

**MAUI COUNTY COUNCIL
REGULAR COUNCIL MEETING
MINUTES**

**December 19, 2025
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, 8th Floor, 200 S. High Street, Wailuku, Hawaii.

Video recording of meeting available at: www.mauicounty.legistar.com

TIME MEETING CALLED TO ORDER: 9:05 a.m.

ROLL CALL

Councilmember	Pres.	Abs.	Exc.	Time(s) In/Out (during meeting)
Vice Chair Yuki Lei Sugimura	√			
CM Tamara Paltin	√			
CM Gabe Johnson	√			
CM Keani Rawlins-Fernandez	√			
CM Tom Cook	√			
CM Nohelani U‘u-Hodgins	√			
CM Shane Sinenci	√			
Chair Alice L. Lee	√			
TOTAL PRESENT	8			

CEREMONIAL RESOLUTIONS

Reso 25-212 "EXTENDING CONDOLENCES TO THE FAMILY OF THE LATE FLORENCIO LAWRENCE CABANILLA"

	AYE	NO	EXC	Time Deliberations Began	9:26 a.m.
				Time Motion Made	9:26 a.m.
VC Sugimura	√			Motion	ADOPT
CM Paltin	√			Maker	Paltin
CM Johnson	√			Secunder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	9:37 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	8			MOTION PASSED	

COMMITTEE REPORTS

CR 25-87 Recommending ADOPTION of Resolution 25-191, authorizing settlement of Claim 4089446-1, of Elaine Bogard and Robert Bogard, in the amount of \$57,664.74.

CR 25-88 Recommending ADOPTION of Resolution 25-192, authorizing settlement of Aissa Nishiyama v. County of Maui Police Department, et. al.; Civil 2CCV-23-0000346.

CR 25-89 Recommending ADOPTION of Resolution 25-196, CD1, authorizing settlement of Claim 4A25055GZP0-0001, of Kanani Kealoha-Faleafine, in the amount of \$55,668.18.

CR 25-90 Recommending ADOPTION of Resolution 25-201, authorizing settlement of County of Maui, Department of Environmental Management v. Komar Maui Properties I LLC, Case 1:24-cv-00203-KJM.

CR 25-91 Recommending FIRST READING of Bill 105, CD1 (2025), to allow alternate members to fill mid-term vacancies on County boards and commissions on an interim basis.

	AYE	NO	EXC	Time Deliberations Began	10:54 a.m.
				Time Motion Made	10:56 a.m.

VC Sugimura	√			Motion	ADOPT recommendations of CRs 25-87 – 25-91
CM Paltin	√			Maker	U‘u-Hodgins
CM Johnson	√			Secunder	Sugimura
CM Rawlins- Fernandez	√			Time Vote Taken	10:57 a.m.
CM Cook	√				
CM U‘u- Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	8			MOTION PASSED	

RESOLUTIONS:

Reso 25-223 "APPOINTMENT OF MAX TSAI TO THE POLICE COMMISSION FOR THE COUNTY OF MAUI"

	AYE	NO	EXC	Time Deliberations Began	10:58 a.m.
				Time Motion Made	10:58 a.m.
VC Sugimura	√			Motion	DISCHARGE from GREAT Committee
CM Paltin	√			Maker	U‘u-Hodgins
CM Johnson	√			Secunder	Sugimura
CM Rawlins- Fernandez	√			Time Vote Taken	10:59 a.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	8			MOTION PASSED	

	AYE	NO	EXC		
				Time Motion Made	10:59 a.m.
VC Sugimura	√			Motion	ADOPT, as amended
CM Paltin	√			Maker	U‘u-Hodgins
CM Johnson	√			Secunder	Sugimura

CM Rawlins-Fernandez	√			Time Vote Taken	11:00 a.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	8			MOTION PASSED	

	AYE	NO	EXC		
				Time Motion Made	10:59 a.m.
VC Sugimura	√			Motion	AMEND
CM Paltin	√			Maker	U‘u-Hodgins
CM Johnson	√			Second	Paltin
CM Rawlins-Fernandez	√			Time Vote Taken	11:00 a.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	8			MOTION PASSED	

Reso 25-224 "AUTHORIZING ACCEPTANCE OF A DONATION OF \$250 FROM C&S WHOLESALE GROCERS, LLC TO THE DEPARTMENT OF ‘ŌIWI RESOURCES, COUNTY OF MAUI, UNDER SECTION 3.56.030, MAUI COUNTY CODE"

	AYE	NO	EXC	Time Deliberations Began	11:01 a.m.
				Time Motion Made	11:01 a.m.
VC Sugimura	√			Motion	ADOPT
CM Paltin	√			Maker	Rawlins-Fernandez
CM Johnson	√			Second	U‘u-Hodgins
CM Rawlins-Fernandez	√			Time Vote Taken	11:02 a.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	8			MOTION PASSED	

Reso 25-225 "REFERRING TO THE LĀNA‘I, MAUI, AND MOLOKAI PLANNING COMMISSIONS A PROPOSED BILL AMENDING CHAPTER 2.80B, MAUI COUNTY CODE, TO ADDRESS FOOD SYSTEMS AND FOOD SECURITY IN THE COUNTYWIDE POLICY PLAN"

11:02 a.m.: Referred to the Agriculture, Diversification, Environment, and Transparency Committee.

Reso 25-226 "AUTHORIZING SETTLEMENT OF THE ESTATE OF MATTHEW LOUIS PERREIRA, DECEASED, ET AL. VS. PATRICK GEORGE VENTURA; COUNTY OF MAUI; STATE OF HAWAI‘I; ALEXANDER & BALDWIN, LLC; CIVIL 2CCV-22-0000045"

11:03 a.m.: Referred to the Government Relations, Ethics, and Transparency Committee.

Reso 25-228 "EXTENDING THE TERM OF THE SPECIAL COMMITTEE ON REAL PROPERTY TAX REFORM"

	AYE	NO	EXC	Time Deliberations Began	11:03 a.m.
				Time Motion Made	11:03 a.m.
VC Sugimura	√			Motion	ADOPT
CM Paltin	√			Maker	Rawlins-Fernandez
CM Johnson	√			Seconder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	11:04 a.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	8			MOTION PASSED	

Reso 25-229 "APPOINTING TINA ANN BOTEILHO TO THE BOARD OF WATER SUPPLY"

	AYE	NO	EXC	Time Deliberations Began	11:04 a.m.
				Time Motion Made	11:04 a.m.
VC Sugimura	√			Motion	ADOPT
CM Paltin	√			Maker	Paltin
CM Johnson	√			Seconder	U‘u-Hodgins

CM Rawlins-Fernandez	√			Time Vote Taken	11:20 a.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	8			MOTION PASSED	

Reso 25-230 "REFERRING TO THE LĀNA'I, MAUI, AND MOLOKAI PLANNING COMMISSIONS A PROPOSED BILL AMENDING THE COMPREHENSIVE ZONING ORDINANCE TO ESTABLISH THE H-3 AND H-4 HOTEL DISTRICTS"

11:20 a.m. – Time Deliberations Began.

12:44 p.m. – Recalled.

1:55 p.m. – Tabled until 1/7/2026.

Reso 25-231 "AUTHORIZING EMPLOYMENT OF BEST BEST & KRIEGER LLP AS SPECIAL COUNSEL TO ASSIST AND REPRESENT AS CO-COUNSEL THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT, COUNTY OF MAUI, WITH THE PERMITTING PROCESS AND ANY LEGAL CHALLENGES ARISING OUT OF THE ISSUANCE OF A NPDES PERMIT FOR THE LAHAINA WASTEWATER FACILITY (NPDES PERMIT NO. HI 0021848)"

	AYE	NO	EXC	Time Deliberations Began	12:09 p.m.
				Time Motion Made	12:09 p.m.
VC Sugimura	√			Motion	ADOPT
CM Paltin	√			Maker	U'u-Hodgins
CM Johnson	√			Secunder	Paltin
CM Rawlins-Fernandez	√			Time Vote Taken	12:10 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	8			MOTION PASSED	

Reso 25-232 "URGING THE HAWAI'I STATE LEGISLATURE TO ENSURE THE LONG-TERM SUSTAINABILITY AND FUNDING OF PUBLIC, EDUCATIONAL, AND GOVERNMENTAL ACCESS MEDIA IN HAWAI'I"

	AYE	NO	EXC	Time Deliberations Began	12:10 p.m.
				Time Motion Made	12:10 p.m.
VC Sugimura	√			Motion	ADOPT
CM Paltin	√			Maker	Paltin
CM Johnson	√			Seconder	Cook
CM Rawlins-Fernandez	√			Time Vote Taken	12:17 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	8			MOTION PASSED	

Reso 25-233 "AUTHORIZING A GRANT OF GROUND LEASE TO A0745 LANAI, L.P., FOR REAL PROPERTY LOCATED ON LĀNA'I, HAWAII, IDENTIFIED FOR REAL PROPERTY TAX PURPOSES AS TAX MAP KEY (2) 4-9-002:058, UNDER SECTIONS 3.40.200 AND 3.36.090, MAUI COUNTY CODE"
12:17 p.m. – Lay on Clerk's table until submission is completed.

Reso 25-234 "APPOINTING KYLE ELLISON TO THE BOARD OF WATER SUPPLY

	AYE	NO	EXC	Time Deliberations Began	12:18 p.m.
				Time Motion Made	12:18 p.m.
VC Sugimura	√			Motion	FILE
CM Paltin	√			Maker	Sugimura
CM Johnson	√			Seconder	U'u-Hodgins
CM Rawlins-Fernandez	√			Time Vote Taken	12:19 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	8			MOTION PASSED	

ORDINANCES

Bill 176 (2025) "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE STATE OF HAWAII, DEPARTMENT OF LAND AND NATURAL RESOURCES RELATED TO PI‘IHOLO, OLINDA AND ALA LUANA ROADS"

12:19 p.m.: Referred to the Water and Infrastructure Committee.

Bill 182 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, APPENDIX A, PART I, DEPARTMENT OF ‘ŌIWI RESOURCES, PRIVATE DONATIONS, NEW APPROPRIATION OF \$1,000"

	AYE	NO	EXC	Time Deliberations Began	12:20 p.m.
				Time Motion Made	12:20 p.m.
VC Sugimura	√			Motion	PASS on first reading
CM Paltin	√			Maker	Rawlins-Fernandez
CM Johnson	√			Seconder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	12:21 p.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	8			MOTION PASSED	

Bill 183 (2025) "A BILL FOR AN ORDINANCE AMENDING ORDINANCE 5334 (2021), THE WEST MAUI COMMUNITY PLAN, AS AMENDED, ON BUILDING HEIGHTS FOR NEW CONSTRUCTION IN THE LĀHAINĀ NATIONAL HISTORIC LANDMARK DISTRICT"

	AYE	NO	EXC	Time Deliberations Began	12:21 p.m.
				Time Motion Made	12:22 p.m.
VC Sugimura	√			Motion	PASS on first reading
CM Paltin	√			Maker	Paltin
CM Johnson	√			Seconder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	12:23 p.m.

CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	8			MOTION PASSED	

Bill 184 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, INCREASING ESTIMATED REVENUES, CARRYOVER/SAVINGS, GENERAL FUND BY \$5,000,000, CAPITAL IMPROVEMENT PROJECTS AND APPENDIX C, DEPARTMENT OF PARKS AND RECREATION, COUNTYWIDE, INCREASE APPROPRIATION FOR COUNTYWIDE PARKS FACILITIES BY \$1,200,000, PĀ'IA-HA'IKŪ COMMUNITY PLAN AREA, ADD NEW APPROPRIATION FOR LOWER PAIA PARK PARKING LOT IN THE AMOUNT OF \$300,000, WAILUKU-KAHULUI COMMUNITY PLAN AREA, ADD NEW APPROPRIATIONS FOR WAR MEMORIAL GYM BUILDING IMPROVEMENTS IN THE AMOUNT OF \$2,000,000, AND WAR MEMORIAL FOOTBALL STADIUM AND TRACK REHABILITATION IN THE AMOUNT OF \$1,500,000"

Bill 185 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, INCREASING ESTIMATED REVENUES, CARRYOVER/SAVINGS, HIGHWAY FUND BY \$75,000, AND DEPARTMENT OF TRANSPORTATION, ADMINISTRATION PROGRAM - HIGHWAY FUND, INCREASE APPROPRIATION BY \$75,000"

Bill 186 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, INCREASING ESTIMATED REVENUES, CARRYOVER/SAVINGS, GENERAL FUND BY \$500,000, CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF THE PROSECUTING ATTORNEY, WAILUKU-KAHULUI COMMUNITY PLAN AREA, GOVERNMENT FACILITIES, NEW APPROPRIATION FOR 24 NORTH CHURCH STREET BUILDING RENOVATIONS FOR \$500,000, AND APPENDIX C, DEPARTMENT OF THE PROSECUTING ATTORNEY, WAILUKU-KAHULUI COMMUNITY PLAN AREA, NEW APPROPRIATION FOR 24 NORTH CHURCH STREET BUILDING RENOVATIONS FOR \$500,000"

Bill 187 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET. DEPARTMENT OF FINANCE, COUNTYWIDE COSTS, INCREASE THE CONDITIONAL LANGUAGE APPROPRIATION UNDER INSURANCE PROGRAMS AND SELF INSURANCE IN THE AMOUNT OF \$400,000"

Bill 188 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, APPENDIX B, DEPARTMENT OF FINANCE, GENERAL

FUND, SALES OF SPECIAL LICENSE PLATES: SPECIAL LICENSE PLATES, DEPARTMENT OF FINANCE, SPECIAL REVENUE/TRUST AND AGENCY FUND, OUTRIGGER DUKE KAHANAMOKU FOUNDATION COMMEMORATIVE LICENSE PLATES"

Bill 189 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, APPENDIX A, PART I, DEPARTMENT OF PUBLIC WORKS, NEW APPROPRIATION FOR DEPARTMENT OF TRANSPORTATION, HAWAII SAFE ROUTES TO SCHOOL SPECIAL FUND OF \$2,850,000, AND APPENDIX C, DEPARTMENT OF PUBLIC WORKS, COUNTYWIDE, INCREASE THE APPROPRIATION FOR COUNTYWIDE TRAFFIC AND SAFETY PROGRAM BY \$2,850,000"

Bill 190 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, INCREASING ESTIMATED REVENUES, CARRYOVER/SAVINGS, GENERAL FUND BY \$800,000, CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF POLICE, COUNTYWIDE, INCREASE APPROPRIATION FOR COUNTYWIDE POLICE FACILITIES IN THE AMOUNT OF \$800,000, APPENDIX C, DEPARTMENT OF POLICE, INCREASE APPROPRIATION FOR COUNTYWIDE, COUNTYWIDE POLICE FACILITIES, FOR WAILUKU STATION GENERATOR, IN THE AMOUNT OF \$800,000"

Bill 191 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, OFFICE OF THE MAYOR, ECONOMIC DEVELOPMENT PROGRAM, WAILUKU ECONOMIC DEVELOPMENT, ENVIRONMENTAL, AND CULTURAL PROGRAMS, UPDATE CONDITIONAL LANGUAGE FOR MAUI NUI RESILIENCY HUI"

Bill 193 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, DEPARTMENT OF MANAGEMENT, BOARD OF ETHICS PROGRAM, INCREASE EQUIVALENT PERSONNEL BY 2.0"

	AYE	NO	EXC	Time Deliberations Began	12:23 p.m.
				Time Motion Made	12:27 p.m.
VC Sugimura	√			Motion	PASS bills on first reading
CM Paltin	√			Maker	Sugimura
CM Johnson	√			Secunder	U‘u-Hodgins
CM Rawlins-Fernandez	√			Time Vote Taken	12:32 p.m.
CM Cook	√				
CM U‘u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	8			MOTION PASSED	

Bill 192 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, OFFICE OF THE MAYOR, ADMINISTRATION PROGRAM, UPDATING CONDITIONAL LANGUAGE FOR HOUSELESS SOLUTIONS"

	AYE	NO	EXC	Time Deliberations Began	12:32 p.m.
				Time Motion Made	12:33 p.m.
VC Sugimura	√			Motion	PASS on first reading
CM Paltin	√			Maker	Paltin
CM Johnson	√			Seconder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	12:34 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	8			MOTION PASSED	

Bill 194 (2025) "A BILL FOR AN ORDINANCE ESTABLISHING CHAPTER 2.03, MAUI COUNTY CODE, ON COUNTY COUNCIL VACANCIES IN OFFICE"

	AYE	NO	EXC	Time Deliberations Began	12:35 p.m.
				Time Motion Made	12:36 p.m.
VC Sugimura	√			Motion	PASS on first reading
CM Paltin	√			Maker	Rawlins-Fernandez
CM Johnson	√			Seconder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	12:37 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	8			MOTION PASSED	

ORDINANCES – SECOND AND FINAL READING

Bill 160, CD1 (2025) "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT FOR THE WAI MAOLI: FRESH WATER INITIATIVE"

	AYE	NO	EXC	Time Deliberations Began	12:37 p.m.
				Time Motion Made	12:38 p.m.
VC Sugimura	√			Motion	PASS on second and final reading
CM Paltin	√			Maker	Cook
CM Johnson	√			Second	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	12:38 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	8			MOTION PASSED	

Bill 169, CD1 (2025) "A BILL FOR AN ORDINANCE TO ESTABLISH VALUATIONS FOR SHARED-EQUITY DEED AND GROUND LEASE RESTRICTED REAL PROPERTY ADMINISTERED BY A QUALIFIED ENTITY"

Bill 170, CD1 (2025) "A BILL FOR AN ORDINANCE AMENDING SECTION 3.48.810, MAUI COUNTY CODE, ESTABLISHING A NEW CIRCUIT BREAKER TAX CREDIT CATEGORY"

Bill 171, CD1 (2025) "A BILL FOR AN ORDINANCE AMENDING CHAPTER 3.48, MAUI COUNTY CODE, EXTENDING MAUI WILDFIRES REAL PROPERTY TAX RELIEF"

	AYE	NO	EXC	Time Deliberations Began	12:39 p.m.
				Time Motion Made	12:39 p.m.
VC Sugimura	√			Motion	PASS bills on second and final reading
CM Paltin	√			Maker	Rawlins-Fernandez
CM Johnson	√			Second	Sugimura

CM Rawlins-Fernandez	√			Time Vote Taken	12:41 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	8			MOTION PASSED	

Bill 175 (2025) "A BILL FOR AN ORDINANCE AMENDING SECTION 10.48.040, MAUI COUNTY CODE, TO PROHIBIT PARKING ON A PORTION OF AHEAHE PLACE, PUKALANI, HAWAI'I"

Bill 179 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, APPENDIX A, PART I, DEPARTMENT OF POLICE, DEPARTMENT OF TRANSPORTATION HIGHWAY SAFETY GRANTS, INCREASE APPROPRIATION BY \$495,000"

	AYE	NO	EXC	Time Deliberations Began	12:41 p.m.
				Time Motion Made	12:42 p.m.
VC Sugimura	√			Motion	PASS bills on second and final reading
CM Paltin	√			Maker	Sugimura
CM Johnson	√			Seconder	Cook
CM Rawlins-Fernandez	√			Time Vote Taken	12:42 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	8			MOTION PASSED	

Bill 180 (2025) "A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2026 BUDGET, OFFICE OF THE MAYOR, ECONOMIC DEVELOPMENT PROGRAM, GRANTS AND DISBURSEMENTS FOR BUSINESS DEVELOPMENT AND TECHNOLOGY, SOUTH MAUI ECONOMIC DEVELOPMENT, ENVIRONMENTAL, AND CULTURAL PROGRAMS, NEW CONDITIONAL LANGUAGE FOR LOKAHI PACIFIC FOR KULANIHAKO'I HIGH SCHOOL ACTIVITIES IN THE AMOUNT OF \$15,000"

	AYE	NO	EXC	Time Deliberations Began	12:43 p.m.
				Time Motion Made	12:43 p.m.

VC Sugimura	√			Motion	PASS bills on second and final reading
CM Paltin	√			Maker	Cook
CM Johnson	√			Secunder	Sugimura
CM Rawlins-Fernandez	√			Time Vote Taken	12:44 p.m.
CM Cook	√				
CM U'u-Hodgins	√				
CM Sinenci	√				
Chair Lee	√				
TOTAL VOTES	8			MOTION PASSED	

UNFINISHED BUSINESS

Reso 25-213 "CONGRATULATING KUMU HULA IOLA BALUBAR ON 50 YEARS OF HULA EXCELLENCE"

1:57 p.m. – Deferred until 1/7/2026 Council Meeting.

TIME MEETING ADJOURNED: 1:58 p.m.

TRANSCRIPTION

Council of the County of Maui on 2025-12-19 9:00 AM - Regular Meeting

[GAVEL] >> Good morning everyone. Will the Council meeting of December 19th, 2025 please come to order. It is now 9:03 a.m. Ms. Clerk, please proceed with roll call, thank you. >> Chair, proceeding with roll call. Members participating from non-public locations should state could if anyone except for minors are present with them as part of roll call. Vice-Chair Yukilei Sugimura? \r\n\r\n>> Good morning everybody. Looking forward to a productive meeting and Mele Kalikimaka. >> Council Member Tamara Paltin. >> Aloha Kakahiaka. >> Council Member Gabe Johnson? >> Aloha Chair, Council Members, community Members. There's no testifiers here at the Lana'i District Office. \r\n\r\nI'm alone on my side of the office and ready to work. Thank you, Chair. >> Council Member Keani Rawlins-Fernandez? >> Aloha Kakahiaka, Chair. Aloha Kakahiaka Kakou. There are currently no testifiers at the Moloka'i District Office. Happy to be here in-person. \r\n\r\n>> Council Member Tom Cook. >> Aloha Friday all. Looking forward to today's meeting. There's currently no testifiers in the Kihei office. Let's all have a good meeting. >> Council Member Noelani Uu-Hodgins. >> Aloha, Chair. \r\n\r\nAloha everyone. Merry Christmas and happy holidays. >> Council Member Shane Sinenci? >> Aloha, Chair, and Aloha Kakou. >> And Council Chair Alice Lee? >> Good morning everyone. >> Chair, a quorum is present to conduct the business of the Council. \r\n\r\nAll eight Members are present. For the record, I'm the County Clerk, Moana Lutey and seated next to me the birthday girl, Richelle Thomson, the Deputy County Clerk. Also present from our office are Legislative Division Staff, Joyce Murashige, Lauren Saldana, Del Yoshida and Arthur Suyama. Assisting the Council with maintaining order and decorum is Council Ambassador Ryan Martins and joining meeting from the Office of Council Services is Director David Raatz and Legislative Attorney Peter Hirona, and First Deputy Mimi DesJardins. >> What is that, Member Rawlins-Fernandez? >> I was just asking when we're going to sing happy birthday? >> I didn't hear you. \r\n\r\n>> At the beginning or the end of the meeting? >> Of what? oh, let's sing happy birthday. Well, how about at the end of the meeting? So we leave on a happy note. We're not always happy. And speaking of that, I will provide the opening remarks. \r\n\r\nYes. And lucky for you, it's like three -- two sentences. I'm happy to provide opening remarks this morning inspired by our colleague Council Member Tasha Kama. We have a brand-new year ahead of us. Let's do our best to welcome 2026 with a high sense of purpose, and unwavering determination to achieve our goals for our community, for our County, in a manner that embraces civility, courtesy, professionalism, prudence, and inclusiveness. We can do this. May peace and Joy be with all of you, Council Members, Staff, all of our County workers, as well as all of our community members. \r\n\r\nGod bless you. And please stand now for 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 that 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 up to three minutes on each item. \r\n\r\nFor 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 log. If you wish to testify anonymously, please sign in

as anonymous, and you will be given a testifier number. Decorum shall be maintained at all times. Any person who behaves 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 or banned from Council meetings or if participating remotely, muted or dropped from 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. All meeting attendees whether online or in-person are expected to wear clothing which should not display profanity, obscenity or any message that could be considered discriminatory, harassing or inappropriate for these proceedings.

