Trilogy has done so much for our community, and this lease will allow them to continue to operate effectively on Lana'i.

I humbly ask you to please pass SCR 158 and allow Trilogy to have a long term lease at Manele Small Boat Harbor.

Thank you for the opportunity to submit testimony.

Sincerely,

Jacob Baltero Lanai City, HI. 96763 jacobbaltero@yahoo.com

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NOTICE OF HEARING

DATE: Wednesday, March 27, 2013 TIME: 10:00 a.m. PLACE: Conference Room 225 State Capitol

Speaking in Strong Support of SCR 158

Aloha Chair Solomon, Vice Chair Shimabukuro, and members of the Committee:

My name is Reggie Tubera. and I am writing in Strong Support for SCR 158.

I humbly ask you to please pass SCR 158 and allow Trilogy to have a long term lease at Manele Small Boat Harbor.

Thank you for the opportunity to submit my testimony.

Sincerely,

Reggie Tubera Lanai City, Hawaii 96763

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DATE: Wednesday, March 27, 2013 TIME: 10:00 a.m. PLACE: Conference Room 225 State Capitol

Speaking in Strong Support of SCR 158

Aloha Chair Solomon, Vice Chair Shimabukuro, and members of the Committee:

My name is Reggie Tubera. and I am writing in Strong Support for SCR 158.

I humbly ask you to please pass SCR 158 and allow Trilogy to have a long term lease at Manele Small Boat Harbor.

Thank you for the opportunity to submit my testimony.

Sincerely,

Reggie Tubera Lanai City, Hawaii 96763

