

**MAUI COUNTY COUNCIL  
REGULAR COUNCIL MEETING  
Minutes**

**December 6, 2024  
9:00 AM**

Pursuant to §92-3.7, Hawaii Revised Statutes, the meeting was conducted as a remote meeting by interactive conference technology, via Microsoft Teams, <http://tinyurl.com/2p9zhjr2>.

In person testimony and viewing: Council Chamber, Kalana O Maui Building, 8<sup>th</sup> Floor, 200 S. High Street, Wailuku, Hawaii.

Video recording of meeting available at: [www.mauicounty.legistar.com](http://www.mauicounty.legistar.com)

TIME MEETING CALLED TO ORDER: 9:03 a.m.

**ROLL CALL**

<b>Councilmember</b>	<b>Pres.</b>	<b>Abs.</b>	<b>Exc.</b>	<b>Time(s) In/Out (during meeting)</b>
CM Pro Tempore Tasha Kama			√	Arr: 9:06 a.m.
Vice Chair Yuki Lei Sugimura	√			
CM Tamara Paltin	√			
CM Gabe Johnson	√			
CM Keani Rawlins-Fernandez	√			
CM Tom Cook			√	Arr: 10:12 a.m.
CM Nohelani U‘u-Hodgins	√			
CM Shane Sinenci			√	
Chair Alice L. Lee	√			
<b>TOTAL PRESENT</b>	6		3	

**CEREMONIAL RESOLUTIONS**

**Reso 24-193** "CONGRATULATING MAUI COUNTY PADDLERS FOR WINNING GOLD MEDALS AT THE 2024 INTERNATIONAL VA‘A FEDERATION WORLD SPRINT CHAMPIONSHIPS"

	AYE	NO	EXC	Time Deliberations Began	9:13 a.m.
Pro Tem Kama	√			Time Motion Made	9:13 a.m.
VC Sugimura	√			Motion	ADOPT
CM Paltin	√			Maker	U'u-Hodgins
CM Johnson	√			Seconders	Rawlins-Fernandez
CM Rawlins-Fernandez	√			Time Vote Taken	9:19 a.m.
CM Cook			√		
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>7</b>		<b>2</b>	<b>MOTION PASSED</b>	

### COMMITTEE REPORTS

**CR 24-111** Recommending ADOPTION of Resolution 24-172, CD1, to refer to the planning commissions a proposed bill to establish agricultural tourism as an accessory use in the Agricultural District.

	AYE	NO	EXC	Time Deliberations Began	10:30 a.m.
Pro Tem Kama	√			Time Motion Made	10:31 a.m.
VC Sugimura	√			Motion	ADOPT recommendations
CM Paltin	√			Maker	Johnson
CM Johnson	√			Seconders	Cook
CM Rawlins-Fernandez	√			Time Vote Taken	11:18 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

	AYE	NO	EXC		
Pro Tem Kama	√			Time Motion Made	10:36 a.m.
VC Sugimura	√			Motion	AMEND
CM Paltin	√			Maker	Rawlins-Fernandez
CM Johnson	√			Seconders	Johnson

CM Rawlins-Fernandez	√			Time Vote Taken	11:17 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

	AYE	NO	EXC		
Pro Tem Kama	√			Time Motion Made	11:18 a.m.
VC Sugimura	√			Motion	WAIVE Rule 19C
CM Paltin	√			Maker	Rawlins-Fernandez
CM Johnson	√			Secunder	U'u-Hodgins
CM Rawlins-Fernandez	√			Time Vote Taken	11:19 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

**CR 24-112** Recommending ADOPTION of Resolution 24-171, CD1, to refer to the planning commissions a proposed bill to allow mobile food trucks or trailers of 1,000 square feet or less as permitted accessory uses on farms in the Agricultural District.

	AYE	NO	EXC	Time Deliberations Began	11:19 a.m.
Pro Tem Kama	√			Time Motion Made	11:19 a.m.
VC Sugimura	√			Motion	ADOPT recommendations
CM Paltin	√			Maker	Johnson
CM Johnson	√			Secunder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	11:21 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

**CR 24-113** Recommending FIRST READING of Bill 69, CD1 (2023), to: 1) authorize the Director of Finance to acquire real property or easements without Council approval if the conveyance is approved by the Mayor and is required by a grant agreement under Section 3.88.070, Maui County Code; and 2) require the provisions in grant agreements to land conservation organizations under Section 3.88.070, Maui County Code, to specify that Council approval be obtained by resolution.

**CR 24-114** Recommending the following:

1. FIRST READING of Bill 166, CD1 (2024), to amend the Fiscal Year 2025 Budget by: 1) amending Section 2, Estimated Revenues, by increasing Bond/Lapsed Bond by \$14,100,000; 2) amending Section 3.B.11.c., Department of Management, Office of Recovery Program, by adding conditional language to require up to \$100,000 to be used for Haleakala Waldorf School for land management and watershed restoration; 3) amending Section 4.C., Department of Management, by adding an appropriation for the Makawao-Pukalani-Kula Community Plan Area, Other Projects, Bond Fund, entitled “Von Tempsky Kula Property Acquisition” in the amount of \$14,100,000; 4) adjusting the totals accordingly; and 5) amending Appendix C - Capital Improvement Projects, Department of Management, by adding a project and project description for the Makawao-Pukalani-Kula Community Plan Area entitled “Von Tempsky Kula Property Acquisition” for approximately 273 acres, located at tax map key (2) 2-3-001:023, in the amount of \$14,100,000; and

2. FIRST READING of Bill 167, CD1 (2024), to amend the Fiscal Year 2025 general obligation bond authorization ordinance by adding an appropriation for the Department of Management, Makawao-Pukalani-Kula Community Plan Area, Other Projects, entitled “Von Tempsky Kula Property Acquisition,” in the amount of \$14,100,000.

	AYE	NO	EXC	Time Deliberations Began	11:21 a.m.
Pro Tem Kama	√			Time Motion Made	11:24 a.m.
VC Sugimura	√			Motion	ADOPT CR 24-113, 24-114 recommendations
CM Paltin	√			Maker	Sugimura
CM Johnson	√			Secunder	Kama
CM Rawlins-Fernandez	√			Time Vote Taken	11:25 a.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci			√		

Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

**CR 24-115** Recommending FIRST READING of Bill 136, CD1 (2024), to establish a Climate Action and Resiliency Plan to guide County policy and actions to mitigate and adapt to climate-change effects, transition to 100-percent renewable energy, and achieve net-negative emissions.

	AYE	NO	EXC	Time Deliberations Began	11:26 a.m.
Pro Tem Kama	√			Time Motion Made	11:27 a.m.
VC Sugimura	√			Motion	ADOPT recommendations
CM Paltin	√			Maker	Rawlins-Fernandez
CM Johnson	√			Secunder	U'u-Hodgins
CM Rawlins-Fernandez	√			Time Vote Taken	11:39 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

	AYE	NO	EXC	Time Deliberations Began	11:29 a.m.
Pro Tem Kama	√			Time Motion Made	11:29 a.m.
VC Sugimura	√			Motion	AMEND via distributed ASF
CM Paltin	√			Maker	Rawlins-Fernandez
CM Johnson	√			Secunder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	11:37 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

**CR 24-116** Recommending REFERRAL of bills and resolutions to the Council Chair for the term beginning January 2, 2025, relating to: (1) authorizing a

Council committee to conduct a formal investigation of County agencies on the County’s response to the August 2023 Wildfires on Maui Island; (2) amending Section 2.56.060, Maui County Code, relating to financial disclosure statements; (3) proposed Council-initiated amendments to the Revised Charter of the County of Maui (1983), as amended, relating to uses of the Open Space, Natural Resources, Cultural Resources, and Scenic Views Preservation Fund; (4) amending Section 2.44.010, Maui County Code, Salaries of Officers, in accordance with the Revised Charter of the County of Maui (1983), as amended; (5) reappointing Lance T. Taguchi as County Auditor; and (6) amending Chapter 3.36, Maui County Code, relating to the Maui County Grants Program, and Chapter 3.40, Maui County Code, relating to concession awards and rental or lease of County property.

	AYE	NO	EXC	Time Deliberations Began	11:39 a.m.
Pro Tem Kama	√			Time Motion Made	11:40 a.m.
VC Sugimura	√			Motion	ADOPT recommendations
CM Paltin	√			Maker	U‘u-Hodgins
CM Johnson	√			Seconder	Kama
CM Rawlins-Fernandez	√			Time Vote Taken	11:41 a.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

**CR 24-117** Recommending FIRST READING of Bill 135, CD1 (2024), to authorize the Mayor to enter into an intergovernmental agreement with the United States Army Corps of Engineers for various engineering and construction technical services provided under the Interagency and International Services Program.

	AYE	NO	EXC	Time Deliberations Began	11:41 a.m.
Pro Tem Kama	√			Time Motion Made	11:42 a.m.
VC Sugimura	√			Motion	ADOPT recommendations
CM Paltin	√			Maker	Cook
CM Johnson	√			Seconder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	11:43 a.m.
CM Cook	√				

CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

**CR 24-118** Recommending FIRST READING of Bill 157, CD1 (2024), to grant the Department of Public Works the authority to prohibit activities that may pollute stormwater discharges and certain non-stormwater discharges from entering the County's storm drainage system.

	AYE	NO	EXC	Time Deliberations Began	11:43 a.m.
Pro Tem Kama	√			Time Motion Made	11:43 a.m.
VC Sugimura	√			Motion	ADOPT recommendations
CM Paltin	√			Maker	Cook
CM Johnson	√			Secunder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	11:46 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

**CR 24-119** Recommending FIRST READING of Bill 156, CD1 (2024), to prohibit retailers from: 1) selling or marketing flavored tobacco products, including products containing menthol and products that produce cooling sensations; and 2) mislabeling products as nicotine-free.

	AYE	NO	EXC	Time Deliberations Began	11:11 a.m.
Pro Tem Kama	√			Time Motion Made	11:11 a.m.
VC Sugimura	√			Motion	ADOPT recommendations
CM Paltin	√			Maker	Johnson
CM Johnson	√			Secunder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	11:14 a.m.
CM Cook	√				

CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

## RESOLUTIONS

**Reso 24-186** "AUTHORIZING SETTLEMENT OF AUDRA SELLERS V. COUNTY OF MAUI POLICE DEPARTMENT, ET AL. CIVIL 2CCV-23-0000028(3)"

**Reso 24-187** "AUTHORIZING SETTLEMENT OF KA LAE O KA ENA BROWN V. COUNTY OF MAUI POLICE DEPARTMENT, ET AL. CIVIL 2CCV-23-0000029(4)"

	AYE	NO	EXC	Time Deliberations Began	11:56 a.m.
Pro Tem Kama	√			Time Motion Made	11:57 a.m.
VC Sugimura	√			Motion	DISCHARGE Resos 24-186, 24-187
CM Paltin	√			Maker	U'u-Hodgins
CM Johnson	√			Seconder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	11:58 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

	AYE	NO	EXC		
Pro Tem Kama	√			Time Motion Made	11:58 a.m.
VC Sugimura	√			Motion	WAIVE Rule 7G
CM Paltin	√			Maker	U'u-Hodgins
CM Johnson	√			Seconder	Kama
CM Rawlins-Fernandez	√			Time Vote Taken	11:59 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	



	AYE	NO	EXC	Time Deliberations Began	11:59 a.m.
Pro Tem Kama	√			Time Motion Made	11:59 a.m.
VC Sugimura	√			Motion	ADOPT Reso 24-186 and 24-187, as amended
CM Paltin	√			Maker	U'u-Hodgins
CM Johnson			√	Second	Kama
CM Rawlins- Fernandez	√			Time Vote Taken	3:00 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>7</b>		<b>2</b>	<b>MOTION PASSED</b>	

	AYE	NO	EXC		
Pro Tem Kama	√			Time Motion Made	12:04 p.m.
VC Sugimura	√			Motion	CONVENE Executive Session
CM Paltin	√			Maker	U'u-Hodgins
CM Johnson	√			Second	Kama
CM Rawlins- Fernandez	√			Time Vote Taken	12:05 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

	AYE	NO	EXC	Time Deliberations Began	2:58 p.m.
Pro Tem Kama	√			Time Motion Made	2:58 p.m.
VC Sugimura	√			Motion	AMEND Reso 24-186 and 24-187
CM Paltin	√			Maker	U'u-Hodgins
CM Johnson			√	Second	Rawlins- Fernandez
CM Rawlins- Fernandez	√			Time Vote Taken	2:59 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		

Chair Lee	√				
<b>TOTAL VOTES</b>	<b>7</b>		<b>2</b>	<b>MOTION PASSED</b>	

**Reso 24-194** "APPROVING THE APPOINTMENT OF PETER A. HANANO AS LEGISLATIVE ATTORNEY IN THE OFFICE OF COUNCIL SERVICES"

	AYE	NO	EXC	Time Deliberations Began	11:51 a.m.
Pro Tem Kama	√			Time Motion Made	11:52 a.m.
VC Sugimura	√			Motion	ADOPT
CM Paltin	√			Maker	Sugimura
CM Johnson	√			Secunder	Kama
CM Rawlins-Fernandez	√			Time Vote Taken	11:53 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

## ORDINANCES

**Bill 183 (2024)** "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE OFFICE OF THE AUDITOR, STATE OF HAWAII, TO AUDIT THE SCHEDULE OF ALLOCATIONS OF THE EMPLOYEES' RETIREMENT SYSTEM OF THE STATE OF HAWAII TO MEET THE REPORTING REQUIREMENTS UNDER GOVERNMENTAL ACCOUNTING STANDARDS BOARD STATEMENT NUMBER 68"

**Bill 186 (2024)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT, ENVIRONMENTAL PROTECTION AND SUSTAINABILITY PROGRAM - ENVIRONMENTAL PROTECTION AND SUSTAINABILITY FUND, ENVIRONMENTAL PROTECTION GRANTS, PILI KOKO"

	AYE	NO	EXC	Time Deliberations Began	3:00 p.m.
Pro Tem Kama	√			Time Motion Made	3:01 p.m.
VC Sugimura	√			Motion	WAIVE Rule 7G for Bills 183 and 186
CM Paltin	√			Maker	Sugimura
CM Johnson			√	Secunder	Kama

CM Rawlins-Fernandez	√			Time Vote Taken	3:02 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>7</b>		<b>2</b>	<b>MOTION PASSED</b>	

	AYE	NO	EXC	Time Deliberations Began	3:02 p.m.
Pro Tem Kama	√			Time Motion Made	3:02 p.m.
VC Sugimura	√			Motion	PASS Bills 183, as amended; and 186 on first reading
CM Paltin	√			Maker	Sugimura
CM Johnson			√	Secunder	Kama
CM Rawlins-Fernandez	√			Time Vote Taken	3:05 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>7</b>		<b>2</b>	<b>MOTION PASSED</b>	

	AYE	NO	EXC	Time Deliberations Began	3:04 p.m.
Pro Tem Kama	√			Time Motion Made	3:04 p.m.
VC Sugimura	√			Motion	AMEND Bill 183 via distributed ASF
CM Paltin	√			Maker	Sugimura
CM Johnson			√	Secunder	Kama
CM Rawlins-Fernandez	√			Time Vote Taken	3:05 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>7</b>		<b>2</b>	<b>MOTION PASSED</b>	

**Bill 184 (2024)** "A BILL FOR AN ORDINANCE AMENDING CHAPTER 3.36, MAUI COUNTY CODE, RELATING TO GRANTS"

	AYE	NO	EXC	Time Deliberations Began	3:06 p.m.
Pro Tem Kama	√			Time Motion Made	3:07 p.m.
VC Sugimura	√			Motion	WAIVE Rule 7G
CM Paltin	√			Maker	Kama
CM Johnson			√	Secunder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	3:08 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>7</b>		<b>2</b>	<b>MOTION PASSED</b>	

	AYE	NO	EXC		
Pro Tem Kama	√			Time Motion Made	3:08 p.m.
VC Sugimura	√			Motion	PASS on first reading
CM Paltin	√			Maker	Kama
CM Johnson			√	Secunder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	3:14 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>7</b>		<b>2</b>	<b>MOTION PASSED</b>	

**Bill 185 (2024)** "A BILL FOR AN ORDINANCE ADOPTING THE HAWAI'I STATE FIRE CODE, WITH CERTAIN AMENDMENTS THERETO"

	AYE	NO	EXC	Time Deliberations Began	3:15 p.m.
Pro Tem Kama	√			Time Motion Made	3:15 p.m.
VC Sugimura	√			Motion	WAIVE Rule 7G
CM Paltin	√			Maker	Paltin
CM Johnson			√	Secunder	U'u-Hodgins
CM Rawlins-Fernandez	√			Time Vote Taken	3:17 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		

Chair Lee	√				
<b>TOTAL VOTES</b>	<b>7</b>		<b>2</b>	<b>MOTION PASSED</b>	

	AYE	NO	EXC	Time Deliberations Began	3:17 p.m.
Pro Tem Kama	√			Time Motion Made	3:17 p.m.
VC Sugimura	√			Motion	PASS Bill 185 on first reading, as amended
CM Paltin	√			Maker	Paltin
CM Johnson			√	Second	Cook
CM Rawlins-Fernandez	√			Time Vote Taken	3:25 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>7</b>		<b>2</b>	<b>MOTION PASSED</b>	

	AYE	NO	EXC	Time Deliberations Began	3:18 p.m.
Pro Tem Kama	√			Time Motion Made	3:17 p.m.
VC Sugimura	√			Motion	SUBSTITUTE with FD1 version
CM Paltin	√			Maker	Paltin
CM Johnson			√	Second	Cook
CM Rawlins-Fernandez	√			Time Vote Taken	3:19 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>7</b>		<b>2</b>	<b>MOTION PASSED</b>	

**ORDINANCES - SECOND AND FINAL READING**

**Bill 173 (2024)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, APPENDIX A, PART I, DEPARTMENT OF THE PROSECUTING ATTORNEY, VICTIM/WITNESS ASSISTANCE PROGRAM"

*3:26 p.m.: Deferred until the 12/13/2024 Council Meeting*

**Bill 174 (2024)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, APPENDIX A, PART II, GENERAL EXCISE TAX FUND, AND APPENDIX C, DEPARTMENT OF MANAGEMENT, COUNTYWIDE, WILDFIRE PERMANENT DISPOSAL SITE"

*3:26 p.m.: Deferred until the 12/13/2024 Council Meeting*

**Bill 175 (2024)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, ESTIMATED REVENUES; CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT, WAILUKU-KAHULUI COMMUNITY PLAN AREA, SANITATION, BOND FUND; AND APPENDIX C, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT, WAILUKU-KAHULUI COMMUNITY PLAN AREA"

*3:26 p.m.: Deferred until the 12/13/2024 Council Meeting*

**Bill 176 (2024)** "A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 5659, BILL NO. 62, CD1 (2024), RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI ISSUANCE, SALE AND DELIVERY OF SAID BONDS (DEPARTMENT OF ENVIRONMENTAL MANAGEMENT)"

*3:26 p.m.: Deferred until the 12/13/2024 Council Meeting*

**Bill 177 (2024)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, APPENDIX A, PART I, DEPARTMENT OF WATER SUPPLY, U.S. ENVIRONMENTAL PROTECTION AGENCY - WATER DIVISION, COMMUNITY GRANTS"

*3:26 p.m.: Deferred until the 12/13/2024 Council Meeting*

**Bill 178 (2024)** "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI, APPENDIX A, PART I, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT, U.S. ENVIRONMENTAL PROTECTION AGENCY - WATER DIVISION, COMMUNITY GRANTS"

*3:26 p.m.: Deferred until the 12/13/2024 Council Meeting*

## **UNFINISHED BUSINESS**

**Reso 24-188** "APPROVING EXCEPTIONS FROM THE CONDITIONS OF SECTION 3.35.070, MAUI COUNTY CODE, FOR THE RESIDENTIAL WORKFORCE HOUSING PROJECT OWNED BY WAIKAPU DEVELOPMENT VENTURE LLC AND LOCATED ON A PORTION OF PROPERTY IN WAILUKU, MAUI, HAWAII, AND FURTHER IDENTIFIED FOR REAL PROPERTY TAX PURPOSES AS TAX MAP KEY (2) 3-5-002:011"

	AYE	NO	EXC	Time Deliberations Began	10:17 a.m.
Pro Tem Kama	√			Time Motion Made	10:18 a.m.
VC Sugimura	√			Motion	WAIVE Rule 7G
CM Paltin	√			Maker	Kama
CM Johnson	√			Secunder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	10:19 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

	AYE	NO	EXC	Time Deliberations Began	10:19 a.m.
Pro Tem Kama	√			Time Motion Made	10:19 a.m.
VC Sugimura	√			Motion	ADOPT
CM Paltin	√			Maker	Kama
CM Johnson	√			Secunder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	10:26 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

**Bill 179 (2024)** "A BILL FOR AN ORDINANCE ADOPTING THE HAWAII STATE FIRE CODE, WITH CERTAIN AMENDMENTS THERETO"

	AYE	NO	EXC	Time Deliberations Began	10:27 a.m.
Pro Tem Kama	√			Time Motion Made	10:27 a.m.
VC Sugimura	√			Motion	FILE
CM Paltin	√			Maker	Paltin
CM Johnson	√			Secunder	Kama
CM Rawlins-Fernandez	√			Time Vote Taken	10:28 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci			√		
Chair Lee	√				
<b>TOTAL VOTES</b>	<b>8</b>		<b>1</b>	<b>MOTION PASSED</b>	

**TIME MEETING ADJOURNED: 3:53 p.m.**



TRANSCRIPTION

Council of the County of Maui on 2024-12-06 9:00 AM - Regular Meeting

[ GAVEL ] >> GOOD MORNING AND ALOHA EVERYONE. THIS IS THE COUNCIL MEETING OF DECEMBER 6TH, 2024. AND AS WE BEGIN OUR ROLL CALL, ANYONE WHO WISHES TO GREET EVERYBODY IN CAMBODIAN CAN SAY -- EXCUSE ME, SUO SDEI. SUO SDEI. MS. CLERK. >> CHAIR, PROCEEDING WITH ROLL CALL. MEMBERS PARTICIPATING REMOTELY, PLEASE LET US KNOW IF ANYONE OTHER THAN MINORS IS PRESENT WITH YOU.\r\n\r\nCOUNCIL MEMBER PRO TEMPORE TASHA KAMA. >> EXCUSED. >> VICE-CHAIR YUKI LEI SUGIMURA. >> GOOD MORNING, SUO SDEI AND LOOKING FORWARD TO A PRODUCTIVE COUNCIL MEETING AND IT'S SO NICE TO HAVE ALL THESE WONDERFUL PEOPLE IN THE CHAMBERS WITH US. GOOD MORNING. >> COUNCIL MEMBER TAMARA PALTIN. >> ALOHA KAKAHIKA.\r\n\r\n>> COUNCIL MEMBER GABE JOHNSON. >> SUO SDEI, CHAIR, COUNCIL MEMBERS, COMMUNITY MEMBERS, THERE'S NO TESTIFIERS AT THE LANA'I DISTRICT OFFICE AND I'M HERE AND READY TO WORK. MAHALO. >> COUNCIL MEMBER KEANI RAWLINS-FERNANDEZ. >> ALOHA KAKAHIKA KAKOU. THERE ARE CURRENTLY NO TESTIFIERS AT THE MOLOKA'I DISTRICT OFFICE. MAHALO, CHAIR.\r\n\r\n>> COUNCIL MEMBER TOM COOK? >> EXCUSED. >> COUNCIL MEMBER NOHELANI UU-HODGINS. >> GOOD MORNING EVERYONE. SUO SDEI. >> GOOD MORNING SHANE SINENCI. >> EXCUSED OR IS HE ON THE LINE?\r\n\r\nCAN ANYBODY SEE HIM? SO WE'LL SAY HE IS EXCUSED FOR NOW. >> THANK YOU, CHAIR. AND CHAIR ALICE LEE. >> SUO SDEI. >> CHAIR, YOU HAVE SIX MEMBERS PRESENT, THREE EXCUSED A QUORUM IS PRESENT TO CONDUCT THE BUSINESS OF THE COUNTY COUNCIL. FOR THE RECORD, I'M THE COUNTY CLERK, MOANA LUTEY AND THE DEPUTY CLERK RICHELLE THOMSON AND BEHIND US ARE OUR EXCELLENT LEGISLATIVE STAFF JOYCE MURASHIGE AND DELL YOSHIDA AND OUT IN THE LOBBY -- DELL WENT OUT IN THE LOBBY.\r\n\r\nTHERE'S ALSO ARTHUR SUYAMA WHO IS RESPONSIBLE FOR ALL OF THE AMAZING DECORATIONS YOU SEE IN THE CHAMBERS TODAY JOINING THE MEETING FROM THE OFFICE OF COUNCIL SERVICES IS DIRECTOR DAVID RAATZ AND HIS DEPUTY, RICHELLE KAWASAKI. >> AND NALANI. >> AND NALANI HERE TO SAVE ME. >> VERY GOOD. AND HERE WE COME -- HERE WE HAVE COMING DOWN THE WALKWAY IS PRO TEM KAMA. LET THE RECORD SHOW SHE IS HERE, PRESENT. >> GOOD MORNING.\r\n\r\n>> GOOD MORNING. >> GOOD MORNING, CHAIR. >> GOOD MORNING. DO YOU NEED A COUPLE OF MINUTES -- WE'RE ONLY AT THE POINT OF NOT ONLY, I SHOULDN'T SAY ONLY BY OPENING REMARKS BY THE VICE-CHAIR. DO YOU WANT TO KEEP WORKING ON IT -- OKAY. SO NOW WE HAVE OPENING REMARKS BY VICE-CHAIR YUKI LEI SUGIMURA. >> THANK YOU, CHAIR.\r\n\r\nAS WE CLOSE ANOTHER YEAR, I WANT TO SAY THERE'S SO MUCH TO BE GRATEFUL FOR, OUR FAMILIES, COMMUNITY AND THE MANY PEOPLE WHO MAKE UP OUR GREAT COUNTY. I WANT TO TAKE A MOMENT TO THANK OUR COUNCIL MEMBERS, PRESENT AND PAST, WHO HAVE MADE POLICY THAT HAS IMPACT ON THE COMMUNITY FORWARD. LAST WEDNESDAY I ATTENDED THE SIXTH ANNUAL HANNAH BROWN MEMORIAL IMPAIRED DRIVING AWARENESS RALLY IN THE FRONT OF THE COUNTY BUILDING. IT MEMORIALIZING THE UNFORTUNATE PASSING OF 19-YEAR-OLD HANNAH BROWN, WHO WAS KILLED BY A DRUNK DRIVER IN 2019. THESE KIND OF ACCIDENTS ARE TOTALLY AVOIDABLE AND SHE WOULD BE HERE TODAY HAD IT NOT BEEN FOR THAT ACCIDENT. INTERESTING ENOUGH WHEN SHE WAS IN HIGH SCHOOL, SHE SAID HER MOM SAID TO ME ONE YEAR AGO, THAT HER GRADUATION HIGH SCHOOL PROJECT WAS ABOUT DRUNK-DRIVING AND THE DANGERS OF DRUNK-DRIVING. AND HERE SHE WAS WITH US FOR THE 6TH ANNUAL HANNAH BROWN MEMORIAL RALLY. HER FAMILY SHARED THAT THEY LIVE EACH DAY MISSING HER, AND HAVING TAKEN THIS TRAGEDY, IT'S MAKING THEM AWARE THAT THIS WAS TOTALLY AVOIDABLE.\r\n\r\nSPEAKERS THAT TONIGHT WAS OUR MAYOR, WHO WAS THE PROSECUTING ATTORNEY AND HE, TOO, SHARED THAT THESE WERE ONE OF THE SADDEST KINDS OF CASES THEY TOOK, BECAUSE IT WAS TOTALLY AVOIDABLE. I WANT TO THANK LIEUTENANT RETIRED LIEUTENANT WILLIAM HANKINS, AN DREA AND THEIR FAMILY WAS IMPACTED BY DRUNK-DRIVING AND ANDREW MARTIN, AND IT WAS VERY SAD JUST TO HEAR HOW AVOIDABLE THIS IS ALL. WHY I WANTED TO TALK ABOUT THIS TODAY IS THAT THIS COUNCIL IN 2019 GOT PASSED A TOWING BILL. SO AT CHECKPOINTS NOW, IF YOU GOT -- IF YOU WERE DEEMED TO BE IMPAIRED,

AND TAKEN AWAY, IN THE PAST YOU COULD JUST DRIVE YOUR CAR AWAY. BUT ON THE NIGHT OF ANY KIND OF ARREST FOR IMPAIRED DRIVING, THE CAR IS TAKEN AWAY, AND I WAS REALLY SHOCKED TO HEAR THAT FROM 2019 WHEN THIS LAW WAS IMPLEMENTED, THERE WERE 8393 VEHICLES THAT WERE TAKEN AWAY. LAST YEAR, THERE WERE 2007 VEHICLES TAKEN AWAY. AND THE SPEAKER WAS A POLICE OFFICER, I DON'T HAVE HIS NAME, BUT HE TALKED ABOUT HOW THE LAST INCIDENT THAT HE TOOK AWAY WAS A 12-PASSENGER VAN. THE DRIVER WOULD HAVE GONE OFF TO PICK UP VISITORS AT THE HOTEL TO TAKE THEM TO THEIR DESTINATION, BUT HE WAS TOTALLY INTOXICATED. AND I WAS REALLY SURPRISED TO HEAR ABOUT POLICY AND THE IMPACT IT WAS MAKING ON THE COMMUNITY, AND SAVING LIVES. SO THANK YOU VERY MUCH, COUNCIL MEMBERS, AND THANK YOU VERY MUCH, COUNTY. RICK COLLINS, WHO IS HAWAII ALCOHOL POLICY ALLIANCE ADVOCATE AND MANAGER SAID FOR THE PAST THREE YEARS, ONE OF THE THINGS -- ONE THE POLICIES THAT THEY HAVE BEEN TRYING TO CHANGE IS TO CHANGE THE IMPAIRED DRIVING BLOOD ALCOHOL AND WITH THAT I WANTED TO THANK YOU CHAIR FOR GIVING ME THIS OPPORTUNITY TO THANK EVERYONE AND REMEMBER TO HAVE A SAFE HOLIDAY, DON'T DRINK AND DRIVE, FIND A DESIGNATED DRIVE THE, A LYFT, A TAXI, FAMILY FRIENDS OR JUST BE SAFE, STAY HOME AND DON'T DRINK AND DRIVE. THANK YOU, CHAIR. >> GOOD ADVICE FOR EVERYONE. THANK YOU VERY MUCH. NOW THE PLEDGE OF ALLEGIANCE. I PLEDGE ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA, AND TO THE REPUBLIC FOR WHICH IT STANDS, ONE NATION UNDER GOD, INDIVISIBLE, WITH LIBERTY AND JUSTICE FOR ALL. >> BEFORE WE PROCEED WITH TODAY'S AGENDA MAY I PLEASE REQUEST EVERYONE KEEP THEIR MICROPHONES MUTED UNLESS IT'S YOUR TURN TO SPEAK. AS A REMINDER, TESTIMONY MUST PERTAIN TO ITEMS ON THE MEETING AGENDA, WHEN TESTIFYING PLEASE DIRECT YOUR REMARKS TO THE COUNCIL, AND NOT TO ANY INDIVIDUAL COUNCIL MEMBER, OR MEMBER OF THE PUBLIC. EACH TESTIFIER WILL BE ALLOWED TO SPEAK FOR THREE MINUTES ON EACH ITEM. FOR INDIVIDUALS WISHING TO TESTIFY ON TEAMS, PLEASE CLICK THE RAISE YOUR HAND BUTTON TO BE ADDED TO THE LOG. IF YOU ARE CALLING IN, PLEASE FOLLOW THE PHONE PROMPTS TO BE ADDED TO THE TESTIFIER LOG. DECORUM SHALL BE MAINTAINED AT ALL TIMES. ANY PERSON WHO BEHAVE MS. IN A MANNER THAT DISRUPTS, DISTURBS OR IMPEDES THE ORDERLY CONDUCT OF ANY COUNCIL MEETING CAN AT THE DISCRETION OF THE PRESIDING OFFICER, OR A MAJORITY OF PRESENT COUNCIL MEMBERS, BE EJECTED, FROM THE MEETING. IF PARTICIPATING REMOTELY, YOU CAN BE MUTED OR DROPPED FROM THE MEETING. EXAMPLES OF DISRUPTIVE BEHAVIOR INCLUDE, BUT NOT LIMITED TO HECKLING, SHOUTING, USE OF PROFANITY, THREATENING OR SLANDEROUS REMARKS MADE TO ANY MEMBER OF THE COUNCIL, STAFF, OR GENERAL PUBLIC. AND NOW MS. CLERK, PLEASE PROCEED. >> CHAIR, THANK YOU. WE'LL BEGIN WITH CEREMONIAL RESOLUTIONS. AT THIS TIME ANYONE WHO WOULD LIKE TO TESTIFY ON OUR CEREMONIAL RESOLUTION MAY DO SO. THERE'S NO ONE CURRENTLY SIGNED UP, BUT IF THERE'S ANYONE PRESENT, OR ONLINE, WHO WOULD LIKE TO TESTIFY, THIS IS YOUR OPPORTUNITY. THIS IS LAST CALL. THE COUNTDOWN IS 3, 2, 1. CHAIR, THERE'S NO ONE INDICATING A DESIRE TO TESTIFY. >> MEMBERS, ANY OBJECTIONS TO CLOSING PUBLIC TESTIMONY ON RESOLUTIONS -- CEREMONY RESOLUTIONS? NO OBJECTIONS. >> AND ACCEPTING WRITTEN TESTIMONY INTO THE RECORD? NO OBJECTIONS, SO ORDERED. MS. CLERK. >> CHAIR, BEFORE YOU IS RESOLUTION 24-193 CONGRATULATING MAUI COUNTY PADDLERS FOR WINDING GOLD MEDALS AT THE 2024 INTERNATIONAL VA'A FEDERATION WORLD SPRINT CHAMPIONSHIPS. >> MEMBER UU-HODGINS. THANK YOU, CHAIR. MOVE TO ADOPT RESOLUTION 24-193. >> SECOND. >> MOVED BY MEMBER UU-HODGINS, SECONDED BY MEMBER RAWLINS-FERNANDEZ TO ADOPT RESOLUTION 24-193. DISCUSSION, MEMBER UU-HODGINS. >> THANK YOU, CHAIR. MAY I PLEASE ASK THE CLERK TO READ THE RESOLUTION IN ITS ENTIRETY. THANK YOU. >> MS. CLERK. >> THANK YOU, CHAIR. AND I WILL JUST POINT OUT THAT NALANI IS ON STANDBY JUST IN CASE. RESOLUTION NO. 24-193 CONGRATULATING MAUI COUNTY PADDLERS WINNING GOLD MEDALS AT 204 INTERNATIONAL VA'A FEDERATION WORLD SPRINT CHAMPIONSHIPS WHEREAS, MAUI COUNTY PADDLERS HAWAIIAN CANOE CLUB AND KIHEI CANOE CLUB WON GOLD MEDALS IN MULTIPLE CATEGORIES AT 2044 INTERNATIONAL VA'A FEDERATION WORLD SPRINT CHAMPIONSHIPS HELD AUGUST 13-23, 2024 IN HILO BAY, HAWAII; AND WHEREAS, 2885 PADDLERS FROM 27 NATIONS PARTICIPATED IN THE COMPETITION COMING TOGETHER FROM ACROSS THE GLOBE TO COMPETE

