

From: Takenaka, Warren E
Sent: Thursday, July 13, 2023 1:16 PM
To: Hurd, Sharon K
Subject: FW: Act 164, SLH 2023, Kohala Ditch CIP Grant
Attachments: F-Allotment-Request-for-GrantSubsidy-.doc

Importance: High

FYI

From: Say, Johnathan
Sent: Thursday, July 6, 2023 3:51 PM
To: Takenaka, Warren E
Subject: Act 164, SLH 2023, Kohala Ditch CIP Grant

Hi Warren,

As discussed on the phone, please first contact the Department of the Attorney General to ensure compliance of the grantee with the requirements of Chapter 42F, HRS, which has a very strict set of requirements. A few things I noticed:

1. The presumed grantee is not currently in good standing with DCCA’s Hawai’i Business Express, which is a requirement of Section 42F-103, HRS.
2. Also, as far as I know, the grantee did not submit a GIA application to the legislature, which is a requirement of Section 42F-102, HRS.
3. The budget act also does not name the grantee directly, which is part of the definition of a “Grant” pursuant to Section 42F-101, HRS.
4. Again, please consult with DOA’s Deputy Attorney General on these issues.

CAPITAL IMPROVEMENT PROJECTS							
ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	APPROPRIATIONS (IN 000'S)			
				FISCAL YEAR 2023-2024	M O F	FISCAL YEAR 2024-2025	M O F
1	6.	KOHALA DITCH SYSTEM, HAWAII					
2		DESIGN AND CONSTRUCTION FOR REPAIRS					
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12		STATE.					
13		TOTAL FUNDING	AGR	10,000	A		A
14							
15							

Business Registration Division, Department of Commerce & Consumer Affairs
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KOHALA DITCH CO-OP, INCORPORATED Begins with... Search

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General Info

⚠ This business is not in good standing.

- 2023 annual filing not filed.
- 2022 annual filing delinquent.

 File Annual Report

- Download company info as PDF
- Receive Reminders / Alerts

MASTER NAME
 KOHALA DITCH CO-OP, INCORPORATED

CROSS REFERENCE NAME
 KOHALA DITCH COMPANY LLC

§42F-103 Standards for the award of grants. (a) Grants shall be awarded only to individuals who, and organ

- (1) Are licensed or accredited, in accordance with federal, state, or county statutes, rules, or ordinances, to conc provide the services for which a grant is awarded;
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 - (4) Allow the state agency to which funds for the grant were appropriated for expenditure, legislative committees auditor full access to their records, reports, files, and other related documents and information for purposes measuring the effectiveness, and ensuring the proper expenditure of the grant.
- (b) In addition, a grant may be made to an organization only if the organization:
- (1) Is either:
 - (A) Incorporated under the laws of the State; or
 - (B) Spends at least ninety per cent of its operating budget in the State; and
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 - (2) Has bylaws or policies that describe the manner in which the activities or services for which a grant is awarde or provided.
- (c) Further, a grant may be awarded to a nonprofit organization only if the organization:
- (1) Has been determined and designated to be a nonprofit organization by the Internal Revenue Service; and
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If the grantee is considered to be eligible for receive this 42F grant, here is a non-exhaustive list of the things we need to release and allot the CIP Grant for Kohala Ditch System, Hawai'i.

1. Form F (see attached)

1. This was last used in FY 22 Budget Execution policies: <https://budget.hawaii.gov/wp-content/uploads/2021/07/EM-21-04-Attachment-A.pdf>
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 8. Any other attachments usually included in a GIA application that DOA and the Attorney General's office deem necessary for compliance with Chapter 42F, HRS.
 - i. <https://www.capitol.hawaii.gov/session/gia.aspx>

Thank you,

Johnathan Say

Program Budget Analyst

Budget, Program Planning and Management Division (BPPMD),

Department of Budget and Finance

Email: [REDACTED]

Direct: [REDACTED]

(Date)

TO: The Honorable Neil Abercrombie
Governor of Hawaii

THRU: The Honorable Kalbert K. Young, Director
Department of Budget and Finance

FROM: (Department Head, Title)
(Department)

SUBJECT: Request to Allot and Expend a CIP Grant Pursuant to Chapter 42F,
Hawaii Revised Statutes

1. Program I.D. and Title:
2. Expending Agency (if other than above):
3. Recipient Agency and Brief Description:

(Describe what the recipient agency does and whether it has been determined by the expending agency to meet the conditions of Section 42F-103, HRS, Standards for the award of grants and subsidies).

4. Amount of CIP Grant: \$ _____ for FY _____
Means of Financing: _____
Act ____, SLH ____, Item No. _____

5. Description of project/outcomes:

(Describe:

- a. *The overall project (include where the project would be located, i.e. whether on private property or government property), the intended target group, and the actual number of persons to be served by the completed project. E.g., a community based home for the developmentally disabled (DD) would theoretically serve the entire DD population; however, the project itself would provide 8 beds to accommodate only 8 DD individuals.*

- b. What are the measurable results expected from the grant at the end of the grant period?)*

6. Public purpose

(Describe:

- a. The program objective of the department that the CIP project supports; if the project does not support the program objective to which funds were appropriated or any other program objective of the expending department, include a discussion on which program/department may be more appropriate.*
- b. The extent to which the services provided by the project complement or duplicate services provided by the department, including services provided through purchase of service contracts under Chapter 103F, HRS, Purchases of Health and Human Services.*
- c. A PAB form should be filled out and attached to the request to release CIP funds. Are there any issues identified as a result of the information provided on the PAB form?)*

7. Funding:

(Describe:

- a. What portion (plan, design, construction, equipment) of the overall project will be funded by the requested release?*
- b. Is the grant intended to purchase land?*
 - i. If yes, how are the conditions contained in Section 42F-103(d) being met?*
- c. If the grant only provides planning/design funds:*
 - i. What is the total cost of construction and how will the construction phase be funded?*
 - ii. Is there a commitment of non-State grant funds to cover construction costs?*
 - iii. If no, what is the potential request to the State for grant funds to cover construction costs?*
- d. If this is to fund an ongoing project, for how many fiscal years has the recipient been receiving grants for the project? List the amounts released by prior appropriation act/year and means of financing.*

- e. *If the grant is to provide the State's matching portion of a project, are the funds to be matched guaranteed?*
- f. *Has the recipient received grants for any other CIP project? If yes, list the projects (including a description), the amounts by appropriation act/year, whether the funds were expended, and list any project that was completed using CIP grant funds in whole or in part.*
- g. *What are the other funding sources, if any, received by the recipient to support the project?*
- h. *Are the other sources sustainable?*
- i. *Was a grant request submitted to the 2011 Legislature to continue to provide funding for the same project as this request to release grant funds? If yes, briefly describe the request.*
- j. *What is the organization doing to become self sufficient (i.e., manage without Chapter 42F, HRS, CIP grants)?*

Upon review, this department has determined that the recipient is qualified to be awarded a grant pursuant to the provisions of Section 42F-103, Hawaii Revised Statutes, standards for the award of grants and subsidies.

The Department of the Attorney General has been consulted on the legal requirements to be fulfilled by the grant recipient and has indicated that the grant recipient meets the conditions of Chapter 42F, Hawaii Revised Statutes.

Attached is a copy of the grant application, the allotment advice, Table R, and other applicable documents.

RECOMMEND:

APPROVAL

DISAPPROVAL

Director of Finance

Date

Request to Allot and Expend a CIP Grant Pursuant to Chapter 42F, HRS

Department of

Date

Page 4

APPROVED

DISAPPROVED

NEIL ABERCROMBIE

Governor, State of Hawaii

DATE

[REDACTED]

From: Hurd, Sharon K
Sent: Sunday, June 4, 2023 6:32 PM
To: Chang, Dawn
Subject: FW: Photos of Kohala ditch damage

Dawn,

Sharing in the event the photos are useful to DLNR.

Where did the weekend go?? Ha ha --

Sharon

From: Weston Yap [REDACTED]
Sent: Thursday, June 1, 2023 4:04 PM
To: CAPITOL2023-reptarnas <reptarnas@capitol.hawaii.gov>; Hurd, Sharon K [REDACTED]
Cc: CAPITOL2023-senrichards <senrichards@capitol.hawaii.gov>
Subject: Photos of Kohala ditch damage

Aloha Representative Tarnas and Chair Hurd,

Attached please see photos of Kohala ditch damage from Senator Richards.

Please let me know if you have difficulty opening the photos, or questions.

Sincerely,

Weston Yap
Legislative Aide
Office of Senator Herbert "Tim" Richards, District 4
Hawai'i State Capitol 415 South Beretania St., Room 202
Honolulu, HI 96813
Phone: 808-586-6763
Email: w.yap@capitol.hawaii.gov











[REDACTED]

From: Hurd, Sharon K
Sent: Thursday, May 18, 2023 6:42 PM
To: CAPITOL2023-senrichards
Cc: Clingan, Marci
Subject: FW: Request for Information Regarding the Kohala Ditch

Hello, Senator Richards!

Long time no see...

We have received an inquiry from Representative Tarnas's office regarding the CIP Funding for the Kohala Ditch, specifically, if there will be an RFP. We are standing by for more information.

Thank you!

Sharon Hurd
Chairperson, Board of Agriculture
(808) 973-9550
<https://hdoa.hawaii.gov/>

From: hdoa_info <hdoa.info@hawaii.gov>
Sent: Thursday, May 18, 2023 10:57 AM
To: Hurd, Sharon K [REDACTED]; Kau, Brian K [REDACTED]; Saiki, Kirk I [REDACTED]
Cc: Clingan, Marci [REDACTED]
Subject: FW: Request for Information Regarding the Kohala Ditch

Hi –
Forwarding email received from Rep. Tarnas' office.

Aloha,
Janelle Saneishi
Public Information Officer
Hawai'i Department of Agriculture
ph: (808) 973-9560
email: hdoa.info@hawaii.gov
Website: <https://hdoa.hawaii.gov/>



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From: Scott Gifford [REDACTED]
Sent: Thursday, May 18, 2023 10:48 AM
To: hdoa_info <hdoa.info@hawaii.gov>
Subject: Request for Information Regarding the Kohala Ditch

Good Morning,

I am reaching out on behalf of State Representative David Tarnas (North and South Kohala). We have received some recent inquiries from constituents regarding the CIP funding for the Kohala Ditch System in this year's State Budget. So, we were hoping to get some more information on your Department's plans for the funding and if there will be an RFP?

I understand that the funds have just been finalized in the budget, but any information on tentative plans would be much appreciated by our office.

Mahalo!

Kind Regards,
Scott

Scott Gifford

Office Manager
Representative David A. Tarnas
District 8 – North and South Kohala
Hawaii State Capitol

415 S. Beretania Street, Room 442

Honolulu, HI 96813

808-586-8510

[REDACTED]

From: Wilson, Brooke
Sent: Monday, March 6, 2023 11:32 AM
To: Hurd, Sharon K
Cc: zzz_Atta, zzz_Morris
Subject: Re: The Kohala Ditch - \$10 M for upgrade

Pls make sure Senator Richards is clear that we support it.