\r\n\r\nAnd now Ms. Clerk, please proceed. >> Thank you, Chair at this time we're taking -- excuse me, oral testimony only on our Ceremonial Resolution. Our first testifier is the Reverend Hara, followed by Mikey Burke. >> Good morning. >> Good morning. I'm honored to represent Lahaina Jodo Mission, and would like to speak on speak about Mr.\r\n\r\nLawrence Cabanilla. Sorry. Mr. Cabanilla was really an icon, and selfless stalwart of Lahaina. He represents community. He represents -- he is the heart of Lahaina. And it's saddened me that his heart stopped beating, and he is no longer with us.\r\n\r\nBut he was really to me and to many people across Maui a hero, and somebody we all really loved and adored at Lahaina Jodo Mission we have the annual bon dance, and I think ours is probably to me the best and most beautiful one. Sorry to be partial. This is all because of Mr. and Mrs. Cabanilla and made possible by the Cabanilla family. The whole family comes and spends months to help us prepare for this one night, and they put insomuch love. They just spent so much time and care, and it's because of them that our Festival is made possible.\r\n\r\nHe was always there. He is sitting under the, you know, well not sitting often standing under the shower tree, overlooking, and making sure that everybody is doing their work and just quietly, but also forcefully, you know, there as he has been throughout his life. And especially after the fires, I think he has been a Representative for the community, somebody an advocate, and I just wanted to put in this testimony to honor Mr. Lawrence Cabanilla, as well as the whole Cabanilla 'Ohana. Thank you. >> Thank you very much. Any questions, Members?\r\n\r\nThank you. Next testifier. >> Chair, the next testifier, I'm not sure if it's Mikey or Micky, Burke, follow by Mahina Martin. >> I'm sorry, I'm going to get emotional. >> Take your time. >> Like so many people I met Uncle Lawrence in the days after the Fire and yet, in so many ways I have known him my whole life. Crying up in Lahaina, the Cabanilla name was part of the landscape of home, Cabanilla Shell wasn't just a gas station, but a landmark and rhythm of daily life.\r\n\r\nAs a young girl, I remember getting genuinely excited when my mom pulled into the full service pumps because it meant I could sit there and watch all the handsome young men who worked for Uncle Lawrence come out and pump gas. It's such a small thing, but it's one of those memories that anchors you to a place to a time when Leyna felt whole and familiar. But it wasn't until after the Fire, I met Uncle Lawrence personally and once I did, my survival become fettered to his presence. In those weeks and months after August 8th, we gathered constantly, we meetings sometimes multiple meetings a week, different rooms, different Huis, different purposes, but somehow the same people kept finding each other again and in every one of those spaces there was ang unspoken truth. The conversation wasn't complete until Uncle Lawrence Lawrence spoke. He was the elder in the room, the one everyone paused for, the one whose mana'o carried weight not because it demanded attention, but because it deserved. It you could feel it, the collective bathe being

held until he offered his wisdom and when he did, it grounded you.\r\n\r\nHe slowed the chaos and reminded us of who we were, and who we still needed to be. I will cherish every hug and every smile Uncle Lawrence gave me. I sought them out whenever we gathered because my nervous system needed it. His presence regulated the room his warmth reminded me that even in the unmatched chaos, gentleness still exists, but my most treasured memory the one that I will carry forever, came on the day I was at the VFW Hall when I saw him on his lot with Auntie Becky. I walked down and what followed was an hour on one-on-one time with a gift from the universe, no meeting to rush to. No presentations to sit through, no one waiting on us, just time. Time with a man standing on his land, gazing at his almost rebuilt home that day my battery was running low in a way that I didn't have yet didn't have words for and Uncle Lawrence without knowing how deeply I needed it shared something that has stayed with me forever.\r\n\r\nSince he told me that the world is always swaying we need to be strong like the Oak Tree. So unmoving, unyielding, he said that wasn't quite right. He told me instead to strong like bamboo, because bamboo bends under the most impossible pressure. But it doesn't break, he said. We had to be flexible like that. The rigidity wasn't with a Woo move our community forward, the being able to bend, to adapt to stay rooted without snapping. That was the strength behind that lesson that wasn't just advice, but it was embodiment.\r\n\r\nUncle Lawrence lived through loss through rebuilding through showing up again and again with humility, wisdom and Aloha. I am forever grateful for the time I spent in his presence grateful for the way he held space for the way he loved Lahaina, for the way he reminded us many of us especially through his prayers now to keep going. Lahaina is better because of him. Thank you. >> Ms., But, for the record, could you pronounce your first time? >> Miki not Mickey like the mouse. >> Questions?\r\n\r\nNo questions. Thank you very much. >> The next testifier is Mahina Martin, to be followed by John Smith. . Hey stranger. >> Hi. Hard to follow Mikey. So mahalo and good morning Council Members.\r\n\r\nAnd especially Council Member Paltin, for honoring Uncle Lawrence Cabanilla. I'm Mahina Martin the County's Director of Public affairs. My heartfelt Aloha to you and the Cabanilla Ohana today. Although Mayor Bissen could not be here, he holds Uncle Lawrence in deep Aloha, and tremendous love as I'm here, the 'Ohana knows from his visits with you and from this scoldings he got from Uncle Lawrence and the list of to-do that he got from Uncle Los Angeles straight in person from his Hospital bed. So he quite an attachment to our team. There are moments in the chapters of your life when you courtroom across someone who makes quite an impression, as our County team held community gatherings and meets in thing Lahaina Civic Center gym, and the socialhall at the Gateway recovery office at Lahainaluna cafeteria and now at the Intermediate School campus Uncle Lawrence came a familiar and consistent attendee. He asked questions, wondered outloud on a microphone, what solutions were possible?\r\n\r\nWhether you are federal, state, local government, community, fellow Lahaina survivor, he helped set the tone of respect for everyone to learn from. I reflect back on the conversations we had whenever we'd have a chance to see each other and I can see what a blessing it was to have had those moments of guidance and genuine Aloha with Uncle Lawrence. The Council's Resolution shares a wonderful story of his full and accomplished life, and I feel so fortunate to have come to know him as well. He offered comfort when it was needed, and reminded me and others that the love we hold for our communities, our people and our families means that we come together in gentle compassion, and that the hard work must be done despite the differences. And that together we can always work to find what is good and positive too. I -- he once reminded me we were placed here by God

for a period of time. And it's up to us on how we choose to use that time.\r\n\r\nTo his 'Ohana, I want you to know that he brought out the best in many. Myself included. And he is cherished 100 fold. He is an example of the simpleness of gratitude, hard work, values, that you are brought up with, and to keep the faith. The faith that he so lived by demonstrated to us and held us accountable each time, and if you ever watched our dozens and dozens of Lahaina community meetings, you will know he opened with Pule with very long conversations with God, and he reminded us of how simple life could be. Our community is made so much and profoundly better by all that he has done, and the examples that he has set. Mahalo nui.\r\n\r\n>> Members, questions, if STP note, thank you very much. >> Chair, the next testifier and currently last to sign up is John Smith. >> Aloha Council. >> A little closer to the mic. >> I'm sorry. Make them taller. I wasn't sure I was going to testify this morning when I walked in and I'm just testifying as myself.\r\n\r\n\r\nI know I come here fairly often as the Recovery Administrator. But I just wanted to share a couple things real quick. I'm not as eloquent as Mahina or Mikey, but few people have impacted me, as much as Uncle Lawrence since the fires, and I thought that should be known. Ing and for all the reasons that Mikey and Mahina just said. His example and his strength resonated in those prayers before we start, and all of our public meetings. And I really gained strength from that and Resolution to continue our work in Lahaina. So I just wanted to publicly thank Uncle Lawrence and the family and thank you for allowing me to be part of it and let you know we're going to continue in the spirit that he set forth, as long as we can.\r\n\r\n\r\nSo thank you for this opportunity to speak, and I just publicly want to thank Uncle Lawrence for his commitment to Lahaina, and to everything that is going on and will continue to happen over next few years. So Aloha everyone. That is all I have to say. >> Thank you. Any questions for John? If not, thank you very much. >> Chair, the next testifier is J.C. Lau.\r\n\r\n\r\n>> Condolences for the family. Aloha Kakou. Florencio Lawrence Cabanilla. He is with Lili'uokalani now. >> Do we have another testifier? >> Chair, that was the last testifier that has signed up to testify. At this time, this is last call.\r\n\r\n\r\nIf anyone in Chambers would like to testify, come on up to the podium. If you are online, you can raise your hand in teams. Again, this is last call. And the countdown is 3, 2, 1. Chair, there's no one indicating a desire to testify. >> Members, are there any objections to closing public testimony and accepting written testimony for the record? so ordered. Okay.\r\n\r\n\r\nMs. Clerk. >> Chair, before you is Resolution 25-227 extending condolences to the family of the late Florencio Lawrence Cabanilla. >> Member Paltin. >> I move to adopt Resolution 25-227. >> Second. >> Moved by Member Paltin, seconded by Vice-Chair Sugimura to adopt Resolution 25-227. Discussion, Member Paltin? >> Thank you, Chair.\r\n\r\n\r\nI would like to request Christian Balagso read the Resolution in its entirety. >> Any objections, Members? So ordered . Thank you, Council. For honoring him. Resolution No. 25-227, extending condolences to the family of the late Florencio Lawrence Cabanilla. Whereas, Florencio Lawrence Cabanilla known throughout West Maui for his kindness, humility, and dedication to his 'Ohana, and community, passed away on November 6th, 2025 at the age of 81; and whereas, Mr.\r\n\r\n\r\nCabanilla was a pillar of the community, reflecting a life well-lived, shaped by Aloha, perseverance, and service to others; and whereas, Mr. Cabanilla was born in Lahaina Maui, Hawai'i on April 28, 1944 to Juan Cabanilla and Kiiko Shimabukuro at the Pioneer Mill Hospital; and whereas, before graduating Lahainaluna High School in 1962 he had worked as a gas station night Manager at the age of 14 and had begun his first business repairing his teachers' cars; and whereas, his diligence and determination continued

as he owned-and-operated the Cabanilla Lahaina Shell for 27 years and then opened Cabanilla body & fender in 1999; and whereas, Mr. Cabanilla was also a successful Farmer, establishing a pig farm in Olowalu in 1995, which operates today as LB Farm, LLC.; and whereas, tireless in spirit, Mr. Cabanilla spent his retirement farming, raising goats, gardening and landscaping; and whereas, Mr. Cabanilla is remembered as a teacher in every sense of the word passing down knowledge to the next-generation through farming, mechanics, problem solving, or simple sharing life lessons with patience, humor and clarity; and whereas, as the head of his family, he fostered unity through family gatherings, and laid the Foundation for future generations by reminding everyone to stay connected, care for one another, and to stick together no matter; and whereas, Mr. Cabanilla was unafraid to speak his mind and when he did, others listened because his words carried experience, wisdom, truth and Aloha; and whereas, he had tremendous love for West Maui serving his community by annually volunteering at the Lahaina Hongwanji Mission's Obon Festival and faithfully attending every Lahaina community meeting following the August 2023 wildfires, opening the gathering with Pule, lifting up the people with prayer, respect and calm presence; and whereas, Mr. Cabanilla's legacy of Aloha and service to his community lives on through his five daughters, 14 grandchildren, 38 great-grandchildren, and eight great-great-grandchildren; and whereas, the people of the County of Maui have benefited greatly from Mr. Cabanilla's dedication to community, and his life is worthy of honor, gratitude and remembrance now, therefore, be it resolved by the Council of the County of Maui: 1, that it extends its condolences and deepest sympathy to the family of the late Florencio Lawrence Cabanilla; and 2, that certified copies of this Resolution be transmitted to his wife, Rebecca Cabanilla, his daughters Lorry Vierra, Alicia Leopoldino, Melissa Okano, Letitia Cabanilla and Surfacia Mowat; Reverend AI Hironaka, Lahaina Hongwanji Mission, and the Honorable Richard T. Bissen, Jr., Mayor, County of Maui. Thank you.

>> Thank you, very well-done. So did you have more to say? >> Yes, why not? Just a reminder from him Lahaina is its people. The people make Lahaina. Doesn't matter how it's rebuilt, but if we stick together, it will be the same again; right? He is a smart man. I know he used to follow the County Government, the politics, and he would say, like, if you don't go and learn and you don't vote, then no complain. Don't complain about anything. I could go on, but let's just end it there. Thank you.