IN THIS PRESTIGIOUS EVENT; AND WHEREAS, PADDLING IS DEEPLY ROOTED IN HAWAIIAN CULTURE AND TRADITION AND THE PARTICIPATING ATHLETES PLAY A VITAL ROLE IN PRESERVING AND PERPETUATING HAWAII'S CULTURAL HERITAGE THROUGH THEIR PARTICIPATION IN THIS REVERED SPORT; AND WHEREAS, HI'IPOI KEALAULA STARBUCK, KAHEAWAI SEPULVEDA, MEKIAMALINOLANINIAUAKALAHUI KEKONA-EATON, MIKAELA BENAVIDES, NANEA GUARIN AND OPAL KENISON FROM HAWAIIAN CANOE CLUB WON THE JUNIOR 16 WOMEN V61,000-METER RACE; AND WHEREAS, CAMRON KIMBALL, JEANETTE KA'AUAMO, PENNY MARTIN AND VANESSA WEISS FROM KIHEI CANOE CLUB WON THE MASTER 70 WOMEN V12 500-METER AND V6 500-METER TURN RACES; AND WHEREAS, JOHN ROBERSON MICHAEL SPALDING, PIA 'ALULI, RICHARD IMRIE, ROBERT GETZEN, AND WILLIAM MENISH OF HAWAII CANOE CLUB WON THE MASTER 75 MEN V12 500-METER RACE PARTNERED WITH OUTRIGGER CANOE CLUB MEMBERS; AND WHEREAS, THE SUPPORT AND GUIDANCE OF THEIR DEDICATED COACHES AND TEAMMATES HAWAIIAN CANOE CLUB AND KIHEI CANOE CLUB CREWS PROUDLY REPRESENTED THE COUNTY OF MAUI AND THE STATE OF HAWAII AND DEMONSTRATED EXCELLENCE IN THE SPORT; AND WHEREAS, THROUGH THEIR HARD WORK, PERSEVERANCE AND COMMITMENT TO THE SPORT OF OUTRIGGER CANOE PADDLING AND MAUI COUNTY GOLD MEDAL PADDLERS HAVE BROUGHT PRIDE AND HONOR TO THE PEOPLE OF MAUI COUNTY; AND, NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE COUNTY OF MAUI: 1, THAT IT CONGRATULATES MAUI COUNTY PADDLERS FOR WINNING GOLD MEDALS OF THE 2024 INTERNATIONAL VA'A FEDERATION WORLD SPRINT CHAMPIONSHIPS; AND 2, THAT IT RECOGNIZES THE SIGNIFICANT CONTRIBUTION OF OUTRIGGER CANOE PADDLING TO THE CULTURAL HERITAGE OF HAWAII AND ENCOURAGES CONTINUED SUPPORT OF THE TIME-HONORED TRADITION; AND 3, THAT CERTIFIED COPIES OF THE RESOLUTION BE TRANSMITTED TO MAUI COUNTY GOLD MEDAL WINNERS, PAUL KA'UHANE LU'UWAI, COACH, HAWAIIAN CANOE CLUB; JOHN MCCANDLESS III, COACH HAWAIIAN CANOE CLUB; VANESSA WEISS, COACH, KIHEI CANOE CLUB; KELSEY NAE'OLE, BOARD PRESIDENT, HAWAIIAN CANOE CLUB; KATY SMITH, BOARD PRESIDENT, KIHEI CANOE CLUB; KA'ILIPAKALUA MO'IKEHA, AREA COORDINATOR; HAWAIIAN CANOE RACING ASSOCIATION; DANA MIYAKE, PRESIDENT, HAWAIIAN CANOE RACING ASSOCIATION; AND THE HONORABLE RICHARD BISSEN, JR. MAYOR, COUNTY OF MAUI. >> EFFORTS FOR PERPETUATING HAWAII'S RICH AND BEAUTIFUL CULTURE AND ALSO RECOGNIZE THE INVALUABLE CONTRIBUTIONS OF THEIR COACHES AND ONE OF MY FAVORITE COACHES ALL-TIME AND THEIR COORDINATOR, AS WELL AS SUPPORT FROM THEIR FAMILIES, THEIR TEAMMATES AND FRIENDS AND AT THIS TIME I ASK FOR THE MEMBERS' SUPPORT OF MY MOTION AGAIN.

THANK YOU, CHAIR. >> ANY MORE DISCUSSION? MEMBER RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. I WILL ECHO THE SENTIMENTS SHARED BY MEMBER UU-HODGINS, AND MAHALO HER FOR INTRODUCING THIS RESOLUTION. I WANT TO ALSO HIGHLIGHT THAT WE HAD A COUPLE MOLOKA'I PADDLERS, KAM RON KIMBALL AND PENNY MARTIN THAT PADDLE WITH THE KIHEI CANOE CLUB AND PARTICULAR MAHALO TO OUR JUNIOR 16 WOMEN FOR CONTINUING THIS IMPORTANT TRADITION, A TRADITION IMPORTANT TO MY FAMILY, ESPECIALLY MAHALO, CHAIR. >> THANK YOU.

ANY OTHERS? COULD MS. KEKONA-EATON PLEASE RAISE YOUR HAND? THANK YOU. WHAT A BEAUTIFUL NAME THAT YOU HAVE. CAN YOU IMAGINE ROLL CALL IN SCHOOL THOUGH? KIND OF HARD, YEAH?

OKAY. IF NO MORE DISCUSSION, ALL THOSE IN FAVOR OF THE MOTION, PLEASE RAISE YOUR HAND AND SAY AYE. I SEE SIX AYES, TWO, FOUR, SEVEN AYES, TWO EXCUSED. MOTION CARRIES. AND NOW MS. UU-HODGINS, MEMBER UU-HODGINS, DO YOU WANT TO CALL UP ANYBODY IN PARTICULAR? >> I DON'T WANT TO FORCE ANYBODY'S HAND TO SPEAK, BUT IF THEY WOULD LOVE TO, I WOULD LOVE TO HEAR FROM THEM.

IF NOT, IF WE COULD PLEASE ASK THEM TO COME TAKE PHOTOS WITH US AND WE WILL PRESENT THEM WITH LEIS. >> MR. LU'UWAI. HELEN IS YOUR MOTHER? I HAVE TO TELL THIS STORY -- BUT A BROTHER, PROBABLY NOT YOU, BUT WE WERE IN LAS VEGAS, ON THE CRAP TABLE, AND HERE COMES THIS LU'UWAI BOY, AND HE SAYS EVERYONE JUST RELAX, GET YOUR PUPUS, BECAUSE I'M GOING TO BE HERE ALL DAY, ALL DAY. HE THROWS ONE AND HE CRAPS OUT. [LAUGHTER] OH, MY GOSH, I WANTED TO CHOKE HIS NECK. [LAUGHTER] GOOD MORNING. >> GOOD MORNING. >> THAT WASN'T YOU, WAS IT? >> I DON'T KNOW HOW TO PLAY CRAPS, SO IT WASN'T ME. IT'S TOO INTIMIDATING FOR ME, BUT I WILL TRY TO LEARN IT. CHAIR, THANK YOU.

COUNCIL MEMBERS. THANK YOU SO MUCH FOR HONORING OUR TEAM . OUR CHAMPIONSHIP

AT THE WORLD CHAMPIONSHIPS IS NOT ONLY A GOLD MEDAL FOR THE GIRLS, IT'S A GOLD MEDAL FOR THE FAMILIES, IT'S A GOLD MEDAL FOR OUR CLUB, AND IT'S A GOLD MEDAL FOR MAUI, AND WE REPRESENT THE STATE OF HAWAII. IT'S A BIG THING FOR US AS PADDLERS AND I JUST WANT TO APPRECIATE YOU GUYS RECOGNIZING OUR KIDS. THANK YOU. >> THANK YOU VERY MUCH. >> PAUL LU'UWAI, THEY ASKED ME TO SAY MY NAME. >> ANY QUESTIONS FOR THE TESTIFIER? ANYONE ELSE LIKE TO SAY SOMETHING? COME ON UP AND STATE YOUR NAME FOR THE RECORD.\r\n\r\nON THE MICROPHONE. >> FIRST, THANK YOU, CHAIRPERSON AND COUNCIL. THIS IS SUCH AN HONOR. I WAS HERE TWO YEARS AGO, WHEN YOU HONORED MY TEAM THEN AND I SAID I WOULD BE BACK. SO I GUESS I KEPT MY WORD. LIKE PAUL, I'M IN CHARGE OF A LOT OF WOMEN. I COACH OF THE SENIOR WOMEN, WHICH WOULD INCLUDE 60, 70, 75 AND 80S. SO THOSE ARE THE DIVISIONS THAT NOW WE'RE RACING AT THE INTERNATIONAL-LEVEL AND I BROUGHT WITH ME TWO OF MY TEAMMATES, CAMMY FROM MOLOKA'I AND JEANETTE FROM MAUI.\r\n\r\nTHE OTHER ONES, MY TEAM IS ACTUALLY MADE UP OF SIX WOMEN, BUT TWO ARE NOT FROM MAUI COUNTY. AS WE'RE CALLED ISLAND MASTERS. I JUST WANT TO SAY THANK YOU FOR RECOGNIZING -- I HAVE BEEN DOING THIS FOR ALMOST 45 YEARS, AND I HAVE BEEN DOING THE WORLD SPRINTS SINCE THE EARLY 80S. AND IT'S BEEN DONE TWICE IN HILO, AND I WANT TO ACKNOWLEDGE NOHE AND KALEIOHI FOR YOUR INCREDIBLE JOB. I DON'T KNOW HOW IT WOULD GO BASED ON THE FIRST TIME THERE, BUT THEY WERE EXCEPTIONAL AND REPRESENTED HAWAII. I WAS SO PROUD, AND I WAS SO PROUD OF HAWAII. WE'RE LIKE ONE THE LARGEST CONTINGENCIES THAT PARTICIPATE, AND WE BRING MAJOR POINTS. IT'S A WONDERFUL FEELING TO COMPETE AT THAT LEVEL AND I'M SO PROUD EVERY TWO YEARS TO COMPETE AND I REPRESENT MY OWN TEAM, OF COURSE, BUT MAUI AND HAWAII. WE'RE OUR SEPARATE AREA, BECAUSE WE'RE SO LARGE. THANK YOU AGAIN. >> THANK YOU.\r\n\r\nWE HAVE A QUESTION FOR YOU FROM MEMBER RAWLINS-FERNANDEZ. >> MY QUESTION, >> YES. >> HI. >> HI. >> THANK YOU FOR SHARING TWO OF YOUR GIRLS. >> THANK YOU, MAHALO FOR BRINGING ONE OF THEM WITH US TODAY TO SPEAK TO HOW HAWAII IS REPRESENTED. THIS IS INTERNATIONAL VA'A FEDERATION.\r\n\r\nSO HAWAII IS KIND OF RECOGNIZED AS A NATION IN BEING REPRESENTED SEPARATELY FROM -- >> YES. IF I HAD TO SPEAK TO THE U.S. AS A COUNTRY, THERE'S ACTUALLY FOUR AREAS THAT ARE RECOGNIZED, BUT WE'RE THE LARGEST, HAWAII. AND RIGHTFULLY SO. WE BRING SUCH -- I'M NOT REALLY SURE, SAYING ALMOST 400 FROM OUR AREA. THAT IS PROBABLY FAIR TO THE OTHER COUNTRIES. BUT THERE ARE -- I REMEMBER WHEN THERE WERE ONLY, I THINK, 12 COUNTRIES AND NOW THERE'S WAY, WAY OVER 30, WHICH I'M SURPRISED IT'S NOT AN OLYMPIC SPORT, BECAUSE I KNOW THAT IS ONE OF THE THINGS THAT HELPS PUT THAT IN. I DON'T KNOW HOW SKATEBOARDING GOT IN AHEAD OF US? BUT ANYHOW, I'M JUST HAPPY THEY KEEP CREATING DIVISIONS FOR US, 75 IS NOW AND WE HAVE 80S AND EVEN THOUGH WE HAD ONLY TWO 80 CREWS THERE, WE HAVE THEM IN THE STATE COMPETITION.\r\n\r\nTHERE'S STILL DIVISIONS FOR US. I WILL KEEP GOING. THANK YOU FOR YOUR QUESTION. >> MAHALO. >> ANYBODY ELSE? IF NOT, THANK YOU VERY MUCH. MS.\r\n\r\nUU-HODGINS. >> CHAIR, WITHOUT OBJECTION, I WOULD LIKE THE ATTENDEES TO COME FORWARD FOR A PHOTO AND PRESENT THEM WITH LEIS. >> CAN YOU PLEASE COME DOWN AND TAKE A PICTURE? MEMBERS, ARE YOU READY TO RESUME? BEFORE WE START TAKING TESTIMONY FOR THE BEGINNING OF THE MEETING, I WOULD LIKE TO REQUEST IF THERE ARE NO OBJECTIONS, BECAUSE WE'VE HAD PEOPLE ASK IF WE CAN TAKE THE UNFINISHED BUSINESS ON THE AGENDA RIGHT AFTER -- THERE'S ONLY TWO ITEMS ON THE UNFINISHED -- FROM UNFINISHED BUSINESS. IT'S BECAUSE THE CONSULTANT HAS TO TRAVEL IN A FEW MINUTES. OKAY?\r\n\r\nNO OBJECTIONS, SO ORDERED. NOW WE CAN TAKE TESTIMONY FOR THE BEGINNING OF THE MEETING. >> THANK YOU, CHAIR. AT THIS TIME, ANY INDIVIDUALS WHO WOULD LIKE TO TESTIFY ON ANY ITEM ON THE MEETING AGENDA MAY DO SO. EXCUSE ME, CURRENTLY CHAIR, WE HAVE GOT SEVEN PEOPLE SIGNED UP, BEGINNING WITH JORDAN HAWKER TESTIFYING ON COMMITTEE REPORT 24-117, FOLLOWED BY LESLEY GARO. >> GOOD MORNING. >> GOOD MORNING, CHAIR LEE, GOOD MORNING COUNCIL MEMBERS.\r\n\r\nMY NAME IS JORDAN HAWKER, I'M HAPPY TO BE HERE. I WOULD LIKE TO TAKE A MOMENT TO THANK COUNCIL MEMBER SUGIMURA FOR ACKNOWLEDGING THE BROWN FAMILY. IN 2019 WHEN SHE PASSED AWAY I WAS HER SUPERVISOR. SO IT WAS A VERY DIFFICULT DAY ON THE NEXT DAY OF WORK. SO I AGREE, DRUNK-DRIVING IS ABSOLUTELY PREVENTABLE. AND THANK YOU FOR TAKING GREATER ACTION FOR THAT. MY

NAME IS JORDAN HAWKER HERE TESTIFYING TODAY ON COMMITTEE -- CR24-114. IN REGARDS TO THE COUNTY -- THE BUDGET APPROPRIATION FOR THE COUNTY ACQUISITION OF THE 273-ACRE VON TEMPSKY PARCEL.\r\n\r\nI'M TESTIFYING ON BEHALF OF THE KULA COMMUNITY ASSOCIATION AND WE'RE FULLY BEHIND THIS BUDGET APPROPRIATION. THIS PARCEL STANDS AS AN OPPORTUNITY FOR UP COUNTRY TO SERVE THE MISSION OF THE KULA COMMUNITY ASSOCIATION, WHICH IS TO PRESERVE OPEN SPACE, AND PROMOTE AGRICULTURE, AS WELL AS A STRONG COMMUNITY. FURTHER, WE SUPPORT THIS PARCEL BEING STEWARDED BY AN ENTITY THAT IS SELECTED THROUGH A PUBLIC TRANSPARENT PROCESS. WE WOULD LIKE TO HAVE OUR INPUT -- WE'D LIKE TO ALSO HEAR FROM ENTITIES THAT EXPERIENCE AND THE RESOURCES TO MANAGE A 273-ACRE PARCEL AND VERY INTERESTED IN PICKING THE RIGHT ENTITY FOR THIS. YOU KNOW, WE SEE THIS PARCEL AS AN OPPORTUNITY TO GIVE OUR YOUNG PEOPLE A PLACE TO GATHER SKILLS AND PROFESSIONS, LIKE, ANIMAL HUSBANDRY, RANCHING AND AGRICULTURE. YOU MAY OR MAY NOT HAWAII HAS THE OLDEST CONCENTRATION OF FARMERS IN THE ENTIRE NATION, TWICE AS MANY FARMERS OVER THE AGE 75 AS WE DO UNDER 35. WHICH IS A BIG DEAL, BECAUSE KULA, REFERRED TO AS THE BREAD BASKET OF OUR ISLAND. AND SO YOU KNOW, WE SEE THIS AS AN OPPORTUNITY TO GIVE OUR YOUTH THE ABILITY TO INVEST IN SOMETHING.\r\n\r\nWE KNOW THAT YOUTH WITHOUT PURPOSE GET IN TROUBLE, BUT YOUTH WITH PURPOSE, AND DIRECTION, BECOME AN INVALUABLE ASSET AND RESOURCE AND WE WANT TO INVEST IN THEM. SO WE'RE IN SUPPORT OF THIS, BECAUSE KULA IS AN AGING COMMUNITY. THE PARCEL REPRESENTS AN OPPORTUNITY FOR US TO LIFT UP THE YOUNG PEOPLE, SO THEY CAN BECOME THE LEADERS THAT WE NEED THEM TO BE. [ INAUDIBLE ] [ INAUDIBLE ] IN AGRICULTURAL DIVERSITY. AND THAT IS SOMETHING THAT WE REALLY SEE AS A VISION FOR THIS PARCEL. I WOULD ALSO LIKE TO NOTE THAT WE'RE IN ALIGNMENT WITH THE MANAGING DIRECTOR'S STATEMENTS ON THE COMMITTEE REPORT FROM THE BUDGET COMMITTEE STATING THAT THERE NEEDED TO BE ADDITIONAL INPUT FROM COMMUNITY ORGANIZATIONS AND COMMUNITY MEMBERS, AS WELL AS WITH -- [ INAUDIBLE ] WHO WOULD BE THE STEWARDING ENTITY FOR THIS? TO CLOSE [ INAUDIBLE ] FOR REALLY HEARING THE COMMUNITY ONCE AGAIN ON OUR INVESTMENT INTO THINGS GOING FORWARD.\r\n\r\nTHANK YOU SO MUCH >> THANK YOU, MS. HAWKER, PRO TEM KAMA. >> THANK YOU,, CHAIR. THANK YOU FOR BEING HERE AND GIVING TESTIMONY, MS. HAWKER. IN YOUR WANTING TO CONTINUE THE DIALOGUE WITH OUR MANAGING DIRECTOR, AND LOOKING FOR SOMEONE TO ACTUALLY STEWARD THE ENTIRE PROPERTY, AND YOUR INVOLVEMENT AND PARTICIPATION WITH KC A HAVE YOU REACHED OUT TO THE OTHER GROUPS IN UP COUNTRY. >> LIKE THE HOMESTEADERS.\r\n\r\n>> AND KEKUA. >> AND KICK HIKI NUI. WE HAVEN'T AT THIS POINT IN TIME, WE WOULD LOVE TO HAVE A PUBLIC HEARING UPCOUNTRY AND ACTUALLY DO THAT LEG WORK TO MAKE SURE EVERYONE IS INVOLVED. THAT IS SOMETHING WE WOULD BE DEDICATED TO. >> THANK YOU VERY MUCH. >> ANY MORE QUESTIONS? IF NOT, THANK YOU, MS.\r\n\r\nHAWKER. >> THANK YOU SO MUCH. >> NEXT TESTIFIER, PLEASE. >> NEXT TESTIFIER IS LESLEY GARO, TESTIFYING ON CR24-119, FOLLOWED BY KRISTEN MILLS. >> ALOHA CHAIR, VICE-CHAIR, AND MEMBERS OF THE COUNCIL. MY NAME IS LESLEY GARO AND I REPRESENT HAWAII PUBLIC HEALTH INSTITUTE AS THEIR MAUI COUNTY TOBACCO-FREE COORDINATOR. WE STAND ON OUR CURRENT TESTIMONY IN STRONG SUPPORT OF BILL 156. WE APPRECIATE THE OPPORTUNITY TO TESTIFY ON THIS IMPORTANT MEASURE, AS THERE'S WIDESPREAD COMMUNITY SUPPORT FOR BILL 156. A SURVEY FROM DECEMBER 2023 FOUND THAT 73% OF REGISTERED VOTERS IN MAUI COUNTY WERE IN SUPPORT OF A LAW PROHIBITING ALL FLAVORS INCLUDING MENTHOL AND SAY THAT THEY VAPING OUR USING E-CIGARETTES IS A MAJOR PROBLEM AND 73% BELIEVE THAT THE USE OF CIGARETTES ARE HARMFUL TO TEENS AND FAMILIES.\r\n\r\nMAUI COUNTY HAS THE HIGHEST RATE OF HIGH SCHOOL STUDENTS WHO USE E-CIGARETTES IN THE STATE AT 15%, WHICH IS ABOVE THE STATE AVERAGE OF 13%. OF EVEN GREATER CONCERN MAUI COUNTY HAS THE SECOND HIGHEST RATE OF TEENS USING E-CIGARETTES AT 10% AND BECOMING A PROBLEM FOR ELEMENTARY SCHOOL STUDENTS. MAUI HAS THE HIGHEST RATE OF HIGH SCHOOL AND MIDDLE SCHOOL STUDENTS THAT SMOKE MENTHOL CIGARETTES. 19.9% OF MAUI HIGH SCHOOLS SMOKE MENTHOL CIGARETTES AND THAT RATE HAS DOUBLED SINCE 2021. BUT THERE'S A HUGE PROBLEM, AND THE LIVES OF OUR YOUTH ARE AT-RISK. SPECIFICALLY THE YOUTH OF MAUI HAVE ENDURED NUMEROUS CHALLENGES, HARDSHIP AND TRAGEDIES IN PAST FEW YEARS. THEY HAVE

POTENTIAL FOR OUR FUTURE LEADERSHIPS, BUT WITH FLAVORED FOCUS BEING SO ACCESSIBLE FOR THE YOUTH, THEY WON'T BE ABLE TO LIVE UP TO THEIR FULL POTENTIAL AND HELP SHAPE THE FUTURE OF MAUI. THANK YOU FOR THE OPPORTUNITY TO SUBMIT TESTIMONY IN SUPPORT OF BILL 156. BY PASSING THIS LEGISLATION, THE COUNTY SENDS A CLEAR STRONG MESSAGE TO THE PUBLIC THAT MAUI COUNTY IS COMMITTED TO UPLIFTING THE HEALTH AND WELL-BEING OF ITS RESIDENTS AND SHOWING THAT COMMUNITY HEALTH IS MORE IMPORTANT THAN TOBACCO PROFITS. THANK YOU.

>> THANK YOU VERY MUCH FOR YOUR TESTIMONY. ANY QUESTIONS? IF NOT, THANK YOU AGAIN. >> CHAIR, NEXT TESTIFIER IS CRISTEN MILLS TESTIFYING ON CR24-119, FOLLOWED BY TIARI HORNER. >> ALOHA, CHAIR LEE, AND ALL HONORABLE -- SORRY -- I NEED THESE TO SEE THIS. I NEED THEM TO SEE YOU. MAYBE I DON'T NEED THEM?

ALL HONORABLE COUNCIL MEMBERS, MY NAME IS CRISTEN MILLS I'M A RESIDENT OF PUKALANI AND A PARENT AND HEALTH EDUCATOR SPEAKING AS A PRIVATE SUPPORT IN STRONG SUPPORT OF THE BILL. IT'S REALLY CHALLENGING TO EDUCATE AT THE INDIVIDUAL AND EVEN GROUP-LEVEL. SO EDUCATION REALLY ISN'T ENOUGH. HISTORICALLY STRONG PUBLIC HEALTH POLICIES HAVE BEEN AT THE FOREFRONT TO PROTECT PEOPLE FROM HARMS. FOR EXAMPLE, BEFORE SETTING LAWS AGAINST SMOKING IN PUBLIC PLACES, INCLUDING BUSINESS PLACES, WE HAD TO RELY ON EDUCATION TO TEACH PEOPLE WHY THEY SHOULDN'T SMOKE CIGARETTES AND THAT BECAME LAW, AND OUR SMOKING OF TRADITIONAL CIGARETTES, THIS IS BEFORE VAPES WERE A THING, DROPPED DRAMATICALLY. SO POLICIES, AS YOU ALL KNOW, REALLY DO WORK. SO WE NEED MAUI COUNTY TO ONCE AGAIN SUPPORT OUR YOUTH AT THE LOCAL-LEVEL BY SUPPORTING BILL 156. OUR YOUTH LOVE SWEETS.

WHO DOESN'T? EVERYONE LOVES SWEETS; RIGHT? AND BY AGE, THEY ARE INTENDED AND DOING THEIR NATURAL THING BY EXPLORING NEW ACTIVITIES, AND TRYING NEW THINGS. THIS NATURAL TENDENCY TO EXPLORE AND FIGURE OUT WHO THEY ARE AS UP-AND-COMING ADULTS SHOULDN'T INCLUDE GETTING ADDICTED AND POTENTIALLY HAVING A LIFE-LONG ADDICTION PROBLEM, BECAUSE THESE PRODUCTS ARE BEING MARKETED TO THEM. SORRY, SEE WHERE I'M AT? NICOTINE DOES LEAD TO ADDICTION, AND DOES AFFECT THE DEVELOPING BRAIN. AND THE TOBACCO INDUSTRY IS TARGETING OUR YOUTH WITH OVER 15,000 FLAVORS INCLUDING HAWAIIAN POG AND THEY GO AFTER OUR HAWAII KIDS WITH HAWAII-SPECIFICS SUCH AS HAWAIIAN POG, OHNO ORANGE CREAM, LAVA GUAVA, WHO DO YOU THINK THESE FLAVORS ARE MEANT TO ATTRACT? REGARDLESS OF THE RETAILER'S INTENTION NOT TO SELL TO MINORS THESE PRODUCTS GET INTO THEIR HANDS AND INTO THEIR BODIES.

NEARLY HALF, 48% OF ALL HIGH SCHOOL STUDENTS. SO I COULDN'T HELP, BUT WATCHING THOSE YOUNG PEOPLE COME IN, ONE, TWO, ONE, TWO, ONE, TWO, I CERTAINLY HOPE NOT. AND THERE'S A HUGE DISPARITY, BUT ON AVERAGE, NEARLY HALF OF ALL HAWAII'S STUDENTS -- >> TIME. >> THANK YOU. >> COULD YOU CONCLUDE? >> YES, ABSOLUTELY. SORRY.

AND MIDDLE SCHOOL STUDENTS HAVE TRIED THESE PRODUCTS SO THEY ARE GETTING INTO THEIR HANDS. PLEASE SUPPORT THIS BILL AND HELP PROTECT OUR YOUTH. THANK YOU. >> THANK YOU. ANY QUESTIONS, MEMBERS? WE HAVE ONE QUESTION FROM PRO TEM KAMA. >> THANK YOU, CHAIR.

>> THANKS FOR BEING HERE CRISTEN. YOUNG PEOPLE'S ABILITY TO EXPLORE, BECAUSE THAT IS ASK IS WHAT THEY ARE SUPPOSED TO DO; RIGHT? AND THAT IS THE AGE AND WHO WE DISCOVER WHO WE ARE AND WANT TO BE AS WE GET OLDER. SO THAT ABILITY TO DO THAT IS WHAT IS GOING TO SEND THEM INTO THIS AREA OF EXPLORATION. BUT HOW DO WE ENSURE THAT THEY CAN STILL EXPLORE, BUT EXPLORE SAFELY? WHAT ARE THINGS OUT THERE THAT WE CAN HELP THEM TO EXPLORE? LIKE ON THE DISCOVERY CHANNEL YOU CAN EXPLORE SO MUCH STUFF, BUT YOU DON'T HAVE TO GO THERE, BUT HAVE TO WATCH THERE.

IS THERE SOMETHING DEVELOPED THAT ALLOWS YOUNG PEOPLE TO EXPLORE, SO THEY CAN ACTUALLY SEE WHAT COULD HAPPEN, IF AND WHEN THEY DO THIS SPECIFIC TO TOBACCO PRODUCTS. >> YES. >> THROUGH EDUCATION, WITH RECENT HARMS AND HOW IT AFFECTS THEIR ABILITY TO LEARN AND AFFECTS THEIR FOCUS -- ALL IN NEGATIVE WAYS. NEGATIVELY AFFECTS THEIR RELATIONSHIPS, NEGATIVELY AFFECTS THEIR MENTAL HEALTH. WE DO THAT, AS WELL AS FUTURE HARMS, BUT YOU KNOW, KIDS ARE NOT WORRYING ABOUT WHAT WILL HAPPEN IN 30 YEARS. THEY NEED TO KNOW WHAT IS GOING TO HAPPEN NOW. AGAIN, THROUGH EDUCATION, I'M ONE PERSON AND SCHOOL MAYBE HAS ONE HEALTH EDUCATOR.