Mahalo!
Brooke Wilson
Chief of Staff
Office of the Governor
State of Hawaii
415 S. Beretania St., 5th floor
Honolulu, HI 96815

From: Hurd, Sharon K [REDACTED]
Sent: Monday, March 6, 2023 11:30:33 AM
To: Wilson, Brooke [REDACTED]
Cc: Atta, Morris [REDACTED]
Subject: The Kohala Ditch - \$10 M for upgrade

Brooke,

DOA understands this project is a priority for Governor and the project is moving forward. This email is to offer comments from the Agricultural Resource Management Division (ARMD) that is tasked to provide a breakdown of how the \$10 million will be expended.

- The upgrade/repairs will be performed on a privately owned waterway/ditch; this sets precedence for using general funds for private benefit
- ARMD points out that the work to be performed is on a portion of a 20+ mile stretch of the waterway
- There is the likelihood of failures in multiple areas of the waterway due to earthquakes, floods or other natural occurrences due to lack of maintenance of the entire stretch.
- Due to the unreliability of the Kohala Ditch, the construction of a well was approved – this well would be needed when the ditch fails, so should continue despite less urgency to do so.

ARMD staff made these points noting that they are providing the breakdown of how the \$10 million will be expended.

Sharing as an FYI.

Sharon Hurd
Chairperson, Board of Agriculture
(808) 973-9550
<https://hdoa.hawaii.gov/>

[REDACTED]

From: Hurd, Sharon K
Sent: Monday, March 6, 2023 7:37 PM
To: Wilson, Brooke
Subject: FW: The Kohala Ditch - \$10 M for upgrade

FYI –

From: Hurd, Sharon K
Sent: Monday, March 6, 2023 7:37 PM
To: senrichards@capitol.hawaii.gov
Cc: Clingan, Marci [REDACTED]; Weston Yap [REDACTED]; Atta, Morris
[REDACTED]
Subject: The Kohala Ditch - \$10 M for upgrade

Senator,

A quick email to advise that the Administration is in support of the upgrade to the Kohala Ditch. Will send more information when available.

Sharon Hurd
Chairperson, Board of Agriculture
(808) 973-9550
<https://hdoa.hawaii.gov/>

[REDACTED]

From: Hurd, Sharon K
Sent: Sunday, June 4, 2023 5:57 PM
To: Kau, Brian K
Cc: Clingan, Marci
Subject: Kohala Ditch repair

Brian,

Please reach out to Luke Meyers should ARM need his assistance with the project – one idea is to request his help with a list of companies/service providers that can do the work needed to repair the ditch – more bids, the better chance to choose the best proposal. If there is a current list of professional service providers that we need to choose from, please let Luke know how others can be added to the list and cc me. As you are likely aware, there is wide interest in this project and the process followed to repair the ditch. The line item in the budget lacked detail. Understand the details are being decided at this time and we should have more information soon.

Thank you.

Sharon Hurd
Chairperson, Board of Agriculture
(808) 973-9550
<https://hdoa.hawaii.gov/>

From: Meyers, Luke P [REDACTED]
Sent: Friday, June 2, 2023 1:41 PM
To: Hurd, Sharon K [REDACTED]
Cc: Clingan, Marci [REDACTED]
Subject: RE: Photos of Kohala ditch damage

Chairperson Hurd,

Good afternoon. Thank you for your time at the meeting today.

Sharing this information was helpful for the GWC. Looks like a lot of work and vulnerability to mitigate! If there is anything I can to help support, please let me know.

Have a safe weekend.

Thank,

Luke Meyers, CEM | Disaster Management Coordinator
[Office of the Governor | Ke Ke'ena O Ke Kia'aina](#)
State of Hawai'i
Mobile: [REDACTED] | Office: (808) 586-2596
Email [REDACTED]
[Stay Connected with Governor Green](#)



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[REDACTED]

From: Hurd, Sharon K
Sent: Tuesday, May 30, 2023 9:15 AM
To: CAPITOL2023-senrichards
Cc: Margaritte Olson; Clingan, Marci
Subject: Photos of Kohala Ditch damage

Senator,

Representative Tarnas has asked about the Kohala Ditch \$10 million in the budget. Advised that the funding was for repairs to the system. If the photos can be shared, please forward to Representative Tarnas as they show the extent of the damage to the ditch.

Thank you,

Sharon Hurd
Chairperson, Board of Agriculture
(808) 973-9550
<https://hdoa.hawaii.gov/>

[REDACTED]

From: Hurd, Sharon K
Sent: Friday, June 2, 2023 9:25 AM
To: Meyers, Luke P
Cc: Clingan, Marci
Subject: Photos of Kohala ditch damage

Luke,

Photos of the Kohala ditch damage from Senator Tim Richards's office. He is aware the photos are being shared with the GWC. Please keep internal as the request to share was with the GWC only.

Thank you,

Sharon Hurd
Chairperson, Board of Agriculture
(808) 973-9550
<https://hdoa.hawaii.gov/>











[REDACTED]

From: Weston Yap <w.yap@capitol.hawaii.gov>
Sent: Thursday, June 1, 2023 4:04 PM
To: CAPITOL2023-reptarnas; Hurd, Sharon K
Cc: CAPITOL2023-senrichards
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Office of Senator Herbert "Tim" Richards, District 4
Hawai'i State Capitol 415 South Beretania St., Room 202
Honolulu, HI 96813
Phone: 808-586-6763
Email: [REDACTED]











[REDACTED]

From: Takenaka, Warren E
Sent: Monday, October 16, 2023 8:04 AM
To: Hurd, Sharon K
Cc: Clingan, Marci
Subject: Re: Act 164, SLH 2023, Kohala Ditch CIP Grant

Their certificate of compliance is one of the attachments that B&F requires in our request to release so we can't request yet.