>> Thank you. Thank you very much. Members, further discussion? Member Paltin? >> Thank you, Chair. To me, Uncle Lawrence in every sense of the word with a kiki O Ka 'Aina. He really set the tone for our entire community in the aftermath of the Fire. And I'm not sure that his entire family knew how important it was to our community when he showed up, when he opened the meetings with Pule and I really wanted to, you know, extend my gratitude to them for bringing him to the meetings; for sharing him with our community, and just for each and every one of them being the legacy that he leaves behind. It's a great hole in our community, but with his children, his grandchildren, great-grandchildren, great-great-grandchildren, it helps us to carry on the work. I was privileged to be able to go and see him at the Hospital, a few days before he passed. Me and Auntie ka pula, and Liko and he was holding us accountable and you know, make sure you do the right thing for Lahaina, do what is right. And up until the very end he was sharing his love for the Lord and we'll really miss him. At this time I would like to move to amend Resolution 25-227. By striking Lahaina Hongwanji mission and wherever it appears and inserting Lahaina Jodo Mission in its place at the context requires and striking Reverend AI Hironaka and inserting Reverend Gensho Hata in his place and

second be it resolved clause and suspending rule 19 of the rules of the Council to allow for final action at today's meeting. >> Second. >> Moved by Member Paltin, second by Vice-Chair Sugimura to make those changes.\r\n\r\nAnd those corrections, any further discussion on that? No, all in favor of the raise your hand, say aye. eight ayes, zero nos, motion carries. Back to the main motion as amended. Any further discussion? Vice-Chair Sugimura. >> Thank you very much, Member Paltin for bringing this Resolution forward.\r\n\r\nI think we all in when he would come and testify at the Council, we felt his love and Aloha. I personally know him sister, which is Priscilla Michael, and learned about life through her, and I think it probably resonates through their family, and all that I have learned about him also, and what he has done for Lahaina. But Priscilla was that impactful for me, and it's in their genes, I think. To the family, I want to say thank you for your love and Aloha. I love what Christian shared, and what he gathered is that all for Lahaina, what you do will be okay, because if it's for the people, because there's such a strong network of people. And I think he inspired many. So thank you very much.\r\n\r\n>> Any further discussion? I, too, want to express my condolences to the family. I, too, know most of you through Priscilla Michael, who I have been friends with since High School, when we were girl scouts together. And eventually she became the Deputy Director of Housing and Human Concerns. So I have known and admired your family for many, many years. Thank you for all you do for Maui County. Now therefore, everyone?\r\n\r\nAll those in favor of the main motion as amended, raise your hand, say aye. >> Aye. >> We have eight ayes, zero nos, motion carries. Now at this time, is there anyone who would like to say a few words on behalf of the family? Otherwise, and then after that, we're going to have pictures taken. Anyone want to say anything? If not, can you come down to the center and receive leis, and we can take a group photo together, please.\r\n\r\n>> Chair, I think Christian has something to say on behalf of the family. >> Oh, okay. I didn't see -- >> We're swapping out. Come on down >> I wasn't planning on talking today. I'm Travis O'Connell, Lawrence Cabanilla's grandson. Sorry. I'm just going to read this out for self and my family.\r\n\r\nSo my grandpa wasn't just a staple in my life, my papa was a staple in my life, not just someone I loved, but someone I stood on. Someone who presence shaped me the way I moved through the world. The way I face hardship and the way I choose to live. My papa taught me the life isn't a shortcut. You are don't rush it, you take the long way, the honest way, because that is where learning lives. That is where growth happens, and that is where you come out more humble and more grateful and more awake to the journey. One of my earliest memories with him when I was a boy, standing in the dirt, trying to carry a big -- what is those?\r\n\r\n50-gallon picking up slop, yes, lettuce and just vegetables. We were at the pig farm throwing it over the fence, and I was there for probably an hour, trying to do it and finally told him, I can't do it, pa. He is like, no you can do it. I told him, no, I cannot do it. So I spent another hour there and finally, after spending that hour there, I lifted the bucket, but he looked at me, and said, that don't ever say you cannot do it. He didn't say it with anger, but he said it with belief. So in that moment, I believed in myself and everything that shaped me in my life to this day, and the moment was something planted in me, the single moment shaped every obstacle I have faced since, every challenge, every win, every time life felt too heavy to lift.\r\n\r\nPapa believed in me so long, I fully believed in myself. There won't be enough words in lifetime to express the love I have for him, the gratitude the lessons I was gifted simply by being close to him. I honestly cannot imagine a life without him. And yet the same breath because of his life, I

want to be better. I want to carry forward his love, his gentleness, his wisdom, I want to live the way that honors what he poured into me. My papa was one of the greats, truly, I mean, for me, he was the greatest man I know. Sorry.\r\n\r\nAnd he was one of the greatest, and I'm so deeply blessed for the many lessons he gave me and shared in his 81 years he lived deeply, he lived big and he lived with his heart and everything that I know, everything that I am becoming a tribute to the love he gave me. Papa, thank you for taking the long way. Thank you for believing in me. Thank you for teach Meg that I am capable, that I am strong, that I am life, and that life is something to meet fully. I carry you with me always. Thank you. >> Thank you very much.\r\n\r\nAnyone else? Hello my name is Gabingo. I'm the son-in-law to Lawrence Cabanilla. I have been with the family since I was 15. So he's definitely like a father to me. But I came up just to say thank you very much, Chair, Vice-Chair, and Members of the Council. It really means a lot for all the testimony it was said baptized a lot of people, it was one of the freshman when he's a Senior, but I wasn't there yet. I grew up -- with her dad from Moloka'i and now I have lot a of ties and it means a lot to me, but to the family that is here.\r\n\r\nThere's a lot of people here, but it's just half. Half of the family. So the Cabanilla clan is strong and it's really hard. I lost my own father 20 years ago. You shouldn't have to go through this twice, but I love that man and he loved everybody. I is the true meaning of Kupuna, because he did everything right and taught people how to do things right and he listened to both sides and made sure that he understood the conversation, and understood the conflict, and never choose sides. He just wanted to make sure that everyone was respectful to everyone else.\r\n\r\nNo matter what the outcome was, we should be able to get through things in a peaceful manner, and not be at each other's throats because we're one community. We're one County, and one family. And if we can live our lives like that, then we can move forward, no matter what the problem is. So I just basically came up to say thank you very much for everybody and everything that has been said. Aloha. >> Thank you for sharing. Thank you.\r\n\r\nAnyone else? Please raise your hand. If not, if you could come down and receive leis and take a picture with us, please. Thank you, family. Members, this meeting is in recess for ten minutes. Let's see, 10:02. [GAVEL] [GAVEL] >> Will the Council meeting of December 19th, 2025 please reconvene. It's now 10:03. Ms.\r\n\r\nClerk, please proceed with the agenda. >> Chair, at this time, we'll be accepting testimony on any of the items listed on today's agenda. The first person to testify is Lauren Akitake talking on Bill 193 (2025) to be followed by Owen Gray. Good morning, Chair, Vice-Chair Sugimura. Council Members, I'm Lauren Akitake, the Executive Director of Legal Counsel to the Board of Ethics and I'm here today to testify in support of Bill 193; which increases the Staff for the Board of Ethics from three to five positions. Our office is 4-and-a-half months old and in that time, we focused on building a solid Foundation, hiring Staff, creating secure systems, expanding access to ethics guidance, providing our rules and collaborating with the State and Honolulu Ethics Commission to implement best practices. We intentionally started small, so we could assess the workload before requesting additional Staff.\r\n\r\nVery early on, it became clear our current staffing isn't sufficient. The demand for realtime ethics guidance is high, in the first four-and-a-half months I have issued 55 informal advisory opinions. We also spent significant time preparing for monthly Board meetings, reviewing and investigating complaints, and responding to UIPA requests and additional Staff would let us move cases forward more efficiently, develop written and video training materials and conduct in-person trainings. A second

Attorney is essential for my office for contested-cases. As one Attorney presents the case and the other represents the Board. I would not be able to do both of those roles. Looking ahead, our workload will continue to grow.\r\n\r\nUpdates to our lobbyists rules to align with the State's model would increase lobbyists registrations, and require quarterly disclosures, which will require ongoing oversight and likely online filing system. We also anticipate referrals from audits, once they -- they are fraud, waste and abuse hotline becomes live. I note that I have strong written support from my Chair and Vice-Chair, and Vice-Chair Captain Michael Lilly will be testifying today in support. Given our urgent need, I respectfully request floor action on this item. I thank you deeply for your continued support, and steadfast commitment to our office. The growth and health of our office are a direct reflection of your leadership, and dedication to upholding the highest ethical standards across County Government. As the first neighbor island to take this important step, we're sincerely grateful for your vision and willingness to lead the way.\r\n\r\nI'm happy to be a resource during the discussion on this agenda item. However, I do have a 2:15 flight today and so if I am available until then, and if I'm on the plane, then Managing Director Nishita offered to answer questions. Thank you. >> All right. Any clarifying questions, Members? If not, thank you very much. >> Thank you.\r\n\r\n>> Chair, the next testifier is Owen Gray testifying on Resolution 25-230 and he will be followed by Jay April. >> Good morning, Chair and Vice-Chair, and all Members of the Council. My name is Owen Gray and I'm here this morning, respectfully asking all Council Members to vote today in favor of Resolution 25-230. And I thank the TIG for all the hard work they have done over these past several months and I believe the Council should move forward as quickly as possible to fully adopt the TIG recommendations not only those contained in 25-230, but also including the properties that were listed in exhibit B as part of H-3 and H-4 and I believe that adopting the TIG recommendations is in the best interests of all Members of the Community of Maui. So mahalo, thank you for your time. >> Thank you. Questions, Members? Clarifying questions?\r\n\r\nNo. Thank you. >> Chair, the next testifier is Jay April, testifying on Resolution 25-232. And he will be followed by honest Lyons . >> Good morning everyone, and happy holidays. Nobody has mentioned that yet today. We have -- I can't believe we have Christmas in a couple of days, it's freaking me out. You know, it's just freaking me out, Turkey and the whole thing. I want to thank the Council very much for responding to the email that I sent out a week or so ago, regarding Akaku.\r\n\r\nAs you know Akaku is our community access station. And I think many people have forgotten why we exist. Back in the '70s, when cable first hit, many of you may remember we only had three TV channels. I go back a long way. I mean, I'm so old-school now I can't even believe it when I look in the mirror. Bottom-line is, we had this thing called cable. It was like AI is now.\r\n\r\nIt was like the biggest thing going. You are going to get all these channels, and the cable is going to spy on you. It was just amazing; right? And it was fun. I got involved as a young kid as a video maker. And taught myself, you know, and started this career, and when I found out that you could be -- everyone could be on television for five minutes for free, I brought my little High School kids down to the cable station, and I walked in and said can we be on the public access channel? He said, what is that?\r\n\r\nWhat is the public access channel? Well, the FCC says all our kids can be on our channels for five minutes for free. He said I don't care about the FCC, go talk to them. Get out of my station. So I took a train to Washington, D.C. and you talked to many FCC Commissioners and as government goes, you know, there was a new rule. This was the

rule if you have so many subscribers, you have to offer these channels, why? Because they do their business on our public rights-of-way, 6' from the property line to the Street, where all the homeless people hang out is public property.

Those wires up on those poles are on our public property. So we have a company called spectrum, not Spectrum Cable, called spectrum. And that company controls Internet, and cable. Because they are kind of the same now. Now they are trying to claim that they have a right to our public rights-of-way without paying the rent. I remember I talked to Alan Arakawa, when he was Mayor, and do you have any idea how much Spectrum pulls out of Maui every single year? I bet you guys don't know \$100 million, but \$100 million, they pull out more than a billion out of the State, the law says in high and it's law, that they have to provide public access channels in every County.

So it's up to the DCCA to decide how much money Akaku receives and since 1992, we received 3% of the gross Revenue. Do you find if I take another minute? >> Sure, could you conclude in another minute? >> Yes, well, I will conclude because I could go on for a long time. I want to thank you for your support of this Reso. What this Reso does is reminds the State that spectrum does not run our cable system or our public access we do. Democracy is based on freedom of information, it's based on public media.

Public media is under attack everywhere in this country, we have a friend across the ocean across the channel on Lana'i that may soon own all media in the United States. All news, CN, CBS, hyperlocal public access is our voice. Maui has had no input, the Maui County Council has no input into that process. They want to basically diminish us. Thank you to your support, and I hope that you will adopt the Resolution, which all it does is say that we just want to status quo we jut want to say where we are and be able to continue to serve our community, present our government to our community give you, daily news continue what we're now with our skeleton crew. That is all we're asking for, Members. Any questions?

>> No clarifying questions. Thank you very much. >> Thank you very much. The next testifier is honest Lyons. The Mr. Lyons, if you could please let us know what item you are testifying on. And he will be followed by Brian William Whitman.

>> Hello Chair, Aloha Vice-Chair and members, an happy birthday Richelle, and I'm testifying in favor of Bill 183. I'm the Executive Director of Halima Halau and we have been selected as developer of the Front Street apartments in Lahaina. The alignment of the West Maui Community Plan with rezoning of that property would allow us to increase the unit count of Affordable-Housing Units by almost 100 additional units. So from 143 to 240 units. So we're just asking for the Community Plan and zoning to align. Thank you very much. >> Members, any clarifying questions? If not, thank you very much.