WE COULD EDUCATE 24 HOURS A DAY, OUR ENTIRE LIVES, AND NOT BE ABLE TO

REACH EVERYONE. AGAIN, POLICIES HELP. SO WE TRY TO EDUCATE THEM ABOUT THE HARMS, BUT THE POLICIES REALLY SPEAK LEAPS AND BOUNDS. 360 OTHER LOCAL MUNICIPALITIES IN THE U.S. HAVE ALREADY PASSED FLAVOR BANS. SO WE'RE STARTING TO SEE THIS INITIATIVE OF HOW IMPORTANT THIS IS. SO THE POLICIES REALLY IS NEEDED IN ADDITION TO EDUCATION. >> THANK YOU.\r\n\r\nTHANK YOU, CHAIR. >> ANY MORE QUESTIONS? IF NOT, THANK YOU VERY MUCH. >> THANK YOU. >> NEXT TESTIFIER. >> CHAIR, THE NEXT TO TESTIFIER IS TIARI HORNER, TESTIFYING ON BILL 184 (2024) FOLLOWED BY ASHLEY OLSEN. GOOD MORNING, CHAIR >> GOOD MORNING COUNCIL MEMBERS.\r\n\r\n>> GOOD MORNING. >> MY NAME IS TIARI HORNER, I'M UNDER THE OFFICE OF THE MAYOR'S BUDGET TEAM AND I'M HERE REPRESENTING BUDGET DIRECTOR MILNER TESTING FOR BILL 186. AND WE'RE KINDLY REQUESTING FLOOR ACTION TODAY AT TODAY'S MEETING. SO GRANT FUNDS FOR THIS ORGANIZATION HAVE BEEN AWARDED. HOWEVER, WE'RE NOT ABLE TO EXECUTE THE CONTRACT UNTIL THE NAME CHANGE OF THE ORGANIZATION IS ACCURATELY REFLECTED. SO THANK YOU FOR YOUR CONSIDERATION, CHAIR AND COUNCIL MEMBERS. >> THANK YOU. ANY QUESTIONS?\r\n\r\nIF NOT, THANK YOU VERY MUCH. >> CHAIR, THE NEXT TESTIFIER IS ASHLEY OLSEN, TESTIFYING ON CR24-119, FOLLOWED BY KATY FOLIO. >> ONLINE? >> YES. >> ASHLEY OLSEN, THIS IS OUR OPPORTUNITY TO TESTIFY. >> ALOHA, AND GOOD MORNING CHAIR LEE, VICE-CHAIR SUGIMURA AND ESTEEMED MEMBERS OF THE MAUI COUNTY COUNCIL. I HOPE YOU ARE ABLE TO HEAR ME.\r\n\r\nI'M JOINING YOU FROM PU'UNENE SCHOOL BECAUSE I SHOULD BE AT A TRAINING RIGHT NOW. I'M PROVIDING SUPPORT -- TESTIMONY IN SUPPORT OF BILL 156. AND I REALLY HOPE THAT YOU WILL SEE FIT TO PASS IT. MOST OF OUR KIDS HAVE A SWEET TOOTH. I MEAN, MOST OF US HAVE A SWEET TOOTH; WHICH IS WHY MARKETING OF FLAVORED-TOBACCO PRODUCTS IS SO INSIDIOUS. THE FLAVORS MASK THE UNPLEASANT TASTE WHILE DELIVERING AN ADDICTIVE COMPOUND. AND THE IDEA BEHIND VAPING TO HELP NICOTINE ADDICTED SMOKERS DECREASE AND ELIMINATE THEIR DEPENDENCE, IT'S A GREAT IDEA. THE PROBLEM IS WITH THOSE WHO CHOSEN TO EXPAND THEIR SALES FROM THAT PREMISE.\r\n\r\nSMOKERS DON'T NEED FLAVORS NICOTINE PRODUCTS, BUT THE SELLERS OF THIS THESE PRODUCTS NEED TO GENERATE A NEW CLIENT BASE AND KIDS ARE AN EASY TARGET. A WEEK AGO A SHARED THAT THE MARKETING HAS ENTICED THIRD GRADERS INTO VAPING AND EVEN YOUNGER KIDS. ONCE THOSE CHILDREN ARE HOOKED THE PURVEYORS MAY AS WELL HAVE A CLIENT FOR LIFE. IF THIS IS THEIR BUSINESS MODEL, I MAKE NO APOLOGIES FOR DISRUPTING IT. NONE OF US SHOULD. MAUI COUNTY MAYBE CAN'T REGULATE THE SALE AND MANUFACTURE OF THESE PRODUCTS THERE'S NO REASON THAT WE HAVE TO ACCEPT MARKETING THAT IS DIRECTLY AIMED AT CHILDREN. AND PLEASE DON'T TRY AND ARGUE THAT THESE PRODUCTS ARE MARKETED TO ADULT.\r\n\r\nI UNDERSTAND ENFORCEMENT IS DIFFICULT. AGAIN I'M A TEACHER AND I KNOW DARN WELL IT'S NEXT TO IMPOSSIBLE TO CATCH THE MANY STUDENTS THAT CHOOSE TO VAPE ON CAMPUS. WE CANNOT BE EVERYWHERE AT ONCE. WE CANNOT AND SHOULD NOT PUT CAMERAS IN BATHROOMS, AND THE KIDS QUITE HONESTLY HAVE LOOKOUTS. IT DOESN'T MEAN THAT WE DON'T TRY TO ELIMINATE VAPING ON OUR CAMPUSES. IT DOESN'T MEAN WE SHOULDN'T TRY TO ELIMINATE MARKETING FLAVORED-TOBACCO PRODUCTS TO CHILDREN. IT'S NOT IMPOSSIBLE TO FIND THOSE WHO CONTINUE TO MARKET STOCK AND SELL PRODUCTS FOR KEIKI AND I WANT TO BE VERY CLEAR I'M NOT ADVOCATING PUNISHMENT FOR UNDERAGED USERS OF THESE PRODUCTS.\r\n\r\nAS FAR AS I'M CONCERNED THEY ARE VICTIMS OF EDUCATED MARKETING. OUR JOBS ARE IN OUR CLASS ROOMS TEACHING AND WE SIMPLY CANNOT LEAVE OUR STUDENTS UNATTENDED ON A WILD GOOSE CHASE TO FIND A VAPE WE MAY HAVE SMELLED. THIS IS A PROBLEM AGAIN OF SOPHISTICATED MARKETING OF POISON TO A VULNERABLE AND UNSOPHISTICATED POPULATION. TEACHERS AND ADMINISTRATORS WILL CONTINUE TO DO OUR BEST TO ERADICATE VAPING ON SCHOOL CAMPUSES, BUT WE NEED YOUR HELP. MARKETING CREATES DEMAND AND THE INDUSTRY HAS CHOSEN NOT TO REGULATE THEMSELVES TO THE DETRIMENT OF ALL OF US. >> COULD YOU CONCLUDE PLEASE? >> LESLIE GARO IS A GRADUATE OF LAHAINALUNA HIGH SCHOOL AND AMAZING WHEN SHE WAS THERE.\r\n\r\n>> THANK YOU. ANY QUESTIONS? IF NOT, THANK YOU VERY MUCH. >> CHAIR LEE? MAY I ASK IF THERE ARE OTHER QUESTIONS AND WHAT IF THAT COME UP AS I UNDERSTOOD CAME UP IN THE LAST MEETING, I WOULD ASK THAT MS. GARO CONTACT ME OR OTHER TEACHERS TO MAYBE PROVIDE ADDITIONAL CONTEXT. I JUST -- THIS BILL IS CRITICAL.\r\n\r\n>> SURE. >> THANK YOU SO MUCH. >> THANK YOU.

PLEASE REMEMBER IT PASSED UNANIMOUSLY. UNANIMOUS SUPPORT FOR THIS. THANK YOU. ALL RIGHT.\r\n\r\nNEXT TESTIFIER. >> CHAIR, IT'S KATY FOLIO, TESTIFYING ON CR24-119 AND SHE WILL BE FOLLOWED BY RICK COLLINS. >> ALOHA HONORABLE CHAIR AND MEMBERS OF THE MAUI COUNTY COUNCIL. MY NAME IS KATY FOLIO, MOTHER OF TWO GIRLS, AND FORMER TEETH SMOKERS AS A RESULT OF STRONG ADVOCATE FOR ANTI-TOBACCO LEGISLATION, TO PROTECT YOUTH. SO I STRONGLY SUPPORT BILL 156. WHILE I DIDN'T REALIZE AT TIME TWO PRIMARY CONTRIBUTING FACTORS TO MY PICKING UP SPOKE SMOKING AS A TEENAGER, MEDIA AND FLAVORS PARTICULARLY MENTHOL AND I WAS EDUCATED ON THE HARMS OF SMOKING AND KNEW IT WASN'T GOOD FOR MYSELF. EVENTUALLY WITHOUT MY REALLY BEING AWARE OF THE ADVERTISING WORKED. THE FIRST CIGARETTES I TRIED WERE FLAVORED AND MENTHOL AND NOT APPEALING TO ME AS A TEENAGER AND HARSH TO SMOKE WHEN I DID EVENTUALLY SMOKE THEM, BUT FLAVORED CIGARETTES INCLUDING STRAWBERRY AND VANILLA WERE APPEALING TO US AS TEENAGERS GIRLS AND I BLAME MENTHOL FOR MY NICOTINE ADDICTION.\r\n\r\nSURPASSING THE HAWAII STATE AVERAGE. I BECAME AN ADVOCATE FOR TOBACCO CONTROL AS AN ADULT BECAUSE OF MY EXPERIENCE AS A TEENAGER, AND DON'T WANT TO SEE OTHER KIDS IN THE SAME SITUATION OR WORSE AND DON'T WANT TO SEE ANY GIRLS DIE FROM CANCER TOO EARLY. I WAS ONE OF THE LUCKY ONES AND ABLE TO EVENTUALLY QUIT. NO EVERYONE CAN AND THAT IS WHAT BIG TOBACCO AND THE VAPING INDUSTRY RELY ON. HOW THEY ARE SO POWERFUL AND MAKE RIDICULOUS AMOUNTS OF MONEY. OWE PROGRESS IS BEING UNDONE BY POPULARITY OF VAPING BY YOUTH. WE CAN'T ALLOW FLAVORED-TOBACCO PRODUCTS TO BE IN THE MARKET IN ANY FORM.\r\n\r\nVAPING PRODUCTS CONTAIN HIGH-LEVELS OF NICOTINE AND MAKES IT HARSH TO INHALE, DISPOSAL PRODUCTS POPULAR WITH YOUTH CONTAIN 50 -- [SPEAKER NOT UNDERSTOOD] THESE ARE DESIGNED TO MAKE IT EASIER TO GET ADDICTED TO NICOTINE. THE INDUSTRY STRATEGY IS TO PLACE THE RESPONSIBILITY OF YOUTH -- THEIR DEADLY PRODUCT BACK ON THE YOUTH, THEIR PARENTS AND EDUCATORS RATHER THAN TAKING RESPONSIBILITY THEMSELVES. THESE ARE THE WRONG PEOPLE TO HOLD RESPONSIBLE. THESE ARE THE PEOPLE REELING FROM THE SUCCESSFUL MARKETING STRATEGIES. THE GOO IS TO CREATE A SAFE AND HEALTHY ENVIRONMENT THAT YOUTH ARE NOT DRAWN TO THE PRODUCTS TO BEGIN WITH HEALTHY CHOICE IS THE EASY CHOICE TO MAKE. >> TIME. >> IT'S AN IMPORTANT STEP THIS DIRECTION.\r\n\r\nTHANK YOU FOR LISTENING TO OUR HEALTH EXPERTS AND ORGANIZATIONS AND TO OUR YOUTH WHO HAVE BEEN ASKING FOR PROTECTION FOR YEARS. MAHALO. >> THANK YOU. WE HAVE A QUESTION FROM MEMBER RAWLINS-FERNANDEZ. >> ALOHA, MAHALO. FIRST, IT REALLY CAUGHT ME OFF-GUARD WHEN YOU SAID YOU WERE FROM THE ERA OF JOE CAMEL, BECAUSE YOU LOOK MUCH YOUNGER THAN THAT THANK YOU. >> IT WASN'T UNTIL RIGHT NOW THAT I THINK ABOUT IT IN THIS WAY.\r\n\r\nHAVE YOU FOLKS ENGAGED THE STORES? BECAUSE YOU SAY YOU SAW POSTERS OF JOE CAMEL AND HOW HE LOOKED COOL, AND THE MARKETING OF THAT. BUT LIKE, THOSE THAT SELL CIGARETTES ARE LIKE THE DRUG-DEALERS; RIGHT? SO IF THEY DIDN'T SELL CIGARETTES OR VAPES, THERE WOULD BE LESS PLACES TO BUY AND THEY ARE THE ONES THAT PUT UP THE POSTERS, AND THE MARKETING THINGS. I KNOW THERE'S NATIONAL RADIO AND TV, AND YOUTUBE, SOCIAL MEDIA ADS, BUT THE PHYSICAL POSTERS ARE HERE. >> PART OF THE LEGISLATION THAT HAPPENED IN THE '90S AND EARLY 2000S THEY HAVE REGULATED. SO JOE CAMEL CARTOON, POSTERS AROUND TOBACCO IS NO LONGER ALLOWED.\r\n\r\nWHICH WE WOULD LIKE TO SEE FOR OTHER INDUSTRIES AS WELL. VAPING HAS SORT OF THE LOOPHOLE AND WE WOULD LIKE TO MAKE SURE THAT VAPING IS TREATED THE SAME AS CIGARETTES AND WE WANT TO SEE ALL THOSE POLICIES PASSED THAT KEEP IT AWAY FROM KIDS. >> TOTALLY AGREE. MAHALO. MAHALO, CHAIR. >> ANYBODY ELSE? IF NOT, THANK YOU.\r\n\r\nNEXT TESTIFIER. >> NEXT TESTIFIER IS RICK COLLINS TESTIFYING ON CR24-119, FOLLOWED BY MIKE LANDES. >> HOW MANY MORE AFTER THAT? >> CHAIR, WE'LL HAVE TWO MORE AFTER MR. LANDES. >> OKAY. >> GOOD MORNING, CHAIR LEE.\r\n\r\nVICE-CHAIR SUGIMURA. AND MEMBERS OF THE COUNCIL. MY NAME IS RICK COLLINS, A RESIDENT OF PUKALANI AND I'M HERE IN FULL SUPPORT OF BILL 156 TO BAN FLAVORED E-CIGARETTE PRODUCTS. I AM A FATHER OF TWO, AS WELL, AND I ALREADY SEE THIS INFLUENCE OF FLAVORED-TOBACCO PRODUCTS, PARTICULARLY IN THE MARKETING THAT REALLY TARGETS MY CHILDREN. WE HAVE WALKED BY A NUMBER OF ATTRACTIVE KIOSKS AND STOREFRONTS WHERE IT'S GRABBED THEIR ATTENTION



AND SAID TO ME, EVEN MY 5-YEAR-OLD, DAD, WHAT IS THAT? IT IS ATTRACTIVE TO THEM, BECAUSE IT'S COLORS. IT IS THE TYPE OF PRODUCTS, SNACKS, BEVERAGES, THAT THEY HAVE BRAND RECOGNITION WITH, THAT ATTRACT THEM AT VERY YOUNG AGE.\r\n\r\nNOT ONLY DO I FIND THIS STRATEGY UNCONSCIONABLE, BUT IT'S GOING TO LEAD TO HARMFUL AND DOES LEAD TO HARMFUL OUTCOMES. MY KIDS, MY OLDEST KID WILL SOON BE IN MIDDLE SCHOOL AND HE WILL BE FACING FOR OF THAT AS IT BECOMES MORE AND MORE AVAILABLE. I REMEMBER AS A YOUNG PERSON TRYING TO SMOKE, AND GRABBING ONE OF MY GRANDFATHER'S CIGARETTES, AND TRYING TO TAKE A DRAW OFF OF A HALF-SMOKED CIGARETTE THINKING THIS IS COMPLETELY DISGUSTING. BUT NO LONGER IS IT THAT WAY FOR OUR YOUNG PEOPLE. FLAVORS THAT YOU HEARD LIKE BUBBLE GUM CANDY AND FRUIT THAT ARE DESIGNED TO INTRODUCE YOUNG PEOPLE EARLY AND ADDICT THEM FOR LIFE. THESE FLAVORS MASK THE THE HARSHNESS OF NICOTINE. I THINK IT'S TIME FOR US TO TAKE ACTION, AND BANNING THE SALE OF FLAVORS -- ALCOHOL, LISTEN TO ME, E-CIGARETTE PRODUCTS -- THAT TOO, BUT TO BE CONTINUED ON THAT IS SOMETHING THAT WE SHOULD DO HERE.\r\n\r\nI WILL SAY THIS A LAST REMARK AND PERHAPS MOST IMPORTANTLY THIS IS ALL NULL AND VOID IF WE DON'T REPEAL PREEMPTION AT STATE LEVEL. I WOULD ASK AND ENCOURAGE YOU AS PEOPLE OF INFLUENCE AND PEOPLE WITH CONNECTIONS IN STATE LEGISLATURE TO PLEASE HELP US WHERE YOU CAN IN MAKING THOSE CHANGES. SOME OF THE MOST POWERFUL DETRACTORS OF PREEMPTION OF LAWMAKERS THAT LIVE ON OUR ISLAND AND WE NEED YOUR HELP WITH THAT. MAHALO FOR THE OPPORTUNITY TO PROVIDE TESTIMONY. >> THANK YOU. MEMBER PALTIN. >> I WOULD LIKE TO ASK IF YOU COULD NAME THE LAW-MAKERS THAT LIVE ON OUR ISLAND?\r\n\r\n>> SURE. SO I BELIEVE, AND I SIT HERE KIND OF AS A RESIDENT, UNCLER OF ALL THE LEGISLATIVE DETAILS, I'M SURE SOMEONE ELSE CAN TALK ABOUT THIS. I KNOW THAT FINANCE COMMITTEE AND HOUSE HAS KILLED THIS BILL A NUMBER OF TIMES WHICH IS CHAIRED BY YAMASHITA -- AM I CORRECT IN THAT? ANYBODY ELSE KNOW? I THINK SO, THAT IS THE ONE I WAS PARTICULARLY THINKING ABOUT. >> WOW. OKAY.\r\n\r\nTHANK YOU FOR THAT INFORMATION. I DON'T KNOW IF HE HAS KIDS. TCH ANY OTHER QUESTIONS? IF PHOT, THANK YOU VERY MUCH. MAY WE HAVE THE NEXT TESTIFIER. >> CHAIR, THE NEXT TESTIFIER IS MIKE LANDES ONLINE. MR.\r\n\r\nLANDES, IF YOU COULD LET US KNOW WHAT ITEM YOU ARE TESTIFYING ON, TO BE FOLLOWED BY MELISSA MCCONOGLE. >> CAN YOU HEAR ME? >> YES. >> I'M TESTIFYING ON CR24-119 AND HAPPY TO FOLLOW MY FRIEND, RICK. MY NAME IS MIKE LANDES, KIHEI RESIDENT, TEACHER AT LAHAINALUNA AT HIGH SCHOOL AND MAUI CHAPTER PRESIDENT OF THE HAWAII STATE TEACHERS ASSOCIATION. SPEAKING ON BEHALF OF THE HAWAII STATE TEACHERS ASSOCIATION AND ALSO MYSELF AS A PRIVATE CITIZEN. HSTA STRONGLY SUPPORTS BILL 156. THIS LEGISLATION ALIGNS WITH OUR VALUES TO PROTECT THE HEALTH AND WELL-BEING OF OUR KEIKI BY PROHIBITING THE SALE AND MARKING OF FLAVORED-TOBACCO PRODUCTS.\r\n\r\nTHIS IS SOMETHING THAT EDUCATORS ACROSS THE STATE AND CERTAINLY ACROSS MAUI ARE CONCERNED WITH. ON A PERSONAL LEVEL, AS A HIGH SCHOOL TEACHER, I AM CONSTANTLY DEALING WITH THE IMPACTS OF FLAVORED NICOTINE PRODUCTS AND VAPES, WHETHER IT'S WALKING PAST THE STUDENT BATHROOMS IN MY BUILDING, AND INSTEAD OF IT SMELLING LIKE A HIGH SCHOOL RESTROOM NORMALLY SMELLS LIKE IT SMELLS LIKE STRAWBERRY OR COTTON CANDY OR HAWAIIAN POG AND SEE THE KIDS COMING OUT ALL CLUSTERING TOGETHER AND COUGHING AND GETTING THE JITTERS AND CAN'T DO WHATEVER AND ALL OF A SUDDEN THEY MAGICALLY NEED TO GO TO THE BATHROOM. THEY COME BACK AND IT SMELLS LIKE THEY DOUSED THEMSELVES IN PRODUCTS FROM BATH AND BODY WORKS. THESE ARE THE FLAVORED PRODUCTS WE ALL KNOW, EVERYBODY IS AWARE OF IT AND EVERYBODY KNOWS IT'S MARKETED TO KIDS. I MYSELF AM A FORMER SMOKER. I STARTED SMOKING AS A TEENAGER SMOKING MENTHOL CIGARETTES AND I KNOW THIS PERSONALLY TO BE A THING AND KNOW THE IMPACTS. I HAVE TWO CHILDREN, HIGH SCHOOL STUDENT AND MIDDLE SCHOOL STUDENT AS RICK WAS JUST SAYING, MY OWN TWO CHILDREN, WHEN THEY WERE YOUNGER, WOULD BE ENTICED BY THE KIOSKS IN THE MALLS.\r\n\r\nSEEING THE LIGHT UP COLORS, SEEING THE NEON, THE SMELLS, THE NAMES, ALL OF THAT. AND MY WIFE AND I HAD TO DO QUITE A LOT OF TALKING TO THEM TO THAT THEY DO NOT FALL VICTIM TO THIS SORT OF THING. AND LASTLY, AS I MENTIONED IN MY WRITTEN TESTIMONY, MY UNCLE WAS A LIFETIME SMOKER, DEALING WITH THE HEALTH EFFECTS OF THIS. HE HAS TRIED TO KICK SMOKING

NUMEROUS TIMES. E-CIGARETTES WERE SOMETHING THAT WE THOUGHT WERE GOING TO FOR HIM, BUT AS HE SAID MULTIPLE TIMES I DON'T WANT TO SUCK ON KIWI STRAWBERRY, BUT WHAT MARLBORO RED. >> TIME. >> WE KNOW THEY ARE TARGETING OUR CHILDREN.\r\n\r\nTHANK YOU. >> THANK YOU. MEMBER PALTIN. >> THANK YOU, CHAIR. THANK YOU, MR. LANDES. I JUST WANTED TO CLARIFY DID YOU SAY THAT YOU WERE SPEAKING ON BEHALF HSTA ON BEHALF AND THEIR CONSENT.\r\n\r\n>> YES, I'M THE CHAPTER PRESIDENT FOR HSTA. >> THANK YOU. DO YOU KNOW IF HSTA HAS ENDORSED ANY CANDIDATES FROM MAUI THAT DO NOT SUPPORT PREEMPTION? >> I AM NOT AWARE OF THE PREEMPTION THING THAT RICK WAS JUST TALKING ABOUT. I DON'T KNOW THE FULL HISTORY BEHIND THAT, OR THE FULL STORY BEHIND THAT, BUT I DO BELIEVE THAT WE HAVE SUPPORTED THE CANDIDATE THAT WAS NAMED. >> OKAY. I JUST HOPE YOUR UNION WOULD BE IN ALIGNMENT THAT IF A CANDIDATE DOESN'T -- IF A CANDIDATE SUPPORTS -- DOESN'T SUPPORT WHAT YOU WANT, THAT YOU DON'T ENDORSE THEM.\r\n\r\n>> THAT IS A STATEWIDE DISCUSSION, WITHIN OUR ORGANIZATION. THANK YOU. >> THANK YOU. >> THANK YOU. >> WE HAVE THE NEXT TESTIFIER. >> CHAIR, THE NEXT TESTIFIER IS MELISSA MCCONOGLE, FOLLOWED BY JOSIAH NISHITA, CURRENTLY OUR LAST TESTIFIER. >> GOOD MORNING.\r\n\r\n>> GOOD MORNING, CHAIR, VICE-CHAIR AND MEMBERS. I'M SPEAKING IN STRONG SUPPORT OF BILL 156. AS A MOM, WITH KIDS IN PUBLIC SCHOOL, I CAN TELL YOU THIS IS VERY PERSONAL FOR ME. IF YOU GO TO ANY OF THE PUBLIC SCHOOLS IT HAS INFILTRATED OUR PUBLIC SCHOOL SYSTEM IN MIDDLE SCHOOL AND ELEMENTARY AND ALL OVER HIGH SCHOOL. AT LAST MEETING SOME OF THE STUDENTS TESTIFIED THAT IT'S IN THE BATHROOMS, IT'S EVERYWHERE IN PUBLIC SCHOOLS. IT IS JUST THAT IS WHAT IT IS. WITH THAT, PARENTS ARE WORKING FULL-TIME JOBS, SOMETIMES TWO JOBS JUST TO SURVIVE. SO I DON'T BLAME THE PARENTS.\r\n\r\nI DON'T BLAME OUR TEACHERS, BECAUSE THEY ARE WORKING AS HARD AS THEY CAN, ALSO, TO EDUCATE OUR CHILDREN. I DON'T BLAME THE POLICE, BECAUSE THEY ARE SHORT STAFFED AND DOING THE BEST THAT THEY CAN WITH WHAT THEY HAVE. I DON'T BLAME THE KIDS FOR MAKING THESE DECISIONS BECAUSE IT'S BEING PUT IN FRONT OF THEIR FACE. THERE'S PEER-PRESSURE, HORMONES, THINGS, SO I DON'T BLAME THE KIDS EITHER. I THINK THE SOLUTION IS CHANGING THE ENVIRONMENT. AND CHANGING THE ENVIRONMENT IS THROUGH POLICY CHANGE. AND SO THAT IS NOT AS AVAILABLE TO OUR CHILDREN.\r\n\r\nYEARS AGO, I THINK MOST OF US CAN REMEMBER THAT THERE WAS SMOKING ON PLANES. THAT PEOPLE WERE ALLOWED TO SMOKE IN THEIR OFFICES AND NOW WHEN WE LOOK AT IT, WE CAN'T IMAGINE SMOKING ON PLANES, HOW WAS THAT EVER ALLOWED? I FEEL HOPEFULLY WITH THE PASSAGE OF THIS BILL WITH IT GOING FORWARD, I'M HOPING IN YEARS TO COME THAT WE CAN LOOK BACK AND WONDER HOW THE FLAVORED CIGARETTES, VAPES, ALLOWED TO BE SOLD AND MARKETED TO OUR CHILDREN? THAT IT WOULD BE UNFATHOMABLE IN YEARS TO COME FOR US TO LOOK BACK AND SAY HOW DID WE LET THAT HAPPEN TO OUR CHILDREN? I FEEL IT'S A GATEWAY DRUG FROM CIGARETTES TO VAPES AND LACED WITH THC AND FENTANYL IS HUGE IN OUR COMMUNITY AND I ALSO DID WANT TO ADDRESS -- -- I DID WATCH THE LAST MEETING AND ONE ISSUE WAS THE STAFFING OF ENFORCEMENT OF THE FLAVOR BAN. ONE OF THE AREAS THAT WAS BROUGHT UP IS THAT THEY ARE ALREADY DOING UNDERAGED ENFORCEMENT. MEANING THAT THE POLICE ARE GOING TO VAPE SHOPS AND ALREADY ENFORCING UNDERAGED SALES.\r\n\r\nMAYBE WHILE THEY ARE STILL DOING THE UNDERAGE ENFORCEMENT TO DO THE ENFORCEMENT FOR THE FLAVOR BAN AT THE SAME TIME? JUST AN OPTION. THAT WAY IT DOESN'T AFFECT THE STAFFING. THE OTHER ONE WAS DISCUSSION OF FINANCING. I KNOW WITH THE POLICE DEPARTMENT, THEY HAVE THE FALSE ALARM SYSTEM THAT THEY USE AN OUTSIDE VENDOR TO CRY WOLF. THEY USE AN VENDOR THAT DEALS WITH THE FINANCING, WITH THE APPEALS, SO I'M NOT SAYING THAT IS THE WAY, BUT SAYING IT'S A WAY AND ANOTHER OPTION. THANK YOU FOR YOUR TIME.\r\n\r\nTHAT IS ALL I HAVE. THANKS. >> THANK YOU. THANK YOU VERY MUCH. NEXT TESTIFIER. >> CHAIR, IT'S ACTUALLY J.C. LAU TESTIFYING ON CR24-119 AND FOLLOWED BY THE MANAGING DIRECTOR. >> ALOHA KAKAHIKA ALOHA KAKOU, AKAKU.\r\n\r\nTHAT WAS REAL FAST J.C. LAU FROM KULU. I SPENT MOST OF MY LIVE IN VIRGINIA, WHERE PROBABLY HALF OF THE TOBACCO PRODUCTS IN THE WORLD COME FROM. A LITTLE HISTORY LESSON, SOME OF THE FIRST SETTLERS CAME FROM ENGLAND, STARTED GROWING TOBACCO INSTEAD OF BREADFRUIT AND CROPS TO EAT, BECAUSE THEY COULD MAKE MORE MONEY ON IT. THE FIRST YEAR THE INDIANS HELPED THEM AND

THANKSGIVING IS A TIME TO TELL THE STORY, CALLED "THE FIVE CROWNS." IT'S NOT A GOOD STORY, BUT GOOD HISTORY LESSON. AND THE INDIANS TOLD THEM, WE'RE GOING TO HELP YOU GUYS OUT THIS TIME, BUT NEXT TIME, TRY TO LOOK OUT FOR YOURSELF, NEXT WINTER TIME. NEXT WINTER CAME, THEY DIDN'T LISTEN AND THEY WERE ALL OUT PARTYING, AND RUNNING AROUND AND HAVING FUN. AND GOT COLD AND THEY WERE HUNGRY AGAIN.\r\n\r\nTHEY SAID, HEY, INDIANS, THE TERM THAT I'M USING -- YES, YOU KNOW ABOUT THAT, THAT IS LIKE SAYING HAWAIIAN, IT'S REALLY NOT THE RIGHT WORD. THE INDIANS SAID WE CAN'T HELP YOU OUT BECAUSE IF WE GIVE YOU HALF OUR FOOD, HALF OUR PEOPLE WITH DIE. SO THE WHITE SETTLERS TOOK THEIR GUNS AND SAID YOU WILL GIVE IT TO US. THAT IS THE STORY ON THAT. SO YOU GUYS BE CAREFUL ON THIS ONE. I'M THINKING OF THE -- SO IF WE SPEED UP A LITTLE BIT, THE TIME MACHINE, THE BOSTON TEA PARTY WAS ABOUT ENGLAND PUTTING TAXES ON THE STUFF COMING IN AND OUT OF THE SHIPS. AND THE COLONIALISTS DIDN'T LIKE THAT.\r\n\r\nSO THEY HAD A BOSTON TEA PART AND I THINK THEY ACTUALLY DRESSED UP LIKE INDIANS AND WENT ON THE SHIPS AND THROW IT INTO THE WATER. -- THAT IS PROBABLY NOT EXACTLY HOW IT HAPPENED, BUT WHAT U.S. HISTORY BOOKS SAY. THINKING ABOUT MR. JOHNSON, THE THING CALLED THE JONES ACT. NOBODY MENTIONED IT BEFORE, BUT YOU BETTER WATCH OUT, BECAUSE MAKING A LOT OF MONEY OFF THE TAXES OFF THE CIGARETTES. THANK YOU FOR YOUR TIME THAT IS MY TWO CENTS. THE THEME SONG FOR THIS ONE IS SMOKING IN THE BOYS' ROOM THANK YOU.\r\n\r\nNEXT TESTIFIER, PLEASE. >> CHAIR, THE NEXT TESTIFIER IS THE MANAGING DIRECTOR, JOSIAH NISHITA, TESTIFYING ON CR24-114, FOLLOWED BY LOLA IRVIN. >> ALOHA, CHAIR, ALOHA MEMBERS. THANK YOU FOR ALLOWING ME HERE TODAY, JOSIAH NISHITA, MANAGING DIRECTOR FOR THE COUNTY OF MAUI, TESTIFYING ON CR24-114. I WANT TO THANK THE KULA COMMUNITY, VON TEMPSKY AND THE COMMUNITY FOR THEIR SUPPORT OF IT. AS I MENTIONED, THE COMMUNITY ASSOCIATION, AS WELL AS THE COUNCIL HERE TODAY, AND THE COMMITTEE PREVIOUSLY, THE MAIN ISSUE AT PLAY, THAT WE'RE ASKING FOR SUPPORT OF THE LAND FOR PUBLIC PURPOSES. AND PUBLIC OWNERSHIP. I DID MENTION IN COMMITTEE THERE WAS SOME QUESTIONS AND CONCERNS RAISED DURING THE KULA COMMUNITY ASSOCIATION TO WORK WITH YOU FOLKS TO ADDRESS AND WON'T BE EXECUTING ANY GRANTS OR ANYTHING LIKE THAT, UNTIL WE HAVE FURTHER DISCUSSION WITH THE COUNCIL AND COMMUNITIES.\r\n\r\nI KNOW IT'S PART OF THE -- UNFORTUNATELY FOR YOU FOLKS, YOU KNOW, YOU CAN'T AT THIS TIME. BUT YOU DO HAVE OUR COMMITMENT IF WE CAN JUST MOVE FORWARD TO GET THE PROPERTY ACQUISITION IN PLACE AND WE'LL HAVE FURTHER DISCUSSIONS ABOUT WHAT WE SHOULD DO WITH THE PROPERTY? BUT JUST SO APPRECIATIVE TO HALE'AKALA WALDORF, BECAUSE WE DIDN'T WANT TO COME FORWARD TO THE COMMUNITY OR COUNCIL WITH AT LEAST SOME SEMBLANCE OF AN ENTITY FOR PLAN IN PLACE TO CARE FOR THE PROPERTY. SO I APPRECIATE THEIR WILLINGNESS TO STEP UP, AS WELL AS THEIR WILLINGNESS TO STEP BACK, IF THAT IS WHAT THE COMMUNITY WANTS. WE'LL WORK WITH EVERYONE TO MAKE SURE WE COME UP WITH WITH A GOOD SOLUTION. I APPRECIATE YOUR SUPPORT AND WHEN THE ITEM COMES UP, PLEASE CALL ON ME IF YOU HAVE ANYTHING. THANKS.\r\n\r\n>> THANK YOU >> VICE-CHAIR HAS A QUESTION. >> NO QUESTION. I JUST WANT TO THANK MANAGING DIRECTOR FOR MAKING THIS HAPPEN. I KNOW HE HAS BEEN WORKING HARD ON THE DETAILS AND THE VON TEMPSKYS REALLY TRUST HIM A LOT. >> THANK YOU. NEXT TESTIFIER. >> THE LAST TESTIFIER SIGNED UP IS LOLA IRVIN.\r\n\r\n>> THANK YOU, AND I WILL RECOGNIZE MR. COOK. >> TESTIFYING ON CR24-119 AND SHE IS ONLINE. >> GOOD MORNING, MEMBER COOK. >> GOOD MORNING, CHAIR, GOOD MORNING MEMBERS. MY APOLOGIES FOR MY DELAY. I GOT TO BE INVOLVED IN THE BLESSING THAT IS COMING ALONG BEAUTIFULLY, AND IT'S GOING TO BE A WONDERFUL AFFORDABLE PROJECT IN PERPETUITY FOR OUR COUNCIL SUPPORTING.\r\n\r\nTHANK YOU TO YOUR PATIENCE WITH MY DELAY. >> THANK YOU. OKAY, NOW THE TESTIFIER. >> MS. IRVIN, IT'S YOUR OPPORTUNITY TO TESTIFY. >> THANK YOU SO VERY MUCH. LOLA IRVIN WITH THE HAWAII STATE DEPARTMENT OF HEALTH.\r\n\r\n>> CAN YOU SPEAK LOUDER, PLEASE? >> OKAY. THANK YOU VERY MUCH FOR THE OPPORTUNITY TO TESTIFY. I'M LOLA IRVIN, WITH THE DEPARTMENT OF HEALTH SPEAKING ON BEHALF OF DIRECTOR FINK, AND I APPRECIATE COUNCIL AND THE UNANIMOUS VOTE YOU GAVE TO BILL 156, AND I SPEAK ON COMMITTEE REPORT 119 IN SUPPORT. I AGREE WITH THE COUNTY COUNCIL, AND THOSE WHO HAVE SPOKEN THAT WE DO ALL SPEAK ON BEHALF OF

