



MINUTES

**Board of Directors Meeting
September 1, 2011, 10:00 A.M.
Mission Memorial Annex Conference Room
550 South King Street
Honolulu, Hawaii**

PRESENT: Carrie Okinaga Keslie Hui
Ivan Lui-Kwan Damien Kim
William "Buzz" Hong David Tanoue
Don Horner Wayne Yoshioka

ALSO IN ATTENDANCE: Toru Hamayasu Vincent Shigekuni
Gary Takeuchi Randall Whattoff
Joyce Oliveira Rebecca Dayhuff
William Spiegelberg Michael Levine
Joseph Magaldi, Jr. Hannah Miyamoto
Pat Lee Kim Castillo
Frank Streed Sheila Uyeoka
Wally Zimmerman Robert Bunda
Barbara Tanabe Maurice Morita
Darrell Young Kekoa McClellan

EXCUSED: Glenn Okimoto

I. Call to Order by Committee Chair

At 10:07 A.M., the meeting of the Board of Directors was called to order by Board Chair Carrie Okinaga.

II. Public Testimony

No public testimony was offered.

III. Message from Council Chair Ernie Martin

Council Chair Ernie Martin addressed the HART Board, expressing the Council's readiness to support HART. Chair Martin expressed his expectation that TOD will improve Honolulu, pledged the Council's support for partnerships with the private sector

to establish TOD projects, and also encouraged HART Board members to attend the upcoming Rail~Volution Conference. Chair Martin also acknowledged the efforts of the previous Council Chair, Nestor Garcia, in promoting TOD.

Board Member Keslie Hui asked the Council Chair about his perspective on HART's communications efforts to the taxpaying public. Chair Martin stated that HART should be proactive, and might consider adding a focus on TOD in its efforts to inform the public.

IV. Message from Mayor Peter Carlisle

Mayor Peter Carlisle addressed the HART Board, congratulating the Board Members for the work they had done over the past 60 days and calling upon them to focus on three goals: job creation, sustainability, and traffic relief. Mayor Carlisle stated that the project has received support from the state legislature, previous mayors, state transportation directors, members of Congress, and President Obama. Mayor Carlisle reiterated the importance of TOD and the creation of livable, walkable communities, and shared his experiences with rail systems in Taiwan and Japan.

Board Member William "Buzz" Hong asked what the Mayor envisioned as HART's role in TOD. Mayor Carlisle responded that he envisions HART's role as a collaborative one, alongside other government agencies and the community.

Board Vice Chair Ivan Lui-Kwan asked the Mayor if he had any insights into how to deal with the pending litigation against the project. Mayor Carlisle noted that the project has successfully achieved several important milestones, and advised that the legal process be allowed to run its course.

Mr. Hui asked Mayor Carlisle to provide more information on his experiences with rail in Taiwan, specifically on private-public partnerships. Mayor Carlisle responded that the Taiwanese saw a gap in their transportation network and built rail as a way to bring the island together.

V. Approval of Minutes of August 25, 2011 Board Meeting

Board Member Don Horner moved that the second sentence of the second paragraph of Section X of the minutes be amended to read "Board Member David Tanoue stated that information should be provided *in a balanced manner* so the public is aware of plans in advance." Mr. Hui seconded the motion. There were no objections to the amendment. The minutes were adopted unanimously as amended.

VI. Report of Transit Oriented Development Committee

Mr. Hong, Chair of the Transit Oriented Development Committee, reported that the committee met at 8:00 A.M. on September 1, 2011. He further reported that Councilmember Ikaika Anderson addressed the committee, the committee heard briefings

by HART staff and DPP staff, made amendments to the proposed committee areas of responsibility, discussed HART Board Member attendance at upcoming TOD conferences, and settled on a monthly meeting schedule.

Mr. Horner moved the adoption of the TOD Committee's recommendation that two HART Board Members be allowed to attend the Rail~Volution Conference, as well as a City Council representative, to be designated by the Council Chair, assuming the availability of funds for such purpose. Mr. Hong seconded the motion. There being no objections, the motion was unanimously adopted.

VII. Approval of Areas of Responsibility for the Committees of the HART Board

Mr. Lui-Kwan moved that the Areas of Responsibility for the Committees of the HART Board be amended to reflect the recommendations of the TOD Committee, as follows: that the first bullet read "Oversee the Authority's efforts to create, *promote, and assist* Transit Oriented Development (TOD) near HHCTCP stations including:" and that the third bullet read "Identify and develop recommendations addressing impediments to creating, *promoting, and assisting* transit oriented development." Mr. Hong seconded the motion. There being no objections, the motion was unanimously adopted.

Ms. Okinaga observed that the Areas of Responsibility for the Committees of the HART Board had been reviewed by all five permanent committees of the Board, and also noted that all committee actions were subject to approval by the full HART Board. She moved the adoption of the Areas of Responsibility for the Committees of the HART Board, as amended. There being no objections, the Areas of Responsibility for the Committees of the HART Board, attached hereto as Attachment A of these minutes, were approved.

VIII. Report of Permitted Interaction Group on the 9th Voting Board Member

Mr. Lui-Kwan distributed a document, attached hereto as Attachment B of these minutes, entitled "Report of Permitted Interaction Group Appointed to Recommend Ninth Voting Member." Mr. Lui-Kwan provided a synopsis of the report's contents, and stated that Robert Bunda had been unanimously selected by the Permitted Interaction Group as the Group's recommendation to serve as the 9th Voting Board Member, pending the approval of the full Board at its next meeting.

Ms. Okinaga called upon Mr. Bunda to offer a few words. Mr. Bunda expressed his commitment to the project and his readiness to serve.

IX. Report of the Interim Executive Director

Interim Executive Director Toru Hamayasu presented the Board with his weekly report, attached hereto as Attachment C of these minutes.

Board Member David Tanoue asked how the Board should address letters received from the public. Mr. Horner suggested that such responsibility falls to the Executive Director, and that correspondence from the public will be one component of the balanced scorecard. Mr. Hamayasu recommended that the Board ask HART staff to reply on their behalf.

Mr. Hamayasu also reported that the City Council will be meeting at 1:00 P.M. on September 1, 2011 to discuss a resolution introduced by Councilmember Ann Kobayashi relating to an Art in Transit program. Mr. Hamayasu intends to inform the Council that existing City ordinances require 1% of building costs for City projects to be dedicated to public art. Mr. Horner asked how much the 1% corresponds to. Mr. Hamayasu replied that for the twenty-one stations and the MSF, public art costs will be in the range of \$5-7 million.

Mr. Hamayasu also reported that he will be out-of-state during the following week to meet with the FTA to discuss the FFGA schedule.

Mr. Hamayasu responded to an inquiry by Board Member Hong at the last meeting, stating that the terms of the Core Systems procurement require HART to execute a contract within 30 days of receipt of a signed contract and other required documentation from the contractor. Thus, the total contract time is 50 days: 20 days on the contractor side, and 30 on the City side.

Mr. Hamayasu acknowledged that the Board received letters from Sumitomo and Bombardier, the nonselected offerors in the Core Systems procurement, and stated that staff is still preparing a response.

Mr. Horner asked about the project's contingency funds. Mr. Hamayasu replied that by the next milestone, HART may be authorized by the FTA to lower the contingency needed.

X. Discussion on the location of the September 8, 2011 Committee Meeting

Ms. Okinaga moved to add the matter of the location of a September 8, 2011 Committee meeting to the agenda. She noted that a two-thirds vote of the entire Board (at least six members) was necessary to add the item to the agenda. There being no objections, the addition of this item to the agenda was approved unanimously with the motion being adopted by a vote of seven in the affirmative and none in the negative.