From: Hurd, Sharon K [REDACTED]
Sent: Sunday, October 15, 2023 5:28 PM
To: Takenaka, Warren E [REDACTED]
Cc: Clingan, Marci [REDACTED]
Subject: RE: Act 164, SLH 2023, Kohala Ditch CIP Grant

Warren,

The Kohala Ditch Co-op is the recipient of the funds – will ask **Marci** to check if they are compliant – they were not compliant in July.
If they are not compliant, can we request GOV to release funds? I am double checking as it is doubtful we should submit the request.

Thank you,

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Subject: FW: Act 164, SLH 2023, Kohala Ditch CIP Grant
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FYI


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 - (B) Spends at least ninety per cent of its operating budget in the State; and
 - (C) Registered with the department of commerce and consumer affairs and in possession of a valid certificate issued by the State that documents the organization's compliance and good standing with the United States Internal Revenue Service, department of taxation, department of labor and industrial relations, and department of commerce and consumer affairs; and
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- (1) Has been determined and designated to be a nonprofit organization by the Internal Revenue Service; and
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Thank you,

Johnathan Say
Program Budget Analyst

Budget, Program Planning and Management Division (BPPMD),
Department of Budget and Finance

Email: [REDACTED]

Direct: [REDACTED]

[REDACTED]

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Hi Warren,

As discussed on the phone, please first contact the Department of the Attorney General to ensure compliance of the grantee with the requirements of Chapter 42F, HRS, which has a very strict set of requirements. A few things I noticed:

1. The presumed grantee is not currently in good standing with DCCA's Hawai'i Business Express, which is a requirement of Section 42F-103, HRS.
2. Also, as far as I know, the grantee did not submit a GIA application to the legislature, which is a requirement of Section 42F-102, HRS.
3. The budget act also does not name the grantee directly, which is part of the definition of a "Grant" pursuant to Section 42F-101, HRS.
4. Again, please consult with DOA's Deputy Attorney General on these issues.

CAPITAL IMPROVEMENT PROJECTS

ITEM NO.	CAPITAL PROJECT NO.	TITLE	EXPENDING AGENCY	APPROPRIATIONS (IN 000'S)			
				FISCAL YEAR 2023-2024	M O F	FISCAL YEAR 2024-2025	M O F
1	6.	KOHALA DITCH SYSTEM, HAWAII					
2		DESIGN AND CONSTRUCTION FOR REPAIRS					
3		TO RESTORE AND REACTIVATE THE KOHALA					
4		DITCH SYSTEM TO INCREASE THE AVAILABILITY					
5		OF WATER FOR AGRICULTURAL AND					
6		AQUACULTURAL PURPOSES; THIS PROJECT					
7		QUALIFIES AS A GRANT, PURSUANT TO CHAPTER					
8		42F, HRS. THE LEGISLATURE FINDS AND					
9		DECLARES THAT THE APPROPRIATION IS IN THE					
10		PUBLIC INTEREST AND FOR THE PUBLIC'S					
11		HEALTH, SAFETY AND GENERAL WELFARE OF THE					
12		STATE.					
13		TOTAL FUNDING	AGR	10,000	A		A
14							
15							



Business Registration Division, Department of Commerce & Consumer Affairs
Hawaii Business Express
 Start, manage, and learn about Hawaii businesses

DOCUMENTS CART:
 0 Items
\$0.00

Search Home Help
🔔 0

KOHALA DITCH CO-OP, INCORPORATED

Back to search results

Cooperative

All Company Info
Forms
Buy Available Docs

General Info

⚠ This business is not in good standing.

File Annual Report

- 2023 annual filing not filed.
- 2022 annual filing delinquent.

Download company info as PDF

Receive Reminders / Alerts

MASTER NAME
KOHALA DITCH CO-OP, INCORPORATED

CROSS REFERENCE NAME
KOHALA DITCH COMPANY LLC

§42F-103 Standards for the award of grants.

- (a) Grants shall be awarded only to individuals who, and organizations that:
- (1) Are licensed or accredited, in accordance with federal, state, or county statutes, rules, or ordinances, to provide the services for which a grant is awarded;
 - (2) Comply with all applicable federal and state laws prohibiting discrimination against any person on the basis of origin, religion, creed, sex, age, sexual orientation, or disability;
 - (3) Agree not to use state funds for entertainment or lobbying activities; and
 - (4) Allow the state agency to which funds for the grant were appropriated for expenditure, legislative committees auditor full access to their records, reports, files, and other related documents and information for purposes measuring the effectiveness, and ensuring the proper expenditure of the grant.
- (b) In addition, a grant may be made to an organization only if the organization:
- (1) Is either:
 - (A) Incorporated under the laws of the State; or
 - (B) Spends at least ninety per cent of its operating budget in the State; and
 - (C) Registered with the department of commerce and consumer affairs and in possession of a valid certificate issued by the State that documents the organization's compliance and good standing with the United States Internal Revenue Service, department of taxation, department of labor and industrial relations, and department of commerce and consumer affairs; and
 - (2) Has bylaws or policies that describe the manner in which the activities or services for which a grant is awarded are provided.
- (c) Further, a grant may be awarded to a nonprofit organization only if the organization:
- (1) Has been determined and designated to be a nonprofit organization by the Internal Revenue Service; and
 - (2) Has a governing board whose members have no material conflict of interest and serve without compensation.
- (d) If a grant is used by an organization for the acquisition of land, when the organization discontinues the activity on the land acquired for which the grant was awarded and disposes of the land in fee simple or by lease, the organization shall expend the grant proceeds to the State or its designating agency for a lump sum or installment repayment to the State of the amount of the grant used for the acquisition. The repayment restriction shall be registered, recorded, and indexed in the bureau of conveyances or with the assistant registrar of land and natural resources as an encumbrance on the property. Amounts received from the repayment of a grant under this subsection shall be deposited in the State fund. [L 1997, c 190, pt of §3; am L 2007, c 184, §1; am L 2014, c 96, §7; am L 2022, c 26, §1]

If the grantee is considered to be eligible for receive this 42F grant, here is a non-exhaustive list of the things we need to release and allot the CIP Grant for Kohala Ditch System, Hawai'i.