WANTING TO HAVE OUR KEIKI TO HAVE SAFE, AND HEALTH PROMOTING COMMUNITIES. SO A BILL SUCH AS THIS ONE PROVIDES THE OPPORTUNITY FOR SAFE ENVIRONMENTS WHERE OUR CHILDREN CAN BE FREE FROM THE MARKETING OF THESE PRODUCTS THAT ARE MEANT TO ENTICE THEM AND MEANT TO HOOK THEM ON NICOTINE. NICOTINE HAS A NEGATIVE IMPACT ON THE BRAIN DEVELOPMENT OF OUR CHILDREN.\r\n\r\nALSO, WE HAVE LEARNED FROM OUR CLASS ROOM TEACHERS, AND FROM OUR SCIENTISTS IN TERMS OF JUST THE DISRUPTION IN MEMORY, AND INFORMATION RETENTION THAT HAPPENS WITH THE BRAIN DEVELOPMENT FOR OUR YOUNG CHILDREN WHEN THEY ARE EXPOSED TO HIGH-LEVELS OF NICOTINE THAT ARE PROVIDED THROUGH THESE -- AND SO WE KNOW THAT EDUCATIONAL ATTAINMENT AND SCHOOL COMPLETION IS REALLY IMPORTANT, AND THAT WE DO CARE ABOUT THE HEALTH OF OUR CHILDREN. WE DON'T WANT THEIR SLEEP TO BE DISRUPTED. WE KNOW THAT OUR CHILDREN GO THROUGH A LOT OF MOOD SWINGS ALREADY, AND THAT NICOTINE ALSO CREATES MOOD DISORDERS, AND THAT THE BRAIN IS DEVELOPING UNTIL THEY ARE 25 YEARS OLD. AND SO THANK YOU VERY MUCH FOR THIS BILL THAT YOU ARE INTRODUCING, AND SUPPORTING. AND SO I'M AVAILABLE IF YOU HAVE ANY QUESTIONS. THANK YOU VERY MUCH FOR THE OPPORTUNITY TO TESTIFY. >> THANK YOU.\r\n\r\nMEMBER PALTIN. >> THANK YOU, MS. IRVIN. I JUST WANTED TO CLARIFY, YOU ARE SAYING YOU ARE AGAINST PREEMPTION? >> I DO NOT AGREE WITH PREEMPTION. IT'S A TOBACCO INDUSTRY TACTIC THAT HAS BEEN USED ACROSS THE U.S. TO STOP JURISDICTIONAL AUTHORITY FROM PROTECTING THE CHILDREN IN OUR COMMUNITIES. SO I DO BELIEVE THAT LOCAL CONTROL SHOULD BE RETURNED.\r\n\r\nTHANK YOU FOR THE QUESTION. >> THANK YOU FOR CLARIFYING THAT. >> ANY MORE QUESTIONS? IF NOT, THANK YOU FOR JOINING US. THANK YOU FOR YOUR TESTIMONY. >> THANK YOU. >> CHAIR, THAT IS CURRENTLY THE LAST TESTIFIER SIGNED UP TO TESTIFY AT THE BEGINNING OF THE MEETING.\r\n\r\nAT THIS TIME WE'LL DO LAST CALL. IF ANYONE WOULD LIKE TO TESTIFY ON ANY OF THE AGENDA ITEMS IN ADVANCE OF OUR MEETING CONTINUING ON, THIS IS YOUR OPPORTUNITY. THIS IS LAST CALL. THE COUNTDOWN IS 3, 2, 1. CHAIR, THERE'S NO ONE INDICATING A DESIRE TO TESTIFY. >> THANK YOU. MECHANICS, ANY OBJECTIONS TO CLOSING PUBLIC TESTIMONY AND ACCEPTING WRITTEN TESTIMONY -- AT THE BEGINNING OF THE MEETING, BUT STILL ACCEPTING WRITTEN TESTIMONY? >> NO OBJECTIONS.\r\n\r\n>> NOW, AS I ASKED YOU, WE WOULD LIKE TO MOVE THE UNFINISHED BUSINESS TO THE FRONT OF THE AGENDA. CAN WE HAVE TESTIFIERS ON THAT? ON THOSE TWO SUBJECTS? >> THANK YOU, MADAM CHAIR. CURRENTLY THERE'S NO ONE SIGNED UP TO TESTIFY ON THE UNFINISHED SECTION IN SECTION N. SO WE'LL GO AHEAD AND GIVE LAST CALL FOR ANY TESTIMONY ON THOSE TWO ITEMS. CHAIR, NO ONE IS RAISING THEIR HANDS IN TEAM AND NO ONE MAKING THEIR WAY TO THE PODIUM. SO COUNT KOWN, LAST CALL, 3, 2, 1, THERE'S NO ONE TO TESTIFY ON THE UNFINISHED BUSINESS IN SECTION N. >> MEMBERS, ANY OBJECTIONS TO CLOSING TESTIMONY AND ACCEPTING WRITTEN TESTIMONY ON UNFINISHED BUSINESS.\r\n\r\n>> NO OBJECTIONS. >> SO ORDERED, MS. CLERK. >> THANK YOU, MADAM CHAIR, BEFORE YOU IS RESOLUTION 24-188, APPROVING EXCEPTIONS FROM THE CONDITIONS OF CELEBRATION 3.35.070, MAUI COUNTY CODE FOR THE RESIDENTIAL WORKFORCE HOUSING PROJECT OWN BY WAIKAPU DEVELOPMENT VENTURE, LLC. AND -- EXCUSE ME, LOCATED ON A PORTION OF PROPERTY IN WAILUKU, MAUI, HAWAI'I AND FURTHER IDENTIFIED FOR REAL PROPERTY TAX PURPOSE AS TAX MAP KEY 2-3-5-002:011. >> MEMBERS, WE HAVE THE CONSULTANT, AND OWNER HERE, IF YOU HAVE QUESTIONS. PRO TEM KAMA. >> THANK YOU, CHAIR.\r\n\r\nI MOVE TO WAIVE THE REQUIREMENT OF COMMITTEE REFERRAL, AND REPORT UNDER RULE 7G OF THE RULES OF THE COUNCIL SO WITH HE CAN SEE RESOLUTION 24-188 TODAY. >> SECOND. >> MOVED BY PRO TEM KAMA, SECONDED BY VICE-CHAIR SUGIMURA TO WAIVE RULE 7G OF THE COUNCIL. DISCUSSION, PRO TEM KAMA. >> MEMBERS, ADOPTING RESOLUTION TODAY WILL PREVENT DELAY IN CONSIDERING THE RESOLUTION, WHICH WILL REMOVE AN IMPEDIMENT FOR HOUSING PROVIDERS FOR THE WAKE PU DEVELOPMENT VENTURE, LLC. PROJECT TO MOVE FORWARD. WE KNOW THAT WE'RE BEYOND A CRISIS IN OUR LACK OF HOUSING AND URGENT TO CONSIDER THIS SO HOUSING CAN BE SOONER.\r\n\r\nIF THAT IS MATTER IS NOT ADDRESSED AT THIS TIME, IT WILL BE REFERRED TO THE CHAIR OF THE COUNCIL FOR THE UPCOMING TERM OF OFFICE, AND IS LIKELY NOT TO BE CONSIDERED UNTIL LATE IN JANUARY AT THE EARLIEST. OUR CRITICAL LACK OF HOUSING IS WHAT MAKES THIS ACTION OF UTMOST URGENCY, AND I ASK STRONGLY FOR YOUR SUPPORT OF

MY MOTION. >> THIS IS ON THE WAIVER. ANY MORE DISCUSSION ON THAT? ALL THOSE IN FAVOR OF THE MOTION, RAISE YOUR HAND, SAY AYE. SO I SEE SEVEN -- EIGHT AYES, ONE EXCUSED. MOTION CARRIES, DISCUSSION ON THE MATTER ITSELF.\r\n\r\n>> MAIN MOTION? >> PARDON ME? >> MAIN MOTION. >> I MOVE TO ADOPT RESOLUTION 24-188. >> OKAY, IT WAS CALLED UP; RIGHT? >> YES. >> SO MOVED BY PRO TEM KAMA, SECONDED BY VICE-CHAIR SUGIMURA TO APPROVE RESOLUTION 24-188'S RECOMMENDATIONS. DISCUSSION, MEMBER KAMA.\r\n\r\n>> MEMBERS, THE HOUSING PROVIDERS HAVE INDICATED THAT TO MEET THE REQUIREMENT OF THE COUNTY GRANT THAT THEIR PROJECT NEEDS TO BE GRANTED CERTAIN EXEMPTS TO MAUI COUNTY CODE 3.35.070 AND TO REMIND ABOUT THIS PROJECT, CENTRALLY LOCATED NEAR WAIKAPU GARDENS AND IS TO PROVIDE 80-FOR SALE HOMES WITH AREA MEDIAN INCOME FROM 70-140%. WE AGREED TO PROVIDE A GRANT FROM THE AFFORDABLE HOUSING FUND OF \$10.65 MILLION SO THAT THIS HOUSING PROVIDER CAN SELL THE HOUSES AT THE PRICING CONTAINED IN BILL 107. THE HOMES WILL BE SOLD WITH A 30-YEAR DEED RESTRICTION, REQUIRING OWNER OCCUPANCY. RESOLUTION 24-188 PROVIDES EXEMPTIONS TO THIS CONDITION THE OF MAUI COUNTY 3.35.070, THAT THE HOUSING PROVIDER HAS REQUESTED SECTION OF THE MAUI COUNTY CODE THAT STATES TITLE TO ANY REAL PROPERTY MUST BE HELD IN PERPETUITY BY THE GRANTEE, OR BORROWER UNTIL CONVEYED TO THE COUNTY OR A QUALIFIED NONPROFIT OR COMMUNITY LAND TRUST. IN ORDER TO SELL THE HOUSES TO SELECTED HOMEOWNERS, THE HOUSING PROVIDER NEEDS AN EXTENSION TO THIS SECTION OF THE CODE. 3.35.082 MAUI COUNTY CODE, IMPLEMENTATION LONG-TERM MANAGEMENT OF THE AFFORDABLE HOUSING PROJECT. THERE'S NO NEED FOR LONG-TERM MANAGEMENT PLAN, BECAUSE THE HOUSING PROVIDER WILL BE SELLING THE HOUSES, AND THERE WILL BE NO PROPERTY TO MANAGE AFTER THE SALES ARE COMPLETED. THE REQUIREMENT FOR DEED RESTRICTIONS FOR OWNER OCCUPANCY WILL REMAIN IN PLACE FOR THE 30-YEAR PERIOD. SECTION 3.35.070.A.3 MAUI COUNTY CODE, THE PROJECT MUST NOT BE SOLD, EXCHANGED, DIVESTED OR CONVERTED TO OTHER USES THAT ARE INCONSISTENT WITH THE PURPOSES SET FORTH IN THIS CHAPTER, WITHOUT THE PRIOR APPROVAL OF THE COUNCIL BY RESOLUTION.\r\n\r\nIN ORDER TO SELL THE HOUSES TO THE HOMEOWNERS, AN EXEMPTION TO THIS SECTION OF CODE IS NECESSARY. AND THEN TO SECTION 3.35.070.A.4 MAUI COUNTY CODE, THAT THE GRANTEE OR BORROWER DISSOLVES OR ADJUDICATED BANKRUPT -- MUST BE CONVEYED TO THE COUNTY OR TO A QUALIFIED NONPROFIT COMMUNITY LAND TRUST, AS APPROVED BY THE COUNCIL. CONSTRUCTION LENDERS WILL REQUIRE THE ABILITY TO TAKE TITLES TO PROPERTY TO THE HOUSING - IF THE HOUSING PROVIDER FAILED TO COMPLETE THE PROJECT AND THE COUNTY WILL HAVE A POSITION IF THERE'S A FAILURE TO COMPLETE, BUT NOT FIRST POSITION. I ASK FOR YOUR SUPPORT OF MY MOTION. THANK YOU, CHAIR. >> ANY MORE DISCUSSION? MEMBER PALTIN.\r\n\r\n>> MY PREFERENCE WOULD BE TO GO TO COMMITTEE, BUT I DID HAVE AN OPPORTUNITY TO SPEAK TO THE LAWYER -- THE REPRESENTATIVE'S LAWYER YESTERDAY. I WOULD BE WILLING TO MOVE IT FORWARD TODAY WITH RESERVATIONS. THESE TYPES OF THINGS REALISTICALLY, I WOULD LIKE TO HAVE MORE TIME TO GO OVER IT IN THE FUTURE. IT'S UNFORTUNATE THAT WE'RE AT THE END OF THE TERM, AND WE'RE IN THIS SITUATION. I WOULD BE WILLING TO GO FORWARD TODAY WITH RESERVATIONS. >> THANK YOU. ANY FURTHER DISCUSSION?\r\n\r\nMEMBER RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. SAME COMMENTS AS MEMBER PALTIN. I DID GET A CHANCE, MAHALO MR. UEOKA FOR MEETING WITH ME AND GOING OVER SOME OF THE CONDITIONS THAT WE WERE ABLE TO ADD. I WAS REMINDED THAT SOME OF THE CONDITIONS THAT WE FOUGHT HARD FOR DID GET ON THERE SUCH AS THE 30-YEAR DEED RESTRICTION FOR OWNER-OCCUPIED. I GUESS I HAVE A QUICK QUESTION, SINCE MR.\r\n\r\nGOMES IS HERE. I WAS LOOKING AT MAUI NOW ARTICLE FROM JUNE 1ST, 2024, AND IT SAID AT THE LOW-END HOUSING SALES PRICES ARE EXPECTED TO RANGE FROM \$274,565, TO \$313,000 FOR TWO-BEDROOM FOR FAMILIES EARNING BETWEEN 70-80% AMI, AND THEN AT THE HIGH-END OF 120-140% AMI WOULD BE ABOUT \$742,000. ARE THESE PRICES STILL AROUND WHAT YOU ARE LOOKING AT? OR IS THIS NOT -- ? >> FOR THE RECORD, STATE YOUR NAME, PLEASE. >> THANK YOU. MY NAME IS KEONI GOMES, THE REPRESENTATIVE FOR WAIKAPU DEVELOPMENT VENTURE. THANK YOU FOR THE QUESTION. YES, OUR INTENTION AND OUR REQUIREMENT IS TO FOLLOW THE PRICING BASED ON AMI FOR INDIVIDUALS, AND HOUSEHOLDS.\r\n\r\nSO YES, WE'RE GOING TO FOLLOW THAT AMI SCHEDULE. >> MAHALO, MR. GOMES. MAHALO FOR BEING HERE TODAY.

MAHALO, CHAIR. >> OKAY. ANY OTHER QUESTIONS? MEMBERS? IF NOT, THANK YOU VERY MUCH. ARE YOU READY TO VOTE? ALL THOSE IN FAVOR -- YOU WANT ROLL CALL? VOICE-VOTE? ALL THOSE IN FAVOR OF THE MOTION, PLEASE RAISE YOUR HAND AND SAY AYE. THE CHAIR RECOGNIZES ONE WITH RESERVATIONS -- TWO? CHAIR, THAT IS NOT PART OF OUR COUNCIL RULES. WE DON'T RECOGNIZE RESERVATIONS. >> I'M JUST SAYING THAT FOR THE RECORD, WHICH I CAN DO. OKAY. >> I DON'T HAVE RESERVATIONS, CHAIR. I SUPPORT IT. BUT I'M VOTING AYE. THANK YOU. SO EIGHT AYES, ONE EXCUSED. MOTION CARRIES. THANK YOU YES, MEMBER RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. FOR THE RESERVATIONS THAT MEMBER PALTIN DOES HAVE, I'M HOPING THAT WE CAN BRING UP THESE EXEMPTIONS THAT ARE LISTED HERE NEXT TERM, BECAUSE IT LOOKS LIKE THESE MAY BE PROBLEMATIC. SO IT COULD WORK TOGETHER WITH OUR HOUSING DEPARTMENT TO FIGURE OUT HOW TO, YOU KNOW, MAKE THESE WORK BETTER WITH ALL PARTIES INVOLVED, THESE FOUR CONDITIONS. MAHALO, CHAIR. >> SO NOTED. THANK YOU. NEXT ITEM. >> THANK YOU, MADAM CHAIR, BEFORE YOU IS BILL 179 (2024) A BILL FOR AN ORDINANCE ADOPTING A HAWAIIAN STATE FIRE CODE WITH CERTAIN AMENDMENTS THERETO. >> SO I'M NOT SURE THAT YOU ACTUALLY WANTED THIS TO BE MOVED? MEMBER PALTIN? I MOVE TO FILE THAT, BECAUSE THERE'S ANOTHER ONE. >> THERE'S ANOTHER ONE. OKAY. MOVED BY MEMBER PALTIN, SECONDED BY PRO TEM KAMA TO FILE BILL 179 (2024). DISCUSSION, MEMBER PALTIN. >> OH, MY DISCUSSION IS THERE'S ANOTHER ONE LISTED ON THE AGENDA BILL 185 AND THEN I THINK I DO HAVE A SUBSTITUTION FOR BILL 185 AS WELL. >> OKAY. ANY MORE DISCUSSION? IF NOT, ALL THOSE IN FAVOR OF THE MOTION TO FILE THIS ITEM, RAISE YOUR HAND, SAY AYE. EIGHT AYES, ONE EXCUSED MOTION CARRIES. MS. CLERK, WE CAN RESUME GOING THROUGH THE NORMAL END. >> THANK YOU, MADAM CHAIR. THERE'S NO ACTION INDICATED FOR SECTION H, MINUTES. I, CONSENT CALENDAR, OR J, COMMUNICATIONS. SO MOVING ON TO COMMITTEE REPORTS. AT THIS TIME I WILL CALL FOR TESTIMONY ON ANY COMMITTEE REPORTS? APPARENTLY WE HAVE NO ONE SIGNED UP TO TESTIFY. >> WE HAVE ONE. >> LOOKS LIKE J.C. LAU IS MAKING HIS WAY TO THE PODIUM. >> THANK YOU, MADAM CLERK. MAHALO NUI, COUNCILOR RAWLINS-FERNANDEZ FOR PUTTING THIS CR24-115. I MISSED THE GREETING OF THE DAY, BECAUSE I HAD TO GO AROUND TO THE FRONT OF THE BUILDING DUE TO SECURITY MEASURES HERE. SUO SDEI. >> SUO SDEI EVERYBODY. HAWAIIAN WORD OF THE DAY IS -- I MISSED THE CEREMONIAL RESOLUTION, TOO, THEY WENT REALLY FAST ON THAT. AND I'M SORRY THAT I DIDN'T GET TO, KAHU TO THE CANOE GUYS. CANOE -- WHAT SHE SAID. THE HAWAIIAN WORD OF THE DAY IS NAHELE, REFERRING TO AMERICA THESE DAYS, TOO. SUBJECTIVE VERB, AND MEANS BLUNDERING, CONFUSED, PERPLEXED, WANDERING OFF THE COURSE, AND AWKWARD. AND USED IN A SENTENCE (HAWAIIAN) WHERE DID THE CANOE FLEET WANDER OFF TO? THANK YOU FOR YOUR TIME. >> THANK YOU. ANY MORE TESTIFIERS. >> CHAIR, THERE'S NO OTHER TESTIFIERS FOR COMMITTEE REPORTS. IF YOU WISH TO TESTIFY, CHAIR, COUNTING DOWN, 3, 2, 1, THERE'S NO ONE TO TESTIFY ON COMMITTEE REPORTS. >> MEMBERS, ANY OBJECTIONS TO CLOSING PUBLIC TESTIMONY AND ACCEPTING WRITTEN TESTIMONY ON COMMITTEE REPORTS IN SECTION K? NO OBJECTIONS, SO ORDERED. MS. CLERK. >> THANK YOU, MADAM CHAIR. FROM THE AGRICULTURE, DIVERSIFICATION, ENVIRONMENT, AND PUBLIC TRANSPORTATION COMMITTEE IS COMMITTEE REPORT 24-111, RECOMMENDING ADOPTION OF RESOLUTION 24-172, CD 1, TO REFER TO THE PLANNING COMMISSIONS A PROPOSED BILL TO ESTABLISH AGRICULTURAL TOURISM AS AN ACCESSORY USE IN THE AGRICULTURAL DISTRICT. >> MEMBER JOHNSON. >> THANK YOU, CHAIR. I MOVE TO ADOPT THE RECOMMENDATIONS IN CR24-111. >> MOVED BY MEMBER JOHNSON, SECONDED BY MEMBER COOK TO ADOPT RESOLUTION 24-172 AND COMMITTEE REPORT 24-111. DISCUSSION, MEMBER JOHN SON. THANK YOU, CHAIR. YOUR AGRICULTURE, DIVERSIFICATION, ENVIRONMENT, AND PUBLIC TRANSPORTATION COMMITTEE MET NOVEMBER 21ST, 2024 FOR RESOLUTION 24-172. RESOLUTION 24-172'S PURPOSE IS TO REFER TO THE PLANNING COMMISSIONS A PROPOSED BILL FOR AN ORDINANCE ATTACHED AS EXHIBIT ONE TO ESTABLISH AGRICULTURAL TOURISM, AND AS AN ACCESSORY USE IN THE AGRICULTURAL DISTRICT FOR FINDINGS AND RECOMMENDATIONS. HAWAII REVISED STATUTES SECTIONS 205-2 AND 205-4.5 AUTHORIZE AGRICULTURAL TOURISM UNDER CERTAIN CONDITIONS INCLUDING THAT COUNTY ADOPTED ORDINANCES REGULATING AGRICULTURAL TOURISM AND THE PROPOSED BILL SATISFIED STATE REQUIREMENTS BY

ESTABLISHING RULES FOR HOURS OF OPERATION, ACCESS PARKING, AND ALLOWABLE ACTIVITIES. YOUR COMMITTEE AGREED TO AMEND THE PROPOSED BILL TO CLARIFY HOURS OF OPERATION FOR AGRICULTURAL TOURISM ACTIVITIES TO INCLUDE LANGUAGE THAT ACTIVITIES RELATED TO INDIGENOUS CULTURAL TRADITIONS SHOULD NOT BE MISAPPROPRIATED AND PRACTICES WITH RESPECT TO REQUIRE CONSULTATION WITH DEPARTMENT OF FIRE AND PINPOINT IF IT'S LESS THAN 20' WIDE AND TO REPLACE "POI POUNDING," WITH THE APPROPRIATE TERM -- YOUR COMMITTEE VOTES 4-0 TO RECOMMEND ADOPTION OF RESOLUTION 24-171 CD 1. I RESPECTFULLY ASK MEMBERS FOR THEIR SUPPORT OF MY MOTION. >> MEMBER PALTIN. >> THANK YOU, CHAIR. I WILL SUPPORT THIS MOVING TO THE PLANNING COMMISSIONS.\r\n\r\nI DID HAVE A CONVERSATION WITH THE DIRECTOR, AND DEPUTY DIRECTOR OF 'OIWI RESOURCES, AND IN THE INTEREST OF FULL TRANSPARENCY, I WANTED TO PLEASE SIGNAL IN THE NEW TERM I WILL BE WORKING ON AN AMENDMENT SUMMARY FORM THAT THIS ISN'T -- THIS AGRICULTURAL TOURISM, THE FOCUS IS ON THE AGRICULTURE BEING DONE. SO YOU KNOW, TO ADDRESS CONCERNS OF CULTURAL MISAPPROPRIATION, WE WOULDN'T BE HAVING, LIKE, YOU KNOW, FOLKS WHO ARE GROWING POTATOES BE GIVING DEMONSTRATION ON KUI KALO OR WE WOULDN'T BE HAVING FOLKS WHO ARE GROWING COFFEE BE GIVING DEMONSTRATIONS ON NAVIGATION, YOU KNOW? IT WOULD BE THE MAIN CONNECTION WOULD BE TO THE AGRICULTURE, BECAUSE THE BILL IS AGRICULTURAL TOURISM. SO IF THEY ARE GROWING KO'A CANOES FOR WAHA AND CELESTIAL NAVIGATION IS PART OF IT AND THAT IS SOMETHING I WAS DISCUSSING BRIEFLY, BUT WE'RE GOING TO WORK ON THE ASF IN THE NEW TERM. SO I JUST DIDN'T WANT TO SPRING THINGS ON FOLKS AND, IF ANYONE FROM THE PLANNING DEPARTMENT IS WATCHING, GIVE THE PLANNING COMMISSION A HEAD'S UP ABOUT THAT. SO THAT THEY CAN WEIGH-IN, IF THEY SO CHOOSE ON THAT TYPE OF AMENDMENT. BUT I DON'T WANT TO TAKE CREDIT FOR THE DIRECTION OF THE ASF THAT WAS IN CONCERT WITH CONSULTATION WITH THE DEPARTMENT OF 'OIWI RESOURCES.\r\n\r\n>> ANY MORE DISCUSSION? YES, MEMBER JOHNSON. >> WHEN WE THE ASF COMES UP IN THE NEXT TERM, I JUST WANT TO REMIND THE LANGUAGE IS IN THERE, RELATED TO THE PRIMARY USE. BUT I DEFINITELY APPRECIATE COUNCIL MEMBER PALTIN'S STATEMENT ON IT, AS WELL AS 'OIWI RESOURCES. BUT WE'LL GET INTO THAT WHEN THE BILL COMES UP AGAIN. THANK YOU, CHAIR. >> OKAY.\r\n\r\nANY MORE DISCUSSION? YES, MEMBER RAWLINS-FERNANDEZ? >> MAHALO, CHAIR. I MISSED THIS COMMITTEE MEETING. SO I KNOW THAT THE DISCUSSION OF WHAT THE DIFFERENT STAGES OF COOKED KALO, IS THE DIFFERENT STAGES TO -- (SPEAKING HAWAIIAN) SO IT USED TO BE REFERRED TO AS POI POUNDING BEFORE HAWAIIAN 'OLELO HAWAI'I BECAME COMMON. IF WE'RE TALKING ABOUT THE ACTION, THE ACTION IS TO KUI, AND IT WOULD BE KUI KALO. POI IS THE PRODUCT THAT COMES OUT OF THE ACTION OF KUI KALO.\r\n\r\nSO I GUESS I WOULD LIKE TO AMEND THAT. I MOVE TO AMEND THE WORD "PA'IA" TO KUI KALO. >> I WILL SECOND THAT. >> ANY MORE DISCUSSION ON THAT? IT'S BEEN MOVED BY MEMBER RAWLINS-FERNANDEZ, SECONDED BY MEMBER JOHNSON TO AMEND THAT SECTION. COULD YOU REPEAT THE AMENDMENT EXACT AMENDMENT? BECAUSE YOU AMENDED IT, BUT YOU GAVE THE EXPLANATION.\r\n\r\n>> IT SAYS THAT REPLACE POI POUNDING FOR THE CULTURAL APPROPRIATE TERM "PA'IA." THAT IS NOT ACCURATE. IT WOULD BE "KUI KALO." >> OKAY. TO FURTHER DISCUSSION? MEMBER JOHNSON? >> YES. I JUST WANT TO LET THE BODY KNOW AND I KNOW COUNCIL MEMBER RAWLINS-FERNANDEZ WASN'T AT THE MEETING. >> CAN YOU SPEAK INTO THE MIC?\r\n\r\n>> SORRY, TO SPRING THIS ON YOU, BUT IT WAS FROM DIRECTOR OF 'OIWI RESOURCES TO USE THE WORD. I WANT TO MAKE THE LANGUAGE REFLECT WHAT WE ARE DOING AND I'M NOT AN EXPERT ON THIS. SO I JUST DEFERRED TO THE BODY. WHAT DO YOU FEEL? THE LANGUAGE CAME FROM DIRECTOR OF 'OIWI. >> WHERE IN BILL IS IT, SO I CAN SEE THE CONTEXT? IF IT'S THE ACTION, THEN THE ACTION IS TO KUI KALO.\r\n\r\nIF YOU ARE TALKING ABOUT THE PRODUCT -- >> LISTS THE TYPES -- >> [INAUDIBLE] >> ACTIVITIES; RIGHT? BECAUSE POI POUNDING -- [ INAUDIBLE ] >> CHAIR, MAY I REQUEST A RECESS? >> OKAY. WE'RE GOING TO HAVE OUR MORNING RECESS NOW. SO YOU ARE GOING TO NEED SOME TIME TO JUST WORK ON THAT, A COUPLE OF MINUTES, AND THEN THE REGULAR RECESS? >> I JUST WANTED TO FIND IT IN THE BILL ITSELF, AND THEN I WOULD CONFER WITH THE DIRECTOR IF HE IS AVAILABLE. >> MEMBER PALTIN.\r\n\r\n>> BEFORE WE GO TO RECESS, I DID CONFER ABOUT THE CELESTIAL NAVIGATION AS PART OF OUR HOMEWORK AND SHE HAS GIVEN TOURS OF CELESTIAL NAVIGATION AT HOTELS AND ALSO GO TO

ONE AT THE OCEAN CENTER, WHERE THEY WERE GIVING NOT CORRECT INFORMATION. AND YOU KNOW, SHE IS NOT A FAN OF CULTURAL POLICE IDEA, BUT SHE ALSO CONCURS WITH THE DEPARTMENT OF 'OIWI RESOURCES THAT THE FOCUS SHOULD BE ON THE AGRICULTURE THAT IS BEING DONE, AND THEN THE TOURISM TO THAT, NOT A CULTURAL PRACTICE THAT A FARMER MAY OR MAY NOT DO. BUT SHE THOUGHT IT WAS IMPORTANT THAT IF CULTURAL IKI IS BEING PERPETUATED THAT IT BE CORRECT. SO THAT IS JUST REPORTING BACK ON THE HOMEWORK THAT WE HAD IN COMMITTEE THAT I SAID I WOULD TRY TO >> OKAY. SO WE'LL GET THIS CLEARED UP AFTER RECESS. SO THE MEETING IS IN RECESS UNTIL 11:00. THANK YOU. [ GAVEL ] [ GAVEL ] WILL THE COUNCIL MEETING OF DECEMBER 6TH, 204 HE'S RECONVENE.\r\n\r\nMEMBERS, ANY OBJECTIONS TO MOVING CR24-119 TO THE FRONT? >> NO OBJECTIONS. >> OKAY. >> CHAIR, THOUGH? DO YOU WANT TO LAY THE MOTIONS ON THE TABLE AND POSTPONE? >> YOURS? >> WELL THERE'S A MAIN MOTION, AND A MOTION TO AMEND.\r\n\r\n>> YES. SO ARE YOU READY FOR THAT? >> NO, WE CAN LAY THEM ON THE TABLE, THAT IS FINE. >> I'M JUST THINKING THAT THE TEACHERS WANT TO GO AND PICK UP THEIR CHILDREN. OKAY. ALL RIGHT, IF WE TAKE UP 24-119, THIS SHOULD TAKE ABOUT SIX SECONDS. WHO IS DOING IT FOR MR.\r\n\r\nSINENCI Q. MEMBER JOHNSON. LET'S HAVE THE CLERK CALL 24-119. >> THANK YOU, MADAM CHAIR FROM THE WATER AND INFRASTRUCTURE COMMITTEE IS CR24-119 RECOMMENDING FIRST READING OF THE BILL 156 CD 1 (2024) TO PROHIBIT RETAILERS FROM: 1 SELLING OR MARKETING FLAVORS TOBACCO PRODUCTS INCLUDING PRODUCTS CONTAINING MENTHOL AND WYSS THAT PRODUCE CATALOG SENSATIONS AND 2, MISLABELING PRODUCT AS NICOTINE-FREE. >> IN THE ABSENCE OF MEMBER SINENCI, MEMBER JOHNSON. >> THANK YOU, CHAIR. I MOVE TO ADOPT THE REPRESENTATIONS IN CR24-119. >> SECOND. >> MOVED BY MEMBER JOHNSON, SECONDED BY VICE-CHAIR SUGIMURA TO ADOPT THE RECOMMENDATIONS TO APPROVE THE RECOMMENDATIONS IN YR24-119. DISCUSSION, MEMBER JOHNSON. >> THANK YOU, CHAIR.\r\n\r\nYOUR WATER AUTHORITY AND SOCIAL AUTHORITY AND PARKS COMMITTEE MET FOR BILL 156 CD 1 (2024) UNDER SECTION 38J-11.B11.5 (B) HAWAII REVISED STATUTES, COUNTIES ARE PREEMPTED FROM ENACTING ORDINANCES "THAT REGULATE THE SALE OF CIGARETTE TOBACCO PRODUCTS AND ELECTRONIC SMOKING DEVICES." BILL 156 WILL TAKE AFFECT 42 DAZE AFTER THE DAY THAT H.R.S. SECTION 3.8J11.5B OR ANY OTHER STATE STATUTE PREEMPTING COUNTY ORDINANCES ON THE SALE OF TOBACCO PRODUCTS IS REPEALED. THE COUNTY OF HAWAII AND CITY AND COUNTY OF HONOLULU HAVE ALREADY INTRODUCED SIMILAR LEGISLATION MANY RESPONSE TO THE YOUTH DEVELOPING AN EPIDEMIC. YOUR COMMITTEE AGREED TO AMEND BILL 156 WITH THE HAWAII PUBLIC HEALTH INSTITUTE'S PROPOSED AMENDMENTS, ACCORDINGLY, YOUR COMMITTEE AMENDED THE DEFINITIONS OF "ELECTRONIC SMOKING DEVICE TOBACCO PRODUCT AND RETAILER." INSERTION DEFINITION FOR "NICOTINE," AND AMENDED LANGUAGE FOR CLARITY AND DEFENSIVE COVERAGE OF VARIOUS NICOTINE PRODUCTS AND BUSINESSES TO ENSURE THAT THEY FALL UNDER BILL 156. YOUR COMMITTEE EXPRESSED SUPPORT FOR BILL 156 AS AMEND, BUT RECOGNIZES THE NEED FOR MULTI-AGENCY APPROACH BETWEEN STATE AND COUNTY TO ASSIST WITH ENFORCEMENT AND FINE COLLECTION. YOUR COMMITTEE VOTED 8-0 RECOMMENDING PASSAGES OF BILL 156 CD 1 (2024) ON FIRST READING. I RESPECTFULLY ASK THE MEMBERS' SUPPORT OF MY MOTION. >> ANY FURTHER DISCUSSION? MEMBER PALTIN?\r\n\r\n>> THANK YOU. I WILL SUPPORT THIS BILL I JUST WANTED TO SAY MS. MCCONOGLE TESTIMONY BROUGHT TO MIND HOW WIDESPREAD SOME THINGS THAT I FORGET IN TAKING MY KIDS TO THE PLAYGROUND AT NAPILI PARK, WE FOUND A VAPE AT THE PARK. TAKING MY KIDS SHELLING AT OHNO LOA, WE FOUND A VAPE AT THE BEACH. SO IT'S JUST SO PREVALENT THAT THIS BILL IS THE LEAST. >> THANK YOU. ANYONE ELSE?\r\n\r\nIF NOT, ALL THOSE IN FAVOR OF THE MOTION, PLEASE RAISE YOUR HAND, AND SAY AYE? >> AYE. >> SO WE HAVE EIGHT AYES, ZERO NOS, ONE EXCUSED. MEMBER SINENCI. MOTION CARRIES. >> MAHALO, MEMBERS. >> THANK YOU.\r\n\r\nTHANKS FOR YOUR SUPPORT, AND FOR COMING. THANK YOU. LET'S RESUME WHERE WE LEFT OFF. MS. CLERK. >> THANK YOU, MADAM CHAIR. WE WERE ON CONSIDERATION OF COMMITTEE REPORT 24-111. AND THERE WAS A MOTION TO AMEND ON THE FLOOR BY MEMBER RAWLINS-FERNANDEZ.\r\n\r\n>> MEMBER RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. SO THE MOTION TO AMEND IS TO REPLACE THE WORD "POI" WITH "KUI KALO." IN THE COMMITTEE REPORT, AND IN SECTION 15A ON PAGE 5 OF THE BILL. AND THEN MEMBER JOHNSON WAS MY SECONDER. >> SO THAT'S IT? >> YES. >> OKAY.\r\n\r\n>> I WILL DISCUSS AFTER.