Mr. Horner proposed that the meeting be held in the 30th floor Board Room of the First Hawaiian Center to allow for the Board to interview representatives from Ansaldo Honolulu JV's parent companies via videoconference. Ms. Okinaga noted that a check of city facilities was performed, but none was found to be adequate in terms of videoconferencing capability and public access. Deputy Corporation Counsel Gary Takeuchi noted that the Charter authorizes the Executive Director to accept gifts to HART, but that no formal gift acceptance policy had yet been developed. Mr. Takeuchi therefore recommended that the Board endorse the Executive Director's acceptance of this gift of meeting facilities and related services from First Hawaiian Bank, so that it could be accepted.

Mr. Hui moved to endorse the Executive Director's acceptance of the gift of meeting facilities and related services so that the September 8, 2011 meeting could be held at the First Hawaiian Center. The motion was seconded by Board Member Wayne Yoshioka. There being no objections, the motion passed unanimously.

Ms. Okinaga stated that the Board will develop a formal gift policy in the near future. After considering the expressions of interest by Board members to participate in the meeting, disclosing that the Chair will be in Washington, D.C. with Mr. Hamayasu on that date, and discussing the willingness of the subject committee chairs, it was agreed that the September 8, 2011 meeting would be a joint meeting between the Finance Committee and the Project Oversight Committee.

XI. Briefing on Memoranda of Agreement between HART and other departments

Deputy Project Officer Frank Doyle stated that to ensure an orderly transition from RTD to HART, HART entered into several memoranda of agreement with other City departments. He reported that other City departments have been helpful in assisting the transition.

Ms. Okinaga asked whether Mr. Doyle anticipates that HART will take on further tasks in FY13. Mr. Doyle replied that some HR functions will be assumed by HART, and that some HR functions have already been assumed, such as the establishment of an EEO policy.

Ms. Okinaga pointed out to the Board that the MOU with DPP covers aspects of TOD and that the MOU with DTS covers aspects of bus coordination. Mr. Horner observed that the DTS MOU goes until 2016.

Mr. Horner asked about the cancellation provisions contained within the MOUs. Mr. Doyle stated that the contracts don't have specific cancellation provisions, however, if HART stops needing services or duplication arises, that the contracts can be amended. Ms. Okinaga observed that all services in the MOUs are flowing into HART.

Mr. Lui-Kwan asked how these services can be quantified as dollar figures. Mr. Doyle replied that salaries and outside services are fairly easy to quantify, as is CASE.

XII. Adjournment

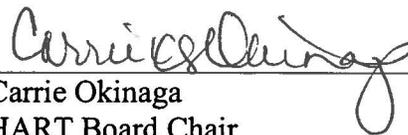
Having no other pending business, Mr. Hui called for the meeting to be adjourned. Mr. Lui-Kwan seconded the motion. There being no objections, the meeting was adjourned by Ms. Okinaga at 12:10 p.m.

Respectfully Submitted,



Tyler Dos Santos-Tam
Board Administrator

Approved:



Carrie Okinaga
HART Board Chair

SEP 16 2011

Date

[ATTACHMENT A]



Permanent Committees of the Board of Directors
Areas of Responsibility
(Committee actions subject to full Board approval)

Finance Committee

- **Areas of Responsibility:**
 - Oversee the Authority's budget process including:
 - Review the Executive Director's proposed annual Operating and Capital Budgets and recommend amendments, if any, to the full Board
 - Review and make recommendations on any budget amendments during the fiscal year
 - Receive periodic reports regarding, and monitor actual revenue and expenditures vis-à-vis the Operating and Capital budgets
 - Monitor the Authority's long range Financial Plan
 - Monitor annual Business Plan, and recommend amendments to the full Board
 - Monitor effectiveness of the Authority's Financial Policies and develop amendments as appropriate.
 - Assist Board with creation and monitoring of the "Balanced Scorecard"
- **Meeting Frequency:** Monthly

Project Oversight Committee

- **Areas of Responsibility:**
 - Oversee the implementation of the Honolulu High Capacity Transit Corridor Project (HHCTCP) focusing on scope, schedule and budget:
 - Monitor scope changes
 - Monitor schedule status
 - Monitor actual expenditures versus budget for the HHCTCP
 - Review and recommend for discussion by the full Board major policy issues affecting the implementation and management of the HHCTCP; examples include:
 - Compliance with FTA project management and grant requirements
 - Revenue policies, such those pertaining to concessions, advertising, or the fare collection system
 - Policies prioritizing safety, such as policing and security
 - Review property acquisitions proposed for condemnation actions.
- **Meeting Frequency:** Monthly

Transit Oriented Development Committee

- **Areas of Responsibility:**
 - Oversee the Authority's efforts to create, promote, and assist Transit Oriented Development (TOD) near HHCTCP stations including:
 - Receive reports from HART and Department of Planning and Permitting staff
 - Review proposed joint development projects involving HART property and make recommendations to the full Board
 - Identify and develop recommendations addressing impediments to creating, promoting, and assisting transit oriented development.
- **Meeting Frequency:** Monthly or as needed

Human Resources

- **Areas of Responsibility:**
 - Oversee the recruitment of the Executive Director/Chief Executive Officer
 - Review and monitor Project Labor Agreements
 - Review and monitor the Authority's human resource policies including EEO Policy review and implementation; the classification and compensation system and its effectiveness in recruiting qualified staff; and training and employee development programs.
- **Meeting Frequency:** As needed

Audit/Legal Matters Committee

- **Areas of Responsibility:**
 - In accordance with Section 17-111 of the Revised Charter of the City and County of Honolulu ("City Charter"), work with the board (a) for the contracting of a certified public accountant for an annual audit of the accounts and financial status of the authority, and submission of such audits to the City Council and the mayor; and (b) on performance audits of the authority conducted by the managing director and such audits as may be required by the City Council or conducted by the city auditor.
 - Receive the report(s) from independent auditors on both the annual audit and any special audits requested
 - Identify problems, issues and/or management follow-up actions emanating from any audits of the Authority's activities
 - Pursue investigations initiated by the Board
 - Review and formulate strategy on risk management and any legal issues that confront the Authority
 - Monitor Programmatic Agreement
 - In accordance with Section 17-112 of the City Charter, work with the corporation counsel of the city with respect to all actions involving legal matters under the jurisdiction of the authority.
- **Meeting Frequency:** Monthly

[ATTACHMENT B]

**REPORT OF PERMITTED INTERACTION GROUP
APPOINTED TO RECOMMEND NINTH VOTING MEMBER**

September 1, 2011

Section 17-105.2 of the Revised Charter of Honolulu provides that the eight voting members of the HART Board of Directors shall appoint, by majority vote, the ninth voting member. Pursuant to Section 92-2.5(b) of the Hawaii Revised Statutes, on July 1, 2011, at a duly noticed meeting of the Board of Directors, the Board established a permitted interaction group ("Group") consisting of the Chair (Okinaga), Vice Chair (Lui-Kwan), Chair of the Human Resources Committee (Hui), Chair of the Project Oversight Committee (Kim), and the Chair of the Finance Committee (Horner). The purpose of the Group was to investigate and make a recommendation regarding the ninth voting member of the Board. The scope of the Group's assignment was to establish criteria for selection of the ninth voting member, to review applications received in response to a public notice, and to report to the full Board with a recommended name for consideration within 60 days.

Immediately following the July 1 meeting of the Board, a press release was distributed that announced that HART was accepting applications for the ninth voting member position until Friday, August 5, 2011. See Attachment 1. In addition, various news stations announced the opportunity. See Attachment 2. Finally, on the www.honolulutransit.org website, the opportunity to submit an application was highlighted, along with a link to a list of requested information.