1. Form F (see attached)
 1. This was last used in FY 22 Budget Execution policies: <https://budget.hawaii.gov/wp-content/uploads/2021/07/EM-21-04-Attachment-A.pdf>
2. Attachments
 1. Table R
 2. Grantee's project budget (normally this is included in the GIA application to the Leg)
 3. Extracts of Act 164, SLH 2023, and the page which describes the project
 4. DCCA Certificate of Good Standing
 5. State Procurement Office Certificate of Vendor Compliance
 6. IRS letter determination of good standing
 7. Allotment Advice
 8. Any other attachments usually included in a GIA application that DOA and the Attorney General's office deem necessary for compliance with Chapter 42F, HRS.
 - i. <https://www.capitol.hawaii.gov/session/gia.aspx>

Thank you,

Johnathan Say
Program Budget Analyst

Budget, Program Planning and Management Division (BPPMD),
Department of Budget and Finance

Email: [REDACTED]

Direct: [REDACTED]

[REDACTED]

From: Saiki, Kirk I
Sent: Monday, June 5, 2023 9:40 AM
To: Kau, Brian K; Hurd, Sharon K
Cc: Clingan, Marci
Subject: RE: Kohala Ditch repair

No clarifications

Kirk Saiki
State of Hawaii, Department of Agriculture
Agricultural Resource Management Division
1428 S. King Street
Honolulu, HI 96814-2512
Phone: [REDACTED]



Department of Agriculture
STATE OF HAWAII

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From: Kau, Brian K [REDACTED]
Sent: Monday, June 5, 2023 9:27 AM
To: Hurd, Sharon K [REDACTED]; Saiki, Kirk I [REDACTED]
Cc: Clingan, Marci [REDACTED]
Subject: RE: Kohala Ditch repair

Sharon,
I'm forwarding this to Kirk as he has been most involved. It's my understanding though that the money is in the form of a grant and that we are only a pass through.

Kirk, any clarification?

Thanks,
Brian

From: Hurd, Sharon K [REDACTED]
Sent: Sunday, June 4, 2023 5:57 PM
To: Kau, Brian K [REDACTED]
Cc: Clingan, Marci [REDACTED]
Subject: Kohala Ditch repair

Brian,

Please reach out to Luke Meyers should ARM need his assistance with the project – one idea is to request his help with a list of companies/service providers that can do the work needed to repair the ditch – more bids, the better chance to

choose the best proposal. If there is a current list of professional service providers that we need to choose from, please let Luke know how others can be added to the list and cc me. As you are likely aware, there is wide interest in this project and the process followed to repair the ditch. The line item in the budget lacked detail. Understand the details are being decided at this time and we should have more information soon.

Thank you.

Sharon Hurd
Chairperson, Board of Agriculture
(808) 973-9550
<https://hdoa.hawaii.gov/>

From: Meyers, Luke P [REDACTED]
Sent: Friday, June 2, 2023 1:41 PM
To: Hurd, Sharon K [REDACTED]
Cc: Clingan, Marci [REDACTED]
Subject: RE: Photos of Kohala ditch damage

Chairperson Hurd,

Good afternoon. Thank you for your time at the meeting today.

Sharing this information was helpful for the GWC. Looks like a lot of work and vulnerability to mitigate! If there is anything I can to help support, please let me know.

Have a safe weekend.

Thank,

Luke Meyers, CEM | Disaster Management Coordinator
[Office of the Governor | Ke Ke'ena O Ke Kia'āina](#)
State of Hawai'i
Mobile: [REDACTED] | Office: (808) 586-2596
Email: [REDACTED]
[Stay Connected with Governor Green](#)



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[REDACTED]

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Luke Meyers, CEM | Disaster Management Coordinator

[Office of the Governor | Ke Ke'ena O Ke Kia'āina](#)

State of Hawai'i

Mobile: [REDACTED] | Office: (808) 586-2596

Email: [REDACTED]

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Haida, Christine A

From: CAPITOL2023-reptarnas
Sent: Friday, June 2, 2023 11:22 AM
To: Weston Yap; Hurd, Sharon K
Cc: CAPITOL2023-senrichards
Subject: RE: Photos of Kohala ditch damage

Hi Weston,

Thanks very much for the photos!

Aloha, David

Representative David A. Tarnas
District 8 – North and South Kohala
Hawaii State Capitol
415 S. Beretania Street, Room 442
Honolulu, HI 96813
808-586-8510

From: Weston Yap [REDACTED]
Sent: Thursday, June 1, 2023 4:04 PM
To: Rep. David A. Tarnas <reptarnas@capitol.hawaii.gov>; Hurd, Sharon K [REDACTED]
Cc: Sen. Tim Richards <senrichards@capitol.hawaii.gov>
Subject: Photos of Kohala ditch damage

Aloha Representative Tarnas and Chair Hurd,

Attached please see photos of Kohala ditch damage from Senator Richards.