>> ANY DISCUSSION? >> YES. >> MEMBER RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. SO SUBSECTION 15 CULTURAL TOURISM ON A FARM, AND IT GOES 15A ACTIVITIES THAT MAY BE OFFERED BY THE FARMING OPERATIONS FOR VISITORS INCLUDE A DEMONSTRATIONS OR PRESENTATIONS USING AGRICULTURAL PRODUCTS PRODUCED IN STATE OF HAWAII, INCLUDING LEI-MAKING, CORDAGE AND ROPE MAKING, SADDLERY AND LEATHER -- , ET CETERA, THAT IS HALF OF THE LIST. I WILL STOP THERE.\r\n\r\nTHESE ARE ALL ACTIVITIES FOR VERBS. THE ONLY THING THAT IS NOT A VERB IS PA'IA, WHICH IS A NOUN, WHAT YOU PRODUCE WHEN YOU DO THE VERB. OR THE ACTIVITY. SO THAT IS WHY WE WOULD BE CHANGING IT TO "KUI KALO." AND ALSO BROUGHT TO MY ATTENTION NOT TO MAKE THINGS MORE CONFUSING, BUT IF WE WANTED TO INCLUDE THAT, WE COULD INCLUDE -- THAT AS WELL. I WAS NOT AND TO GET A HOLD OF DIRECTOR MOLITAU OR DEPUTY DIRECTOR ROBINSON DURING THE BREAK. I ASSUME THEY WERE IN A MEETING AND MISSED MY CALL -- JUST KIDDING. BUT WE CAN, YOU KNOW, SEND IT ALONG, AND IF THERE ARE STRONG FEELINGS REGARDING DOING THIS, HAVING IT WRITTEN IN A DIFFERENT WAY, AT ANY POINT, AT THE COMMISSION, OR WHEN IT COMES BACK TO COUNCIL, WE CAN ADDRESS IT AT THAT TIME.\r\n\r\nJUST TO MAKE IT CONSISTENT WITH ALL THE OTHER ACTIVITIES THAT ARE LISTED, KU'AI -- KUI KALO, YOU KNOW WHAT? KU'AI WOULD COVER BOTH KALO, AND ULU. SO IF YOU WANTED TO PUT KU'AI. >> FRIENDLY AMENDMENT. >> OKAY. SO THIS IS AMENDMENT, FOLKS. ANY MORE DISCUSSION?\r\n\r\nALL THOSE IN FAVOR OF THE AMENDMENT, RAISE YOUR HAND, SAY AYE. >> AYE. >> SO THAT IS EIGHT AYES, ONE EXCUSED. MOTION CARRIES. NOW THE MAIN MOTION AS AMENDED. ANY MORE DISCUSSION? ALL THOSE IN FAVOR OF THE MAIN MOTION AS AMENDED, RAISE YOUR HAND, SAY AYE.\r\n\r\nEIGHT AYES, ONE EXCUSED, MOTION CARRIES. ONE EXCUSED IS MEMBER SINENCI. THANK YOU. >> MAHALO, MEMBERS. >> THANK YOU. LET'S MOVE ON. >> THANK YOU.\r\n\r\nMADAM CHAIR, FOR THE RECORD, COULD WE ALSO HAVE A RULE 19C MOTION TO SUSPEND RULE 19C. >> CHAIR, I MOVE TO SUSPEND RULE 19C OF THE RULES OF THE COUNCIL TO TAKE FINAL ACTION TODAY. >> SECOND. >> OKAY. MOVED BY MEMBER RAWLINS-FERNANDEZ, SECONDED BY MEMBER UU-HODGINS TO WAIVE RULE 19C. SO DISCUSSION ON THE WAIVER? MEMBER RAWLINS-FERNANDEZ. >> IT'S NOT A WAIVER. IT'S TO SUSPEND RULE 19C. >> I'M SORRY.\r\n\r\n>> IN ORDER FOR US TO TAKE FINAL ACTION TODAY, BECAUSE WE MADE AN AMENDMENT. >> OKAY. ANY MORE DISCUSSION ON THE RULE? ALL THOSE IN FAVOR OF THE MOTION, RAISE YOUR HAND, SAY AYE. EIGHT AYES, ZERO NOS, ONE EXCUSED. MEMBER SINENCI. MOTION CARRIES.\r\n\r\nANYTHING ELSE? >> NO, THANK YOU, CHAIR. >> LET'S MOVE ON THEN. >> FROM THE AGRICULTURE, DIVERSIFICATION, ENVIRONMENT, AND PUBLIC TRANSPORTATION COMMITTEE IS COMMITTEE REPORT 24-112 RECOMMENDING ADOPTION OF RESOLUTION 24-171 CD 1 TO REFER TO THE PLANNING COMMISSIONS A PROPOSED BILL TO ALLOW MOBILE FOOD TRUCKS OR TRAILERS OF 1,000 SQUARE FEET OR LESS AS PERMITTED ACCESSORY USES ON FARMS IN THE AGRICULTURAL DISTRICT. >> MEMBER JOHNSON. >> THANK YOU, CHAIR. I MOVE TO ADOPT THE RECOMMENDATIONS IN CR24-11. 2. >> SECOND.\r\n\r\n>> IT'S BEEN MOVED BY MEMBER JOHNSON, SECONDED BY VICE-CHAIR SUGIMURA TO APPROACH THE RECOMMENDATIONS IN COMMITTEE REPORT 24-112. DISCUSSION, MEMBER JOHN SON. THANK YOU, CHAIR YOUR AGRICULTURE, DIVERSIFICATION, ENVIRONMENT, AND PUBLIC TRANSPORTATION COMMITTEE MET ON NOVEMBER 21ST, 2024, FOR RESOLUTION 4-1171'S PURPOSE IS TO REFER TO THE PLANNING COMMISSIONS A PROPOSED BILL FOR AN ORDINANCE ATTACHED AS EXHIBIT 1 TO ALLOW MOBILE FOOD TRUCKS OR TRAILERS AS PERMITTED ACCESSORY USES ON WORKING FARMS IN THE AGRICULTURAL DISTRICT. FOR THEIR FINDINGS AND RECOMMENDATIONS. AGRICULTURAL PRODUCTS STANDS IN AGRICULTURAL FOOD ESTABLISHMENTS OF 1,000' ARE CURRENTLY ACCESS USE IN AG DISTRICT AND PROPOSED BILL ADDS MOBILE FOOD TRUCKS OR TRAILERS TO THE DEFINITION. YOUR COMMITTEE AGREED TO AMEND THE PROPOSED BILL TO ADD "VEHICLES AND STRUCTURES ON WHEELS" TO THE DEFINITION OF AGRICULTURAL STAND AND TO PROPOSE THE BILL TO INCORPORATE RECOMMENDATIONS FROM THE DEPARTMENT OF PLANNING TO CLARIFY THAT MOBILE FOOD TRUCKS OR TRAILERS MUST BE OPERATED ON A FARM, OWNED, LEASED OR LEASED BY THE PRODUCER. YOUR COMMITTEE 34-0 FOR RECOMMENDATION. I RESPECTFULLY ASK FOR MEMBERS' SUPPORT OF MY MOTION.\r\n\r\n>> ANY MORE DISCUSSION? MEMBER COOK. >> I WANT TO THANK MEMBER JOHNSON FOR PURSUING THIS. IT WAS -- THE FARMERS REALLY INDICATED THAT THIS IS PART OF THE ABILITY FOR OUR ISLAND

AGRICULTURAL ENDEAVORS TO BECOME MORE SELF-RELIANT. I'M HIGHLY SUPPORTIVE OF IT. THANK YOU. >> ANY MORE DISCUSSION? \r\n\r\nIF NOT, ALL THOSE IN FAIR OF THE MOTION, RAISE YOUR HAND SAY AYE. EIGHT AYES, ZERO NOS, ONE EXCUSED MR. SINENCI, MOTION CARRIES MS. CLERK. >> MAHALO, MEMBERS. >> THANK YOU, MADAM CHAIR, FROM THE BUDGET, FINANCE, AND ECONOMIC DEVELOPMENT COMMITTEE IS COMMITTEE REPORT 24-113 RECOMMENDING FIRST READING OF BILL 69 CD IS (2023) TO: 1, AUTHORIZE THE DIRECTOR OF FINANCE TO ACQUIRE REAL PROPERTY OR ITEMS WITHOUT COUNCIL APPROVAL IF THE CONVEYANCE IS APPROVED BY THE MAYOR AND IS REQUIRED BY THE GRANT AGREEMENT UNDER SECTION 3.88.070 MAUI COUNTY CODE AND 2, REQUIRE THE PROVISIONS IN GRANT AGREEMENTS TO LAND CONSERVATION ORGANIZATIONS UNDER SECTION 3988.070 MAUI COUNTY CODE TO SPECIFY THAT COUNCIL APPROVAL BE OBTAIN BY RESOLUTION. >> VICE-CHAIR IS SUGIMURA.\r\n\r\n>> TO ALSO CALL UP THE NEXT ONE. >> SO ORDERED. MS. CLERK. COMMITTEE REPORT 24-114, RECOMMENDING FIRST READING OF BILL 166 CD 1 (2024) TO AMEND THE FISCAL YEAR 2025 BUDGET BY 1, AMENDING SECTION 2 ESTIMATED REVENUES BY INCREASING BOND/LAPSED BOND BY \$14,100,000, 2, AMENDING SECTION P.B.11C ABOUT THE DEPARTMENT OF MANAGEMENT, OFFICE OF RECOVERY PROGRAM BY ADDING CONDITIONAL LANGUAGE TO REQUIRE UP TO \$100,000 BE USED TOWARD HALE'AKALA WALDORF SCHOOL FOR LAND MANAGEMENT AND WATERSHED RESTATION. 3, AMENDING SECTION 4C DEPARTMENT OF MANAGEMENT BY ADDING AN APPROPRIATION [INAUDIBLE ] IN THE AMOUNT OF \$14,100,000 AND TWO, FIRST READING OF BILL 16 CD 1 (2024) TO AMEND THE FISCAL YEAR 2025 GENERAL OBLIGATION BOND AUTHORIZATION ORDINANCE BY ADDING AN APPROPRIATION FOR THE DEPARTMENT OF MANAGEMENT, MAKAWAO-PUKALANI-KULA COMMUNITY PLAN AREA, OTHER PROJECTS ENTITLED "VON TEMPSKY KULA PROPERTY ACQUISITION," IN THE AMOUNT OF \$14,100,000. >> VICE-CHAIR SUGIMURA. >> THANK YOU.\r\n\r\nI MOVE TO ADOPT THE RECOMMENDATIONS IN COMMITTEE REPORTS 4-113 AND 24-114 SECOND. >> MOVED BY VICE-CHAIR SUGIMURA, SECONDED BY PRO TEM KAMA TO APPROVE THE RECOMMENDATIONS IN COMMITTEE REPORTS 24-114, AND 113ION DISCUSSION? >> THANK YOU. MEMBERS, CR24-113 IS FOR BILL 69 CD 1 (2023) WHICH WOULD STREAMLINE THE PROCESS FOR THE COUNTY ACCEPTING REAL PROPERTY OR EASEMENTS REQUIRED BY GRANT AGREEMENTS UNDER THE OPEN SPACE FUND. IT ALSO CHAIR IF IS IF GRANTEES ACQUIRE PROPERTY WITH OPEN SPACE FUND GRANT, THEY MUST HOLD THE PROPERTY IN PERPETUITY UNLESS IT IS CONVEYED TO THE COUNTY OR ANOTHER QUALIFIED LAND CONSERVATION ORGANIZATION APPROVED BY THE COUNCIL BY RESOLUTION. NEXT IS 24-114, FOR BILLS 166 CD 1 (2024) AND 167 ON THE VON TEMPSKY KUA ACQUISITION. BILLS APPROPRIATE \$14.1 PL ON BOND FUNDS FOR THE PURPOSES AND CONDITIONS, \$100 ARSON FOR HALE'AKALA WALDORF SCHOOL FOR LAND MANAGEMENT OF THE PROPERTY.\r\n\r\nPUBLIC OWNERSHIP OF THIS PROPERTY WILL ENSURE BENEFITS FOR CURRENT AND FUTURE GENERATIONS, AND BEFORE THE PROPERTY CAN BE PURCHASED, THE COUNCIL ALSO NEEDS TO ADOPT THE RESOLUTIONS AUTHORIZING THE PURCHASE. I RESPECTFULLY ASK FOR THE MEMBERS' SUPPORT OF MY MOTION. >> ANY MORE DISCUSSION? IF NOT, ALL THOSE IN FAVOR OF THE MOTION RAISE YOUR HAND, SAY AYE. >> >> EIGHT AYES, ONE EXCUSED. MEMBER SINENCI. MOTION CARRIES >> THANK YOU, MEMBERS.\r\n\r\n>> MS. CLERK. >> CHAIR FROM THE EFFICIENCY SOLUTIONS AND CIRCULAR SYSTEMS COMMITTEE IS CR THIS-115 RECOMMENDING FIRST READING OF BILL 136 CD 1 (2024) TO ESTABLISH A CARP CLIMATE ACTION AND RESILIENCY PLAN TO GUIDE COUNTY POLICY AND ACTIONS TO MITIGATE AND ADAPT TO CLIMATE CHANGE EFFECTS, TRANSITION TO 100% RENEWABLE ENERGY AND ACHIEVE NET-NEGATIVE EMISSIONS. >> MEMBER RAWLINS-FERNANDEZ. >> MAHALO CHAIR, I MOVE TO -- >> 24-115 THANK YOU. WE GO TO NEXT ONE, PLEASE? THANKS.\r\n\r\n>> ANY OBJECTIONS TO SKIP OVER THIS FOR A MINUTE NO. >> I JUST WANTED TO ASK, MEMBER PALTIN ANYWAY, DID YOU HAVE TO LEAVE BEFORE 12:00? >> 12:15. >> 12:15. OKAY, WE'RE GOING TO OUR LUNCH BREAK AT 12-1 IS THAT OKAY WITH EVERYBODY? >> I MAY BE SLIGHTLY LATE RETURNING AT 1:00 CHAIR, I'LL BE BACK. >> CAN'T WE FINISH? >> WE HAVE EXECUTIVE SESSION? WHEN DO WE HAVE IT? IT'S AFTER THE CRS IT'S RESOLUTION 186, >> AND 187 AND 187 >> >> WE DON'T HAVE TO GO INTO EXECUTIVE SESSION, BUT MORE THAN LIKELY.\r\n\r\nARE YOU READY FOR 115? >> YES. >> OKAY. GO AHEAD. >> OKAY. I MOVE TO ADOPT THE RECOMMENDATIONS IN COMMITTEE REPORT 24-115. >> SECOND. >> MOVED BY MEMBER RAWLINS-FERNANDEZ AND SECONDED BY MEMBER UU-HODGINS TO

APPROVE THE RECOMMENDATIONS IN COMMITTEE REPORT 24-115. DISCUSSION, MEMBER RAWLINS-FERNANDEZ MAHALO, CHAIR. MEMBERS, THIS BILL IS TO ESTABLISH A CLIMATE ACTION AND RESILIENCY PLAN TO GUIDE COUNTY POLICY AND ACTIONS TO MITIGATE AND ADAPT TO CLIMATE CHANGE EFFECTS, TRANSITION TO 100% RENEWABLE ENERGY, AND ACHIEVE NET-NEGATIVE EMISSIONS.\r\n\r\nTHE CARP IS THE FIRST DEFENSIVE STRATEGY FOR MITIGATING AND ADAPTING TO CLIMATE CHANGE IN MAUI COUNTY AND IDENTIFIES STRATEGIES AND SUPPORTS ACTIONS TO PREPARE FOR AND STRENGTHEN RESILIENCE TO POTENTIAL CLIMATE THREATS. YOUR COMMITTEE AGREED TO AMEND BILL 136 TO INCORPORATE RECOMMENDATIONS DEVELOPED BY YOUR COMMITTEE CHAIR, IN COLLABORATION WITH OFFICER OF INNOVATION AND SUSTAIN ABILITY AS REVISE THE DEFINITION OF "DIRECTOR" TO MEAN THE MANAGING DIRECTOR UNDER THE SECTION, 2 DELETE THE REQUIREMENTS FOR ALL AGENCIES AND ADMINISTRATIVE ACTIONS THAT COMPLY WITH THE CARP UNDER 24.4 43.0 AND 0.50. 3, REQUIREMENT TO MAINTAIN A PUBLIC ONLINE DASHBOARD TO TRACK THE PROGRESS OF THE PLAN'S STRATEGIES AND ACTIONS BY DECEMBER 31ST, 2025, AND 4, REVISE THE BILL TO TAKE EFFECT UPON APPROVAL. AT THIS TIME, CHAIR, MAHALO, JOYCE, FOR DISTRIBUTING THE ASF. I MOVE TO SUBSTITUTE BILL 136 CD 1 (2024) WITH THE PROPOSED BILL 136 CD 1, FD 1 ATTACHED TO ASF JUST DISTRIBUTED. >> SECOND. >> MOVED BY MEMBER RAWLINS-FERNANDEZ. SECONDED BY VICE-CHAIR SUGIMURA.\r\n\r\nWAS IT? I HEARD A VOICE FROM THAT SIDE ANYWAY. TO SUBSTITUTE THE BILL WITH THE ATTACHED ASF. ANY DISCUSSION ON THAT, MEMBER RAWLINS-FERNANDEZ? >> YES. MAHALO, CHAIR. I NOTED IN COMMITTEE THAT AMENDMENTS TO BILL 136 WOULD BE PROPOSED AT FIRST READING, INCLUDING TO ADD LANGUAGE RECOGNIZING THE CARP STRATEGY AND ACTIONS AS AN EXHIBIT THAT COULD BE AMENDED AS NEEDED RATHER THAN THE ENTIRETY OF THE PLAN.\r\n\r\nTHE PROPOSED FD 1 VERSION OF BILL 136 WOULD MAKE THE CHANGES HIGHLIGHTED. SO IT'S VERY EASY FOR YOU ALL TO FIND. ONE, INCORPORATE AND ATTACH THE CLIMATE ACTION AND RESILIENCY PLAN AS ATTACHMENT A. IN THE PACKET YOU HAVE THE COVER AND NOT ALMOST 300 PAGES, YOU'RE WELCOME. [LAUGHTER ] >> BUT I WANTED TO SEE WHAT? >> WE'LL GET YOU A PRINTED COPY, CHAIR. AND LIST OF THE CLIMATE ACTION ITEMS, AS EXHIBIT B, AND I WAS ABLE TO BRING THIS DOWN TO 15 PAGES. 2, UPDATE THE SECTION TITLES WITH THE NEW CHAPTER TO RECOGNIZE ADDITIONAL -- RECOGNIZE THE ADDITION OF THE ACTION ITEMS LIST, AND ONLINE DASHBOARD.\r\n\r\n3, CREATE A DEFINITION FOR "ACTION ITEMS LIST." AND 4, CLARIFY IN SECTION 20.44.050 THAT A, DIRECTOR'S DESIGNEE MAY ADVISE THE AGENCIES ON STRATEGY FOR IMPLEMENTATION, B, THE ONLINE DASHBOARD MUST BE ACCESSIBLE FROM THE COUNTY'S WEBSITE UPON APPROVAL OF THE PLAN, AND MUST BE UPDATED MONTHLY. C, THE PLAN AND ACTION ITEMS LIST MUST BE POSTED ON COUNTY'S WEBSITE. D, THE ACTION ITEMS LIST MAY BE REVISED AT ANY TIME BY RESOLUTION, AND E, AN UPDATED PLAN MUST BE SUBMITTED TO THE COUNCIL EVERY TEN YEARS FOR APPROVAL BY ORDINANCE. >> DISCUSSION? >> FINALLY, SO THIS WAS A PROCESS -- THIS IS A NEW PROCESS THAT WILL HELP TO KEEP OUR PLANS MORE RELEVANT AND A LIVING DOCUMENT, AS WE INTEND THEM TO BE. THERE ARE SOME AMENDMENTS THAT THE OFFICE OF INNOVATION OIS, OFFICE OF INNOVATION AND SUSTAINABILITY ALREADY HAVE THAT BILL PROPOSING IN THE NEXT TERM TO ACCOUNT FOR THE FIRES THAT HAPPENED LAST YEAR. SO WHAT WE'LL DO, WE'LL JUST AMEND -- AND I PUT NUMBERS, SO THAT IT'S EASY AMEND.\r\n\r\n>> DID YOU PUT PICTURES, TOO? >> THAT IS IN THE PLAN. HERE IS THE PICTURES. >> VERY GOOD! >> AND THE PLAN ITSELF HAS BEAUTIFUL PICTURES. >> GOOD. >> THE LIST DOES NOT HAVE PICTURES, BUT THEY DO HAVE NUMBERS AND PAGE NUMBERS AT THE BOTTOM.\r\n\r\nAND IT'S JUST 15 PAGES. >> DID YOU PUT YOUR PICTURE ON THE PAGE? >> IT IS ON THE FRONT PAGE. >> SEE? >> [LAUGHTER ]ACTUALLY I THINK IT'S ON PAGE 8. >> OKAY. I KNEW IT. >> MAHALO, CHAIR.\r\n\r\n>> ALL RIGHT. WE HAVE QUESTIONS FROM MEMBER PALTIN. >> THANK YOU, CHAIR. I'M VERY SUPPORTIVE OF THIS COURSE OF ACTION. I THINK IT ADDRESSES THE CONCERNS THAT WERE VOICED IN COMMITTEE. THE ONE QUESTION I HAD AND I HAVEN'T BEEN FOLLOWING IT TOO CLOSE OVER THE LAST YEAR, BUT UNDER THE VICTORINO ADMINISTRATION, WHEN THE PLAN WAS PRESENTED, IT WAS PRESENTED IN 'OLELO HALI'I AND 'OLELO HAWAI'I. AND I HEARD THAT WE MIGHT BE ABLE TO KEEP OUR UNICORN FOR A COUPLE MORE MONTHS. SO I WAS WONDERING EVENTUALLY IF EXHIBIT B CAN ALSO BEEN POSTED IN 'OLELO HAWAI'I? >> YES.\r\n\r\n>> MAHALO, CHAIR. MAHALO, MEMBER PALTIN FOR

THAT QUESTION. PERHAPS WE CAN GET THAT INCORPORATED AND POSTED IMMEDIATELY FOR THE NEXT COUNCIL MEETING? BECAUSE THAT IS ALREADY DONE, BUT WE WERE MORE FOCUSED ON THE ACTIONS ITEMS LIST WORKING ON THAT THIS MORNING BEFORE THE COUNCIL MEETING STARTED. MAHALO, CHAIR. >> VERY GOOD. VERY GOOD.\r\n\r\nSO WE DO HAVE THE MOTION TO SUBSTITUTE BILL 136, AND WITH THE ATTACHED PROPOSED FD 1 VERSION. ANY MORE DISCUSSION ON THIS MATTER? IF NOT, YOU HAVE DISCUSSION? MEMBER COOK. >> I WOULD ASK IF INSTEAD OF THE ORDINANCE BEING TAKEN EFFECT ON -- IT COULD HAVE A ONE-YEAR DELAY? THE REASON BEING FOR ADMINISTRATION, AND THE RECONSTRUCTION AND EVERYTHING, WE HAVE A LOT ON OUR PLATE. SO THAT IS MY ASK.\r\n\r\nI'M SUPPORTIVE OF IT, BUT I DON'T KNOW HOW EVERYBODY IS MANAGING THAT ALONG WITH EVERYBODY THAT WE'RE DOING TO WAIT A YEAR SO IT COULD BE DIGESTED AND INCORPORATED. >> MEMBER RAWLINS-FERNANDEZ? >> MAHALO, CHAIR. AND I RECOGNIZE THAT CONCERN, WHICH IS WHY IN COMMITTEE WE DELETED THE REQUIREMENT FOR ALL AGENCIES AND ADMINISTRATIVE ACTIONS TO COMPLY WITH THE CARP UNDER SECTIONS. A LOT OF ACTIONS THE ADMINISTRATION IS ALREADY DOING. WE HEARD IN MEMBER JOHNSON'S COMMITTEE ADEPT COMMITTEE YESTERDAY, THAT SOME OF THOSE CLEARING AWAY THE DEBRIS, YOU KNOW? CREATING WOODCHIPS KEEPING THEM UPCOUNTRY.\r\n\r\nTHERE'S SO MANY ACTIONS THAT ARE ESTIMATE RECOMMENDED IN THE CARP THAT IS ALREADY HAPPENING AND BEING FUNDED. GOOD JOB EVERYBODY AND KEEP UP THE GREAT WORK. THE DELAY IS SO THAT WE CAN HAVE A WEBSITE WITH A DASH BOARD TO INFORM THE PUBLIC ON ALL ACTIONS TAKEN. THE CARP WAS PUBLISHED IN 2022, SO IT'S ALREADY BEEN TWO YEARS. THE ACTION ITEMS LIST, IF THERE'S ANYTHING THAT FROM 2022, YOU KNOW? WHAT IT WAS A RECOMMENDATION TWO YEARS AGO, IF IT'S ALREADY BEEN OUTDATED, THEN THE ADMINISTRATION CAN COME TO COUNCIL WITH PROPOSED RESOLUTION TO CHANGE THE SUPPORTIVE ACTIONS OF THOSE STRATEGIES. I HOPE THAT ADDRESSES YOUR CONCERN.\r\n\r\n>> DO YOU STILL WANT TO MAKE YOUR AMENDMENT? >> I'M SUPPORTIVE THAT IT'S A LIVING DOCUMENT AND IT CAN BE ADAPTED. >> SO YOU WITHDRAW THE IDEA? OKAY. MEMBER JOHNSON. >> SINCE THE AMENDMENT WAS WITHDRAWN, THEN MY COMMENT WILL BE WITHDRAWN. THANK YOU.\r\n\r\n>> GETTING BACK TO THE MAIN MOTION. NOT THE MAIN MOTION. THE SUBSTITUTION. ALL THOSE IN FAVOR, RAISE YOUR HAND. >> AYE. >> EIGHT AYES, ONE EXCUSED. MEMBER SINENCI.\r\n\r\nMOTION CARRIES. NOW THE MAIN MOTION AS AMENDED. >> I HAVE DISCUSSION ON THAT. >> MEMBER -- YOU ARE VOTING ALREADY. OKAY. DISCUSSION, WE'RE STILL IN DISCUSSION. MEMBER JOHNSON.\r\n\r\n>> THANK YOU, CHAIR. FOR MY DISCUSSION ON THE MAIN MOTION, I FULLY SUPPORT THIS PLAN AND THANK YOU COUNCIL MEMBER RAWLINS-FERNANDEZ FOR HER WORK ON THIS. YOU KNOW WHEN WE HAVE A PLAN, WHEN THE COUNTY HAS A PLAN, WE CAN REACH UP FOR THOSE VERY IMPORTANT FEDERAL GRANTS; RIGHT? SO THAT IS NOT ALWAYS THE BURDEN ON OUR TAXPAYERS HERE IN THE COUNTY. THERE'S FEDERAL FUNDS AVAILABLE. AND WHEN WE SEE, LIKE, MR. ALISON YESTERDAY AND THE WORK THEY ARE DOING.\r\n\r\nYES, WITH THE PLAN WE CAN HAVE OTHER REVENUE STREAMS HELPING FOLKS LIKE THAT, THE BOOTS ON THE GROUND. I THINK THAT IS ONE OF THE VERY IMPORTANT POINTS OF WHY WE SHOULD PASS THIS CARP TODAY. SO I RISE IN FULL SUPPORT. THANK YOU, CHAIR. >> ANY MORE DISCUSSION? MEMBER RAWLINS-FERNANDEZ? >> MAHALO CHAIR AND I WANT TO MAHALO MEMBER JOHNSON FOR WORKING ON THE INITIATION OF THE BILL ITSELF AND HIM AND HIS TEAM'S WORK GETTING US TO THIS POINT.\r\n\r\nMAHALO, CHAIR ALL OF THOSE IN FAVOR OF THE MOTION, RAISE YOUR HAND, SAY AYE? >> AYE. EIGHT AYES, MOTION CARRIES ONE EXCUSED MEMBER SINENCI. MS. CLERK. >> FROM THE GOVERNMENT RELATIONS, ETHICS, AND TRANSPARENCY COMMITTEE IS CR4-116, WE NEED A 19C, BECAUSE THE ASF WAS NOT POSTED. >> IT'S A BILL.\r\n\r\nSO IT NEEDS A SECOND READING. SO WE WOULDN'T NEED TO SUSPEND RULE 19C, BECAUSE WE'RE NOT TAKING FINAL ACTION TODAY. >> MAHALO, CHAIR. FROM THE GOVERNMENT RELATIONS, ETHICS, AND TRANSPARENCY COMMITTEE IS CR24-116 RECOMMENDING REFERRAL OF BILL AND RESOLUTIONS TO THE COUNCIL CHAIR FOR THE TERM BEGINNING JANUARY , 23025 RELATING TO: 1, AUTHORIZING A COUNCIL COMMITTEE TO DONE DUCT A FORM INVESTIGATION OF COUNTY AGENCIES ON THE COUNTY'S RESPONSE TO THE AUGUST 2023 WILDFIRES ON MAUI ISLAND. 2 AMENDING SECTION 2.56.060 MAUI COUNTY CODE RELATING TO FINANCIAL DISCLOSURE STATEMENTS. 3 PROPOSED COUNCIL INITIATED AMENDMENTS TO THE REVISED CHAPTER OF THE