Next testifier. >> The next testifier is Brian Whitman testifying on Resolution 25-230 and bills 170, CD 1. >> Good morning. In reference to two items on today's agenda, Resolution 25-230, with Council's consideration proposed Bill establishing H-3 and H-4 District and Bill 170, CD 1 which is designed to "seek innovative ways to lower housing costs without compromising the quality of our island lifestyle." I offer the following observations, first, I want to congratulate the Mayor and the Council for the efforts to develop bold solutions to the Mak housing crisis. No. 2, after the tremendous community involvement in passing Bill 9, the process of implementing and the proposed H-3 and H-4 zoning and applying the TIG recommendations will met with much public scrutiny to avoid community disappointment surrounding the procedural delay that accompany the gradual implementation of Bill 9 it will be advantageous for the County to immediately propose additional bold housing solutions that have a more immediate effect. No. 3, considerable number of homes destroyed in Lahaina were

on small lots of approximately 1/10th of an acre with buildings 1,000 to 1500 square feet.

No. 4, it will be possible for the County to greatly stimulate public interest in streamline the rebuilding of these smaller properties by providing several free downloadable pre-approved and pre-permitted architectural building plans suitable for these lots. The County can obtain these plans by holding a design contest among local architects for an innovative low-cost 1000-1500 square foot cottage plan. I suggest five designs be chosen with the winners rewarded and celebrated. The contest itself will have the advantage of generating much positive public interest.

No. 5, local banks can be invited into the process as a means of hoping to coordinate construction financing for effected property owners.

It's possible that housing grant moneys that may become available to Maui County can be utilized to partially subsidize building from these designs.

No. 6, the very same winning pre-approved and pre-permitted designs can be offered to the general public to build additional long-term housing on their properties, particularly in rural and agricultural zones. It may be worth considering allowing a third farm dwelling in AG-zoned land.

No. 7 it may best serve Maui's needs to offer this opportunity for only a limited time, perhaps two years, and also limit the total number of these designs to perhaps 2,000 buildings. This policy would create a race to quality and will stimulate very visible and exciting Islandwide County-led solution to our housing crisis.

The legacy of these 2000 homes created will become a cherished part of Maui history. May I present a concluding sentence? I would like to point out that more than 2000 housing units were built in Maui County during the following previous single years: 1975, 1976, 1980, 1981, and 1992. Thank you.

>> Questions, clarifying questions? Member Cook and Vice-Chair Sugimura.

>> Thank you very much for your testimony, and suggestions. Could you give that to can be do you have the written testimony that you could leave with us?

>> I gave a copy on the desk. I can give this one.

>> That is adequate. Thank you develop for coming and sharing that.

>> Vice-Chair Sugimura.

>> Same question.

Okay.

No more questions, thank you.

>> Chair, the next testifier is Budget Director Leslie Milner testifying on bills 182, 184, 187, 189, 190, 192 and 193.

>> Thank you Chair.

>> Good morning

>> I promise I will keep it short. I would like to start first it's actually a combo Reso 25-244 and Bill 182. These are both for the Department of 'Oiwi Resources they received a private donation in the amount of \$250 and we're asking for acceptance of that, as well as amending appendix a, part 1 for the Department of 'Oiwi Resources to add a line item for private donations. We have done a thousand dollars for that line item in the hopes that we'll receive more private donations for the Department of 'Oiwi Resources. Do you want me to do them all?

>> Do you have a question, Member Paltin?

>> I guess my question was isn't there like a threshold of \$750 something?

>> Thank you, Chair. Thank you, Council Member Paltin. The \$750 threshold only applies to donations of goods or services, any cash donations have to be approved by the County Council, and if that is something we would like to talk about amending, I'm happy to do so.

>> Yeah, because what if I give you five bucks?

>> I got to come and talk to you.

>> Got it.

>> Any more clarify questions? If not, you can continue.

>> Thank you, Chair. Bill 184, the Department of Parks and Recreation Capital Improvement Projects in the amount of \$5 million. \$1.2 million for Countywide projects, \$300,000 for the lower parking lot, \$2 million for the War Memorial gym project and \$1.5 million for the War Memorial Stadium and track renovations these projects are all ongoing and have been discussed in prior budget sessions the so we were hoping to ask for floor consideration today to keep these projects moving forward. Mr. Marvel and the

Director have agreed to be on standby if they are needed as resources when we get to the item and I will be available.

>> And the \$5 million is from where? >> Carry-over/savings and the General Fund. >> Anything else? You can go on the next one. >> Bill 187, this is updating conditional language under the Department of Finance Countywide cost for the Hawai'i Firefighters Association. The final amount just came out a little higher than what the current conditional language states so we would like to increase it by \$400,000 and we're not asking for any additional funds we just want to make sure that the amount correctly reflects the final agreement. >> Any clarifying questions? >> If not, okay, you can move on. >> Bill 189 Appendix A, Part 1 again for Department of Public Works, they received funding from the Safe Routes to School fund in the amount of \$2,850,000 so we'd like to add that to the budget so they can proceed with the projects a list of the projects was included in the transmittal letter. >> Any clarifying questions? If not, proceed. >> Okay, Bill 191, this is for Wailuku Economic Development, Environmental, and Cultural line item updating the conditional language for Maui Nui resiliency Hui and to reflect a change in the project description. This was requested by Chair Lee. So when you get to the item I will defer to her as your resource.

>> It's just a District project, that is all. >> Bill 192, Office of the Mayor, houseless programs again this is an update to the conditional language for Maui Nui resiliency hui to reflect the change in the project after further discussions between the Administration, and Council Member Paltin and the Maui Nui resiliency hui has determined that perhaps the site is not quite appropriate for the safe parking so they are going to use that site for development for a resiliency hub and possibly transitional housing and we're also adding a line item so that the RFP out to West Maui safe parking to try and get an idea of where that location might be find a Vander who can do that work. >> Any clarifying questions? >> If not, thank you. >> And finally Bill 193, which I believe Director Akitake already spoke very eloquently on, but this is adding 2.0 unfunded EPI to the Board of Ethics after these positions needed this Fiscal Year will come back with an Budget Amendment. Thank you, Chair. >> Thank you.

>> Do you have a question? >> Question on the last item, go ahead. >> I can just retract to ask if you also wanted floor action on 185, you did 182, and 180 -- 191, you asked for 193. Actually planning to do floor action on 184 all the way to 91 pretty much. >> I'm sure she has no objections here. >> No objections. >> Okay whatever you are all comfortable with I'm happy to support and I will be available for any questions. >> Thank you.

>> Thank you, Chair. >> No more questions, thank you. >> Chair, the next testifier is Greg Rylsky testifying on Resolutions 25-225, 228, 230 and 232, and as you testify, could you let us know when you finish with your first item and we'll reset the clock. He will be followed by James Langford. >> Good morning, Council. I think I'm pretty much just going to go on 230. Good morning, and I think that this is a great opportunity to take the chance -- oh, sorry, I'm Greg from Lahaina. Current FEMA guest.

>> And a Bill 9 supporter. Some people on the Board thought Bill 9 was horrible, but it's -- >> We're not talking about Bill 9 today. >> But this is a great opportunity to talk about the TIG report, and what has come out of that, which is Resolution 230. So while I don't oppose sending this to the Planning Commission, I just want to try to remind everyone that this also involves residents. So currently there are residents in these properties that saw Bill 9 as an opportunity to regain their life. During the July 23rd meeting one of our very wise Council Members asked the Administration if there's a 100% requirement to -- from the owners of those properties before they get converted into hotel zone, and continued TVR?

And so the Corp. Counsel pretty much said that the -- it's up to the Council to figure out that criteria.\r\n\r\nTo see what that is? I would like to just explain that sometimes the HOAs present things that don't always represent all of the members. Sometimes the HOAs are controlled by vacation rental primarily. I know in my particular HOA, they have said that they had unanimous consent from the ownership, when they didn't. There is not necessarily intentional -- because everything has a way to get explained. But there is an opportunity here, not to just say oh, well they are in a certain area, let's automatically convert them. So when this comes back to you buys you remember there are a lot of residents and a lot of residents are concerned about speaking out. I have already off the raw sized isolated and dis discriminated against because of my frequent testimony here in Council regarding these things.\r\n\r\nSo with this Resolution going to the Planning Commission, please just consider, that when it comes back to you guys, this isn't just about the tax revenue. This isn't just about the where these properties are that are residents that are actually very hopeful that they can be restored to residency statute. My next comment is really a kind of general one, with the holidays approaching and to the Council, to everyone here, to the millions watching around the world, to everyone on Maui County and to everyone from the Kingdom of Hawai'i I wish to say Merry Festivus to everyone and Merry Christmas and Happy New Year. It's the last meeting of the year. >> Any clarifying questions? Vice-Chair Sugimura? >> So based upon your first testimony.\r\n\r\nAre you saying that Your property is in the TIG exhibit 2? And you're opposed to your property not being handled through the County-initiated change of zoning? >> I Al not, I'm a Minatoya property that isn't in the apartment zone. I'm in the residential zone and I have Deen the deterioration of everything so I have talked to a lot of people in the community that are in those zones and they are like oh, this is great. We never thought we would ever have our community restored. >> Thank you. So he has an issue with the second thing happening, yeah? >> We just want clarifying questions.\r\n\r\nAny more clarifying questions? If not, thank you very much. >> Chair, the next testifier is James Langford and Mr. Lang Foard, please let us know what item or items you will be testifying on and he will be followed by Michael Lilly. >> Aloha Council. I want to wish you a happy holiday. I hope you have all the tools that you need now to do your jobs without getting pressured.\r\n\r\nI put some testimony up on the Facebook that will help with that and I have some folks in Chicago that will help you with that fentanyl problem that you got. I love you. Merry Christmas. >> Thank you very much Hanukkah is cool, too. >> Okay, let's not leave anybody out; right? >> No, everybody is good. Everybody's good.\r\n\r\n>> Chair, the next testifier is Michael Lilly, testifying on Bill 193, and he will be followed by Dan McKenna, who is currently our last testifier. >> I think I have lost the audio. Aloha Kakahiaka. >> We can hear you. >> Okay. Ready? >> Yes.\r\n\r\n>> Aloha Kakahiaka, Michael Lilly, I'm the Vice-Chair of the Board of Ethics. Before our current full-time Staff the Board was unable to fully perform its function and ethics oversight and unable to adequately investigate and prosecute violations implement a training program, provide timely ethics opinions and other ethics enforcement functions. So we desperately need a second Attorney. I learned during my nine years on the Honolulu Ethics Commission that the Executive Director Legal Counsel cannot impartially prosecute ethics violations before the Board and at the same time serve as the Board's Legal Counsel in connection with that prosecution with a second Attorney those functions will reside in two different attorneys, thereby preserving the Board's independence. We currently have a major ethics case

that needs to be investigated and prosecuted but it's on hold because the current Staff is so overloaded with work. Lauren Akitake handles all of the legal and administrative work of the office and since she took over in August, her workload has absolutely exploded. She is handling numerous UIPA requests, Office of Information Practice appeals, ethics complaints, financial disclosure filings, lobbyist filings, and many other matters.

She is giving informal ethics advice to public employees without having to wait for a Board opinion. I just heard this morning that her opinions are up to 55 in the last four months, which is more than the Board issues in a year and that work is steadily increasing since public employees have become aware of the procedure. She is also working on updating our lobbyist and gift rules and proposal for Countywide anti nepotism policy and proposal to expand the Board's jurisdiction over former employees, which the Honolulu Commission enjoys. Ethics training will become our most important job, but under current starving we're not able to implement that program in the near-future, but additional Staff will make it possible for us to start the County's first regular ethics training program. Because of the enormous work her Staff does preparing for and wrapping up our meetings, we decided not to have a meeting one out of every three months. The Honolulu Commission, for example, meets only every other month, in time we may adopt that practice. This will help alleviate a lot of her work, but she still needs additional Staff.

A word on Lauren. I was on the search Committee that nominated her. She is a highly principled top, with a high reputation for honesty and integrity. She is a diligent worker. She analyzes well. She has superb judgment and he is importantly in my mind, she has created a happy workforce. The people of Maui can rest assured the ethics office is well-managed while carrying out it's oversight duties.

Thank you. >> Thank you. Members, any questions? Member Rawlins-Fernandez? >> Mahalo, Chair. Aloha Mr. Lilly, mahalo for your testimony today.

I'm sorry if I missed it. Did you say how much Staff the City and County of Honolulu's Board of Ethics has? >> They have, I believe, Lauren probably knows, but it's like 11 or 12. But of course, they have -- yes, Lauren pointed out it's eleven. And of course, they have a bigger population that they deal with. >> Mahalo, Mr. Lilly. Mahalo, Chair.

>> Thank you. >> Any more questions? If not, thank you very much. Mr. Lilly, thank you very much. >> Mahalo. >> Chair, the next testifier is Dan McKenna, testifying on Resolution 25-230 to be followed by Kaitlin Miller.