On Thursday, August 4, 2011, the Group met for the first time and established criteria for selection of the ninth voting member. See Attachment 3. At the time the criteria were established, the Group members did not have a list of applicants.

On Thursday, August 11, 2011, the Group met for the second time to review applications and accompanying materials from all 16 applicants (3 of whom withdrew their applications before a final decision had been made by the Group, citing the significant time commitment involved in serving on the Board). Not only was the number of applications sizeable, but the quality of the applications in general was very high, and we are very grateful for those who submitted applications. A decision was reached that more information was needed to differentiate amongst applicants, given the fact that some applicants had submitted references, letters of recommendation, and potential conflict information, and others had not. So, a letter was issued on Friday, August 12, 2011, to all (at that time 16) applicants requesting that they fill out a disclosure form and provide references and/or letters of recommendation by close of business Friday, August 19, 2011. See Attachment 4. The applicants were informed that to the extent permissible by law, the information provided to the Group by the applicants would be kept confidential, except for the information pertaining to the candidate who was ultimately recommended for appointment.

On Thursday, August 25, 2011, the Group met for the third time to review and discuss the supplemental information received after the August 11 meeting. It was determined that 4 applicants were most suited to serve as the ninth voting member according to the criteria established on July 1, and that interviews should be conducted of those 4 persons to assist the Group with the determination of which of the 4 would be recommended for appointment to the full Board. In the meantime, Group members would gather additional background and reference information regarding the 4 people.

On Monday, August 29, 2011, the Group met for the fourth time to interview each of the 4 candidates. After half-hour interviews with each of the 4 candidates, and a lengthy discussion, the Group unanimously selected Robert Bunda as the candidate to recommend to the Board for appointment, for the following reasons:

(1) Mr. Bunda is of the highest character and integrity, and not only is deserving of the public trust now, but for most of his adult life, he has earned and continually retained the public trust, serving in the State House of Representatives and State Senate for over 25 years, as well as the United States Air Force and the Hawaii Army National Guard.

(2) Being President of the Senate for 6 years, through both Democratic and Republican administrations, requires facilitating difficult debates and bringing together parties of different backgrounds and beliefs, and we believe that both of these leadership skills will serve the Board well.

(3) The Group believes that the Board's strong interest in transit oriented development could be advanced by adding a member who has land use expertise. Mr. Bunda has just been appointed to the Board of Directors of the Public Lands Development Corporation ("PLDC"), created by Act 55 (2011), which will play an integral role in determining policy regarding use of public lands. Mr. Bunda represented that he obtained an opinion from the State Attorney General's office that he is not prohibited from serving on both boards. It is not obvious at present what if any actual conflicts would arise in Mr. Bunda's service to both boards, and we believe Mr. Bunda's position on the PLDC Board will help advance TOD.

(4) The strength of a diverse Board lies in its ties to a broad cross-section of our community, including our partners in the City, State and federal governments, as well as in labor, non-governmental entities and business. Mr. Bunda, through his lifetime of public service and work in the private sector, has built strong relationships across our community, and we feel that he will be a significant addition to the Board in this regard.

(5) The Group also believes that the Board would benefit by adding a member who experiences firsthand driving every day in traffic gridlock coming from West and Central Oahu, and who is passionate about needed relief; Mr. Bunda is such a person, and he has been a longstanding and staunch supporter of the City's rail project.

(6) In order to ensure the continued viability of this project, the local funding source must remain secured. Not only was Mr. Bunda's leadership instrumental in passing the enabling legislation for the ½ percent G.E.T. surcharge increase, but he understands firsthand the legislative process, as well as the State's budgeting process, and we believe that this knowledge will be very useful to the Board.

(7) Mr. Bunda's background as an insurance executive (over 30 years of experience) will be very useful to the Board in approaching insurance and other risk issues, as well as confirming sufficient bonding of the project.

(8) The Group is confident that Mr. Bunda will honor his stated commitment of significant amounts of time serving as a HART Board member.

Again, the Group believes that many if not all of the applicants would have added value to the Board. Our recommendation of Mr. Bunda is based on the above considerations, and was made after

conducting due diligence and multiple deliberations regarding which candidate most fully met our criteria.

Mr. Bunda's application packet is attached hereto (See Attachment 5), and he will be available for questions by the Board on September 1. The Board and the public will be free to conduct its own due diligence prior to the Board's vote on the Group's recommendation, at the next Board meeting.

The Group has determined that it will not disclose the names or application materials of the other 15 applicants. Appointment of the ninth voting member is appointment to an initial two-year term for a volunteer, unpaid service opportunity, and we want to encourage people to volunteer for this kind of service; we note that in less than two years, the Board will have to repeat this process again, and the Group believes that having to disclose the names of the other unsuccessful applicants will serve to discourage applicants next time. The Group determined that the public's interest in knowing the identities of those not selected is outweighed by the privacy interests of those same civic-minded individuals, and by the fact that the Group wishes to encourage people to apply the next time around, which will happen within two years. The public will have every opportunity to comment on the Group's recommendation, and should the Board reject the Group's recommendation, the Group will reconvene to make another recommendation to the Board, at which time the public will again be able to comment regarding that person.

Respectfully submitted by:

Carrie Okinaga, Chair

Ivan Lui-Kwan, Vice Chair

Don Horner, Finance Committee Chair

Keslie Hui, Human Resources Committee Chair

Damien Kim, Project Oversight Committee Chair

[ATTACHMENT 1]

2 pages

FOR IMMEDIATE RELEASE

JULY 1, 2011

HART BOARD PASSES KEY MEASURES FOR HONOLULU'S RAIL PROJECT

(Friday, July 1, 2011) — Members of the newly created Honolulu Authority for Rapid Transportation (HART) today were sworn in and conducted their first meeting, passing several key measures regarding the Honolulu Rail Transit Project.

The HART board includes six members appointed by the mayor and the Honolulu City Council, and three ex-officio members, with a tenth member to be appointed by the voting members of the board.

Appointed board members are: William “Buzz” Hong; Don Horner; Keslie Hui; Damien Kim; Ivan Lui-Kwan; and Carrie Okinaga. Ex-Officio members are: State Department of Transportation Director Glenn Okimoto; City Department of Transportation Services Director Wayne Yoshioka; and City Department of Planning and Permitting Director David Tanoue. The City planning director serves as a non-voting member.

The board selected Okinaga as board chairwoman and Lui-Kwan as vice chairman. The board also established the following standing committees and committee leadership slate: **Audit Committee** (Lui-Kwan, chairman; Horner, vice chairman), **Finance Committee** (Horner, chairman; Hui, vice chairman), **Human Resources Committee** (Hui, chairman; Hong, vice chairman), **Project Oversight Committee** (Kim, chairman; Hong, vice chairman), and **Transit Oriented Development (TOD) Committee** (Hong, chairman; Lui-Kwan, vice chairman).

“I look forward to working with my colleagues and all stakeholders to ensure that taxpayer dollars are invested wisely,” Okinaga said. “We are here to ensure the project comes in on time and on budget, and that it is well-managed.”

“By adopting our operating rules, your transit authority board is organized today. I thank my colleagues for taking on these substantive committee assignments. They will be rolling up their sleeves and getting to work with a sense of urgency,” Okinaga added. “To ensure public confidence, the Audit Committee chaired by Vice Chairman Lui-Kwan will be initiating an audit immediately to ensure that we have a clean set of books from the start.”