COUNTY OF MAUI (1983) AS AMENDED RELATING TO USES OF THE OPEN SPACE, NATURAL RESOURCES, CULTURAL RESOURCES, AND SCENIC VIEW OPEN SPACE, NATURAL RESOURCES, CULTURAL RESOURCES, AND SCENIC VIEW PRESERVATION FUND 4, AMENDING SECTION 4.44.010 MAUI COUNTY CODE SALARIES OF OFFICERS IN ACCORDANCE WITH THE REVISED CHARTER OF THE COUNTY OF MAUI 1379 AS AMENDED. 5, REAPPOINTING LANCE TAGUCHI AS COUNTY AUDITOR.\r\n\r\n6, AMENDING CHAPTER 3.36 MAUI COUNTY CODE RELATING TO THE MAUI COUNTY GRANTS PROGRAM AND CHAPTER 3.40 MAUI COUNTY CODE RELATING TO CONCESSION AWARDS AND RENTAL OR LEASE OF COUNTY PROPERTY. >> MEMBER UU-HODGINS. >> YEP, THAT'S ME. THANKS, CHAIR. I MOVE TO ADOPT THE RECOMMENDATION IN CR24-116. >> MOVED BY MEMBER UU-HODGINS AND SECONDED BY PRO TEM KAMA TO APPROVE THE RECOMMENDATIONS IN COMMITTEE REPORT 24-116. DISCUSSION MEMBER UU-HODGINS. >> IT PROVIDES FOR END OF TERM FILING OR REFERRAL OF BILL AND RESOLUTIONS PENDING BEFORE COMMITTEES AT TEAT MEETING NOVEMBER 19TH YOUR GREAT COMMITTEE MET AND VOTED 7-0 TO RECOMMEND THE ITEMS ATTACHED TO EXHIBIT A OF THE COMMITTEE REPORT BE REFERRED TO THE COUNCIL CHAIR FOR THE TERM BEGINNING JANUARY 2, 2025, THANK YOU, MEMBERS FOR ALL YOUR HARD WORK IN GREAT. I APPRECIATE YOU ALL.\r\n\r\nAT THIS TIME I ASK FOR YOUR SUPPORT IN THIS MOTION. THANK YOU, CHAIR. >> ANY MORE DISCUSSION? IF NOT, ALL THOSE IN FAVOR OF THE MOTION, RAISE YOUR HAND, SAY AYE? >> EIGHT AYES, ZERO NOS, ONE EXCUSED. MEMBER SINENCI. MOTION CARRIES.\r\n\r\nMS. CLERK. >> CHAIR FROM THE WATER AND INFRASTRUCTURE COMMITTEE IS CR24-117 RECOMMENDING FIRST READING OF BILL 135 CD 1 (2024) TO AUTHORIZE THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE UNITED STATES ARMY CORPS OF ENGINEERS FOR VARIOUS ENGINEERING AND CONSTRUCTION TECHNICAL SERVICES PROVIDED UNDER THE INTERAGENCY AND INTERNATIONAL SERVICES PROGRAM. >> MEMBER COOK. >> MOVE TO ADOPT THE RECOMMENDATIONS IN CR24-117. >> MOVED BY MEMBER COOK. SECONDED BY VICE-CHAIR SUGIMURA TO APPROVE THE RECOMMENDATIONS IN COMMITTEE REPORT 24-117. >> THANK YOU, CHAIR YOUR COMMITTEE MET TO DISCUSS THE BILL. THIS BILL WOULD AUTHORIZE THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE UNITED STATE ARMY CORPS OF ENGINEERS FOR VARIOUS ENGINEERING AND TECHNICAL SERVICES.\r\n\r\nTHIS AGREEMENT WOULD ALLOW THE COUNTY AND THE ARMY CORPS TO FAST-TRACK FEDERALLY-SPONSORED PROJECTS AND WOULD ALLOW THE DEPARTMENT OF PUBLIC WORKS ACCESS TO THE ARMY CORPS INTERAGENCY AND INTERNATIONAL SERVICE PROGRAM. YOUR COMMITTEE VOTED 8-0 TO RECOMMEND PASSAGE OF THE BILL ON FIRST READING. I RESPECTFULLY ASK FOR THE MEMBERS' SUPPORT OF MY MOTION. >> ANY MORE DISCUSSION? IF NOT, ALL THOSE IN FAVOR OF THE MOTION, RAISE YOUR HAND, SAY AYE. >> AYE. >> EIGHT AYES, ZERO NOS, MR.\r\n\r\nSINENCI EXCUSED. MOTION CARRIES. MS. CLERK. >> CHAIR, BEFORE YOU FROM THE WATER AND INFRASTRUCTURE COMMITTEE IS CR 2-118, RECOMMENDING FIRST READING OF BILL 157 CD 1 (2024) TO GRANT THE DEPARTMENT OF PUBLIC WORKS THE AUTHORITY TO PROHIBIT ACTIVITIES THAT MAY POLLUTE STORMWATER DISCHARGES AND CERTAIN NON-STORMWATER DISCHARGES FROM ENTERING THE COUNTY'S STORM DRAINAGE SYSTEM. >> MEMBER COOK. >> I MOVE TO ADOPT RECOMMENDATIONS OF COMMITTEE REPORT 24-118. >> MOVED BY MEMBER COOK, SECONDED BY VICE-CHAIR SUGIMURA TO ADOPT THE RECOMMENDATIONS IN COMMITTEE REPORT 24-118. DISCUSSION?\r\n\r\n>> THANK YOU, CHAIR. YOUR COMMITTEE MET ON NOVEMBER 19TH, 2024 TO DISCUSS BILL 157. SINCE 2014, THE COUNTY HAS OPERATED UNDER A MUNICIPAL SEPARATE STORM SEWER SYSTEM PROGRAM PERMIT THAT APPLIES TO URBANIZED AREAS. BILL 157 WOULD APPLY COUNTYWIDE TO ENSURE AREAS OUTSIDE OF THE URBANIZED AREA BENEFIT FROM THE CONTROL MEASURES. IT WOULD ALSO FULFILL THE REQUIREMENTS OF THE DEPARTMENT OF PUBLIC WORKS 2022 STORMWATER MANAGEMENT PLAN, WHICH REQUIRES THE COUNTY TO ENACT AN ORDINANCE TO DETECT AND ELIMINATE ELICIT DISCHARGES BY THE END OF 2024. YOUR COMMITTEE VOTED 8-TO RECOMMEND PASSAGE ON FIRST READING. I RESPECTFULLY ASK FOR THE MEMBERS' SUPPORT OF MY MOTION. >> ANY MORE DISCUSSION? MEMBER TAMARA PALTIN.\r\n\r\n>> THANK YOU, CHAIR. I'M VERY EXCITED ABOUT THIS BILL. IT'S VERY NEEDED FOR A LOT OF PLACES, WHERE YOU SEE, LIKE POLLUTION MY HEART GOES OUT TO JORDAN MOLINA, BECAUSE HE IS LOSING HIS MS-4 GUY, BUT WE'RE GAINING A TERRIFIC RECOVERY MANAGER FOR LAHAINA, IT'S COUNTYWIDE, BUT LAHAINA

NEEDS IT FIRST. >> I WAS KIND OF WONDERING ABOUT THAT. WHAT HAPPENS TO THE OFFICE OF RECOVERY AFTER LAHAINA RECOVERS? >> MAYBE WE CAN LOOK AT KULA -- I'M SURE THERE WILL BE MORE RECOVERY FROM OTHER THINGS, BECAUSE YOU KNOW, HURRICANE SEASON HAPPENS EVERY YEAR, EARTHQUAKES DON'T HAVE A SEASON. SO ON AND SO FORTH.\r\n\r\n>> OKAY. ALL RIGHT, ANY MORE DISCUSSION? IF NOT, ALL THOSE IN FAVORITE MOTION, RAISE YOUR HAND, SAY AYE. EIGHT AYES, ONE EXCUSED, MOTION CARRIES. AND EXCUSED IS MEMBER SINENCI. MS. CLERK.\r\n\r\n>> CHAIR, THAT WOULD PUT US INTO RESOLUTIONS. SO WE CAN BEGIN WITH -- DO YOU WANT US TO START THERE? >> CHAIR? >> YES. MEMBER RAWLINS-FERNANDEZ. >> THESE ARE THE ITEMS THAT WE POTENTIALLY MAY BE GOING INTO EXECUTIVE SESSION. >> YES.\r\n\r\nI WAS GOING TO TAKE TESTIMONY, AND THEN THERE'S ONLY THREE RESOS, AND TAKE RESO 24-194, AND THEN MAYBE TAKE LUNCH. >> OKAY. >> OKAY. SO ASK FOR TESTIMONY, PLEASE. >> THERE'S ONLY TWO TESTIFIERS, AND THAT IS THE TWO OF US. SO FIRST WILL BE THE DEPUTY CLERK RICHELLE THOMSON TESTIFYING IN HER OFFICIAL CAPACITY. >> THANK YOU, CHAIR.\r\n\r\nMEMBERS. SO I AM TESTIFYING ON MY OWN BEHALF AND IN STRONG SUPPORT OF RESOLUTION 24-194 APPOINTING PETER HANANO AS LEGISLATIVE ATTORNEY IN THE OFFICE OF COUNCIL SERVICES. I HAVE KNOWN PETE SINCE 2019 WHEN HE JOINED THE DEPARTMENT CORPORATION COUNSEL AS A DEPUTY. HE IS BY FAR ONE OF THE MOST DEDICATED, SMART, HARD-WORKING, FUNNY PEOPLE THAT I KNOW. HE IS A JOY TO WORK WITH. HE IS 100% A TEAM PLAYER. IN OUR EXPERIENCE WITH HIM IN THE OFFICE OF THE COUNTY CLERK, WE'RE SO FORTUNATE THAT HE CHOOSE TO JOIN US IN THE SUMMER BEFORE THE PRIMARY AND GENERAL ELECTIONS.\r\n\r\nHE EMBRACED LEARNING THE DINOSAUR. THIS GIGANTIC BALLOT SORTING MACHINE COMES WITH ELECTRONICS THAT ARE CONFUSING TO ME, BUT PETE JUMPED IN, LEARNED IT, MASTERED IT AND WAS INSTRUMENTAL WITH OUR OFFICE TO WORK WITH THAT MACHINE AND GET OUR BALLOTS PROCESSED, AND HAVE A VERY, IN MY OPINION, SUCCESSFUL ELECTION IN TERMS OF THE WAY IT WAS RUN, AND PETE WAS A HUGE PLAYER IN PART OF THAT. WE'RE GOING TO REALLY MISS HIM. SO WE'RE OKAY LOANING HIM TO THE OFFICE OF COUNCIL SERVICES. [LAUGHTER ]WITH THE RIGHT OF RECALL. VERY STRONG SUPPORT. THANK YOU.\r\n\r\n>> YES, WE HAD A QUESTION. MEMBER RAWLINS-FERNANDEZ. >> TO CLARIFY, YOU ARE SAYING MR. HANANO IS TECH-SAVVY. >> HE IS VERY TECH-SAVVY. >> I DON'T KNOW THAT HE WILL BE A LOAN. >> THAT IS A BAR, I'M NOT TECH-SAVVY.\r\n\r\n>> NO TAKE BACKS. MAHALO, CHAIR. >> A COMMENT, BESIDES HAVING HIM DEPUTY CORP. COUNSEL WITH THE ELECTIONS, WE ALSO HAD PREVIOUS DEPUTY CORP. COUNSEL GARY MURRAY HELPING ON LAST ELECTION. IT'S TERRIFIC. COULD YOU STATE YOUR NAME FOR THE RECORD.\r\n\r\n>> YES, I'M MOANA LUTEY AND TESTIFYING IN MY PERSONAL CAPACITY. I MIGHT LOOK VAGUELY FAMILIAR TO YOU AND ALSO SUPPORTING THE RESOLUTION, BUT I JUST WANTED YOU TO KNOW THAT I HAVE KNOWN PETE FOR 30 YEARS. WE WORKED TOGETHER AS PROSECUTORS, AND THEN HE WORKED FOR ME IN CORP. COUNSEL, AND WHEN HE TRIED TO TAKE SOME TIME OFF, I BEGGED HIM TO COME HELP US, BECAUSE HE IS TECH-SAVVY. AND BECAUSE HE IS SUCH A GREAT WORKER AND TEAM PLAYER. HE WAS INSTRUMENTAL AS RICHELLE EXPLAINED TO YOU DURING THE ELECTIONS. WE REPORTED FIRST BOTH IN THE PRIMARY AND IN THE GENERAL, TO THE STATE, AND IN A IS THE FIRST TIME EVER THAT WE HAVE NOT BEEN LAST FROM MY UNDERSTANDING.\r\n\r\nBECAUSE OF THAT, I'M HERE TO NEGOTIATE WITH YOU, IF -- BECAUSE WE NEED TO DEFEND THIS TITLE, I KNOW THIS IS IMPORTANT TO ALL OF YOU. WE'LL LOAN HIM TO YOU UNTIL EIGHT DAYS BEFORE EACH ELECTION AND WE NEED HIM BACK. IF YOU AGREE TO THIS BY VOTING YES TO APPOINT HIM, THE DEPUTY CLERK WILL DRAFT A CONTRACT AND YOU CAN HAVE HIM AND WE'LL SHIP HIM OVER TO YOU. THANK YOU FOR ALLOWING ME TO TESTIFY. [ LAUGHTER ] >> THANK YOU. WE HAVE ANOTHER -- ARE YOU HERE FOR NEXT ITEM? OKAY.\r\n\r\n>> CHAIR, THERE'S NO ONE ELSE INDICATING THAT THEY WISH TO TESTIFY ON THE RESOLUTIONS IN SECTION L. SO WE'LL GO AHEAD AND GIVE LAST CALL. IF YOU WISH TO TESTIFY ON THE RESOLUTIONS, PLEASE RAISE YOUR HAND IN TEAMS, OR MAKE YOUR WAY TO THE PODIUM. CHAIR, SEEING NO ONE, WE'LL COUNT DOWN, 3, 2, 1, THERE'S NO ONE TO TESTIFY ON RESOLUTIONS. >> MEMBERS, ANY OBJECTIONS TO CLOSING TESTIMONY ON RESOLUTIONS? >> NO OBJECTIONS. >> AND ACCEPTING WRITTEN TESTIMONY INTO THE RECORD. SO ORDERED.\r\n\r\nYOU MEAN, WE DON'T HAVE ANY MORE DEPUTIES TRYING TO TWIST OUR ARMS ON MR. HANANO? >> WELL, JOJO WAS GOING TO

COME UP. >> SHE WAS? THANK YOU FOR STOPPING HER. >> WE'LL TAKE CARE OF IT. [LAUGHTER ].  
>> OKAY.\r\n\r\nLET'S TAKE UP THAT RESOLUTION. THAT MEANS -- I LOST MY PLACE. PROBABLY  
MEMBER UU-HODGINS. >> I'M INTO BILLS. >> I WILL GO AHEAD AND CALL UP RESOLUTION 24-194.  
>> YES. >> IT'S VICE-CHAIR SUGIMURA. >> JUST LET ME CALL IT UP REALLY  
QUICKLY.\r\n\r\nRESOLUTION 24-194 APPROVING THE APPOINTMENT OF PETER A. HANANO AS  
LEGISLATIVE ATTORNEY IN THE OFFICE OF COUNCIL SERVICES. >> VICE-CHAIR SUGIMURA. >> I  
MOVE TO ADOPT RESOLUTION 24-194. >> SECOND. >> ANY DISCUSSION, MEMBER SUGIMURA. >>  
MR. HANANO HOLDS A BACHELOR'S DEGREE IN BUSINESS ADMINISTRATION HAVING MAJORED IN  
FINANCE AT THE UNIVERSITY OF HIGH, A MASTERS DEGREE IN BUSINESS ADMINISTRATION FROM  
CHAMINADE UNIVERSITY, AND JURIS DOCTOR FROM GONZAGA SCHOOL OF LAW. HE IS A  
LICENSED ATTORNEY AS YOU HEARD THE TESTIMONY.\r\n\r\nHE IS PRETTY DIVERSE, AND  
TALENTED. AND WE DON'T KNOW IF WE'RE GOING TO LOAN HIM BACK TO THE CLERK'S OFFICE  
WITH THIS VOTE. BUT I ENCOURAGE YOU TO SUPPORT HIM TO JOIN OUR LEGISLATIVE TEAM, AND  
AS YOU HEARD, HE IS AN EXCELLENT RESEARCHER, AND IS A GREAT WRITER, WHICH IS ALL THE  
QUALITIES THAT WE NEED FOR OUR LEGISLATIVE TEAM WITH OCS. AND OH, HE IS EXPERIENCED  
TRACKING LEGISLATION AT THE STATE LEGISLATURE AS WELL AND PREPARING SUBMITTED  
TESTIMONY. SO HE GETS BETTER AND BETTER. AND HE IS EXPERIENCED IN THE COUNTY  
BUDGETING PROCESS, WHEN HE WORKED AS FIRST DEPUTY PROSECUTING ATTORNEY'S OFFICE.  
AND HE WILL BE A GREAT ASSET TO THE OFFICE OF COUNCIL SERVICES.\r\n\r\nI RESPECTFULLY  
ASK FOR THE COUNCIL MEMBERS' FULL SUPPORT IN ADOPTING RESOLUTION 24-194. >> I CAN'T  
HELP, BUT WONDER, MEMBERS, IF THE REASON WHY HE IS COMING OVER TO OCS FROM OCC IS  
BECAUSE I GUESS YOU HAVE TO PAY THEM MORE THAN MINIMUM WAGE? >> IT'S A VERY SMALL  
PART OF IT. >> OKAY. ANYBODY ELSE? IF NOT, READY TO VOTE? ALL IN FAVOR OF THE MOTION,  
RAISE YOUR HAND, SAY AYE. >> AYE.\r\n\r\n>> MEMBER PALTIN? EIGHT AYES, ZERO NOS ONE  
EXCUSED. MEMBER SINENCI. MOTION CARRIES. IS HE WORKING FOR YOU TODAY? WHERE HE IS?  
>> HE IS.\r\n\r\nWE LOCKED HIM IN HIS OFFICE, UNTIL WE GET OUR CONTRACT EXECUTED. HE IS  
AVAILABLE. >> I DON'T KNOW WHAT HE LOOKS LIKE. >> PETE COME ON UP. WE'LL HAVE JOJO  
RELEASE HIM. >> REMOVE THE PADLOCKS NOW. [LAUGHTER ]. >> IS HE TAKING REMY'S PLACE?  
\r\n\r\nOKAY. >> YES. >> CHAIR, DID YOU WANT TO WAIT UNTIL HE COMES UP TO RECESS OR DO  
YOU WANT TO RECESS? >> WE'RE GOING TO RECESS. BECAUSE WE DON'T EVEN KNOW WHERE HE  
IS. SO MEMBERS, IF YOU DON'T MIND, LET ME JUST ASK, MEMBER UU-HODGINS, BECAUSE SHE IS  
FAMILIAR WITH THE TWO CASES THAT WE'LL BE TAKING UP AFTER OUR LUNCH BREAK. I MEAN, IS  
THERE ANY WAY THAT WE CAN PASS IT NOW?\r\n\r\nIS IT COMPLICATED? >> I WOULD -- IT'S  
PROBABLY A LITTLE BIT COMPLICATED. IT PROBABLY DESERVES EXECUTIVE SESSION. >> OKAY.  
>> BUT THAT IS ONLY MY OPINION. YOU CAN ASK CORP. COUNSEL.\r\n\r\nI COULD DO IT NOW,  
BECAUSE I HAD A SNACK DURING RECESS. BUT EVERYBODY ELSE WANTS TO EAT. >> NO, NO, NO.  
MEMBER PALTIN HAS TO LEAVE, AND THE REST WOULD LIKE TO HAVE LUNCH. >> CAN WE AGREE  
TO WHAT WE CAN DO IN OPEN SESSION, MAYBE, SO THAT SAVES SOME TIME? >> MIMY. >> THANK  
YOU, CHAIR.\r\n\r\nSO WE CAN GO AHEAD, WE DON'T HAVE TO HAVE AN EXECUTIVE SESSION,  
UNLESS YOU HAVE QUESTIONS THAT OBVIOUSLY WOULD HAVE TO BE ANSWERED IN EXECUTIVE.  
OTHERWISE, IF YOU WANT TO -- >> WE HAVE SIX MINUTES. CAN YOU GIVE US A QUICK RUNDOWN  
IN SIX MINUTES? CAN YOU CALL UP -- OH, HI PETER. >> THE NEWEST EMPLOYEE WHO IS ON LOAN  
IS HERE. BY THE WAY, HIS MOM DOES MAKE PHENOMENAL LEMON BARS. >> OH, ANY COMMENTS?  
\r\n\r\n>> I WAS WATCHING THE PROCEEDINGS ONLINE. THANK YOU VERY MUCH FOR YOUR  
SUPPORT. AND THE KIND WORDS THAT WERE SAID. I REALLY ENJOYED MY TIME WORKING WITH  
THE ELECTIONS STAFF. >> THANK YOU. >> YOU GOT A GOOD STAFF THERE. >> AND YOU WILL  
AGAIN.\r\n\r\n>> AND I'M TOLD I WILL AGAIN. THANK YOU VERY MUCH FOR YOUR SUPPORT AND  
GIVING ME THE OPPORTUNITY TO WORK FOR YOU. >> THANK YOU. >> THANK YOU. >> THANKS.  
CAN YOU CALL IT UP, BECAUSE MAYBE CORP. COUNSEL CAN GIVE US A LITTLE RUNDOWN BEFORE  
LUNCH, OR MAYBE WE CAN MOVE ON IT?\r\n\r\nMS. CLERK. >> SURE. DECLARE BEFORE YOU IS  
RESOLUTION 24-186 AUTHORIZING SETTLEMENT OF AUDRA SELLERS V. COUNTY OF MAUI POLICE  
DEPARTMENT, ET.AL. CIVIL NO. 2CCV-23-0000028(3) . >> CORPORATION COUNSEL. DO YOU WANT A  
MOTION?\r\n\r\n>> ACTUALLY, CAN I PLEASE REQUEST THE CLERK TO ALSO CALL UP RESOLUTION  
24-187. >> MS. CLERK. >> THANK YOU, MADAM CHAIR. BEFORE YOU IS RESOLUTION 24-187

AUTHORIZING SETTLEMENT OF KA LAE O KA ENA BROWN V. COUNTY OF MAUI POLICE DEPARTMENT, ET AL. CIVIL 2 CCV-23-00000029(4). >> MEMBER UU-HODGINS. >> THANK YOU. I MOVE TO DISCHARGE THE GOVERNMENT RELATIONS, ETHICS, AND TRANSPARENCY COMMITTEE FROM FURTHER CONSIDERATION OF RESOLUTIONS 24-186 AND 24-187. UNDER RULE 5E OF RULES OF THE COUNCIL.\r\n\r\n>> MOVED BY MEMBER UU-HODGINS, AND SECONDED BY VICE-CHAIR SUGIMURA TO DISCHARGE THE COMMITTEE OF THIS ITEM -- THESE ITEMS. MEMBER UU-HODGINS. >> THANK YOU. THE CASES REFERRED -- REFERENCED IN THESE RESOLUTIONS HAVE UPCOMING COURTS AND ACT ON THEM AND DISCHARGE IS FIRST BEFORE WE CONSIDER ACTION ON THE RESOLUTIONS TODAY. THANK YOU, CHAIR. >> ANY MORE DISCUSSION ON DISCHARGE? IF NOT, ALL THOSE IN FAVORITE DISCHARGE, RAISE YOUR HAND?\r\n\r\nEIGHT AYES, ZERO NOS, ONE EXCUSED. MOTION CARRIES. EXCUSED IS MEMBER SINENCI. MEMBER UU-HODGINS. >> SORRY, MEMBERS, I MOVE TO WAIVE THE REQUIREMENT FOR REPORT AND REFERRAL FOR RESOLUTION 24-186 AND 187 UNDER RULE 7G OF THE RULES OF THE COUNCIL >> MOVED BY MEMBER UU-HODGINS AND SECONDED BY PRO TEM KAMA TO WAIVE THE RULE 7G, DISCUSSION MEMBER UU-HODGINS. >> THANK YOU AGAIN. APPROVAL OF MY MOTION WILL ENABLE US TO RESOLUTIONS 24-186 AND RESOLUTION 24-187 TODAY.\r\n\r\nTIME-SENSITIVE AS I NOTED EARLIER. >> ANY MORE DISCUSSION? IF NOT, ALL THOSE IN FAVOR OF THE MOTION, RAISE YOUR HAND, SAY AYE? >> EIGHT AYES, ONE EXCUSED, MOTION CARRIES. MEMBER UU-HODGINS. >> THANK YOU. I MOVE TO ADOPT RESOLUTION 24-186 AND 24-187. >> MOVED BY MEMBER UU-HODGINS, SECONDED BY PRO TEM KAMA TO ADOPT RESOLUTIONS 24-186 AND 24-187 DISCUSSION MEMBER UU-HODGINS.\r\n\r\n>> THANK YOU AGAIN, CHAIR. BOTH RESOLUTIONS APPROVE SETTLEMENT OF CLAIMS FILED ON NOVEMBER 22, 2023 AND JULY 20TH, 2023, RESPECTIVELY, ALLEGING UNLAWFUL EMPLOYMENT DISCRIMINATION AND RETALIATION AND AT THIS TIME WE HAVE CORPORATION COUNSEL. THANK YOU. >> THANK YOU. CORPORATION COUNSEL. >> THANK YOU, GOOD MORNING. CORPORATION COUNCIL DEPUTY BRADLEY SILVA AND HERE ON BEHALF OF BOTH MATTERS.\r\n\r\nHAPPY TO GIVE A SUMMARY THAT I CAN AS FAR AS THE GENERAL NATURE OF THE CLAIMS AND THE STATE OF THE LITIGATION. HOWEVER, TO THE ACTUAL ISSUE OF SETTLEMENT AUTHORITY, AND THE REASON BEHIND IT, I DO BELIEVE THAT WOULD BE NECESSARY TO TAKE INTO EXECUTIVE SESSION. SO AS NOTED, GENERAL STATEMENT ON THESE EACH COMPLAINT IS FILED BY A MEMBER OF MPD'S COMMUNITY RELATIONS SECTION THAT IS SPECIALIZED UNIT WITHIN THE MAUI POLICE DEPARTMENT. THE BULK OF CLAIMS STEM FROM CERTAIN ADMINISTRATIVE REORGANIZATION, AND REASSIGNMENT OF RESPONSIBILITIES THAT OCCURRED AFTER THE APPOINTMENT OF OUR EXISTING CHIEF JOHN PELLETIER AND THE CLAIMS THAT BOTH OF THE PLAINTIFFS ARE MAKING ARE THAT THESE ACTIONS, AND OTHERS ALLEGED IN THE COMPLAINT WERE BASED ON UNLAWFUL GENDER DISCRIMINATION AND RETALIATION AND/OR WERE IN RETALIATION FOR WHISTLE BLOWING. YOU HAVE A SETTLEMENT CONFERENCE COMING UP DECEMBER 19, SO THAT QUICKLY. THE SELLERS MATTER SET FOR JURY TRIAL JUNE 16TH AND SETTLEMENT CONFERENCE IS NOT UNTIL APRIL 25TH, BUT GIVEN THE VERY, VERY CLOSE RELATIONSHIP BETWEEN THE TWO MATTERS, AND GIVEN THAT WE ARE MOVING FORWARD INTO MUCH MORE ACTIVE STATE OF LITIGATION, WE WANTED TO GET THESE MATTERS BEFORE THE COUNCIL FOR CONSIDERATION SOONER RATHER THAN LATER AND TOGETHER, JUST TO MAXIMIZE EFFICIENCY. >> SO YOU ARE RECOMMENDING EXECUTIVE SESSION?\r\n\r\n>> I AM. SORRY. >> OKAY. BUT WHAT CAN WE TALK ABOUT IN OPEN SESSION? MEMBERS, MEMBER PALTIN ? >> I DON'T KNOW -- I MEAN, THIS IS RELATED BUT I READ THE RESOLUTION POSTED FOR TODAY AND I WAS JUST WONDERING IF IT NEEDS TO BE AMENDED, BECAUSE THE BE IT RESOLVED ONE SAYS THAT UNDER CHAPTER 3.16 MAUI COUNTY CODE IT APPROVES SETTLEMENT OF AUDRA SELLERS V. COUNTY OF MAUI POLICE BLAH BLAH IN AN EXECUTIVE MEETING BEFORE GOVERNMENT RELATIONS, ETHICS, AND TRANSPARENCY COMMITTEE. SHOULD WE AMEND THAT TO SAY IN EXECUTIVE SESSION BEFORE IT? >> COUNTY COUNCIL?\r\n\r\n>> WE'RE GOING TO DO THAT AFTER EXECUTIVE SESSION? >> YES. >> OKAY. >> ANY OTHER QUESTIONS OR COMMENTS DURING OPEN SESSION, ANYONE? QUESTIONS FOR THE DEPUTY CORP. COUNSEL? MEMBER PALTIN.\r\n\r\n>> IS IT OKAY TO SAY IN OPEN SESSION IF THERE'S MONEY INVOLVED? >> I THINK TO GIVE A THOROUGH ANSWER TO THAT, EXECUTIVE SESSION WOULD BE NECESSARY >> OH, OKAY. IT'S NOT OKAY TO GO INTO EXECUTIVE SESSION AND TAKE LUNCH; RIGHT? >> NO, WE WOULDN'T HAVE ENOUGH



TIME TO GO INTO EXECUTIVE SESSION. >> WE WOULD HAVE TO GO INTO EXECUTIVE SESSION, COME OUT OF EXECUTIVE SESSION, AND THEN TAKE LUNCH? >> NO, WE'RE GOING TO TAKE LUNCH NOW. >> OH, COULD WE READ THE STUFF OF ALL THE PEOPLE THAT WILL BE IN EXECUTIVE SESSION, AND COME BACK AND GO INTO EXECUTIVE SESSION?\r\n\r\nBECAUSE THAT TAKES LIKE FIVE MINUTES? >> MADAM CLERK. >> CHAIR, IF YOU WISH, I BELIEVE WE COULD GO AHEAD AND, IF MEMBER UU-HODGINS IS PLANNING TO MAKE A MOTION TO GO INTO EXECUTIVE SESSION, AND THEN GO AHEAD AND DO THE FORMALITIES RELATED TO THAT, AND THEN RECESS THE COUNCIL MEETING. SO THAT AFTER LUNCH, MEMBERS WOULD GO INTO EXECUTIVE SESSION. >> DO YOU WANT TO DO THAT? OKAY. MEMBER UU-HODGINS.\r\n\r\n>> THANK YOU. I MOVE TO CONVENE IN EXECUTIVE MEETING FOR US TO DISCUSS BOTH RESOLUTIONS UNDER SECTION 22 -- SORRY, MY BRAIN IS NOT WORKING BECAUSE I GUESS I AM HUNGRY. SECTION 92-5(A)(4) HAWAII REVISED STATUTES TO CONSULT WITH LEGAL COUNSEL ON QUESTIONS AND ISSUES PERTAINING TO THE POWERS, DUTIES, PRIVILEGES, IMMUNITIES AND/OR LIABILITIES OF THE COUNTY, THE COUNCIL AND THE COMMITTEE, AND SECTION 9 -35A8 HAWAII REVISED STATUTES TO MAKE DELIBERATE OR MAKE A DECISION UPON A MATTER THAT REQUIRES CONSIDERATION OF INFORMATION CONFIDENTIAL PURSUANT TO STATE, FEDERAL LAW OR COURT ORDER. >> SECOND. >> IT'S BEEN MOVED AND SECONDED BY MEMBER UU-HODGINS, AND PRO TEM KAMA TO GO INTO EXECUTIVE SESSION. DISCUSSION? MEMBER UU-HODGINS.\r\n\r\n>> THANK YOU. EXECUTIVE IS NECESSARY FOR US TO MAKE INFORMED DECISIONS ON THE RESOLUTIONS BEFORE US TODAY. >> ANY MORE DISCUSSION? ALL THOSE IN FAVOR OF THE MOTION, RAISE YOUR HAND, SAY AYE? >> AYE. >> EIGHT AYES, ZERO NOS, ONE EXCUSED. MEMBER SINENCI.\r\n\r\nMOTION CARRIES. NOW WHAT WOULD YOU LIKE TO DO NOW? YOU ARE GOING TO RECESS NOW OR GO THROUGH THE INSTRUCTIONS? >> I THINK WE CAN GO THROUGH THE INSTRUCTIONS AND MAYBE READ EVERYBODY, BUT I WOULD DEFER TO -- >> MADAM CLERK. >> THANK YOU, MADAM CHAIR. YES, YOU COULD GO AHEAD AND LIST THE PERSONNEL THAT WILL BE ATTENDING THE EXECUTIVE SESSION TO THE COUNCIL MEMBERS AND STAFF. AND THEN RECESS THE COUNCIL MEETING.\r\n\r\nAND THEN LET THE COUNCIL MEMBERS WHO WILL BE IN EXECUTIVE SESSION KNOW WHAT EXECUTIVE SESSION WILL COMMENCE. >> FOR THE RECORD THE FOLLOWING PERSONNEL WILL BE ATTENDING THE EXECUTIVE SESSION MEETING: ALL COUNCIL MEMBERS, IN ATTENDANCE, MYSELF, CHAIR ALICE LEE, COUNCIL VICE-CHAIR YUKI LEI SUGIMURA, PRESIDING OFFICER PRO TEM TASHA KAMA, COUNCIL MEMBER TOM COOK, COUNCIL MEMBER GABE JOHNSON, COUNCIL MEMBER TAMARA PALTIN, COUNCIL MEMBER KEANI RAWLINS-FERNANDEZ, COUNCIL MEMBER SHANE SINENCI IS EXCUSED, COUNCIL MEMBER NOHELANI UU-HODGINS AND ALSO PRESENT IN THE EXECUTIVE SESSION WILL BE COUNTY CLERK MOANA LUTEY, DEPUTY COUNTY CLERK RICHELLE THOMSON, OFFICE OF THE CLERK STAFF, JOYCE MURASHIGE, AND DELL YOSHIDA. OFFICE OF COUNCIL SERVICES DIRECTOR DAVID RAATZ, OFFICE OF COUNCIL SERVICES DEPUTY DIRECTOR RICHELLE KAWASAKI AND ASK WHO FROM THE DEPARTMENT OF CORP. COUNSEL AND YOUR TITLES, PLEASE. >> THANK YOU, CHAIR. PRESENT IN THE EXECUTIVE SESSION WILL BE DEPUTY CORPORATION COUNSEL BRAD SILVA AND FIRST DEPUTY MIMI DESJARDINS. >> WHO ARE YOU POINTING TO?\r\n\r\n>> I WAS WONDERING DID YOU CALL TOM COOK? >> I THOUGHT I DID. >> OKAY. THANK YOU. >> NOW I WILL CALL FOR A RECESS UNTIL WHAT? IS 1:00 OKAY WITH EVERYBODY? UNTIL 1:00. 1:15? 1:15. OKAY.\r\n\r\nRECESS UNTIL 1:15. [ GAVEL ] [ GAVEL ] >> WILL THE COUNCIL MEETING OF DECEMBER 6TH, 2024, PLEASE RECONVENE. THE TIME IS NOW 2:56. MEMBERS, WE HAVE JUST COMPLETED OUR EXECUTIVE MEETINGS ON RESOLUTIONS 24-186, AND 24-187. MS. CLERK, WILL YOU PLEASE PROVIDE A SUMMARY OF THE EXECUTIVE MEETINGS IN ACCORDANCE WITH ACT 19 (2023) >> THANK YOU, MADAM CHAIR, COUNCIL MEMBERS MET TO DISCUSS WITH LEGAL COUNSEL MATTERS PERTAINING TO THE COUNTY'S LIABILITIES AS THE POSSIBILITIES OF SETTLEMENT OF THE CASES LISTED IN RESOLUTIONS 24-186 AND 24-187 >> MEMBER UU-HODGINS, IS IN ANY FURTHER DISCUSSION? >> YES, PLEASE. REMIND MEMBERS THAT WE HAD A MOTION TO ADOPT. SO NOW I HAVE A MOTION TO AMEND THESE RESOLUTIONS, RESOLUTION 24-186, AND RESOLUTION 24-187 BY AMENDING IN BOTH THE THIRD WHEREAS-CLAUSES, BY STRIKING GOVERNMENT RELATIONS, ETHICS, AND TRANSPARENCY COMMITTEE MEETING AND INSERTING IN ITS PLACE "COUNCIL." AND AMENDING IN THE FIRST BE IT RESOLVE BY STRIKING GOVERNMENT RELATIONS, ETHICS, AND TRANSPARENCY COMMITTEE MEETING AND