Please let me know if you have difficulty opening the photos, or questions.

Sincerely,

Weston Yap
Legislative Aide
Office of Senator Herbert "Tim" Richards, District 4
Hawai'i State Capitol 415 South Beretania St., Room 202
Honolulu, HI 96813
Phone: 808-586-6763
Email: [REDACTED]











[REDACTED]

From: Meyers, Luke P
Sent: Monday, June 5, 2023 7:39 AM
To: Hurd, Sharon K
Cc: Clingan, Marci
Subject: RE: Photos of Kohala ditch damage

Thank you for the update! Have a safe day.

Luke Meyers, CEM | Disaster Management Coordinator
[Office of the Governor | Ke Ke'ena O Ke Kia'aina](#)
State of Hawai'i
Mobile: [REDACTED] | Office: (808) 586-2596
Email: [REDACTED]
[Stay Connected with Governor Green](#)



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From: Hurd, Sharon K [REDACTED]
Sent: Sunday, June 4, 2023 5:48 PM
To: Meyers, Luke P [REDACTED]
Cc: Clingan, Marci [REDACTED]
Subject: RE: Photos of Kohala ditch damage

Luke,

Since our ARM Division has determined the best action is to issue an RFP – may/will be reaching out to you for companies / service providers that can do the work required, to receive the solicitation.

Thank you.

Sharon Hurd
Chairperson, Board of Agriculture
(808) 973-9550
<https://hdoa.hawaii.gov/>

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Sent: Friday, June 2, 2023 1:41 PM
To: Hurd, Sharon K [REDACTED]

Cc: Clingan, Marci [REDACTED]
Subject: RE: Photos of Kohala ditch damage

Chairperson Hurd,

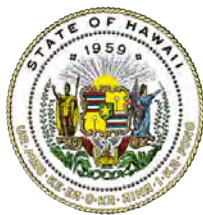
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Have a safe weekend.

Thank,

Luke Meyers, CEM | Disaster Management Coordinator
[Office of the Governor | Ke Ke'ena O Ke Kia'āina](#)
State of Hawai'i
Mobile: [REDACTED] | Office: (808) 586-2596
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From: Hurd, Sharon K [REDACTED]
Sent: Friday, June 2, 2023 9:25 AM
To: Meyers, Luke P [REDACTED]
Cc: Clingan, Marci [REDACTED]
Subject: Photos of Kohala ditch damage

Luke,

Photos of the Kohala ditch damage from Senator Tim Richards's office. He is aware the photos are being shared with the GWC. Please keep internal as the request to share was with the GWC only.

Thank you,

Sharon Hurd
Chairperson, Board of Agriculture
(808) 973-9550
<https://hdoa.hawaii.gov/>











[REDACTED]

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Have a safe weekend.

Thank,

Luke Meyers, CEM | Disaster Management Coordinator

[Office of the Governor | Ke Ke'ena O Ke Kia'aina](#)

State of Hawai'i

Mobile: [REDACTED] | Office: (808) 586-2596

Email: [REDACTED]

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Sharon Hurd
Chairperson, Board of Agriculture
(808) 973-9550
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Cc: Clingan, Marci [REDACTED]
Subject: RE: Photos of Kohala ditch damage

Chairperson Hurd,

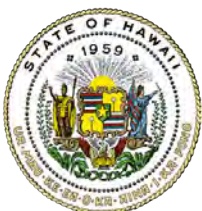
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Have a safe weekend.

Thank,

Luke Meyers, CEM | Disaster Management Coordinator
[Office of the Governor | Ke Ke'ena O Ke Kia'āina](#)
State of Hawai'i
Mobile: [REDACTED] | Office: (808) 586-2596
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Thank you,

Sharon Hurd
Chairperson, Board of Agriculture
(808) 973-9550
<https://hdoa.hawaii.gov/>











[REDACTED]

From: Hurd, Sharon K
Sent: Tuesday, May 30, 2023 9:03 AM
To: hdoa_info
Cc: Clingan, Marci
Subject: RE: Request for Information Regarding the Kohala Ditch

Janelle,

The Kohala Ditch funding is to repair the broken sections of the system. The funds are expected to be used to select a contractor to do the work. Senator Richards has photos of the damaged sections – can ask the Senator’s office to forward the photos to Representative Tarnas. The damage is extensive. Please respond. Thank you for the reminder and LMK if the photos should be forwarded.

Sharon Hurd
Chairperson, Board of Agriculture
(808) 973-9550
<https://hdoa.hawaii.gov/>

From: hdoa_info <hdoa.info@hawaii.gov>
Sent: Tuesday, May 30, 2023 8:48 AM
To: Hurd, Sharon K [REDACTED]
Cc: Clingan, Marci [REDACTED]
Subject: FW: Request for Information Regarding the Kohala Ditch

Hi – forwarding email from Tarnas’ office. Did anyone respond?
Do you want me to acknowledge his email.

Aloha,
Janelle Saneishi
Public Information Officer
Hawai`i Department of Agriculture
ph: (808) 973-9560
email: hdoa.info@hawaii.gov
Website: <https://hdoa.hawaii.gov/>



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From: Scott Gifford [REDACTED]
Sent: Tuesday, May 30, 2023 8:32 AM
To: hdoa_info <hdoa.info@hawaii.gov>
Subject: Re: Request for Information Regarding the Kohala Ditch

Good Morning,

I am just following up on my inquiry below regarding DOA's plans for expending the \$10 million appropriated by the Legislature for the Kohala Ditch System. Representative Tarnas would appreciate any information you could provide.

Mahalo!