The board adopted the transit authority’s \$20.5-million operating budget and its \$354.7-million capital budget. The budget amounts were identical to the budgets previously approved by the Honolulu City Council and ensures that the rail project will continue without unnecessary delays, said HART Finance Committee Chairman Don Horner, who committed that a thorough review would be conducted of the budget.

“Legal action is clearly not in the best interest of the taxpayers and I am confident we can work with City Council and the Administration in providing budget oversight,” Horner said. “We also plan to begin work on next year’s budget immediately. The committee intends to conduct public meetings on the future budget and then, submit it to both City Council and Administration before submission to the full HART board.”

The board also named Toru Hamayasu, the current general manager for the project, as HART interim executive director. The board plans to enlist a national and a local search firm with expertise in transit executive searches to assist members in the selection of a permanent executive director. The board’s objective is to appoint HART’s permanent executive director by the end of the year, Okinaga said.

HART’s board of directors will meet on the first and third Thursday of each month, and 25 percent of the authority’s meetings will be held at Kapolei Hale or at another West O`ahu location to ensure full public participation. In addition, all five committees will conduct monthly public meetings. The board also adopted a transparency policy, a financial policy, a procurement policy, and a code of ethics for all members to follow.

The board of directors is also accepting applications for those interested in applying for the tenth board member’s position. Cover letters expressing interest and resumes are being accepted online now through August 5, 2011 at www.HonoluluTransit.org.

For more information on HART and the rail project, visit www.HonoluluTransit.org.

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Media Contact: Jeanne Belding, (808) 768-6145, cell: (808) 489-2530

[ATTACHMENT 2]

4 pages

Rail board will not sue for control of budget - Honolulu Star-Advertiser, July 2, 2011



An independent financial audit of the city's rail project and searches for an executive director and a ninth voting member are among the tasks before for the newly established Honolulu Authority for Rapid Transportation.

Jurisdiction over the \$5.3 billion project was handed to the 10-member board Friday during its first meeting.

The eight voting members adopted the City Council's budget for the authority, which took the city Rapid Transit Division under its wing. City Permitting and Planning Director David Tanoue is a nonvoting member of the board.

After months of legal threats volleyed between Mayor Peter Carlisle and the City Council over who has oversight of the authority's budget, the rail board decided to not pursue legal action against the Council's version of the budget, which was enacted with a veto override earlier this week.

The Council has asserted that the City Charter amendment that created the board intended that the Council approve appropriation requests. Carlisle has said the rail authority should be the only entity to approve its budget, and initially was willing to go to court over the matter.

Earlier this week Carlisle deferred to the transit authority on the legal question. Yesterday Don Horner, who will chair the authority's Finance Committee, said a lawsuit is "not in the best interest of taxpayers."

"The public is the greatest stakeholder of oversight, and the Charter requires that," said Horner, who is chief executive officer of First Hawaiian Bank. "We intend to engage the public in the budgetary process."

Yesterday the board adopted the City Council's \$20.5 million operating budget and \$355 million capital budget for the authority, which was close to what Carlisle's administration had proposed.

Council Chairman Ernie Martin said in an interview Friday it is "absolutely absurd" to think the Council would give up its oversight over the largest public works project in the state's history.

"In the likely event of cost overruns, HART will have to seek even more money in additional subsidies for construction," Martin and Council Vice Chairman Ikaika Anderson said in a joint statement.

The board also voted to conduct a financial audit of the project, from the beginning of the 0.5 percent general excise surcharge in 2007 to now.

Former city Corporation Counsel Carrie Okinaga was appointed board chairwoman.

The board is accepting applications for a ninth voting member through its website, honolulustransit.org.

Toru Hamayasu, who has headed the city Rapid Transit Division, was selected as the agency's interim executive director. The board will hire an executive search firm that specializes in transit to lead a nationwide hunt for a permanent executive director.

Rail board holds first meeting

Posted: Jul 01, 2011 10:45 AM

Updated: Jul 01, 2011 11:29 AM

By Jim Mendoza - [bio](#) | [email](#)

HONOLULU (HawaiiNewsNow) - Stating its goal to "design, build, maintain and operate" Oahu's proposed rail system, the Honolulu Authority for Rapid Transportation (HART) held its first meeting Friday.

"We are here to ensure the project comes in on time and on budget, and that it is well-managed," board chairman Carrie Okinaga said.

The board passed a \$20.5 million operating budget and \$354.7 million capital budget for oversight of the 20-mile rail project that will stretch from East Kapolei to Ala Moana Shopping Center.

The board named Toru Hamayasu as interim executive director and adopted transparency, financial and procurement policies.

It's also accepting applications for a tenth member online through Aug. 5 at www.HonoluluTransit.org.

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HART meets on rail issues



H.A.R.T meets for the first time

Reported by: [Jai Cunningham](#)

Email: jcunningham@khon2.com

Published: 7/01 6:20 pm

Updated: 7/01 6:33 pm



It's been a dream for many, to see a rail system operating on Oahu.

It's certainly had its bumps along the way, the latest, a disagreement between Mayor Peter Carlisle and the City Council on oversight of the project's budget, leaving Carlisle to suggest a potential lawsuit.

"Taxpayers are not interested in litigation and neither is this board. We're confident both the mayor and the majority of the council want to see rail move forward," said Don Horner, a HART board member.

These folks are the ones who will steer the rail system from infancy to completion. Today was day one.

"The most important thing that we did today was we organized ourselves by adopting the operating rules and having committees that the substantive work is going to be taken up in, and we adopted the budget that will allow the work in the street, the utility relocation that is going on to continue," said Carrie Okinaga, HART chairwoman.

The budgets given the initial green light-\$20.5 million for the operating budget, a capital budget of more than \$354 million, all told more than \$375 million which had been approved by the City Council.

The board is accepting applications online in the search for a ninth voting member, another first step was to appoint Toru Hamayasu as its Interim Executive Director, the board hopes to hire someone to the position permanently by years end.

The sense of urgency is to make sure that we're ready to receive the baton that was passed to us on July 1, and I think we definitely are," said Okinaga.

"We are all committed to honor the public trust which has been vested in us to pursue the mission, which is to build, design, maintain, and operate this system," said Ivan Lui-Kwan, a HART board member.

KITV.com

HART Board Passes Key Measures For Rail Project

Budgets, Board Chair Among Decisions Made At HART First Meeting

POSTED: 11:17 am HST July 1, 2011

UPDATED: 4:18 pm HST July 1, 2011

HONOLULU -- Members of the newly created board that will oversee the city's \$5.3 billion rail project were sworn in Friday.

The six members of the Honolulu Authority for Rapid Transportation passed several key measures at their first meeting.

Feeling the pressure and immense responsibility to ensure the city's largest transportation project to date moves forward, decisions were made quickly at this first meeting of HART.

Appointed by the mayor and Honolulu City Council, the six board members of HART are William "Buzz" Hong, Don Horner, Kelsie Hui, Damien Kim, Ivan Lui-Kwan and Carrie Okinaga. Okinaga was elected by the board as chair.

Ex-officio members are State Transportation Director Glenn Okimoto, city Transportation Director Wayne Yoshioka and city Department of Planning and Permitting Director David Tanoue. Tanoue serves as a non-voting member.

"The sense of urgency is to make sure that we're ready to receive the baton that was passed to us July one and I think we definitely are," said Okinaga.

To avoid any unnecessary delays, the board adopted the transit authority's \$20.5 million operating budget and it's \$354 million capital budget. The budgets are identical to those approved by the City Council.

The board said it would not pursue a lawsuit against the City Council over control of the funding for the transit project, after the council earlier this week overrode the Mayor's vetoes that give the council authority over HART's spending decisions.