INSERTING IN ITS PLACE, "THE COUNCIL." >> SECOND. >> DISCUSSION? \r\n\r\n>> SURE. >> SECOND. >> AND THEN I HAVE A POINT AFTER. >> MOVED BY MEMBER UU-HODGINS AND SECONDED BY MEMBER RAWLINS-FERNANDEZ TO MAKE THOSE TWO CHANGES AS STATED. DISCUSS FIRST? MEMBER UU-HODGINS? >> SURE, THIS AMENDMENT IS NEEDED TO ACCURATELY REFLECT THAT WE MET HERE IN EXECUTIVE MEETING, AND NOT IN COMMITTEE. \r\n\r\nTHANK YOU, CHAIR. >> MEMBER RAWLINS-FERNANDEZ. >> MAHALO, CHAIR. SO IN COMMITTEE, WHEN WE COME OUT OF EXECUTIVE SESSION, WE USUALLY HAVE A SUMMARY OF WHAT WAS DISCUSSED IN EXECUTIVE SESSION. >> SHE JUST GAVE IT. SHE JUST GAVE IT. >> OH, JUST REAL QUICK. \r\n\r\nOKAY. >> YES. >> OKAY. I SUPPORT THE MOTION ON THE FLOOR. >> ANY MORE DISCUSSION ON THE MOTION? ALL THOSE IN FAVOR OF THE MOTION, RAISE YOUR HAND, RAISE YOUR HAND AND SAY AYE. WE HAVE SEVEN AYES, TWO EXCUSED. \r\n\r\nMOTION CARRIES. NOW THE MAIN MOTION AS AMENDED. ANY MORE DISCUSSION, MEMBER UU-HODGINS? >> THANK YOU FOR HOSTING EXECUTIVE SESSION WITH COUNSEL. >> I WOULD SAY IT'S MY PLEASURE, BUT IT REALLY WASN'T. I KNOW -- OKAY. ALL RIGHT. ALL THOSE IN FAVOR OF THE MAIN MOTION AS AMENDED, RAISE YOUR HAND, SAY AYE. \r\n\r\nTHE TWO OF YOU OVER THERE -- SEVEN AYES, TWO EXCUSED. MOTION CARRIES. MS. CLERK. >> THANK YOU, MA'AM CHAIR. SO WE'RE MOVING ON TO THE ORDINANCES IN SECTION M. SO IF ANYONE WISHES TO TESTIFY ON THE ORDINANCES IN SECTION M, PLEASE MAKE YOURSELF KNOWN BY RAISING YOUR HAND IN TEAMS OR COMING DOWN TO THE PODIUM. CHAIR, SEEING NO ONE INDICATING THAT THEY WISH TO TESTIFY WE'LL GO AHEAD AND GIVE LAST CALL, CHAIR, THERE'S NO ONE TO TESTIFY ON THE ORDINANCES IN SECTION M >> MEMBERS ANY OBJECTIONS TO CLOSING PUBLIC TESTIMONY AND ACCEPTING WRITTEN TESTIMONY ON THOSE ITEMS? \r\n\r\nSO ORDERED. MS. CLERK. >> CHAIR BEFORE YOU IS BILL 183 (2024) A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER AN INTERGOVERNMENTAL AGREEMENT WITH THE OFFICE OF THE AUDITOR, STATE OF HAWAII TO AUDIT THE SCHEDULE OF ALLOCATIONS OF THE EMPLOYEES' RETIREMENT SYSTEM OF THE STATE OF HAWAII TO MEET THE REQUIREMENTS UNDER GOVERNMENTAL ACCOUNTING STANDARDS BOARD STATEMENT NO. 68. >> VICE-CHAIR SUGIMURA. >> CHAIR, IF THERE'S NO OBJECTIONS TO ASK THE CLERK TO ALL UP BILL 186 (2024). >> ANY OBJECTIONS, MEMBERS, TO CALLING UP 186? ONLY TWO TOGETHER. ANY OBJECTIONS? \r\n\r\nNO OBJECTIONS, SO ORDERED. MS. CLERK. >> CHAIR, BEFORE YOU IS BILL 186 (2023) A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET FOR THE COUNTY OF MAUI DE-DEM ENVIRONMENTAL PROTECTION AND SUSTAINABILITY PROGRAM, ENVIRONMENTAL PROTECTION AND SUSTAINABILITY FUND. ENVIRONMENTAL PROTECTION GRANTS PILI KOKO. >> VICE-CHAIR SUGIMURA. >> I MOVE TO WAIVE THE REQUIREMENT OF COMMITTEE REFERRAL AND REPORT UNDER RULE 7G OF THE RULES OF THE COUNCIL AS IT RELATES TO THESE TWO BILLS. \r\n\r\n>> SECOND. >> MOVED BY VICE-CHAIR SUGIMURA, SECONDED BY PRO TEM KAMA TO WAIVE RULE 7G FOR BILL 183 AND 186. DISCUSSION, VICE-CHAIR SUGIMURA. >> THANK YOU. PLEASE BILLS ARE HOUSEKEEPING MATTERS FOR WHICH COMMITTEE DISCUSSION MAY NOT BE NECESSARY. APPROVAL OF THIS WAIVER WILL ALLOW US TO CONSIDER THEM TODAY, RATHER THAN REFERRING THEM NEXT TERM. THANK YOU. >> ANY MORE DISCUSSION? \r\n\r\nON THE RULE WAIVER? ALL THOSE IN FAVOR, RAISE YOUR HAND, SAY AYE. >> AYE. >> SEVEN AYES, TWO EXCUSED, MEMBERS JOHNSON AND SINENCI. MOTION CARRIES. VICE-CHAIR SUGIMURA. >> THANK YOU, CHAIR. \r\n\r\nI MOVE TO PASS BILL 183 AND 186 (2024) ON FIRST READING. >> SECOND. >> MOVED BY VICE-CHAIR SUGIMURA, SECONDED BY PRO TEM KAMA TO MOVE BILLS 183 AND 186 ON -- WHAT DID YOU SAY? FIRST READING? >> YES, FIRST READING. >> OKAY. DISCUSSION? \r\n\r\nVICE-CHAIR. >> BILL 183 AUTHORIZES THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OFFICE OF AUDITOR FOR THE AUDIT OF THE EMPLOYEES' RETIREMENT SYSTEM SCHEDULE FOR ALLOCATIONS RELATING TO THE COUNTY OF MAUI FOR FISCAL YEAR 24 AND 25. THE AUDIT WILL COST THE COUNTY \$4200 PER FISCAL YEAR, AND WILL BE PERFORMED BY THE CONTRACTED AUDITOR FOR THE ERS KKDLYLLC. THIS AUDIT IS REQUIRED FOR COMPLIANCE WITH GOVERNMENTAL ACCOUNTING STANDARDS BOARD STATE NO. 68. ACCOUNTING AND FINANCIAL REPORTING FOR PENSIONS. BILL 186 REVISES THE GRANT TO PILI KOKO UNDER THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT, ENVIRONMENTAL PROTECTION, AND SUSTAINABILITY PROGRAM BY CHANGING THE GRANTEE'S NAME FROM PILI KOKO TO KO OR OLA AND DIRECTORS FORMALLY CHANGED THE NAME OF THE ORGANIZATION.

SO THIS AMENDMENT IS NECESSARY BEFORE THE GRANT CAN BE AWARDED. AS YOU KNOW, THE BUDGET OFFICE CAME TO ASK US TO PASS THIS TODAY.\r\n\r\nAT THIS TIME I DO HAVE AN ASF FOR BILL 183 REFERENCING MY ASF. I MOVE TO SUBSTITUTE BILL 183 (2024) WITH THE PROPOSED FD 1 VERSION ATTACHED TO MY ASF. DID YOU GET THE ASF SECOND. >> THANKS. >> MOVED BY MEMBER -- VICE-CHAIR SUGIMURA, SECONDED BY PRO TEM KAMA TO AMEND THE MOTION WITH THIS ASF THAT WAS JUST DISTRIBUTED. DISCUSSION, MEMBER SUGIMURA. >> THE PROPOSED FD 1 VERSION UPDATES THE BILL TO MATCH THE STRUCTURE FOR IGA AUTHORIZATION BILLS AGREED UPON BY THE DEPARTMENT OF CORPORATION COUNSEL.\r\n\r\nPROPOSED FD -- YOU GOT THE VERSION; RIGHT? FD 1 VERSION OF THE BILL? >> QUESTION, MEMBER PALTIN? >> OH, I JUST WANTED TO CHECK IN WITH CORPORATION COUNSEL, BECAUSE IT'S NOT SIGNED. >> CORPORATION COUNSEL. >> THANK YOU, CHAIR. WE AGREE WITH THE NEW FORM.\r\n\r\nTHANK YOU. >> THANK YOU. >> GREAT. >> ALL THOSE IN FAVOR OF THE MOTION RAISE YOUR HAND, SAY AYE. >> AYE. >> SEVEN AYES, TWO EXCUSED. MEMBERS SINENCI AND JOHNSON.\r\n\r\nMOTION PASSES. SO THEN ANY MORE DISCUSSION ON THE MAIN MOTION AS AMENDED? ALL THOSE IN FAVOR, RAISE YOUR HAND, SAY AYE. >> AYE. >> SEVEN AYES, TWO EXCUSED. EXCUSED ARE MEMBERS JOHNSON AND SINENCI. MOTION PASSES.\r\n\r\nVICE-CHAIR SUGIMURA. >> THAT'S IT. >> THAT WAS FOR 183. >> FOR BOTH. I DID BOTH AT ONCE. SORRY CHAIR THE SUBSTITUTION -- I MEAN THE ASF WAS ONLY FOR 183; RIGHT? >> I'M SORRY 86, >> 186? >> YES. I'M SORRY, THAT IS RIGHT THE AUDITOR'S IS 183. 184 IS THE NAME THING . >> MADAM CLERK, DID YOU GET THAT? \r\n\r\n>> YES. >> EXPEDITIOUS. >> VERY. >> WE'RE TRYING. >> OKAY. ALL RIGHT. SO NOW WE'RE ON 184 THEN, I BELIEVE.\r\n\r\n>> YES. CHAIR BEFORE YOU IS BILL 184 (2024) A BILL FOR AN ORDINANCE AMENDING CHAPTER 3.36 MAUI COUNTY CODE RELATING TO GRANTS. >> YES, PRO TEM KAMA. >> THANK YOU, CHAIR. I MOVE TO WAIVE THE REQUIREMENT OF COMMITTEE REFERRAL UNDER RULE 7G OF THE RULES OF THE COUNCIL FOR FIRST READING TODAY. >> SECOND >> MOVED BY PRO TEM KAMA AND SECONDED BY VICE-CHAIR SUGIMURA. DISCUSSION, PRO TEM KAMA.\r\n\r\n>> THANK YOU, THIS AMENDMENT WILL ADDRESS THE ISSUE THAT HAS EMERGED WITH PROGRAM THE DIRECTOR MITCH YELL REQUESTED FIRST READING TODAY RATHER THAN REFERRING TO THE CHAIR OF THE INCOMING COUNCIL. SINCE THIS MATTER DEALS WITH THE PROVISION OF AFFORDABLE HOUSING, AND WE'RE IN AN EMERGENCY WITH RESPECT TO AFFORDABLE HOUSING, I ASK FOR YOUR CONSIDERATION BY WAIVING THE REQUIREMENTS FOR THIS MATTER TO GO TO COMMITTEE. >> OKAY. SO THAT TAKES CARE OF THE WAIVER. AND ALL THOSE -- DID I JUST DO THAT? DO THE WAIVER? >> THIS IS THE WAIVER.\r\n\r\nYES. >> I DID THE WAIVER. BUT YOU CONTINUED ON ABOUT THE BILL; RIGHT? >> I DID EVERYTHING. >> WHEN YOU DO THAT, YOU THROW ME OFF. OKAY. JUST ON THE WAIVER.\r\n\r\nALL THOSE IN FAVOR, RAISE YOUR HAND, SAY AYE. >> AYE. >> SEVEN AYES, TWO EXCUSED, JOHNSON AND SINENCI, MOTION CARRIES. DISCUSSION, MEMBER KAMA. JUST REPEAT WHAT YOU JUST SAID. >> SHE JUST EXPLAINED. >> WE JUST DID IT.\r\n\r\nI JUST DID IT. >> OKAY. YOU DID THE DISCUSSION ALREADY? >> YES. >> ALL RIGHT, ALL THOSE IN FAVOR OF THE MOTION, RAISE YOUR HAND, SAY AYE? >> WE NEED, CHAIR, THERE NEEDS TO BE A MOTION AND SECOND ON -- >> YOU SEE YOU GUYS ARE RUSHING ME. PRO TEM KAMA, YOU HAVE TO DO THE MOTION TO PASS THIS ON FIRST READING.\r\n\r\n>> THAT IS WHERE WE ARE NOW. CHAIR, I MOVE TO PASS BILL 184 (2024) ON FIRST READING. >> SECOND. >> YOU GUYS -- WAIT, ONE SECOND. DISCUSSION PRO TEM KAMA. >> MEMBERS, IT HAS COME TO MY ATTENTION THAT WE HAVE ENCOUNTERED AN ISSUE WITH THE IMPLEMENTATION OF THE 'OHANA ASSISTANCE PROGRAM. >> ARE YOU SAYING IT SLOWER? \r\n\r\n>> I WANT YOU TO CATCH UP WITH US. THE HOUSING DEPARTMENT WOULD LIKE TO HAVE OUR COUNTY CODE AMENDED, THAT THEY HAVE THE OPTION TO AWARD THE GRANT UNDER THIS PROGRAM DIRECTLY TO INDIVIDUALS VERSUS RETAINING A NON-FORECAST TO BE THE GRANTOR. THIS CHANGE WILL EXPEDITE THE ESTABLISHMENT OF THE 'OHANA ASSISTANCE PROGRAM, AND GET THAT NEEDED HOUSING ONTO THE RENTAL MARKET SOONER. I RESPECTFULLY ASK FOR YOUR SUPPORT OF MY MOTION. >> I HAVE A COMMENT TO MAKE ABOUT THIS. BY THE TIME THIS 'OHANA ASSISTANCE PROGRAM GETS OFF THE GROUND, FROM HOUSING THE YOUNG PEOPLE TO THE PEOPLE THAT ARE GOING INTO HALE MAKA'ALA. MEMBER PALTIN.\r\n\r\n>> I HAVE NO PROBLEM PASSING THIS ON THE FLOOR TODAY, BECAUSE PEOPLE CALL ME ALL THE TIME, ASKING WHERE IS THE MONEY? BUT IS THERE PLANS TO, LIKE, DO A PRESENTATION, OR REPORT, OR YOU

KNOW, LIKE WHAT'S GOING ON? PLENTY OF WEST SIDE PEOPLE WERE KIND OF DISGRUNTLED BECAUSE THEY THOUGHT THEY COULD QUALIFY FOR THIS, AND WE'RE TOLD NOT TO. AND I'M A LITTLE WONDERING WHAT HAPPENED TO LOKAHI PACIFIC AND NOW WE'RE GIVING IT TO INDIVIDUALS IS LOKAHI -- I MEAN, I DON'T NEED THE ANSWERS RIGHT NOW. I'M OKAY WITH MOVING FORWARD TODAY. BUT MAYBE BEFORE SECOND READING, THAT WOULD BE NICE. >> THIS HOPEFULLY IS THE LAST HURDLE THAT EVERYBODY THAT WE DIDN'T DO, THE ADMINISTRATION HAS FOUND HURDLE AFTER HURDLE AFTER HURDLE.\r\n\r\nHOPEFULLY, THIS IS THE LAST ONE. THEN WE CAN -- I WOULDN'T WANT TO SEE THIS HELD UP, BECAUSE FINALLY PEOPLE CAN FINALLY START GETTING, YOU KNOW, THE GRANTS. BUT YEAH, THE QUESTION ON LOKAHI PACIFIC, AND I GUESS WHAT I HEARD TODAY -- GUESS WHAT I HEARD TODAY? I HEARD THAT -- NOW I HOPE THIS IS TRUE, BUT LOKAHI PACIFIC'S BUILDING IS FOR-SALE. HAVE YOU HEARD THAT TOO? >> THAT IS NOT ON THE AGENDA TODAY THAT IS NOT A COUNTY BUILDING. >> YES, IT IS.\r\n\r\n>> WE USED COUNTY FUNDS TO BUY IT. >> NO, WE USED COUNTY FUNDS, BUT LOKAHI PACIFIC WAS THE ONE WHO DEVELOPED IT. THAT IS THE ONE THAT LOKAHI PACIFIC AND WOMEN -- NOT WOMEN HELPING WOMEN, BUT LOKAHI PACIFIC WAS IN IT AND THEY USED BOTTOM FLOOR FOR A RESTAURANT AND SECOND FLOOR FOR INCUBATOR FOR BUSINESSES. YES, ANYWAY, TIME TO VOTE. WE'RE IN THE PROCESS OF VOTING FOR THIS ON FIRST READING. OKAY. VICE-CHAIR SUGIMURA.\r\n\r\n>> YOUR MIC IS NOT ON. >> BECAUSE OF THE QUESTIONS THAT ARE COMING UP NOW, AND I'M WILLING TO HEAR THIS IN MY NEXT COMMITTEE MEETING DECEMBER 17TH, DO A 7G, GET ALL THESE QUESTIONS ANSWERED. >> 7B, MORE BETTER. >> DIFFERENT ONE. B AS IN MO BETTER. >> TAKE IT UP FOR SECOND AND FINAL READING ON DECEMBER 23RD, IF IT PASSES. >> WHAT DO YOU MEAN IF IT PASSES?\r\n\r\n>> THAT YOUR SECOND COUNCIL MEETING. >> IT HAS TO PASS, OTHERWISE THIS THING WON'T EVER BE IMPLEMENTED. >> DECEMBER 23RD IS YOUR NEXT COUNCIL MEETING; RIGHT? >> WHAT IS ANOTHER MONTH? >> THE 23RD, THE 23RD. >> I WILL BE OUT OF THE COUNTRY. >> WHERE?\r\n\r\n>> JAPAN. >> CALIFORNIA. >> OH, YOU CAN STILL CALL US. >> KIND OF DON'T WANT TO -- >> SHE IS AT DISNEYLAND. >> WHY ARE WE HAVING A MEETING TWO DAYS BEFORE CHRISTMAS? >> WE'LL TALK ABOUT THE SCHEDULING AFTER THIS. I DO NOT WANT THIS BILL HELD UP ANY LONGER.\r\n\r\nWHAT SHE IS DOING A 7B, IS JUST AS PRESENTATION. YES, MEMBER RAWLINS-FERNANDEZ. >> WHAT DATE IS THE PRESENTATION GOING TO BE? >> THE 17TH. >> 17TH. OKAY. >> OKAY.\r\n\r\nALL THOSE IN FAVOR, RAISE YOUR HAN, SAY AYE? >> AYE. >> SEVEN AYES, TWO EXCUSED. MEMBERS JOHNSON AND SINENCI, AND MOTION CARRIES. SO THEREFORE, THAT TAKES CARE OF ALL EXCEPT 185. >> YES >> LOKAHI PACIFIC IS LISTENING TO THIS AND SAID PLEASE CORRECT THE RUMOR THAT YOU JUT STARTED OR MENTIONED. THEY ARE NOT SELLING THE PONO BUILDING. WHATEVER RUMOR YOU HEARD.\r\n\r\n>> IN REALTIME. >> THAT IS GOOD. I JUST SAID I HEARD, BUT YOU SAID THAT BELONGS -- ? >> THEY CANNOT SELL THE BUILDING. IT'S OUR BUILDING. >> SO THAT DOESN'T MAKE SENSE. THAT RUMOR -- >> THAT YOU HEARD IS NOT CORRECT. >> HOW CAN THAT NOT BE CORRECT IF THEY HAVE CONTROL OVER THE BUILDING?\r\n\r\nLET'S NOT GO THERE. >> YOU NOT GO THERE. LET'S GO. >> BILL 185 CAN THE CLERK'S OFFICE PLEASE CALL THAT UP. >> YES, CHAIR. BEFORE YOU IS BILL 185 (2024) A BILL FOR AN ORDINANCE ADOPTING THE HAWAII STATE FIRE CODE WITH CERTAIN AMENDMENTS THERETO. >> MEMBER PALTIN.\r\n\r\n>> THANK YOU, CHAIR. I MOVE TO WAIVE THE REQUIREMENT OF COMMITTEE REFERRAL AND REPORT UNDER RULE 7G OF THE RULES OF THE COUNCIL AS IT RELATES TO BILL 185 (2024). >> SECOND. >> DO YOU HAVE ALL OF THESE CHANGES TO MAKE? >> FORM AND LEGALITY. >> OKAY. MOVED BY MEMBER PALTIN AND SECONDED BY WHO? MEMBER UU-HODGINS.\r\n\r\nTO PASS BILL 185. ON FIRST READING. >> THE WAIVER. >> JUST THE WAIVER. OKAY. TO WAIVE RULE 7G. DISCUSSION, MEMBER PALTIN. >> THANK YOU, CHAIR. YOU KNOW, MY PREFERENCE IS NOT TO HURRY AND RUSH THINGS THROUGH, BUT IF WE DON'T PASS THIS BEFORE THE END OF THE YEAR, IS OUR DEADLINE TO ADOPT THE FIRE CODE THAT HAS BEEN HANDED DOWN FROM THE NATIONAL TO THE STATE TO THE STATE TO THE COUNTY.\r\n\r\nAND SO IF IT'S NOT PASSED BY THE END OF THE YEAR, THEN WE WILL HAVE TO ADOPT THE STATE'S VERSION, WHICH INCLUDES CHAPTER 17, WHICH THE FIRE DEPARTMENT HAS SAID THEY ARE NOT PREPARED TO -- THEY DON'T HAVE THE CAPACITY TO ENFORCE AGAINST, AND WE DID HAVE A SMALL PRESENTATION ON WEDNESDAY, WITH THE FIRE DEPARTMENT FOR ABOUT THREE HOURS, IF PEOPLE RECALL? SO THAT IS WHY I'M ASKING RIGHT NOW TO PASS IT ON FIRST READING. >>

OKAY. SO IT'S A 7G. ANYBODY WANTS TO DISCUSS THIS FURTHER ON THE 7G? IF NOT, ALL THOSE IN FAVOR OF THE WAIVER, PLEASE RAISE YOUR HAND, SAY AYE. SEVEN AYES, TWO EXCUSED. MEMBERS JOHNSON AND SINENCI. MOTION CARRIES.\r\n\r\nMEMBER PALTIN. >> I MOVE TO PASS BILL 185 (2024) ON FIRST READING. >> MOVED BY MEMBER PALTIN AND SECONDED BY MEMBER COOK TO PASS BILL 185 ON FIRST READING. >> I WILL RESERVE MY DISCUSSION ON THE MAIN MOTION AS AMENDED UNTIL AFTER WE -- OR SUBSTITUTE BECAUSE AT THIS TIME I MOVE TO SUBSTITUTE BILL 185 (2024) WITH THE FD 1 VERSION AS PROPOSED IN MY AMENDMENT SUMMARY FORM THAT HAS BEEN DISTRIBUTED BY THE COUNTY CLERK. >> SECOND? >> SECOND. >> OKAY.\r\n\r\nMR. COOK ALREADY SHOWED ME HIS TWO. SO MEMBER PALTIN MOVED AND MEMBER COOK SECONDED TO SUBSTITUTE THE BILL WITH THE ATTACHED PROPOSED FD 1 VERSION. DISCUSSION, MEMBER PALTIN. >> THE SUBSTITUTED VERSION SIMPLY MAKES AMENDMENTS TO INCORPORATE NON-SUBSTANTIVE REVISIONS FOR CLARITY, CONSISTENCY AND STYLE. THE PURPOSE -- THE PROPOSED REVISIONS ENSURE CONSISTENCY WITH THE DRAFTING GUIDE FOR THE COUNTY OF MAUI LEGISLATION AND IMPROVES THE BILL'S CLARITY. >> THAT'S IT?\r\n\r\nANY MORE DISCUSSION? >> I RESPECTFULLY ASK FOR THE MEMBERS' SUPPORT OF MY MOTION. >> ALL THOSE IN FAVOR OF THE MOTION, RAISE YOUR HAND, SAY AYE. OKAY. THAT IS SEVEN AYES, TWO EXCUSED. MEMBERS JOHNSON AND SINENCI. MOTION CARRIES.\r\n\r\nNOW THE MAIN MOTION AS AMENDED. ANYBODY ELSE? MEMBER PALTIN. >> I DO HAVE SOME DISCUSSION, AND IT WOULD BE THAT I THINK IN THE FUTURE WE SHOULD WORK TO COMMUNICATE BETTER AMONGST OURSELVES, AS THE COUNTY, THE CORPORATION COUNSEL, THE FIRE DEPARTMENT, THE ADMINISTRATION, AND MOST OF ALL THE COMMUNITY. YOU KNOW, WE HAD HEARD OVER THE COURSE OF TIME THAT THE FIRE DEPARTMENT WAS WORKING ON A BIG OVERHAUL TO THE FIRE CODE, AND THAT THEY HAD BEEN WORKING WITH CORPORATION COUNSEL FOR THE LAST SIX MONTHS. THE PART THAT REALLY OUT TO ME AFTER I RECEIVED THE LEGISLATION, AND JUST STARTED DRIVING AROUND NEIGHBORHOOD, DRIVING TO THE COUNTY BUILDING, DRIVING THROUGHOUT THE COUNTY AS A WHOLE, IS THE TREE PORTION. I DON'T KNOW IF OTHER MEMBERS ARE AWARE AT HOW PASSIONATE OUR COMMUNITY IS ABOUT TREES.\r\n\r\nIT COMES UP OFTEN IN OUR WEDNESDAY NIGHT COMMUNITY MEETINGS ABOUT TREES BEING CUT, AND THINGS LIKE THAT. PEOPLE WANTING TO SAVE THEIR MANGO TREES. I'M NOT SURE IF HAS ANYTHING TO DO WITH THAT MAY BE ALL THEY HAVE LEFT. BUT PEOPLE REALLY CARE ABOUT TREES. AS THEY SHOULD, BECAUSE WE ALL BREATHE OXYGEN. BUT IN CONVERSATION WITH OCS DIRECTOR, THEY ADVISED NOT TO DELAY THE ENFORCEMENT IN WRITING IN THE BILL, RATHER TO WRITE A LETTER TO THE FIRE DEPARTMENT TO FOCUS EDUCATION. BECAUSE TREE-TRIMMING IS NOT CHEAP, FIRST OF ALL, AND WE ALL KNOW A LOT OF PEOPLE HAVE STRUGGLE TO JUST PUT FOOD ON THE TABLE, STRUGGLE TO MAKE RENT, STRUGGLE TO PROVIDE THEIR FAMILY WITH CHRISTMAS CELEBRATIONS.\r\n\r\nAND THIS UPS THE FINES TO UP TO \$2500, THOUSAND DOLLARS A DAY FIRST OFFENSE, \$2500 A DAY SECOND OFFENSE. I JUST CHALLENGE THE MEMBERS AND CORP. COUNSEL AND THE ADMINISTRATION TO LOOK AT HOW CLOSE TREE CANOPIES ARE TO ROOFS AS THEY DRIVE AROUND? BECAUSE WHAT THIS BILL IS REQUESTING IS 5' OF CLEARANCE. JUST IN MY DRIVE -- JUST WALKING OUT MY DOOR, I HAVE TWO NEIGHBORS WHO WILIWILI TREES ARE TOUCHING MY GUTTERS. YOU GIVE BY THE PARK, YOU HAVE TREES OVER THE LIFEGUARD TOWERS, TREES OVER THE PAVILIONS, POST OFFICE HAS TREES OVER 5'. THIS IS A SIGNIFICANT CHANGE, WHETHER WE FOCUS MY PREFERENCE IS THAT WE FOCUS ON OUTREACH IN THE BEGINNING, BUT YOU KNOW, AS SOON AS CORPORATION COUNSEL, AS SOON AS THE FIRE DEPARTMENT KNEW ABOUT THIS, I'M NOT SURE WHY WE WERE NOT CONSULTING WITH THE PARKS TODAY AND THE STATE PROPERTY AND THE POST OFFICE IS A FEDERAL PROPERTY, AND WE NEED TO FOCUS ON THE REASON WHY WE'RE PASSING THIS IS NOT ONLY BECAUSE WE DON'T WANT TO BE FORCED TO ADOPT THE STATE FIRE CODE. WE COULD LEAVE ALL OF THIS STUFF OUT, BUT WE'RE ADOPTING IT FOR THE SAFETY OF OUR RESIDENTS.\r\n\r\nWE DON'T WANT ANOTHER LAHAINA TO HAPPEN. AND SO WE, AS THE GOVERNMENT, FROM THE COUNTY, THE STATE, AND THE FEDERAL-LEVEL SHOULD BE THE EXAMPLE. WHETHER OR NOT YOU HAVE TO CUT TREES IF IT'S THE SAFE THING TO DO, WE SHOULD BE OUT IN FRONT OF THIS. IF THIS IS GOING TO TAKE EFFECT JANUARY 1ST, ALL OF OUR PROPERTIES SHOULD BE IN COMPLIANCE. IT FEELS AS THOSE PEOPLE ARE WORKING IN SILOS, YOU KNOW? I'M NOT TAKING THIS -- PUTTING IT DOWN, GOING

HOME AND DRIVING WITH BLINDERS ON. I'M APPLYING WHAT IS THE IMPLEMENTATION GOING TO LOOK LIKE? YOU KNOW? ON MY DRIVE HOME AS I PONDER WHAT THIS MEANS AND DRIVE IN, DRIVE OUT AND DRIVE MY KIDS TO KALAMA FOR VOLLEYBALL MATCH, EVERYWHERE YOU WOULD, MR. ELLISON SAID I'M AWARE OF THE CHANGES TO THE FIRE CODE AND THE COUNTY HAS A LOT OF WORK TO DO. AND THERE IS GOING TO BE A SIGNIFICANT COST TO THE COUNTY AS WELL WHICH IS A COST TO THE TAXPAYERS. I'M AWARE THAT THE FIRE DEPARTMENT HAS A PIO, AND YOU KNOW, IT WAS SAID THAT WELL WE DON'T WANT TO GO OFF AND START TELLING ME WHEN WE DON'T EVEN KNOW IF THIS IS GOING TO PASS. WE'VE GIVEN THE FIRE DEPARTMENT THEIR ENTIRE BUDGET. WE DON'T WANT TO GO AGAINST THEM WHAT THEY ARE RECOMMENDING.

AND IF THIS IS BEST PRACTICES, DO WE NEED LEGISLATION TO START PRACTICING IT INTERNALLY? SO DRIVING IN A WAS A LITTLE BIT FREAKING OUT ABOUT PASSING THIS BILL, BECAUSE TREE-TRIMMERS ARE NOT CHEAP. I DON'T -- I DON'T BELIEVE THE ARBORIST COMMITTEE WAS REACHED OUT TO. AND SO I HAVE SERIOUS CONCERNS. I AM GOING TO VOTE IN FAVOR OF IT, BUT I JUST WANT TO SAY IN THE FUTURE, THINGS LIKE THIS COULD BE DONE A LOT MORE COMPREHENSIVELY, AND COLLABORATIVELY, AND IF WE DON'T LEARN FROM THIS, PO HO.