Kindly,
Scott

Scott Gifford

Office Manager
Representative David A. Tarnas
District 8 – North and South Kohala
Hawaii State Capitol

415 S. Beretania Street, Room 442

Honolulu, HI 96813

808-586-8510

From: Scott Gifford
Sent: Thursday, May 18, 2023 10:47 AM
To: hdoa.info@hawaii.gov <hdoa.info@hawaii.gov>
Subject: Request for Information Regarding the Kohala Ditch

Good Morning,

I am reaching out on behalf of State Representative David Tarnas (North and South Kohala). We have received some recent inquiries from constituents regarding the CIP funding for the Kohala Ditch System in this year's State Budget. So, we were hoping to get some more information on your Department's plans for the funding and if there will be an RFP?

I understand that the funds have just been finalized in the budget, but any information on tentative plans would be much appreciated by our office.

Mahalo!

Kind Regards,
Scott

Scott Gifford

Office Manager

Representative David A. Tarnas
District 8 – North and South Kohala
Hawaii State Capitol

415 S. Beretania Street, Room 442

Honolulu, HI 96813

808-586-8510

[REDACTED]

From: Saiki, Kirk I
Sent: Friday, May 19, 2023 7:55 AM
To: Hurd, Sharon K; hdoa_info; Kau, Brian K
Cc: Clingan, Marci
Subject: RE: Request for Information Regarding the Kohala Ditch

All,

Unfortunately, ARMD knows very little about this CIP. This CIP was generated out of Sen. Tim Richards' office and was not requested by ARMD. ARMD will meet with Sen Richards following the deadline for the Governor to veto bills.

Kirk Saiki
State of Hawaii, Department of Agriculture
Agricultural Resource Management Division
1428 S. King Street
Honolulu, HI 96814-2512
Phone: [REDACTED]



Department of Agriculture
STATE OF HAWAII

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From: Hurd, Sharon K [REDACTED]
Sent: Thursday, May 18, 2023 6:39 PM
To: hdoa_info <hdoa.info@hawaii.gov>; Kau, Brian K [REDACTED]; Saiki, Kirk I [REDACTED]
Cc: Clingan, Marci [REDACTED]
Subject: RE: Request for Information Regarding the Kohala Ditch

Tarnas is on it!
Will inquire on what is known and pass that on to all in this email.

Thank you, Janelle.

Sharon Hurd
Chairperson, Board of Agriculture
(808) 973-9550
<https://hdoa.hawaii.gov/>

From: hdoa_info <hdoa.info@hawaii.gov>
Sent: Thursday, May 18, 2023 10:57 AM
To: Hurd, Sharon K [REDACTED]; Kau, Brian K [REDACTED]; Saiki, Kirk I [REDACTED]

Cc: Clingan, Marci [REDACTED]
Subject: FW: Request for Information Regarding the Kohala Ditch

Hi –
Forwarding email received from Rep. Tarnas' office.

Aloha,
Janelle Saneishi
Public Information Officer
Hawai'i Department of Agriculture
ph: (808) 973-9560
email: hdoa.info@hawaii.gov
Website: <https://hdoa.hawaii.gov/>



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From: Scott Gifford [REDACTED]
Sent: Thursday, May 18, 2023 10:48 AM
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Subject: Request for Information Regarding the Kohala Ditch

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Scott Gifford

Office Manager
Representative David A. Tarnas

District 8 – North and South Kohala
Hawaii State Capitol

415 S. Beretania Street, Room 442

Honolulu, HI 96813

808-586-8510

[REDACTED]

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Cc: Clingan, Marci
Subject: FW: Request for Information Regarding the Kohala Ditch

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Forwarding email received from Rep. Tarnas' office.

Aloha,
Janelle Saneishi
Public Information Officer
Hawai'i Department of Agriculture
ph: (808) 973-9560
email: hdoa.info@hawaii.gov
Website: <https://hdoa.hawaii.gov/>



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Office Manager

Representative David A. Tarnas
District 8 – North and South Kohala
Hawaii State Capitol

415 S. Beretania Street, Room 442

Honolulu, HI 96813

808-586-8510

[REDACTED]

From: Hurd, Sharon K
Sent: Tuesday, May 30, 2023 10:13 AM
To: hdoa_info
Cc: Clingan, Marci
Subject: Re: Request for Information Regarding the Kohala Ditch

I just stopped by his office - reported what I knew. Apologized for delay...

Thank you, Janelle

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From: hdoa_info <hdoa.info@hawaii.gov>
Sent: Tuesday, May 30, 2023 10:10:55 AM
To: Hurd, Sharon K [REDACTED]
Cc: Clingan, Marci [REDACTED]
Subject: FW: Request for Information Regarding the Kohala Ditch

Tarnas' office canceling request.

Aloha,
Janelle Saneishi
Public Information Officer
Hawai`i Department of Agriculture
ph: (808) 973-9560
email: hdoa.info@hawaii.gov
Website: <https://hdoa.hawaii.gov/>



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From: Scott Gifford [REDACTED]
Sent: Tuesday, May 30, 2023 10:09 AM
To: hdoa_info <hdoa.info@hawaii.gov>
Subject: Re: Request for Information Regarding the Kohala Ditch

Hi Again,

Please disregard the below, as Chair Hurd stopped by and informed us in person. We thank her for taking the time to do so!