"We're confident the majority of the council want to see rail move forward and there's no sense in arguing about technicalities at this point. We're confident we can provide oversight to both bodies and look forward to working with them," said Finance Committee Chairman Don Horner.

The board also named the current manager for the project, Toru Hamayasu, as HART interim director. A local search firm is being enlisted to search for a permanent executive director by the end of the year.

Applications are being accepted on HART's website for those interested in serving as the 10th member of the board.

HART meetings will be held on the first and third Thursdays of each month, with 25 percent of the meetings held in West Oahu.

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[ATTACHMENT 3]

1 page

CRITERIA FOR SELECTION OF NINTH VOTING MEMBER

1. Desired areas of expertise: The Group will consider the make-up of the current Board, including the six appointed members, in determining desired areas of expertise. Suggested areas include (1) construction and related costs, (2) land use and/or (3) rail transit system construction and operations.
2. Character and integrity: The Group will seek to ensure that the ninth Board member is of the highest character and integrity, and who is deserving of the public trust. Backgrounds of all candidates should be carefully reviewed for conflicts of interest. The ninth member must be willing to adhere to the Standards of Conduct set forth in the Revised Charter, as well as Resolution No. 2011-4, containing the Board's Ethics Policy, adopted by the Board on July 1, 2011.
3. Time Commitment: The Group will ensure that the ninth Board member is able and willing to make the significant time commitment that all Board members have made, serving on committees and attending meetings.
4. Council Reso 11-188: The Group will make its recommendation regarding the ninth member after full discussion of the issues raised by Councilmember Stanley Chang in his proposed Council Reso 11-188.
5. Diversity: The Group will strive for diverse representation on the Board.

[ATTACHMENT 4]

5 pages

Dos Santos-Tam, Tyler

From: Dos Santos-Tam, Tyler
Sent: Friday, August 12, 2011 8:39 AM
To:
Subject: 9th Board Member Application
Attachments: HART Board of Directors Questionnaire.doc

Dear [Name of Applicant],

Thank you for submitting an application to serve as the ninth voting member of the HART Board of Directors. Your resume and cover letter have been forwarded to members of the Board for consideration, and we anticipate that the Board will make a decision by mid-September.

To provide the Board with more information about your background, experience, and qualifications, please fill out the attached questionnaire form and return it to me via email at tdossantos@honolulu.gov or to my attention via fax to 768-5110 before 4 p.m. on Friday, August 19. In addition, please submit up to five (5) references or letters of recommendation. The form, along with your resume, references/letters of recommendation, and cover letter, will remain confidential to the extent permitted by law, and will only be retained as a government record if you are selected as the ninth Board Member.

Mahalo for your interest in serving as the ninth voting member of the HART Board of Directors.

Sincerely,
Tyler Dos Santos-Tam
HART Board Administrator
tdossantos@honolulu.gov
(808) 768-6147 office
(808) 768-5110 fax

8. Do you or any member of your immediate family¹ hold a fiduciary position², or ownership or beneficial interest³ in any business, organization, or firm? Yes ___ No ___

Provide details of your “yes” answers including the name and address of the business (es), organization(s), and/or firm(s):

9. Does the business, organization, or firm reported in # 8, do business with the City and County of Honolulu? Yes ___ No ___

Provide details of your “yes” answers including the name(s) of the firm:

10. Does this firm or employer directly benefit from, or have any contracts with the City and County of Honolulu or any of its contractors or consultants related to, the Honolulu High-Capacity Transit Corridor Project?

Yes ___ No ___

If yes, state the direct benefit or describe the contract(s):

11. Do you have any part-time employment, professional activities, or financial interests, other than those reported in the previous questions? Yes ___ No ___

If yes, provide details.

¹ Immediate family is defined as you, your spouse, and all dependent children.

² Fiduciary positions include, but are not limited to, officers, directors, and trustee positions in any business or organization, whether or not operated for profit. Fiduciary positions also include being a majority shareholder in a small or closely-held corporation.

³ Only report ownership or beneficial interests having a value of \$5,000 or more, or equal to 10% or more of ownership of business incorporated, regulated, or licensed to carry on business in Hawaii. Do not report accounts in federal or State regulated financial institutions, mutual insurance policies, or individual item in a mutual fund or blind trust, if the fund or trust is disclosed.

12. Do you foresee any possible conflict between your present work, financial investments, business transactions or any other activity, which would be incompatible with the proper discharge of your duties as a member of the Board of Directors, or hinder you from effectively carrying out the duties for which you have been appointed? Yes ___ No ___

If yes, provide details.

13. Are any members of your family employed by the City and County of Honolulu or any attached agency? Yes ___ No ___ If yes, please specify the department and division:

14. Have you ever been convicted of a felony? If yes, provide details:

15. Education:

16. Are you now or have you ever been a member of a board or commission with the City and County of Honolulu?

Yes ___ No ___ If yes, provide name(s) of board/commission and the dates of membership:

17. Do you currently hold an office or position with the State of Hawaii or federal government?

Yes ___ No ___

If yes, please specify the office or position and the government.

18. Will you be able to commit to the full term of this appointment? Yes ___ No ___

19. Will you be able to commit to meeting dates and times? Yes ___ No ___

20. Are you regularly away from Honolulu? Yes ___ No ___ If, yes, please explain:

21. Are you willing to make a confidential financial disclosure to the city Ethics Commission upon appointment and yearly thereafter? Yes ___ No ___

22. What do you understand will be your primary duties as a member of the Board of Directors?

The above statements made by me are true, complete and correct to the best of my knowledge and belief, and are made in good faith.

(Signature)

(Date)

Please feel free to attach additional pages if the spaces provided above are insufficient for your complete answers.

[ATTACHMENT 5]

14 pages

JHC JOHN H. CONNORS INSURANCE

ROBERT BUNDA, AGENT

TWO WATERFRONT PLAZA, SUITE 303, 500 ALA MOANA BLVD. · HONOLULU HAWAII 96813
TELEPHONE (808) 534-7304 FAX (808) 521-5995 EMAIL: BOBBYBUNDA@GMAIL.COM

July 8, 2011

Ms. Carrie Okinaga, Chair
Members of the Honolulu Authority Rapid Transit Board
c/o City Department of Transportation
Honolulu, Hawaii 96813

Aloha,

I write to express my desire to serve as the 9th member of the Honolulu Area Rapid Transit Board.

I have served the people of Hawaii in both the State House of Representatives and in the Senate. I served as President of the Senate for six years and it was during my tenure as President, with the effort of my leadership team, that the Legislature passed the enabling legislation for the .5% excise tax increase to fund the rail project. In 2003, in my opening day remarks to the Senate for the coming 22nd Legislative session, I called for public support of a light-rail, mass transit system. I emphasized the importance of the project both as a way to stimulate the economy as well as the means to mitigate the ever-increasing traffic congestion on Oahu. I never waived in my support of the project and still firmly believe that rail represents a long-term, sustainable economic investment in our future.

In light of the recent sentiments expressed by the Honolulu City Council regarding its budget authority over HART, I believe that I would be an asset to the HART board. I am ready, willing, and able to work with the members of HART to reach an optimum level of cooperation and collaboration with the City Council and the City Administration. As an insurance executive and as an elected official, I have proven my ability to work with others, in business, and in the political arena.

In closing, as my resume shows, I have spent most of my adult life in public service. My experience has taught me both the art of compromise and value of acting decisively. I would be honored to be given the opportunity to put this experience to work once again for the benefit of the people of Oahu.