>> WELL-SAID. ANYBODY ELSE HAVE ANY COMMENTS? NO? THAT'S IT. DID WE VOTE ON THIS ALREADY? READY FOR THE AMENDED MOTION, MOTION AS AMENDED. ALL THOSE IN FAVOR OF THE MOTION, RAISE YOUR HAND, SAY AYE. SEVEN AYES, TWO EXCUSED. MEMBERS JOHNSON AND SINENCI.

MOTION CARRIES. MS. CLERK. WHERE ARE WE? >> CHAIR, WE'RE NOW ON ORDINANCES FOR SECOND AND FINAL READING. AND WE JUST NEED TO PUT THIS ON THE RECORD THAT THE ORDINANCES LISTED UNDER THIS SECTION WERE PASSED ON FIRST READING, ON NOVEMBER 26TH, 2024. HOWEVER, DUE TO THE MAUI NEWS PUBLICATION SCHEDULE WE WERE UNABLE TO PUBLISH THE DIGEST OF THE BILLS UNTIL THIS WEEK AND THE CHARTER REQUIRES IT NO LESS THAN THREE DAYS PRIOR TO FINAL ACTION AND REQUEST THAT COUNCIL DEFER THESE ITEMS TO THE DECEMBER 13TH COUNCIL MEETING. >> ANY OBJECTIONS, MEMBERS? >> NO OBJECTIONS. >> MEMBER RAWLINS-FERNANDEZ. >> NO OBJECTIONS, MAHALO, CHAIR. THIS REQUIREMENT, THREE DAYS BEFORE, YOU SAID CHARTER OR CODE? >> CHARTER. >> OKAY. WE HAVE BEEN HAVING PROBLEMS WITH POSTING, YOU KNOW? >> WE DON'T HAVE A DAILY NEWSPAPER ANY MORE. >> THAT'S WHY. >> I THINK WE NEED TO -- >> WE HAVE TRIED. STAR ADVERTISER. >> 1983. >> THE STAR ADVERTISER -- HAVE YOU TRIED AGAIN? >> WE TRIED MULTIPLE TIME AND THEY SENT US A FORM SAYING YEAH, THIS IS WHAT YOU WOULD FILL OUT, BUT THEY WOULDN'T RESPOND TO US. WHAT THE DEADLINES WERE, WHAT THE COSTS WERE, NONE OF IT.

IT'S BEEN FRUSTRATING, BUT CHAIR, BEFORE I FORGET, I NEED TO PUT ON THE RECORD ALSO THAT THE COMPLAINTS FOR THE TWO EXECUTIVE SESSION MATTERS WERE ALSO PASSED OUT AFTER WE CAME OUT OF EXECUTIVE SESSION. RESOLUTIONS 186 AND 187. >> EVERYBODY GOT THAT? OKAY. >> SO SAD. >> ALSO HAVE AN ANNOUNCEMENT. >> PARDON ME? >> JUST ONE MORE THING, IF ANY OF THE MEMBERS ARE COMING OUT IN-PERSON TO THE DECEMBER 10TH PUBLIC HEARING, PLEASE BRING YOUR SURFACE, AND THE CUBES THAT THEY PLUG INTO WITH YOU.

SO THAT WE CAN HELP SET YOU UP. >> COME A LITTLE EARLY. >> MEMBER RAWLINS-FERNANDEZ? >> MAHALO, CHAIR. SO I'M LOOKING AT PAGE 12 IN THE CHARTER. SECTION 4-24 DIGEST OF ALL BILLS THAT PASSED FIRST READING, AND THE VOTES THEREON SHALL BE PUBLISHED ONCE IN A NEWSPAPER OF GERM CIRCULATION IN THE COUNTY AT LEAST THREE DAYS BEFORE FINAL READING. NEWSPAPER IS ELECTRONIC NEWSPAPER, NOT, LIKE, INCLUDED AS NEWSPAPER? WOULD MAUI NOW? I THINK I ASKED THIS QUESTION PRIVATELY, BUT I FORGOT WHAT THE ANSWER WAS. >> WHO ARE YOU TALKING TO? >> ANYONE THAT HAS THE ANSWER. >> MEMBER RAWLINS-FERNANDEZ. >> IF YOU DON'T HAVE THE ANSWER RIGHT NOW, I WOULD LOVE FOR US TO RESEARCH THAT, AND FIGURE IT OUT, BECAUSE IT DOESN'T SAY "PRINT." THEREFORE, IT COULD MEAN ELECTRONIC. >> MADAM CHAIR? >> YES. >> WE WILL SEND A REQUEST FOR LEGAL SERVICES TO CORP. COUNSEL, BECAUSE THAT IS A LEGAL QUESTION. BUT JUST GOING BACK TO MY TIME WITH THE DEPARTMENT, I BELIEVE AS CORP. COUNSEL MEMO SAYING THAT PUBLICATION REQUIRED PRINT PUBLICATION, BUT PERHAPS -- >> WHAT YEAR? >> EXACTLY. SO PERHAPS THAT OPINION CAN BE UPDATED.

OTHERWISE, YOU KNOW, I THINK THAT WE PROBABLY SHOULD CONSIDER A CHARTER CHANGE TO RELAX THAT PUBLICATION REQUIREMENT. IT'S REALLY A LEFTOVER, INCLUDING THE PUBLIC HEARING

REQUIREMENT FROM PRE-SUNSHINE LAW. YOU KNOW, DAYS. SO THERE MAY BE SOME CHANGES THAT IF YOU ARE SUPPORTIVE, CAN BE MADE AT THE NEXT ROUND. >> BECAUSE IF THE CORP. COUNSEL OPINION WAS LIKE BACK WHEN I WAS IN HIGH SCHOOL, PERHAPS THERE WERE A LOT LESS PEOPLE WHO HAD ACCESS TO INTERNET. YOU KNOW, POST-PANDEMIC, SO MUCH MORE PEOPLE ARE, YOU KNOW, HAVE THE TECHNOLOGY, BROADBAND ACCESS HAS BEEN EXPANDED.\r\n\r\nI'M NOT SAYING EVERYONE HAS ACCESS. PERHAPS FROM THE TIME OF THAT CORP. COUNSEL OPINION TO NOW, YOU KNOW? IT COULD BE YEARS. >> DIDN'T HAVE ACCESS TO PRINTED NEWSPAPER. >> RIGHT. AND AT THAT TIME, YOU KNOW, MAYBE A PRINTED NEWSPAPER WAS MORE ACCESSIBLE THAN ONLINE.\r\n\r\nAND NOW IT'S REVERSED AND I'M SURE THAT OPINION WAS PRE-COVID. SO LOTS HAVE CHANGED. MAHALO, CHAIR. >> SO WE'RE JUST POINTING OUT THE CHALLENGES, NEW CHALLENGES WE HAVE WITH POSTING, AND SO FORTH. PRO TEM KAMA. >> SO IN REFERENCE TO WHAT MEMBER RAWLINS-FERNANDEZ SAID, THAT IF YOU ARE GOING TO DO AN ONLINE SUBSCRIPTION AND THAT IS DOABLE, WHAT WOULD BE THE COST OF ONLINE SUBSCRIPTION FOR A SUBSCRIBER TO SUBSCRIBE TO TO FIND THAT OUT? >> THEY ARE ELECTRONIC NEWSPAPERS THAT ARE FREE.\r\n\r\n>> I DON'T THINK STAR BULLETIN ONLINE, OR ADVERTISER. >> I WAS THINKING ABOUT MAUI NOU. >> OKAY. >> CIVIL BEAT, HAWAIIAN JOURNALISM INITIATIVE. >> 24/7. >> OKAY. ALL RIGHT, MEMBERS, WITH NO OBJECTIONS WE'LL DEFER CONSIDERATION OF BILLS 173 THROUGH 178 TO THE DECEMBER 13TH COUNCIL MEETING. OKAY?\r\n\r\n>> NO OBJECTIONS. >> THANK YOU. DOES THAT BRING US TO THE END OF THE CALENDAR? MEMBERS, DO YOU HAVE ANY COMMENTS OR ANNOUNCEMENTS OF ANY KIND? >> I HAVE AN ANNOUNCEMENT. >> OKAY. >> SO OUR COUNCIL 'OHANA HAS EXPANDED BY ONE, SARAH SEXTON HAD HER BABY.\r\n\r\nAVA. >> ALL RIGHT. AVA. >> SHE IS NICE AND HEALTHY; RIGHT? >> YES. >> THAT IS GOOD. MEMBER PALTIN.\r\n\r\n>> JUST GOING BACK TO THE PREVIOUS ITEM, I GOT A TEXT THAT SAYS, "HAWAII NEWS NOW WEBSITE HAS THE BIGGEST CIRCULATION OF ANYONE IN THE STATE." >> HAWAII NEWS NOW. >> THAT IS FREE. THAT IS ALSO FREE. YOU DON'T HAVE TO SUBSCRIBE. >> THIS IS KGMB, IS THAT THE ONE? HAWAII NEWS NOW? >> YOU CAN CONTACT OUR GOOD FRIEND CHELSEA DAVIS.\r\n\r\n>> OKAY. VERY GOOD. SO WE JUST HAVE TO FIND OUT IF THAT IS LEGAL? AND THAT QUESTION YOU WOULD POSE TO CORP. COUNSEL, CAN YOU SEND THAT REQUEST TO CORP. COUNSEL? ALL RIGHT >> OKAY.\r\n\r\nI THINK WE WERE ALSO LEFT OFF ON DECEMBER 23RD? SO EXPLAINING WHY WE HAVE A COUNCIL MEETING TWO DAYS BEFORE CHRISTMAS? >> I DON'T REMEMBER. WHY DID WE HAVE THAT CHANGE NOW? >> WITH THE NEXT COUNCIL MEETING ON -- SO WE HAVE THE PUBLIC HEARING IN LAHAINA ON THE 10TH AND THEN WE HAVE THE NEXT COUNCIL MEETING ON FRIDAY THE 13TH. >> SPECIAL COUNCIL MEETING. >> SPECIAL COUNCIL MEETING FRIDAY THE 13TH AT 9:00 AND CONCURRENTLY, AND WHAT IS ON THE AGENDA, LIKE A FULL AGENDA?\r\n\r\nSO THE PUBLIC HEARING ON DECEMBER 10TH AT 5:00 P.M. AND THAT IS ON A WEST MAUI COMMUNITY PLAN AMENDMENT. AND THEN ON THE 13TH, THERE'S A COUNCIL MEETING AT 9:00. >> WHICH TAKES THE PLACE OF THE 10TH. THE ORIGINAL ONE WAS THE 10TH; RIGHT? >> NO. OUR REGULAR COUNCIL MEETINGS ARE DECEMBER 6TH AND DECEMBER 20. >> OKAY. THINGS HAPPENED. YOU CAN CONTINUE EXPLAINING.\r\n\r\n>> SO YOU'RE CORRECT, PUBLIC HEARING CONCURRENT WITH SPECIAL COUNCIL MEETING ON THE 13TH. AND THOSE BILLS THAT WERE LISTED TODAY FOR SECOND AND FINAL WILL BE LISTED ON THE 13TH FOR ACTION ON SECOND AND FINAL. AND THEN ANY OTHER MATTERS THAT -- WELL, WE ACTUALLY POSTED THIS AFTERNOON. JOYCE MAY KNOW? AT ANY RATE THE PUBLICATION DEADLINE FOR ANYTHING THAT PASSS ON FIRST READING. >> THE PUBLIC HEARING ON DECEMBER 13TH IS ON BILL 171, AND 172, WAILEA 670, AT 9:00, CONCURRENT WITH THE SPECIAL COUNCIL MEETING. >> AND THERE ARE ALSO PRESENTLY FOUR ASFS THAT WILL BE POSTED.\r\n\r\n>> FOUR COUNTY COMMUNICATIONS. >> CORRECT. THE BILLS FOR SECOND AND FINAL FOR THE 13TH. THE PUBLICATION DEADLINE FOR ANY OF THE TWO BILLS THAT ARE POTENTIALLY FOR FIRST READING, THEY WOULDN'T BE PUBLISHED UNTIL THE NEXT THURSDAY; SO THE THREE DAYS PRIOR, THE 23RD ENDS UP BEING THE FIRST AVAILABLE BUSINESS DAY AFTER THE PUBLICATION ON THURSDAY. THURSDAY THE 19TH. >> MAHALO DEPUTY CLERK THOMSON. ON THE 10TH, WE'LL HAVE A PUBLIC HEARING IN THE LOCATION THAT CONCERNS LAHAINA AT 5:00 WHEN MORE PEOPLE CAN ATTEND AFTER WORK.\r\n\r\nON THE 13TH, WE'RE HAVING A PUBLIC HEARING AT 9:00 WHEN PEOPLE ARE WORKING, NOT IN THE DISTRICT SOUTH

MAUI, WHERE IT CONCERNS, IN WAILUKU. CONCURRENTLY WITH SPECIAL COUNCIL MEETING CALLED "SPECIAL" FOR WAILEA 670 SOUND LIKE. IS THERE A PRESS RELEASE TO LET PEOPLE KNOW ABOUT THE PUBLIC HEARING FOR THE 10TH? SO THAT PEOPLE KNOW THAT THEY NEED TO COME OUT AND THEY MIGHT TO TAKE OFF FROM WORK? BECAUSE THE PUBLIC HEARING IS BEING HELD CONCURRENTLY AT 9:00 WHEN PEOPLE WORK? IN WAILUKU AND NOT SOUTH MAUI? >> IN ALL FAIRNESS TO HLU, WE HAD A NIGHT MEETING.\r\n\r\n>> PEOPLE WERE NOT ALLOWED TO TESTIFY -- THEY WERE ALLOWED TO LISTEN. IT WAS A PUBLIC MEETING. THEY WEREN'T ALLOWED TO TESTIFY. >> CHAIR, WOULD YOU CONSIDER HAVING A PUBLIC HEARING IN THE EVENING IN THE DISTRICT IT CONCERNS? THE SAME WAY WE'RE HAVING A PUBLIC HEARING IN THE EVENING, IN THE DISTRICT IT CONCERNS ON THE 10TH? SO WE'RE HAVING THAT FOR WEST MAUI, AND THEN WE SHOULD HAVE THE SAME THING FOR BILL 171 AND BILL 172 WAILUA 670 IN SOUTH MAUI. >> I THINK PEOPLE WILL UNDERSTAND THAT WE'RE HAVING TROUBLE EVEN GETTING QUORUM AT THIS TIME OF THE YEAR, BECAUSE PEOPLE ARE TRAVELING, AND HAVE OTHER THINGS TO DO.\r\n\r\nIT'S KIND OF UNUSUAL FOR US TO HAVE SUCH A BUSY END OF YEAR CALENDAR. >> I WAS HOPING TO TAKE A BREAK AFTER THE ELECTION. >> ME TOO. >> IT'S BEEN NONSTOP MEETINGS ALL THE WAY TO TWO DAYS BEFORE CHRISTMAS. I REALLY WAS HOPING THAT WE COULD, LIKE, HOLD THIS TO THE NEXT TERM, SINCE IT'S THE SAME COUNCIL, AND WE WOULD TAKE IT UP IN JANUARY? IT'S LIKE A MONTH AWAY. >> I REALIZE THAT.\r\n\r\nIT'S REALLY HARD TO GET EVERYBODY ORGANIZED AT THE END OF THE YEAR. MEMBER PALTIN. >> I JUST WANTED TO STATE FOR THE RECORD IN THE PRINTED CALENDAR IT SAYS THE 20TH WAS OUR LAST DAY OF WORK FOR THE YEAR. AND SO MANY, MANY, MANY MONTHS AGO, I BOUGHT AIRLINE TICKETS FOR MY ENTIRE FAMILY FOR A VACATION TO THE CONTINENT. MY KIDS NEVER DID GO TO THE CONTINENT. WE HAVE BEEN PUTTING THIS OFF SINCE PRIOR TO COVID. AND SO I'M NOT CHANGING MY PLANS FOR A PART-TIME JOB.\r\n\r\n>> I UNDERSTAND THAT. I UNDERSTAND. WE'RE VERY APOLOGETIC TO INCONVENIENCE ANYBODY, ANYBODY. >> SO I'M NOT COMING. >> I KNOW, YOU CAN ALWAYS JOIN US ONLINE. I'M GOING TO BE ON VACATION THAT I PUT ON MONTHS AGO, BASED ON THE CALENDAR THAT WAS PRINTED. SO I'M NOT GOING TO BE HERE, BECAUSE I HAVE BEEN WORKING 80-HOUR WEEKS FOR THIS PART-TIME JOB FOR OVER A YEAR.\r\n\r\nSO I'M NOT COMING. THIS IS NOT A REGULARLY SCHEDULED MEETING. IT'S NOT ON THE CALENDAR. I PURCHASED PLANE TICKETS TO SPEND TIME WITH MY FAMILY. >> I UNDERSTAND THAT. LIKE I SAID, IF WE COULD RESCHEDULE, WE'LL TRY, BUT IT'S DIFFICULT THIS TIME OF YEAR. >> I THINK YOU SHOULD RESCHEDULE INTO THE NEW TERM, BECAUSE THIS IS NOT RIGHT.\r\n\r\nLIKE, HUMANS NEED TIME OFF. AND I KNOW ALL OF YOU GUYS DON'T GO TO ALL OF THE WEDNESDAY NIGHT COMMUNITY MEETINGS, BECAUSE IT'S NOT YOUR COMMUNITY. BUT IT IS YOUR COMMUNITY THAT ELECTED YOU. SO I NEED TIME OFF. AND I WON'T BE HERE. >> DULY NOTED. ANY OTHER ANNOUNCEMENTS OR COMMENTS?\r\n\r\nYES? >> CHAIR. >> MEMBER RAWLINS-FERNANDEZ. >> CHAIR, I ASKED IN COMMITTEE, AND NOW THAT IT'S BEING RUSHED AND SPECIAL COUNCIL MEETINGS ARE BEING CALLED JUST FOR BILL 171 AND 172. I WILL ASK AGAIN WHAT IS THE RUSH? BECAUSE IT WASN'T EXPLAINED IN COMMITTEE. IT WAS JUST THAT IS MY DECISION. THAT IS WHAT WAS SAID IN COMMITTEE.\r\n\r\n>> I THINK THAT IS YOUR ASSUMPTION -- >> THAT IS WHAT I ASKED. THAT IS WHAT WAS SAID. I MEAN, IF ANYONE WOULD LIKE TO CORRECT ME? >> WHO SAID THAT? >> OUR HOUSING CHAIR. IF I MISINTERPRETED THAT, I'M INVITING OUR HOUSING CHAIR TO CORRECT ME. BUT WHEN I ASKED, THAT WAS WHAT I WAS TOLD.\r\n\r\n>> WHAT WAS THE QUESTION THAT YOU ASKED? >> WHAT IS THE RUSH? BECAUSE EVEN THAT COMMITTEE MEETING WAS NOT A REGULARLY SCHEDULED MEETING. IT WAS A SPECIAL COUNCIL -- SPECIAL HLU COMMITTEE MEETING. A MEETING THAT WE DIDN'T EVEN KNOW THAT WAS HAPPENING. I DIDN'T EVEN GIVE MY INDICATION THAT I WOULD BE ATTENDING FOR QUORUM UNTIL I FOUND OUT WHAT IT WAS. LIKE THESE REALLY HUGE AMENDMENTS THAT ARE FLYING UNDER THE RADAR THAT IS NOT RIGHT.\r\n\r\nI'M GETTING COMPLAINTS FROM THE PUBLIC HOW WE'RE CONDUCTING THESE MEETINGS. THESE ARE NOT REGULARLY SCHEDULED MEETINGS. BILL 171 AND 172 WERE EXPEDITED IN THE WAY AS MEMBER PALTIN HAS BILLS THAT AFFECT LAHAINA SPECIFICALLY, THAT COULD HELP OUR RESIDENTS WITH THE REBUILD, WE'RE NOTE GIVEN THE SAME KIND OF TREATMENT, SPECIAL TREATMENT, SPECIAL EXPEDITED TREATMENT. AS BILL 171 AND 172 FOR WAILEA 670. BILL 103, 104 AND 105, THEY LANGUISHED IN COMMITTEE AS MEMBER



PALTIN STATED AND THEY WERE NOT EXPEDITED FOR MONTHS. NOW WE HAVE A MEETING, A SPECIAL COUNCIL MEETING TWO DAYS BEFORE CHRISTMAS. IT'S NOT RIGHT CHAIR. IT SHOULD BE HELD OFF UNTIL NEXT TERM.\r\n\r\n>> OUR RECOLLECTION WHEN WE HAD THE MEETING THE OTHER NIGHT, ALMOST AFTER 9:00, MOST OF THE AMENDMENTS CAME FROM YOU, AND FROM MEMBER PALTIN. IT'S NOT LIKE WE ALL RUSHED AND GAVE ALL OF THESE LAST-MINUTE CHANGES. I DON'T RECALL THAT. >> AND THEN I VOTED AGAINST IT. >> RIGHT. >> BECAUSE I DON'T SUPPORT THIS PROJECT. I DON'T SUPPORT RUSHING AND THAT IS FINE.\r\n\r\nIT'S FINE IF YOU FOLLOW THE PROCESS, IF YOU FOLLOW THE CORRECT PROCESS. THEN IT WOULDN'T BE SUCH AN ISSUE. BUT IT'S BECOMING A REAL BIG ISSUE, BECAUSE IT'S BEING GIVEN SPECIAL TREATMENT TO GO QUICKLY THROUGH A PROCESS THAT OTHER BILLS WEREN'T TREATED THE SAME -- WITH THE SAME KIND OF URGENCY. >> I KNOW. YOU'RE ENTITLED TO YOUR OPINION, BUT THIS PROJECT HAS TAKEN 16 YEARS. SO CALLING THAT A RUSH IS TO ME, A LITTLE BIT OF A STRETCH. >> HAVEN'T EVEN PUT IN THEIR PRELIMINARY ENGINEERING REPORTS TO THE DEPARTMENT OF WATER.\r\n\r\nDEPARTMENT OF HEALTH. >> I BELIEVE YOU GUYS MADE ALL OF THESE SAME ARGUMENTS DURING THE MEETING, AND HAD AMPLE TIME TO EXPRESS YOURSELVES AGAINST THE PROJECT, AND YOU DID. >> WE DID NOT HAVE AMPLE TIME TO ASK QUESTIONS. TEN MINUTES TO ASK QUESTIONS ON 700 PAGES? OUR STAFF DIDN'T EVEN HAVE AN OPPORTUNITY TO READ THROUGH THE WHOLE ENTIRE 700 PAGES. ON TOP OF A WHOLE COMMITTEE WEEK OF WORK AND EXTRA MEETING WITH 700 PAGES WITH SIX DAYS TO READ THAT? THAT IS NOT -- THAT IS NOT APPROPRIATE.\r\n\r\nON THANKSGIVING. >> YOU ARE ENTIRELY RIGHT. IT'S LIKE THE FIRE CODE, 700 PAGES WE HAD LIKE TWO DAYS TO READ THAT. >> 34 PAGES. >> THAT FIRE CODE IS PRETTY BIG. THAT IS PRETTY BIG. >> AS FAR AS THE FIRE CODE THE FIRE DEPARTMENT HAS TOLD US THAT THEY WILL COME BACK AND DO AMENDMENTS.\r\n\r\nTHIS IS A ONE-SHOT DEAL AND WE'RE ROBBING THE COMMUNITY OF THE OPPORTUNITY TO PROVIDE TESTIMONY, ONE-TIME. THEY ARE BEING GIVEN HLU COMMITTEE ONE TIME. WHEN THIS PASSED IN 2008, 34 MEETINGS. THAT THE PUBLIC HAD AN OPPORTUNITY TO PROVIDE TESTIMONY ON. >> I'M ALLOWING TOO MUCH OF A STRETCH WHEN I ASKED IF ANYBODY HAD ANNOUNCEMENTS? BECAUSE WHAT YOU ARE TALKING ABOUT IS REALLY NOT ON ANY AGENDA. SO I THINK I HAVE GIVEN YOU GUYS A LOT OF TIME TO EXPRESS YOURSELVES, AND I THINK AT THIS TIME, I'M GOING TO IN ONE MINUTE.\r\n\r\n>> CAN WE HAVE A PUBLIC HEARING IN THE EVENING IN THE DISTRICT THAT THIS BILL 171 AND 172 IS CONCERNING? IT'S BEING HELD CONCURRENTLY AT 9:00 IN WAILUKU. >> IT'S DONE ALL THE TIME. >> WHEN WAS THE LAST TIME WE DID IT, CHAIR? >> MANY TIMES. >> WHAT WAS THE LAST TIME THOUGH I CAN GET YOU THAT INFORMATION. >> IF WE DID IT THIS TERM, IT WAS MAYBE ONCE.\r\n\r\nI KNOW THAT IT'S BEEN DONE BEFORE, BUT JUST BECAUSE IT WAS DONE BEFORE DOESN'T MAKE IT RIGHT. >> OKAY, I'M JUST SAYING IT'S BEEN DONE BEFORE. >> IT DOESN'T MAKE IT RIGHT AND WE DON'T HAVE TO PERPETUATE A WRONG FROM THE PAST. >> LOOK, WE'RE NOT TALKING ABOUT A CRIME HERE, WE'RE TALKING ABOUT PROCEDURE. OKAY? AND SO I THINK I HAVE LET THIS GO ON A LITTLE TOO LONG. >> WILL YOU CONSIDER IT?\r\n\r\n>> I CERTAINLY WILL. HOW IS THAT? I WILL. BUT LIKE I SAID, IT'S BEEN A REAL DEVIL TRYING TO ACCOMMODATE EVERYBODY, AND HONESTLY, YESTERDAY I FOUND OUT FOR THE FIRST TIME, WE'RE NOT HAVING A COUNCIL MEETING ON THE 10TH. THIS IS HOW THINGS HAPPEN. IT'S JUST -- >> HOW THINGS HAPPEN WHEN YOU ARE TRYING TO RUSH THINGS WHEN THEY DON'T NEED TO BE RUSHED BECAUSE I STILL HAVEN'T HEARD AN ANSWER WHY IT'S BEING RUSHED? I STATED FOR THE RECORD, WHAT I UNDERSTOOD WAS STATED IN HLU COMMITTEE MEETING, AND I WASN'T CORRECTED.\r\n\r\nAND SO I'M GOING TO ASSUME THAT I UNDERSTOOD IT CORRECTLY. >> WELL, I'M -- AN ASSUMPTION BETWEEN YOU AND SOMEBODY ELSE, NOT ME. >> THAT IS RIGHT. I HAVE ASKED YOU ABOUT YOU AS OUR COUNCIL CHAIR WHY ARE YOU RUSHING THIS THROUGH? >> I AM NOT RUSHING ANYTHING. THIS IS MOVING AS IT WOULD ANYTHING. >> SPECIAL COUNCIL MEETINGS TWO DAYS BEFORE CHRISTMAS IS NOT HOW THINGS HAVE BEEN DONE IN THE PAST.\r\n\r\n>> WE HAVE HAD A VERY DIFFICULT AND CHALLENGING YEAR. AND WE HAVE HAD THINGS THAT ARE UNPLANNED AT THE LAST-MINUTE, WE DO THIS ALL THE TIME, YOU KNOW? OF COURSE, IT'S INCONVENIENT, BUT IT HAPPENS. IT JUST HAPPENS. AND WHAT IS MAKING IT MORE CHALLENGING THIS YEAR IS THE FACT THAT WE'RE HAVING A HARD TIME POSTING BECAUSE OUR ONE AND ONLY NEWSPAPER WENT FROM DAILY TO WEEKLY. THAT IS A BIG CHALLENGE TO ALL

OF US. YOU JUST HEARD IT.\r\n\r\nAND NOW WE'RE AT THE POINT WE'RE GOING TO GET CORP. COUNSEL'S OPINION ON IT. >> THERE IS NO SENSE OF URGENCY FOR BILLS THAT AFFECT LAHAINA. THERE'S NO DIRECT REFERRAL FOR THE BILLS THAT AFFECT LAHAINA LIKE THERE IS FOR WAILEA 670 THAT HASN'T SUBMITTED A ENGINEERING REPORT TO THE DOH AND NOT SHOVEL-READY AND YET, YOU ARE HOLDING US HERE DURING THE HOLIDAYS FOR NO GOOD REASON. THERE'S NO REASON TO RUSH THIS. IT'S ALL THE SAME COUNCIL COMING BACK NEXT TERM. AND YOU ARE JUST WORKING US OVER WHAT HUMANS ARE SUPPOSED TO BE HANDLING.\r\n\r\nTHE WHOLE ENTIRE TOWN OF LAHAINA BURNED DOWN AND THERE'S NO SENSE OF URGENCY FOR NON-CONFORMING KITCHENETTES AS 300 PEOPLE ARE PUTTING IN PERMITS TO REBUILD THEIR HOUSE AND NO SENSE OF CLARITY WHAT THEY ARE ALLOWED TO REBUILD. SOME THINGS ARE PROPOSED AND IT'S JUST HANGING OUT IN THE AIR, NO SENSE OF URGENCY AND NO DIRECT REFERRAL. WE SEE THE PRIORITY AND IT'S NOT LAHAINA, BUT THE LUXURY DEVELOPMENTS. >> NO IT'S NOT. YOU ARE ENTITLED TO YOUR OPINION. >> ACTIONS SPEAK LOUDER THAN WORDS. >> LET'S BE HONEST, TAMARA, I AGREE WITH YOU ON THE BILLS WHEN THEY WERE HEARD, WHAT HAPPENED WAS THEY WERE HALF-BAKED.\r\n\r\n>> I KNOW. SO WE SHOULD REHEAR THEM AND HEAR THEM AND HEAR THEM AGAIN, UNTIL THEY ARE FULLY BAKED, BECAUSE THESE ARE PEOPLE'S LIVES ON THE LINE. YOU SHOULD HEAR THEM AGAIN AND AGAIN AND AGAIN, UNTIL WE GET CLARITY. INSTEAD OF PRESENTATIONS ON RENT STABILIZATION, WHEN NO LEGISLATION ON RENT STABILIZATION WILL BE HEARD. PRESENTATIONS ON HOUSING SOLUTIONS, WHEN WE HAVE ACTUALLY BILLS THAT AREN'T BEING HEARD. IT'S RIDICULOUS. PEOPLE ASKING WHAT CAN I DO FOR LAHAINA? \r\n\r\nEVERY CHANCE I GET, HEAR BILL 105, HEAR BILL 105 >> I THINK WE HAVE DONE OTHER THINGS TO HELP LAHAINA AND IT HAS BEEN AND ALWAYS WILL BE A PRIORITY. >> ACTIONS SPEAK LOUDER THAN WORDS. >> AND WE'LL TRY TO GET TO THOSE BILLS AS SOON AS WE CAN, AS SOON AS THE ADMINISTRATION DOES ITS JOB BY BRINGING IT UP TO WHERE IT'S SUPPOSED TO BE. >> CHAIR, BILL 173 THROUGH 178, BILL 183 THROUGH 186 CAN BE PASSED BY SECOND AND FINAL READING THE 13TH AND THE ONLY REASON WE HAVE HAD TO HAVE A SPECIAL COUNCIL MEETING TWO DAYS BEFORE CHRISTMAS IS BECAUSE BILL 171 AND 172 WOULD NOT HAVE ITS PROCEDURAL REPORT -- WHATEVER IS REQUIREMENTS MET, BECAUSE IT'S ON A -- [ INAUDIBLE ] AND STAFF WOULDN'T BE ABLE TO GENERATE ALL OF THOSE REQUIREMENTS BY THE 20TH. BILL 171 AND 172 WAILEA 670 IS THE ONLY REASON WE'RE HAVING A MEETING ON DECEMBER 23RD. THAT IS THE ONLY REASON. >> THAT IS NOT THE ONLY REASON.\r\n\r\n>> WE CAN CHECK WITH THE CLERKS. >> IT'S NOT THE ONLY REASON. WE HAVE A LOT OF OTHER THINGS THAT MAY BE YOU ARE NOT AWARE OF, BUT WE HAVE A LOT, LIKE I SAID, CHALLENGES WITH POSTING. WE HAVE OTHER BILLS THAT NEED TO BE TAKEN CARE OF, THESE ARE NOT THE ONLY ITEMS THAT WILL BE ON THE DECEMBER 23RD AGENDA TO MY KNOWLEDGE. >> BILL 183, 184, 185, 186. >> I DON'T WANT TO END THIS ABRUPTLY. I WILL GIVE YOU THE LAST SENTENCE. >> WE'RE HAVING A SPECIAL COUNCIL MEETING TWO DAYS BEFORE CHRISTMAS, EXPEDITED PROCESS, WHEN WE COULD WAIT UNTIL NEXT MONTH.\r\n\r\nALL BECAUSE OF WAILEA 670 AT THE EXPENSE OF LAHAINA -- THE BILLS THAT WOULD HELP LAHAINA AND THAT IS NOT RIGHT, CHAIR. JUST BECAUSE PUBLIC HEARINGS WERE DONE CONCURRENTLY AT 9:00 IN THE DISTRICT WERE NOT RIGHT AND I SERIOUSLY HOPE YOU CONSIDER NOT PERPETUATING THAT KIND OF WRONG. IT GOES AGAINST THE SPIRIT OF THE LAW, CHAIR. >> OKAY. I APPRECIATE YOUR OPINION. ANYBODY ELSE? IF NOT, THIS MEETING IS ADJOURNED.\r\n\r\nTHANK YOU. [ GAVEL ]