>> >> Good morning, Chair Lee, Vice-Chair Sugimura, and Council Members, my name is Dan McKenna. I want to thank all the Council Members and Members of the Temporary investigative group for devoting their time and talent to develop the TIG report. I'm encouraged by the Council's support in favor of Resolution 25-230 towards establishment of H-3 and H-4 hotel District. Thank you very much. >> Thank you. Questions, Members? If not, thank you very much.

Next testifier, please. >> Chair, the next testifier is Kaitlin Miller, and please let us know which item or items you will be testifying on, and she will be followed by Jonathan Helton. >> Aloha, Chair and Council Members, my name is Caitlin Miller, testifying on behalf of the Maui Vacation Rental Association and testifying on Resolution 25-230. Which refers to the proposed H-3 and H-4 district hotel Zoning Ordinance to be referred to the Planning Commissions for review. I want to begin by acknowledging that this proposal originates from the Bill 9 Temporary Investigative Group and the intent of H-3 and H-4 zoning is to create a more orderly and transparent framework for certain properties that have historically operated as visitor accommodations within apartment District. Importantly this Resolution does not enact H-3 or H-4 zoning today. It's simply initiated the required Planning

Commission review process under the County Charter allowing for technical analysis, public input and retime before final decisions are made. As written, the proposed Ordinance would reserve H-3 and H-4 Districts specifically for properties that are previously A1 and A2 zoning and where transient vacation rentals were legally permitted prior to the passing and phase out of Bill 9. This distinction matters because it ties eligibility to historical land use, land use realities rather than creating new expansion of visitor accommodations.

That said we believe careful review is critical, particularly around the implementation details mapping the development standards. How the zoning would interact with existing housing, rebuilding and workforce priorities for that reason we support the referral of proposal to the Planning Commissions. So those questions can be examined in a public, transparent and technical ground way. We would also like to emphasize that this conversation should remain connected to the broader context. The Council is navigating including housing availability and economic stability any zoning changes must be evaluated holistically to avoid unintended consequences. So in closing we would just like to thank everyone who worked on the TIG Council Member Sinenci, Palatin and Uu-Hodgins and cook for doing the work during Bill 9 and we appreciate that coming forward so quickly after massing on Monday. So thank you all for your work.

We look forward to continuing this conversation at the Maui Planning Commissions and talking with you all further with the H-3H-4 creation zones. >> Thank you so much. >> Thank you, questions? Clarifying questions? If not, thank you very much. Next testifier is Jonathan Helton and Mr. Helton, please let us know item you are testifying on.

And he will be followed by Kai Nishiki. >> Chair, and Council Members I hope you guys can hear me. For the record, my name is Jonathan Helton. I am a lobbyist and represent the grassroots Institute of Hawai'i. I'm going to be testifying today on Bill 183, this would change the height limit rule for the construction in the Lahaina National Historic Landmark District so grassroots institute supports this Bill. We believe that this adjustment from 30, the current 30' height limit to 35' height limit. It's proposed under the Bill would help facilitate the rebuilding of a lot of structures in Lahaina. I did want to point out that within the written testimony that I shared with everyone, I am requesting an Amendment to the Bill that would allow all structures that were higher than 35' that were taller than 35' to be rebuilt to the previous approved heights.

Right now the Bill limits this only to public or quasi-public use structures. So this would ally to a lot of Maui County government buildings or a lot of historic buildings in Lahaina that were taller than 35' before the Fire and the Bill would allow them to be rebuilt however as I pointed out in the testimony, there are certain building in Lahaina such as the wharf cinema center that were taller than 35' and the current draft of the Bill wouldn't allow them to be rebuilt to their pre-Fire height. Now the Planning Commission did a lot of great work in their memos and their research on this Bill and they noted that there is not a complete list of how tall each building was in Lahaina was. So it's really right now it's unclear how many buildings were taller than 35' before the Fire. And that would not fall under this Bill as being allowed to rebuild to that height. So I have the text of that Amendment in the written testimony that I shared with you all. So in case there are any questions about that, I'm happy to answer them.

And I appreciate your time. >> Thank you. Questions, Members? If not, thank you very much. >> Next testifier, please. >> Next testifier is Kai Nishiki and she will be followed by McKinley Eads. >> Aloha, Chair, and Council Members.

Testifying on Reso 25-230. I am asking the Council to consider referring this to the Council -- to a

Council Committee. The community and general public were not involved in the TIG discussions and should be afforded an opportunity to provide suggestions to the Council, and have the Council deliberate and provide a complete Bill for the Planning Commissions to evaluate. The commissions should be presented with a well thought out and comprehensive proposal. There really isn't any big rush, implementation of Bill 9 happens in three to five years. And it would be wise to not waste our Planning Commissions' valuable time. You know, their agendas are fully stacked, just like yours and it really is this Council's job to provide a very complete and comprehensive draft. Because the Planning Commissions really do review and provide recommendations, and so they should have the ability to see all of the discussions that the Council has regarding this proposal.

I have a lot of other justifications, but right now, just really asking this to be referred to a Council Committee. You folks always say, you know, Council Committees are where the work should be done, and so just asking you folks to honor that, and provide the commissions with really well-thought-out proposal. Thank you very much. And happy holidays. >> Clarifying questions? If not, thank you very much. May we have the next testifier chair, the next testifier is McKinley Eads who is currently the last testifier.

>> Aloha, Chair Lee and Council Members, my name is McKinney EADS and I'm here today in strong support of Bill 171 and Bill 183. I really appreciate what was said earlier this morning that Lahaina is Lahaina because of its people. I do want to note that more than two years after the wildfires recovery has moved far more slowly than I had hoped. As your own Bill 171 findings note, as of October 5, 515 building permits have been issued, 290 homes are under construction and 83 have been rebuilt. Not a single commercial property has been rebuilt and occupied. This is a critical indicator of how far we still have to go. Bill 171 recognizes that reality. It acknowledges the ongoing hardship that property owners continue to face hardship that is not a result of an action, but result of an extraordinarily complex, evolving and times uncertain rebuild investment.

The Bill's extension of Real Property Tax relief through 2028 for property still unoccupiable or restricted due to wildfire impacts is not really helpful. It's essential without this extension property owners already carrying enormous financial burdens would face additional pressure. They cannot absorb commercial property owners in particular would be placed in impossible position as rebuilding remains stalled by factors out of their control. The recovery timeline already extended would become even more difficult to meet. I want to thank you guys for the many actions that you have taken to help us with the rebuild process, but I believe there's still more to be done. Tax relief does not solve these problems, but it prevents them from becoming worse and gives owners breathing room until the path forward becomes clear. I believe Bill 171 is a vital component to Lahaina's long-term recovery.

Recognize the real conditions on the ground and provides fair necessary support for those who struggling under circumstances that they did not create and cannot congratulate. I also support Bill 183, because it creates the flexibility that rebuilding in Lahaina new requires. Many properties no longer have the complete as built or verified original heights. The design environment has changed dramatically since the Fire this small height adjustment gives architects and engineers enough room to create safe, functional code compliant buildings while still maintaining the historic character of the District. >> Thank you for your time. >> Thank you. Clarifying questions 1234 if not, thank you very much.

>> Chair, the next testifier is Tom Croly. >> Aloha, Council, Tom Croly. First, I would like to pass on my condolences to the beautiful Cabanilla 'Ohana, on the passing of

their Patriarch clearly a man who we all strive to emulate and example provided that provides a path for us all to follow. Second I would wish the County Council and my County 'Ohana a Merry Christmas and blessed holiday season. We all share a part in placing Maui a better place. And we don't always agree on how to do that. But I want to thank each Council Member for your efforts to serve people of Maui and particularly want to thank today Council Member Cook for bring forward Resolution 25-230 to send to the Planning Commissions a Bill to establish H-3 and H-4 zoning.

I appreciate the expedience of this action to help resolve some of the issues that are left unresolved with Bill 9. I hope that the Planning Department through the Planning Department's comments and the Planning Commission's review that some clear criteria can be established to qualify properties to be considered for the rezoning to these newly established Districts. I would direct the Planning Department and Commission to the historical record contained in the Maui property tax records that show that in 1992, more than 8,500 condo units were classified as hotel-resort, establishing them as having a right to make these short-term rental uses more than 30 years ago. There may be many other valid qualifying criteria that could be established to make changing the zoning for these properties clear and easy to implement without having to hold public debate on each and every one of the 100 plus properties that are currently in the Apartment District to make short-term rental uses. I hope that when this legislation returns to this body for adoption that the Planning Department will have cleared the pathway for rezoning out the need for expensive and sometimes impractical property provosts or public right-of-way upgrades and I hope that the process of Community Plan Amendments that would be necessary for this rezoning can actually begin before you adopts the South Maui Community Plan. That you can do some of this while you're looking at the Community Plan. I would like to move on to my comments on Resolution 25-228, extending the term of the Real Property Tax Reform Committee. I support the extension of the term of this Committee, and might suggest the Council consider making it a standing Committee of this Council.

I appreciate the work of this Committee has done since its first meeting in September, particularly Bill 171, for the extension of tax relief for properties yet to be rebuilt and reoccupied in Lahaina. Today is set for second and final reading. But there are a host of other issues in our Real Property Tax code that still need to be addressed. The issue of reclassification during the tax year when a change of use takes place has yet to be resolved. And I would urge the Council also to take up the issue of the dysfunctionality of the real property tax Board of Review. This important part of our tax code really needs to be reformed to better serve the citizens to have the ability to appeal, and have a chance to prevail. I'm sad to say it's it functions today, it causes many citizens to lose faith and confidence in their government.

This Board needs some legislative changes and structural changes to how it functions to make it really work the way we would want it to. I would hope that this Committee can take up that at some point. Yesterday I was watching the cost of government Committee, and they were discussing exactly this issue that their observations are that this Committee needs some basic functional reform. Finally, I would like to comment on Committee Report 25-91. Allowing alternate Members to fill terms on Boards and Commissions. I would like to suggest that the Council create these alternate positions for practically all the Boards and Commissions that are out there. That would help these boards maintain quorum when a particular Member may be absent for an individual meeting. My idea is that every Board should have one or two alternate members, who in their first year serve as an alternate Member and they learn what the Board

does.\r\n\r\nWhen someone is not there, they can step in and fill quorum. I just think that would help tremendously for all these boards to not lose quorum as they often do, and then not have the ability to hold a meeting that is already been agendized, and sometimes holds up things for months as they go. One Board that I really would like to see have this would be the Maui Planning Commission. However, that I believe would need to mean a Charter change. But I would ask the Council to consider making a change to the Charter, and appointing alternate Members to the Maui Planning Commission for exactly this purpose. We have recently gone through an entire year missing two Members on the Maui Planning Commission, and it's made it very difficult on the remaining members to get work done. So again, I support what you are doing in Committee Report 25-91. But don't think that work is done.\r\n\r\nI submit what I very much support the work that the tax reform group has done, but don't think that work is done. And as you all know, I stand ready to help in solving these problems. Thank you, Chair. Oh, and again, Merry Christmas to everyone. >> Thank you, Tom. Merry Christmas. Member Paltin has a question.\r\n\r\n>> Thank you. I just wanted to clarify you specifically called out the Maui Planning Commission, but there's two other Planning Commissions. The Moloka'i and Lana'i ones. Did you intentionally omit those? >> I didn't intentionally -- maybe I didn't intentionally omit those, because I'm not a Member of those communities. And I don't necessarily follow those as closely as I do every single Maui Planning Commission meeting. But I think maybe the same thing applies there.\r\n\r\nSure. >> Yeah, because if there's a Countywide Ordinance, and one Planning Commission doesn't make quorum, it holds up the Ordinance as well. >> Yes, good point. >> With the recent parking one. Okay, thank you. >> Any more questions? If not, thank you, Tom and happy holidays to you.\r\n\r\n>> Mahalo. >> Chair, currently Mr. Croly was the last testifier signed up. So we'll go ahead and give last call. If anyone wishes to testify at the beginning of the meeting please make your way to the podium or raise your hand in teams. Chair, seeing none, countdown, 3, 2, 1. There's no one else indicating they wish to testify. >> Any objections to closing public testimony and accepting written testimony at the beginning of the meeting.\r\n\r\n>> No objections. >> So ordered. Ms. Clerk. >> Chair? >> Member Paltin. >> I just wanted to make note that one of the nominees is in the gallery.\r\n\r\nAnd will be available when that item comes up, but if you wanted to hear testimony at the start she probably could as well. >> Okay. For that item comes up. Okay. >> Yes. >> Thank you. Ms.\r\n\r\nClerk. >> Thank you, Chair. Moving on to Committee Reports. Currently we have no one signed up for Committee Reports so we'll go ahead and give last call for testimony for Committee Reports. J.C. is making his way to the podium. >> Aloha. Kakahiaka.\r\n\r\nAloha Akaku. Aloha Merry Christmas everybody. So I want to thank the Luna mou of the Great Committee for all this stuff and I noticed that the Komar of CR 25-90 didn't have a price on it. So I was wondering about that. Can we pay them in aluminum cans? >> Thank you. Next testifier.\r\n\r\n>> Chair, there's currently no one else signed up to testify on Committee Reports so we'll give last call, anyone wishing to testify on Committee Reports please raise your hand in teams or make your way to the podium. Seeing none, countdown, 3, 2, 1. Chair, there's no one else to testify. >> Are there any objections to closing public testimony and accepting written testimony on Committee Reports? No objections, so ordered. Ms. Clerk. >> Thank you, Madam Chair.\r\n\r\nFrom the Government Relations, Ethics, and Transparency Committee is Committee Report 25-87 recommending adoption of Resolution 25-191 authorizing settlement of claim 4089446-1 of Elaine Bogard and Robert Bogard in the amount of \$57,664.74. >> Member Uu-Hodgins. >> Thank you, Chair. If there are no objections

may I please request that the Clerk also call up Committee Reports 25-88, through 25-91 at this time. >> Any objections? No objections. So ordered. Ms. Clerk.