Sincerely,



Robert Bunda

JHC JOHN H. CONNORS INSURANCE

ROBERT BUNDA, AGENT

TWO WATERFRONT PLAZA, SUITE 303, 500 ALA MOANA BLVD. • HONOLULU HAWAII 96813
TELEPHONE (808) 534-7304 FAX (808) 521-5995 EMAIL: BOBBYBUNDA@GMAIL.COM

RESUME FOR ROBERT BUNDA

PERSONAL

Married to Gail T. Bunda

Address: [REDACTED], Wahiawa, HI 96786

Phone: Home-808 [REDACTED]; Cell-808 [REDACTED]

MILITARY SERVICE

United States Air Force – Served active duty 1967-1971; Rank: Sergeant; Honorably Discharged

Hawaii Army National Guard – Reserve duty 1974 – 1979; Rank: 2nd Lieutenant

EDUCATION

Schofield Elementary School - Schofield, Hawaii

Leilehua Intermediate and High School - Wahiawa, Hawaii

Ludwigsburg American High School – Stuttgart, Germany, H.S. Diploma

Texas Wesleyan University - Ft. Worth, Texas, BBA 1974

University of Dallas – Dallas, Texas - Graduate Studies in Business

PROFESSIONAL

Banking

First Hawaiian Bank: Management Training Program; Branch Loan Representative

Mercantile National Bank: Credit Analyst-Business loans; Credit Analyst-

International Banking

Preston State Bank: Assistant Credit Officer

Ford Motor Credit Company: Loan Representative-Airplane/Helicopter, Drilling Rigs, Rail Cars, & Heavy Equipment Financing

Insurance Broker – 33 years in the insurance business

First Insurance Company

Atlas Insurance Agency

John Connors Insurance – since 2000

INSURANCE FOR ALL RISKS

Note: Private personal information redacted in red ink.

JHC JOHN H. CONNORS INSURANCE

ROBERT BUNDA, AGENT

TWO WATERFRONT PLAZA, SUITE 303, 500 ALA MOANA BLVD. • HONOLULU HAWAII 96813
TELEPHONE (808) 534-7304 FAX (808) 521-5995 EMAIL: BOBBYBUNDA@GMAIL.COM

LEGISLATIVE EXPERIENCE

1983-1994 – State House of Representatives

Chair - Health Committee

Chair - Ocean and Marine Resources Committee

Chair - Consumer Protection and Commerce Committee

Created Hawaii's first Ocean Resources Management Plan

Co-created Hawaii's Hurricane Relief Fund

Only legislator appointed to the Governor's Task Force on Educational Governance - 1992

1994-2010 – State Senate

Chair - Housing Committee

Chair - Government Operations and Housing Committee

2001 -2006 – President of the Senate

Worked for tax relief for the middle class by increasing Hawaii's standard deduction and adjusting the tax brackets upward.

Worked to increase level of protection for Hawaii's environmental resource.

PERSONAL STATEMENT

I have spent most of my adult life in public service. I served as President of the Senate when our state was faced with a difficult recession in the aftermath of the 9/11 attacks on the U.S. Through experience, I have learned to look at all sides of very complex issues, considering both the immediate and long-term benefits. I have proven my ability to bring people together. Finally, I have an enduring confidence in people, working together, and finding solutions to the toughest of problems.

References upon request



The Senate
State of Hawaii

STATE CAPITOL
HONOLULU, HAWAII 96813

Senate President Robert Bunda

Opening Day Remarks
22nd Legislature
January 15, 2003

Governor Lingle, Lt. Governor and Mrs. Aiona, Chief Justice Moon, Mayor Harris, Mayor Kim, Mayor Arakawa, Mayor Baptiste, Congressman Abercrombie, Congressman Case, Former Governor and Mrs. Ariyoshi, Mrs. Waihee, Admiral Doran, Lt. General Polk, Major General Lowe, Colonel Anderson, esteemed colleagues, honored guests, ladies and gentlemen:

Aloha and welcome to the beginning of the 2003 Legislative Session.

We convene the 22nd Hawaii State Legislature in an environment that is unfamiliar to us. We have a new chief executive, Governor Lingle, an entirely new cabinet, and, I expect, ambitious new goals and priorities for the administration. We in the Senate look forward to working with the governor and her administration in serving the people of Hawaii and in building a stronger, more prosperous community.

We face uncertainties presented by a struggling national economy and the potential impact of open military conflict on the global front. Meanwhile, it seems we're facing the same fiscal realities that have dogged us for so long.

Although our current economic condition may look bleak, I believe that it's really an opportunity to restructure the way government does business and to restore public confidence in our institutions, or, as some like to call it, a new beginning.

This means that we must be bold, that we shouldn't be afraid to offer proposals that may seem too daring or far-reaching. We mustn't hesitate to share ideas, to suggest the seemingly impossible, to resurrect discarded notions, or to seek new ways of doing what we've always done. I would argue that it's our obligation as legislators to do so, and I know the Senate, with the decisive leadership of our committee chairs, will be at the forefront of these efforts.

The biggest and most immediate hurdle we face this session is, of course, balancing the state budget. The previous governor submitted a budget that called for taking most of the money in the Hurricane Relief Fund, despite the Senate's consistent and solid opposition to that plan.

We in the Senate are fully aware that we must find creative ways to cut spending and increase revenues to make up the multi-million-dollar shortfall. With the leadership of Ways and Means Chair Brian Taniguchi, the collective experience of veteran legislators, and the fresh ideas of new Senators, I believe we'll find a way. And we'll do so without sacrificing vital public services or renegeing on our past promises.

Clearly, our economic problems are largely the result of forces beyond our shores. We will not find a solution to our own budget woes by spending cuts and fiscal maneuvering alone. But we have an opportunity to make changes to stimulate business growth and private sector job creation if we are willing to look beyond the traditional, beyond the tried-and-true.

For example, the Legislature's unprecedented offer of tax credits for hotel construction and renovation was vetoed by the governor last year. The Legislature agreed that tax credits can provide significant economic stimulation and this year we'll have an opportunity to submit them to a governor who has publicly expressed her support for such incentives.

It is also imperative that we grow our economy from its roots. We must bolster our support for agriculture, a sizable industry that has often been dismissed out-of-hand by skeptics. Agriculture is a \$500-million contributor to Hawaii's economy and employs 12,000 people. It keeps our land open and green, thereby supporting tourism and the preservation of our natural resources. It also provides the security of a local food supply in the event of shipping interruptions or an escalation in the price of imported produce.

The Legislature has been vigorous in supporting the agricultural industry. During the past two years, we have appropriated nearly \$26 million for infrastructure, mostly for improvements to irrigation systems across the state. The Senate Committee on Water, Land, and Agriculture, under the direction of Chair Lorraine Inouye, will be exploring ways to take agriculture to a new level.

To do this, we must resolve water disputes. We must encourage the large landowners, including the State, to put agricultural land into long-term production, and conversely, discourage leaving productive land fallow. We must develop local and overseas markets for our commodities. More aggressive, broader marketing initiatives could give our farmers the muscle they need to find new markets for their products.

We also have an opportunity to further bolster the sports industry. The thousands of runners who come to Hawaii for the Honolulu Marathon, the out-of-state fans who come for the NFL Pro Bowl, and the countless thousands who participate in dozens of events throughout the year represent a significant boost to our visitor industry.

Tourism Chair Donna Mercado Kim, Minority Leader Fred Hemmings, and I recently visited Invesco Field in Denver. We saw how a public-private partnership can develop a successful, world-class sports center. We returned with ideas on how we can adopt a similar plan to replace our aging Aloha Stadium so it can accommodate larger, more profitable events.

As with other industries, government must provide the investment in infrastructure that, in turn, supports growth. Our airports and harbors are vital links to the global economy and must be regarded as the major investment opportunities they really are.