Kindly,
Scott

Scott Gifford

Office Manager
Representative David A. Tarnas
District 8 – North and South Kohala
Hawaii State Capitol

415 S. Beretania Street, Room 442

Honolulu, HI 96813

808-586-8510

From: Scott Gifford [REDACTED]
Sent: Tuesday, May 30, 2023 8:31 AM
To: hdoa.info@hawaii.gov <hdoa.info@hawaii.gov>
Subject: Re: Request for Information Regarding the Kohala Ditch

Good Morning,

I am just following up on my inquiry below regarding DOA's plans for expending the \$10 million appropriated by the Legislature for the Kohala Ditch System. Representative Tarnas would appreciate any information you could provide.

Mahalo!

Kindly,
Scott

Scott Gifford

Office Manager
Representative David A. Tarnas
District 8 – North and South Kohala
Hawaii State Capitol

415 S. Beretania Street, Room 442

Honolulu, HI 96813

808-586-8510

From: Scott Gifford
Sent: Thursday, May 18, 2023 10:47 AM
To: hdoa.info@hawaii.gov <hdoa.info@hawaii.gov>
Subject: Request for Information Regarding the Kohala Ditch

Good Morning,

I am reaching out on behalf of State Representative David Tarnas (North and South Kohala). We have received some recent inquiries from constituents regarding the CIP funding for the Kohala Ditch System in this year's State Budget. So, we were hoping to get some more information on your Department's plans for the funding and if there will be an RFP?

I understand that the funds have just been finalized in the budget, but any information on tentative plans would be much appreciated by our office.

Mahalo!

Kind Regards,
Scott

Scott Gifford

Office Manager
Representative David A. Tarnas
District 8 – North and South Kohala
Hawaii State Capitol

415 S. Beretania Street, Room 442

Honolulu, HI 96813

808-586-8510

[REDACTED]

From: Clingan, Marci
Sent: Thursday, May 25, 2023 9:09 AM
To: Saiki, Kirk I; Kau, Brian K
Cc: Hurd, Sharon K; Ferrer, Jan Y
Subject: RE: Sen. Richards Mtg @ 10am - Kohala Ditch

Thank you, Kirk!

Marci Clingan

Office of the Chairperson
Hawaii Department of Agriculture
(808) 973-9550
1428 S. King Street
Honolulu, HI 96814

From: Saiki, Kirk I [REDACTED]
Sent: Thursday, May 25, 2023 7:54 AM
To: Clingan, Marci [REDACTED]; Kau, Brian K [REDACTED]
Cc: Hurd, Sharon K [REDACTED]; Ferrer, Jan Y [REDACTED]
Subject: RE: Sen. Richards Mtg @ 10am - Kohala Ditch

Marci,

Unfortunately, ARMD knows nothing about this project, but I can attend the meeting.

Kirk Saiki
State of Hawaii, Department of Agriculture
Agricultural Resource Management Division
1428 S. King Street
Honolulu, HI 96814-2512
Phone [REDACTED]



Department of Agriculture
STATE OF HAWAII

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From: Clingan, Marci [REDACTED]
Sent: Thursday, May 25, 2023 7:27 AM
To: Kau, Brian K [REDACTED]; Saiki, Kirk I [REDACTED]
Cc: Hurd, Sharon K [REDACTED]; Ferrer, Jan Y [REDACTED]
Subject: Sen. Richards Mtg @ 10am - Kohala Ditch

Hi Brian and Kirk,

Sharon has a 10 am meeting with Senator Richards this morning regarding the Kohala Ditch topic. Are you both available to join in on the meeting at the Capitol today? Sharon would appreciate your assistance in providing some additional information on the Kohala ditch. Thanks!

Marci Clingan

Office of the Chairperson
Hawaii Department of Agriculture
(808) 973-9550
1428 S. King Street
Honolulu, HI 96814

[REDACTED]

From: Hurd, Sharon K
Sent: Monday, March 6, 2023 11:33 AM
To: Wilson, Brooke
Cc: zzz_Atta, zzz_Morris
Subject: RE: The Kohala Ditch - \$10 M for upgrade

Brooke,

Will do.

Thank you,
Sharon Hurd
Chairperson, Board of Agriculture
(808) 973-9550
<https://hdoa.hawaii.gov/>

From: Wilson, Brooke [REDACTED]
Sent: Monday, March 6, 2023 11:32 AM
To: Hurd, Sharon K [REDACTED]
Cc: Atta, Morris [REDACTED]
Subject: Re: The Kohala Ditch - \$10 M for upgrade

Pls make sure Senator Richards is clear that we support it.

Mahalo!
Brooke Wilson
Chief of Staff
Office of the Governor
State of Hawaii
415 S. Beretania St., 5th floor
Honolulu, HI 96815

From: Hurd, Sharon K [REDACTED]
Sent: Monday, March 6, 2023 11:30:33 AM
To: Wilson, Brooke [REDACTED]
Cc: Atta, Morris [REDACTED]
Subject: The Kohala Ditch - \$10 M for upgrade

Brooke,

DOA understands this project is a priority for Governor and the project is moving forward. This email is to offer comments from the Agricultural Resource Management Division (ARMD) that is tasked to provide a breakdown of how the \$10 million will be expended.

- The upgrade/repairs will be performed on a privately owned waterway/ditch; this sets precedence for using general funds for private benefit
- ARMD points out that the work to be performed is on a portion of a 20+ mile stretch of the waterway

- There is the likelihood of failures in multiple areas of the waterway due to earthquakes, floods or other natural occurrences due to lack of maintenance of the entire stretch.
- Due to the unreliability of the Kohala Ditch, the construction of a well was approved – this well would be needed when the ditch fails, so should continue despite less urgency to do so.

ARMD staff made these points noting that they are providing the breakdown of how the \$10 million will be expended.

Sharing as an FYI.

Sharon Hurd
Chairperson, Board of Agriculture
(808) 973-9550
<https://hdoa.hawaii.gov/>