>> Chair, Committee Report 25-88 recommending adoption of Resolution 25-192, authorizing settlement of Aissa Nishiyama v. County of Maui Police Department, et al. civil No. 2 CC V-23-00000346, Committee Report 25-89 recommending adoption of Resolution 25-191, CD 1 authorizing settlement of claim 4a2505gzp0-001 of Kanani Kealoha- Faleafine in the amount of \$55,668.8, Committee Report 25-90 recommending adoption of Resolution 25-201 authorizing settlement of County of Maui, Department of Environmental Management v. Komar Maui Properties, LLC. Case No. 1:24-cv-o00203-kjm. >> Committee report 25-91 recommending first reading of Bill 105, CD 1 (2025) to allow alternate members to filled by term vacancies on County boards and commissions on an interim basis. Clerk. >> Council Member Uu-Hodgins. >> Move to adopt recommendations in CR 25--83 through CFR-92 moved by Member Uu-Hodgins, seconded by Vice-Mayor Sugimura to recommend approval of Committee Reports 25-87 through 25-91 discussion? Member Uu-Hodgins. >> Thank you, again, Chair. At its meeting of December 3rd, 2025, your Great Committee met to discuss Resolutions 25-191,25-192, 25-196 and 25-201 which authorizes settlement of various claims and your Great Committee also discussed Bill 105 (2025) to allow alternate members to fill midterm vacancies on County Boards and Commissions on an interim basis. Your Committee voted 7-0 to recommend adoption of Resolution 25- to recommend adoptions of Resolution 25-192, 25-196 and 8-0 to recommend the adoption of Resolution 25-201 and the passage of Bill 105 (2025) on first reading. Members, that was the day we were interesting Internet problems and so I'm sure you remember the day of Internet problems more than all of the detail in these. But thank you for your participation and respect for the members as part of my motion. >> Thank you, Chair. >> Thank you, any more discussion? If not, all those in favor of the motion, please raise your hand say aye. Eight ayes, zero nos, motion carries Ms. Clerk. >> Chair, at this time individuals may testify on resolutions listed on the agenda. There's currently no one signed up to testify so we'll give last call for testimony on Resolutions. The countdown is 3, 2, 1. Chair, there's no one indicating a desire to testify. >> Any objections to closing public testimony and accepting written testimony on Resolutions? No objections, so ordered. Ms. Clerk. >> Thank you, Chair. Before you is Resolution 25-223 appointment of Max Tsai to the Police Commission for the County of Maui. >> Member Uu-Hodgins. >> Thank you, Chair. I move to discharge the Government Relations, Ethics, and Transparency Committee from further consideration of Resolution 25-223. >> Moved by Member Uu-Hodgins, seconded by Vice-Chair Sugimura to -- what is that again? To discharge the Great Committee of this item. So discussion, Member Uu-Hodgins. >> Thank you, the Council's deadline to approve or disprove the nominee is January 5, 2026 and this is the Council's last opportunity to consider this appointment before our deadline. >> Any more discussion? Okay. >> This is just the discharge. >> This is just the discharge. >> Any more discussion? If not, all those in favor of the discharge, raise your hand, say aye. Eight ayes, zero nos, motion carries. Member Uu-Hodgins. >> Thank you. I move to adopt Resolution 25-223. >> Moved by Member Uu-Hodgins, seconded by Vice-Chair Sugimura to adopt Resolution 25-223. Discussion, Member Uu-Hodgins. >> 25-223. >> I said that okay. >> I think so, too. But if not, we double-checked it. I move to amend Resolution 25-223 by placing Mr. Max Tsai on exhibit c for disapproval. >> Second. >> Moved by Member Uu-Hodgins and seconded by Member Paltin to put Member -- to place Mr. Tsai's name on exhibit c for disapproval. Discussion? Member Uu-Hodgins. >> Thank you,

Chair. Unfortunately Member, this will be the second time we're going to disapprove Mr. Tsai to serve on the Police Commission. Unfortunately the first time he served there was some issue that time and so I'm personally uncomfortable putting him back. But I will leave that to the Members of the body. Thank you. >> Further discussion? >> I respectfully consider the Members' support of my motion, but everybody has their own vote. Thank you, Chair. >> Member Paltin, you have a question? >> No, I fully concur with what was stated. >> Okay. No further discussion. All those in favor of the motion, raise your hand, say aye. Eight ayes, zero nos, motion carries. Member Uu-Hodgins? >> I have no further discussion. Chair. Thank you so much. >> So no further discussion, anyone? All those in favor of the motion as amend, the main motion as amended. Raise your hand, say aye. Okay. All ayes, eight ayes, zero nos, motion carries. Ms. Clerk. >> Thank you, Chair. Before you is Resolution 25-224 authorizing acceptance of a donation of \$250 from C&S Wholesale Grocers, LLC to the Department of 'Oiwi Resolutions County of Maui under Section 3.56.030 Maui County Code. >> Member Rawlins-Fernandez. >> Mahalo, Chair. I move to adopt Resolution 25-224. >> Second. >> Moved by Member Rawlins-Fernandez, second by Member Uu-Hodgins to adopt Resolution 25-224. Discussion, Member Rawlins-Fernandez? >> Mahalo, Chair. I was told that budget Chair wanted to make the motion for this. So I did include this in my notes. >> Okay. >> Whopping \$250, Members. I hope you will support this motion to accept it. Mahalo, Chair. >> Okay, I was going to ask for an audit, but that is okay. >> I think the audit might cost more than the donation. >> You convinced me not to ask for it. >> I'm told I'm pretty convincing. [Laughter] >> Member Paltin. Thank you. I just like to extend my full gratitude to C & S Wholesale Grocers, LLC. They must have known of the needs of the Department of 'Oiwi Resources, as we recently discussed in a meeting. Thank you. >> Any more discussion? If not, all those in favor of the motion, please raise your hand, say aye. Eight ayes, zero nos, motion carries Ms. Clerk. >> Chair, for referral to the Agriculture, Diversification, Environment, and Public Transportation Committee is Resolution 25-225 referring to the Lana'i, Maui, and Moloka'i Planning Commissions a proposed Bill amending Chapter 2.80b Maui County Code to address food systems and food security in the Countywide policy plan. >> Members, no objections, so order Ms. Clerk. >> Chair, to referral to the Government Relations, Ethics, and Transparency Committee is Resolution 25-226 authorizing settlement of the estate of Matthew Louis Perreira decides, et al. v. Patrick George Ventura County of Maui, State of Hawai'i Alexander & Baldwin, LLC. civil No. 2 CCV-22-0000045. >> Any objections to referring this matter to the Great Committee? >> So ordered. Ms. Clerk. >> Thank you, Chair. Before you is Resolution 25-228 extending the term of the Special Committee on Real Property Tax Reform. >> Member Rawlins-Fernandez. >> Mahalo, Chair. I move to adopt Resolution 25-228 on your behalf, Chair. >> Moved by Member Rawlins-Fernandez, seconded by Vice-Chair Sugimura to adopt Resolution 25-228 as far as discussion, we still have some matters to complete. So we need more time all those in favor of the motion, please raise your hand, say aye? >> Aye. >> Eight ayes, zeros no, motion carries. Ms. Clerk. >> Chair, before you is Resolution 25-229 appointing Tina Ann Botelho to the Board of Water Supply. >> Member Paltin. >> Thank you, Chair. I move to adopt Resolution 25-229. >> Second. >> Moved by Member Paltin, seconded by Member Uu-Hodgins to adopt Resolution 25-229. Discussion, Member Paltin. >> Thank you, Chair. I have been super blessed when I put out to fill these slots to get excellent candidates responses. Ms. Boteilho is currently Self-employed as a marriage and family therapist in her application, Ms. Boteilho

noted her great-grandfather maintained the water reservoir and Forestry for decade she has advocate for water meters and water preservation across Maui. She also goes up and going to the source herself, which I will let her explain more, if you would like to hear from you. I would like to thank Ms. Boteilho for her willingness to serve and her interest in serving on this Commission. Council action is need by January 7th, 2026 to fill the vacancy and as noted by Member Uu-Hodgins previously, this will be our last Council Meeting of this year.\r\n\r\nThe applicant is available to answer any questions the Council may have and I respectfully ask for the Members' support of my motion. Even if Members don't have questions, I would ask that they allow for her to introduce herself. >> Members, any objections to calling Ms. Boteilho down to the podium. >> No objections. >> Okay, Ms. Boteilho.\r\n\r\n>> Good morning, Council. Happy holidays first off, just want to start there. Most of you have met at some point at in meeting or multiple meetings actually. I'm Tina Boteilho fifth generation up country, Olinda, not a lot of people know about, it's just so isolated. Pi'iholo side. My great-grandfather, like Council Member mentioned he used to talk to my grandparents and parents about water is life, but not just had, he who controls the water controls everything; right? And to be able to see that in motion and at a young age know that mana'o, because it was taught to us.\r\n\r\nI'm at an inch where we're moving into the inch of Iki; right? The learned knowledge, being able to hike and see actually what is happening with our water. Moved back home from College in 2001 and super blessed to have a family at the very top of Honokohau valley crossing riverbeds and four wheel drive and all the things right and to be able to go there 25 years later and to see how dry it is. So for me, it's super important not to just have water in our pipes and be able to talk about droughts, but also kind of hold space for the hard conversations. So when you know Tamara put out that call, is it like you know, presenting for a reason? Not everything that presents is necessarily meant for us, but to see the challenges changes happen and to go up to the mountain and see how dry it is actually and then 50' you see the rainforest of -- you are like how is that? We're here, it's super-hot, but 50' away this beautiful rainforest that UH maintains and to be able to show that to the next-generation.\r\n\r\nThat you know while you're standing there brushing your teeth and rung water and you know you are just like kind of la la la, like we can't really do that any more. We can't afford to do that any more, and to see the live knowledge or even just our 'Ohana property and how much it changed in just my lifetime. And to see the Shoreline receding and to just see the damage, you know, for me, you know when I got the call, you know I just put it out there and just want to thank you first for consideration and again coming with my great-great-grandparents Kingdom of Hawai'i through territory of Hawai'i through State of Hawai'i and just that knowledge that we have to start now. They did so well in maintaining those water resources for our generation, and you know, we're really far behind in terms of you know what we can do for the next couple of generations and again, like having those hard conversations. And trying to listen. I was so blessed to be able to be here for some of the testimony earlier, but to be able to try to listening from a place of trying to understand yeah not just hear what people are saying or listen to what they're saying, but authentically trying to understand because I have been through some of the water unknown meter meetings up country and with the ranchers and the farmers and you know, some of them are crying and pleading for us to help them and we don't have the resources. So thank you so much forever the consideration.\r\n\r\nHappy holidays. And you know, any questions that you may have? I'm more than willing to answer. >> Thank you. Members, any questions. >>