We must ensure that our harbors are capable of accommodating Hawaii's growing cruise ship industry. And that will require upgrades to piers and facilities. We'll count on the vision of Transportation Chair Cal Kawamoto for his support.

In this same vein, as a commuter from Wahiawa who finds endless frustration in our traffic gridlock, I believe it's time we dusted off our plans for a light-rail, mass transit system. It could link central points on Oahu with the City's proposed plans for urban Honolulu. Not only will mass transit speed the movement of people and ease traffic, but it will create construction jobs, develop new business centers at key terminals, and provoke us into rethinking the way we live and work, much like the people of great cities around the world.

Senator Inouye and Congressman Abercrombie have both expressed their willingness to go to bat for us in securing the money to underwrite such a system, and those of us in the Legislature must be willing to revisit this proposal to break the gridlock of indecision. If we fail, we will surely choke on the mounting traffic problems of a growing population.

Up to this point, my emphasis has been on the economy, because I believe we desperately need the economic growth that will underwrite the public services that sustain our quality of life. In keeping with that theme, we must also have the political will to tackle the very serious drug problem that is infecting our society.

We can consider any number of ideas. But let us give law enforcement officials the tools and resources they need to win the war against drugs and drug pushers. They have recommended a secure, long-term treatment facility for drug offenders. This is an idea we should definitely consider.

We can also help school administrators and teachers tackle the drug problems of their students, before they pass the point of no return. New Orleans, for example, is attempting to combat drug abuse by screening, detection, and subsequent treatment during the formative and vulnerable adolescent years using mandatory drug testing. We can introduce a pilot drug-testing program for students, with appropriate and consistent solutions and penalties to show that we mean business. We need to take steps to protect our children in the schools and punish those who try to corrupt them or, even worse, cost them their very lives.

We should bring the provisions of Chapter 19, the Department of Education's disciplinary code, in line with the State's penal code, to give consistency to school discipline. We should also enable educators to be made aware of the criminal histories of their students, information that is

now denied them because of statutory restrictions. There are many more ways to make our schools and neighborhoods safer, but I offer these in the hope that others will bring their own suggestions to the table.

While many of our economic and social problems persist, changes in the composition of the House and Senate and in the Executive Chambers should bring about new opportunities for us to collaborate on finding solutions to the concerns we all share, concerns that rise above party or creed. The people of Hawaii deserve no less.

In my opening day address two years ago, I urged this body to welcome the opportunity for change. I am not a prophet but the words I spoke then seem even more appropriate today. Our real decision as legislators, I said, is whether we spend time resisting change, or do we embrace new ideas and make them our own tools for building a better Hawaii. Last year, I advocated better control of the budget process and cited the need to regain command over special funds in particular. This year, we have a governor who has promised to do this very thing as part of a new beginning. I say great. Let's do it. I intend to advocate a true spirit of cooperation and collaboration. But we do not intend to sacrifice common sense solutions in our quest for consensus.

The Legislature and the community as a whole have traditionally relied on consensus for making our decisions. While this method succeeds in resolving many problems, the absence of consensus and decisive leadership can sometimes stymie progress.

Business and government leaders knew 40 years ago that the sugar and pineapple industries were dying. They couldn't reach agreement on what they should do, so the agricultural industry lost the momentum and collective power it has never regained. Over the years, we have completed nearly 150 studies on various mass transit systems but have not been able to reach consensus on a single choice. It is our duty as legislators, as public officials, to act decisively, thereby demonstrating true leadership as well as a passionate and firm belief in our ability to revitalize our economy.

In closing, let me say this. Governor Lingle, the members of the Senate make this pledge to you and your new administration: We promise open and honest communication. But we are not without our own agenda for change. We are not blind to the needs of the people who elected us. And we are not without a will of our own to set a record of achievement that is responsive to the will of the people.

This Senate, all twenty and five of us, stands ready to work hand in hand with the House and with the new administration, to effect the highest level of positive change for all the people of Hawaii.

Aloha and mahalo.

CITY AND COUNTY OF HONOLULU
HONOLULU AUTHORITY FOR RAPID TRANSIT
BOARD OF DIRECTORS
APPLICANT FORM

1. Name: Robert Bunda
(First) (Middle) (Last)

2. Are you a citizen of the United States? Yes No

Are you a resident of the City and County of Honolulu? Yes No
If yes, how long Life

3. Are you a registered voter in the City and County of Honolulu? Yes No

4. Occupation: Insurance Agent (Please see attachment #1)

5. Name and address of your employer or firm:

Robert Bunda, Inc.
John Conners Insurance, Ltd.
Two Waterfront Plaza, Suite 2-303
500 Ala Moana Blvd.
Honolulu, Hawaii 96813

6. Does this firm or employer do any business with the City and County of Honolulu?

Yes No

If yes, state the nature of business and approximate dollar amount in the last five years:

7. Does this firm or employer directly benefit from, or have any contracts with the City and County of Honolulu or any of its contractors or consultants related to, the Honolulu High-Capacity Transit Corridor Project?

Yes No

If yes, state the direct benefit or describe the contract(s):

8. Do you or any member of your immediate family¹ hold a fiduciary position², or ownership or beneficial interest³ in any business, organization, or firm? Yes ___ No x

Provide details of your "yes" answers including the name and address of the business (es), organization(s), and/or firm(s):

9. Does the business, organization, or firm reported in # 8, do business with the City and County of Honolulu? Yes ___ No x

Provide details of your "yes" answers including the name(s) of the firm:

10. Does this firm or employer directly benefit from, or have any contracts with the City and County of Honolulu or any of its contractors or consultants related to, the Honolulu High-Capacity Transit Corridor Project?

Yes ___ No x

If yes, state the direct benefit or describe the contract(s):

11. Do you have any part-time employment, professional activities, or financial interests, other than those reported in the previous questions? Yes ___ No x

If yes, provide details.

¹ Immediate family is defined as you, your spouse, and all dependent children.

² Fiduciary positions include, but are not limited to, officers, directors, and trustee positions in any business or organization, whether or not operated for profit. Fiduciary positions also include being a majority shareholder in a small or closely-held corporation.

³ Only report ownership or beneficial interests having a value of \$5,000 or more, or equal to 10% or more of ownership of business incorporated, regulated, or licensed to carry on business in Hawaii. Do not report accounts in federal or State regulated financial institutions, mutual insurance policies, or individual item in a mutual fund or blind trust, if the fund or trust is disclosed.

12. Do you foresee any possible conflict between your present work, financial investments, business transactions or any other activity, which would be incompatible with the proper discharge of your duties as a member of the Board of Directors, or hinder you from effectively carrying out the duties for which you have been appointed? Yes ___ No x___

If yes, provide details.

13. Are any members of your family employed by the City and County of Honolulu or any attached agency? Yes ___ No x___ If yes, please specify the department and division:

14. Have you ever been convicted of a felony? If yes, provide details:

No

15. Education:

_____ Leilehua H.S. School, Wahiawa, HI
_____ Ludwigsburg American H.S., Stuttgart, Germany
_____ Texas Wesleyan University, Ft. Worth, Texas - BBA
_____ University of Dallas, Dallas, Texas – Graduate Studies in Business

16. Are you now or have you ever been a member of a board or commission with the City and County of Honolulu?

Yes ___ No x___ If yes, provide name(s) of board/commission and the dates of membership:

17. Do you currently hold an office or position with the State of Hawaii or federal government?

Yes x___ No ___

If yes, please specify the office or position and the government.

I have been recently nominated and appointed to serve on the newly created Public Lands Development Corporation Board, State of Hawaii.

18. Will you be able to commit to the full term of this appointment? Yes No

19. Will you be able to commit to meeting dates and times? Yes No

20. Are you regularly away from Honolulu? Yes No If, yes, please explain:

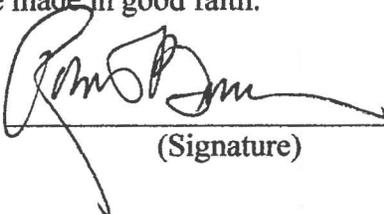
21. Are you willing to make a confidential financial disclosure to the city Ethics Commission upon appointment and yearly thereafter? Yes No

22. What do you understand will be your primary duties as a member of the Board of Directors?

The term of office for the ninth member is for two years. The primary duty for the member selected is to serve those two years. And ensure that expeditious and proper decisions are rendered by the board to facilitate the completion of the rail project. Those decisions include: executing contracts and labor agreements; acquisition of property through eminent domain, purchase, or lease; helping in the planning, design, and construction of the project; help to prepare the annual operating and capital budget; ensuring that the system and it's development projects promote ridership; and lastly, adhering to the ethics policy recently passed by the current members of the transit authority,

I am committed to serve and carry out its purpose.

The above statements made by me are true, complete and correct to the best of my knowledge and belief, and are made in good faith.



(Signature)

8/16/11

(Date)

Please feel free to attach additional pages if the spaces provided above are insufficient for your complete answers.

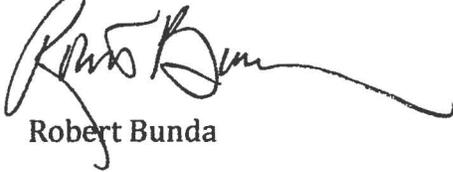
Attachment - 1

Qualifying answers to question's 4,5,6, 7 – HART Questionnaire

I am a self-employed, independent contractor, operating as insurance agent/broker. I have been in the insurance business for 35 years. I have been associated with John Connors Insurance for the past 12 years. I receive insurance commissions only from my book of business under Robert Bunda, Inc. I broker commercial and personal lines business through the agency. John Connors Insurance has approximately 20 plus independent agents.

I have no knowledge of other agent's clients or their total book of business. Robert Bunda, Inc. is not engaged in insurance business or involved in any transactions with the City & County of Honolulu. However, I have recently accepted to be a community affairs consultant for a client who has a recycling contract with the City.

Mahalo,

A handwritten signature in black ink, appearing to read "Robert Bunda", with a long, sweeping underline that extends to the right.

Robert Bunda

August 15, 2011

Mr. Tyler Dos Santos-Tam
HART Board Administrator
Honolulu Authority for Rapid Transit
1099 Alakea St., 17th Floor
Honolulu, HI 96813

Dear Tyler,

The following are the five (5) references you requested. I have personally contacted these individuals to obtain their permission to use them as references. They are:

Mr. Bill Paty – Trustee of the Robinson Estate
1132 Bishop St., Suite 1930
Honolulu, HI 96813
Phone: 808 [REDACTED] – Home; 808 [REDACTED] – Cell

Mr. Lynn Kinney – Business Manager/Secretary & Treasurer
International Union of Painters & Allied Trades, District 50
2240 Young St.
Honolulu, HI 96826
Phone: 808 941-0991 – Business; 808 [REDACTED] – Cell
Email: lkinney@dc50.org

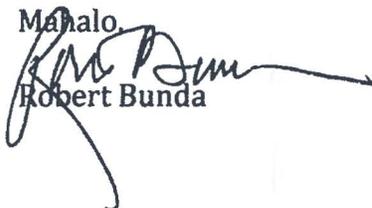
State Senator Wil Espero
State Capitol
Honolulu, HI 96813
Phone: 808 586-6360 – Work; 808 [REDACTED] – Cell
Email: wespero@hotmail.com

Councilperson Ann Kobayashi
Honolulu Hale
Honolulu, HI 96813
Phone: 808 768-5005 – Work; 808 [REDACTED] – Cell
akobayashi@honolulu.gov

Mr. Melvin Tanioka – Owner, Tanioka Seafoods & Catering
Phone: 808 671-3779 – Work; 808 [REDACTED] – Cell
Email: mel@taniokas.com

If you have any questions, please do not hesitate to call me.

Mahalo,


Robert Bunda

Note: Private personal information redacted in red ink.

JHC JOHN H. CONNORS INSURANCE

ROBERT BUNDA, AGENT

TWO WATERFRONT PLAZA, SUITE 303, 500 ALA MOANA BLVD. · HONOLULU HAWAII 96813
TELEPHONE (808) 534-7304 FAX (808) 521-5995 EMAIL: BOBBYBUNDA@GMAIL.COM

August 2, 2011

Chair Carrie Okinaga and
Members of the Honolulu Authority Rapid Transit Board
1099 Alakea St., 17th Floor
Honolulu, Hawaii 96813

Aloha,

I write this letter as an addition to my recent submittal of an application for your consideration as a possible member of the board. In response to questions raised about my serving concurrently on the Public Land Development Corporation's Board of Directors (PLDC) and the Honolulu Authority for Rapid Transit's Board of Directors (HART), I asked the State Attorney General for an opinion regarding a possible violation of any constitutional provisions or statute prohibiting me from serving on both boards.

I recently received a response dated July 28th, 2011, from the Attorney General's office informing me that I am not prohibited, by state constitutional or statutory provisions, from concurrently serving on both the PLDC and HART boards. I would be glad to provide you with their findings at your request.

It is my hope that this clears any doubts that board members may have regarding my eligibility to serve. If you have any further questions please do not hesitate to call me at 808 [REDACTED].

Sincerely,



Robert Bunda

INSURANCE FOR ALL RISKS

Note: Private personal information redacted in red ink.

[ATTACHMENT C]

Current Events

1. The monthly meeting with The Outdoor Circle (TOC) was held on 8/25/11. TOC was updated on the ongoing project tree activities, such as the planned removal of the monkeypod trees fronting Waipahu High School.
2. On 8/26/11, project staff met with Hawaii Department of Transportation (HDOT) representatives for the monthly management meeting. HART staff updated HDOT on the status of the various project contracts and the letter regarding Federal Highway Administration (FHWA) use and occupancy approval. It was also reported that the FHWA has issued a categorical exclusion for the FHWA decision regarding interstate airspace at three locations along the alignment: near the Pearl Highlands Station where the guideway crosses H-1 and H-2, near the Honolulu International Airport, and near the eastern end of the Nimitz Highway Viaduct.
3. The Maintenance and Storage Facility (MSF) group held their first weekly progress meeting with the contractor (Kiewit/Kobayashi JV) on 8/18/11. The first series of Task Force meetings were held on 8/23-25/11. The Design Workshop with the MSF contractor will be held on 8/31/11. A Partnering session is scheduled for 9/14-15/11.
4. A Phase II environmental assessment was completed for a parcel (owner: Continental Investment) needed for the Pearlridge Station. A parcel along Dillingham Boulevard was appraised. This parcel appraisal is for a partial take and is part of the Afuso/Kuba Trust.
5. Project staff attended five neighborhood board meetings. Project staff manned an informational booth for the three-day 10th Annual Native Hawaiian Convention (8/23-25/11). The questions received revolved around the benefits of the system and the cost of the system. The 5th Annual "Aging in Place" Workshop was held on 8/27/11 at the Ala Moana Hotel. A Project informational booth was available to inform the participants' of the Project's commitment and efforts to affording accessibility and increased mobility to the elderly in the community. Staff was on hand to answer questions.