Member Rawlins-Fernandez? >> Mahalo, Chair.\r\n\r\nAloha, Ms. Boteilho, mahalo for your willingness to serve on the Board of Water Supply and for sharing your personal experience and so much of that is wisdom that cannot be acquired through reading a big. So that is such a huge asset on an important Board. Mahalo for being here in-person today. It shows your commitment. I like to the nominees or applicants three questions. One is if you foresee any concerns with attendance?\r\n\r\n2, to share any of your experience that you have with this Board, Board of Water supply and 3rd, if you could share with us -- well, I think you kind of did, but if there's anything more you with like to elaborate on how you envision how you envision contributing to the Board of Water Supply and I can repeat any of the questions at any time. >> Oh, absolutely. First off, I love being my own boss. You know, the kind of person to work for sometimes, but you know, I mean the nice part is that you have flexibility you know and sometimes it's between 12:00 a.m. and 5:00 a.m.; right? And you know the term I like the structure of County and the ability to say hey, we have this meeting coming up, but also like there's some stuff that is considered emergencies; right? And again, like if you control the water, you control the narrative, too. You know to me this is the priority.\r\n\r\nYou know, I think three-four generations ahead of us and respect the three-four generations before us; right? So this is a priority. If we don't show up for our people, we are not going to have people you know, and so again this is a priority for me as you know, built very successful companies and businesses for Maui people and Maui including Moloka'i and Lana'i, too. So you know, so that part in terms of experience I think the lived experience; right? Like when was the last time you guys actually hiked your water resources? Spaces? Right?\r\n\r\nSo like honestly, they are all locked up, gated up, you know? Fenced off and so honestly, the majority of people that have never had that blessing; right? So I have been truly blessed to have family have friends that work for E & I that I work for some of the private water people I have met a lot of the guys who were responsible for digging wells, which you know, sometimes agree and sometimes don't. So I think again it's just having those discussions with people and not just from a place of being you know upset or combative or set in my particular way. But just having those hard conversations right and then being able to go to the source and see and hear how it's changed; right? So hear how the rain that happens now going to take 25-125 years to actually become our water source. So not even any my lifetime really; right? So is that water that rains today gonna actually make it?\r\n\r\nAnd I think that the knowledge just by itself, the ability to have that knowledge, but also able to sit with the people that write Resolutions that are part of the current Board is going to be invaluable knowledge; right? And being able to attend water meetings that you know Yukilei or Tamara or any of you guys holding I think is really important because representation is important too right? ? Not some mystery that exists. You got to be at meetings and you got to hear people, too, you know. And then last, but not least I think you know it's really it's that time to think for us to our generation especially to step up and take our grandparents, my mom is 75. You know she is not going to be making it to some meetings you know? So it's important for us and our generation to teach the generation below us, but then also to bring the most updated knowledge to our Kupuna also because they're gone they're just gone we're not going tube able to get knowledge from my mom. Who was raised by her grandpa, you know and able to see what part of the system is broken, too, and that we gotta fix that point you know?\r\n\r\nSo I hope that answers your questions. >> Answers my questions and more. Thank you. >> Any more questions? >> If 23409 thank you very much. >> Chair, I have a question. >> Oh, sorry, Member Johnson

has Lana.\r\n\r\n>> Thank you, Ms. Boteilho for your willingness to serve. Appreciate the discussion that we're having right now. It's a question I have for you in regards to the comments. Do you think it's critical to bring back the cloud bridge when we talk about water and reforestation and the topics that you brought up? >> Absolutely, I love driving up Olinda road and to be able to see all these trees that were planted by you know, my great-great-grandfather, my great-grandfather and the prisoners because Olinda Bird Sanctuary, used to be a prison. And you know, the development, but also with a lot of cutting on those try trees, the rain lines have moved just within my generation; right?\r\n\r\nSo we're seeing less, a lot less rain. We're seeing a lot less water. We're seeing river through the gulch in our backyard. We don't have that any more. We're seeing you know even changes. Like I was saying we never saw those big Brown toads. Like I was saying, toads in Olinda.\r\n\r\nWe have never had that before. And then also being able to go up to the initiatives in Lahaina and to see what they are doing up there, you know, and plant really try to influence a lot of rain line movement; right? But also we are community and we got to plant trees that were never going to enjoy the shade; right? Like each one of my children I make sure they plant Koa so you know, and I share that knowledge and if any the learn knowledge, but also the lived knowledge with them planting farming all the things are really important because it's not again you know we're going to have water. And I have traveled all over Hawai'i, and it's unreal to see. >> Thank you. >> You are singing my song.\r\n\r\n>> Thank you. Any other questions? Ms. Clerk. >> Vice-Chair Sugimura. >> Thank you. So I want to thank you for your passion, and I really met you during the wildfire discussions and all of a sudden there was this ball of energy, and heart and soul and compassion that appeared to help our people in up country.\r\n\r\nYou would bring your mother to all of the meetings. I learned more about you. Today I'm learning even more. I just want to thank you. Keep it up. I fully support you. >> Thank you very much.\r\n\r\nI appreciate that. Thank you thank you. So we're in the middle of the voting. Any more discussion? >> Yes. So my discussion would be you know, how lucky would we be to have a therapist on the Board when we're having those hard discussions? And I would have appointed a Lahaina person, but I did look at the make-up of the Board, and there's already three Lahaina people.\r\n\r\nSo I specifically was looking for someone up country, and I'm so grateful that Ms. Boteilho answered the Kohea. >> Any more discussion before we vote? Yes? Member Rawlins-Fernandez? >> Mahalo, Chair. As I stated earlier to our applicant that I support this motion.\r\n\r\nAnd I'm grateful for her willing, to serve. In her opening remarks, she talked about the Iki, and English is not always able to translate 'Olelo Hawai'i. And so I wanted to share the fullness -- Iki, or attempts in English to help folks understand what Iki means if they don't speak Hawaiian. To see, know, feel, recognize, perceive, experience, be aware, understand. To show, make known, display, tell, exhibit, reveal, indicate, inform, report, notify, explain, testify, cause to know, or see, discover, announce, allege, acquaint, information, identifying characteristics as of land claims, proof, token guide, exhibition. When Ms. Boteilho shared the Iki and understanding is this the time like I appreciated that sharing of her thought process coming to the decision of whether it's appropriate for her to serve at this time or not and I appreciate that she listened to her Kupuna and that this is pathway forward and recognize that water is life and that we need to be more cognizant of that. Because if water is life, then whoever controls water, controls life.\r\n\r\nMahalo, Chair. >> Any more discussion? If not, all those in favor of the motion, raise your hand. Eight ayes, zeros nos,

motion carries. Ms. Clerk. >> Chair, before you is Resolution 25-230 referring to the Lana'i, Maui, and Moloka'i Planning Commissions a proposed Bill amending the comprehensive Zoning Ordinance to establish the H-3 and H-4 Hotel Districts.

Member Cook. >> Chair, I move to adopt Resolution 25-230. >> Moved by Member Cook, seconded by Vice-Chair Sugimura to adopt Resolution 25-230. Discussion, Member Cook? >> Thank you, Chair. Resolution 25-230 refers a proposed Bill to establish the H-3 and H-4 Hotel Districts that are like for like with the A-1 A-2 apartment districts to the Lana'i, Maui and Moloka'i Planning Commissions. This proposal is based on the Bill 9 TIG's recommendations for the new Zoning Districts to allow continued TVR uses at appropriate properties that are currently in the apartment zoning. The proposal was unanimously approved by the TIG and is supported by the administration. I respectfully ask for Members' support of my motion.

>> More discussion? Member Paltin? >> Thank you, Chair. I would like to move to amend 19.14.020 by adding Section C to read as follows: The following is required of H-3 and H-4 Districts within the SLREXA. One, Shoreline access and Shoreline access parking. 2, Annual contribution accounting and reporting of to their own properties Managed Retreat fund. 10% of profits. 3, any new legislation putting requirements on shoreline properties will apply. if I get a second I can explain. >> Moved by Member Rawlins-Fernandez and seconded. Discussion? >> Thank you, Chair. I have heard people reaching out this it sent to Committee, and I kind of get the feeling although there has been no Sunshine Law violation that people do not want to wait to refer it to Committee. But once we accepted it to the Planning Commissions, if they do not address this, then we won't be able to discuss it at all when it comes back. And the Bill itself is not signed to form and legality, because it's going to be deliberated at the three Planning Commissions, and then it's going to be deliberated back here. So that's more legislative intent language than pretty legislating drafting format. But I think the intent is quite clear that is something to be considered and discussed is we can also consider and discuss it when we take it up. Thank you. >> Member Cook. >> If it passes I guess I will ask for rule 19 suspension. I can do that in a separate motion. >> I would like to keep it simple. I think during the Planning Commission hearing and with the Planning Department, we would be able to address it. We did discuss this during the TIG. I do acknowledge that the addressing the sea-level rise issues and insurance and accountability for the properties and acknowledging that their inclusion in this proposed rezoning category is going to have some responsibilities and what not. I would like to -- I would prefer to keep this clean as far as this aspect of it, and be able to acknowledge these issues, respect these issues. So we can address them, but for in this particular motion, I would like to leave it out. Thank you.

>> Sorry to do this, but I'm going to need a break. Ten-minute break. We'll come right back. Thank you. [GAVEL] >> Will the Council meeting of December 19th, 2025 please reconvene. It's now 11:42 a.m. and we're in the middle of a motion and Member Tamara Paltin, if you could bring us back up to speed and include the rule 19 issue with your motion, and do it all at one time. >> Okay.

Do over. I move to amend Section 19.14.020C the following is required of H-3 and H-4 Districts one, Shoreline access and shoreline access parking. 2, annual contribution accounting and reporting of to their own properties managed retreat fund, 10% of profits. 3, any new legislation putting requirements on Shoreline properties will apply. And to suspend rule 19 so that final action can be taken today. >> Members, any further discussion? Member Cook and I just want to remind you, we need six votes.

Member Cook. >> Okay I'm a little bit -- we

worked with OCS, Corporation Counsel and the Planning Department on this proposal. These issues were discussed during the TIG. And I am acknowledging them as far as inclusion right now in the creation of H-3 and H-4 I would like kind of response from Corp. Counsel and OCS, so I have a better understanding. >> Corp. Counsel.\r\n\r\n>> Thank you, Chair. We would prefer that if you have any suggested language that you would like the Planning Commission to consider, and that is what they will do is to have it in now because it will make us much easier for us to assist them with their reviews. So we would prefer that because otherwise, somebody could bring it to their attention, but it would be better if it comes in the Bill. Thank you. >> So do you want to hear from David or who? >> I had a question for Corp. Counsel and then David.\r\n\r\nSo this is substantively change it as basically creating H-3 and H-4 and now we have this other criteria. The H-3 and H-4, if it's created, solely basically and these other issues can they be discussed in Council later? >> Chair? >> Yes. >> They can be discussed in Council later, but the problem you may run up against is if you don't include it in the Bill now, as suggested language for the Planning Commission to review, and you bring it up later, it could trigger it having to go back to the Planning Commission in order for them to consider it. That is what you would want to avoid. We're not making comments on the wisdom of the criteria, it's just to put the idea in there is important, if you want it to not have to go back -- if you think it's going to come up and you are going to want to put it in later.\r\n\r\n>> Thank you for that response. David? >> David Raatz. >> Thank you, Chair Lee. Thank you, Council Member Cook. We appreciate the First Deputy Corporation Counsel's comments. We haven't had a chance to review the substance of the proposal.\r\n\r\nSo we don't have guidance on whether the language is the best means of effecting the Council's policy choice, or if the language is in being inserted in the best part of the Bill necessarily? So on the procedural issues we would agree with Corporation Counsel. Thank you. >> Member Cook? >> Okay. Well, thank you. I asked for advice and we got advice.\r\n\r\n>> Okay. >> And to Mr. Raatz' point, that is why I said legislative intent. At least get them to consider the subject-matter, and we can decide where it needs to be put, and how it needs to be prettied up from the lifeguard version. >> Thank you. Member Rawlins-Fernandez. >> Mahalo, Chair.\r\n\r\nI seconded this motion. I support the concept of it. I don't support sending half-baked ideas to the commissions, all three commissions would have to consider it. My preference would be for it to go to Committee. Those of us who were not on the TIG did not have the opportunity to discuss all the details, and pros and cons of including or not including or what the conditions are? What the ramifications are? Of each of the things?\r\n\r\nMy colleagues to my left and my right were both on the TIG, so they have had had the opportunity to meet seven times on it. We had a report given by them, and not an opportunity to discuss it. So I will support the motion to amend with legislative intent. I don't think that is best practice to send it to them. We're the ones who are paid. The Planning Commission Members, Commissioners are not paid. It is our responsibility to ensure that there has been time that we have fleshed out the ideas.\r\n\r\nSo that they can consider fully completed, thoughtful language, and we have the opportunity to also, like the TIG had the time in their seven meetings to meet in Executive Session, to speak to our attorneys, to understand what the legal analysis, and the legal opinions are regarding this. They had the opportunity to talk to different resources, which is wonderful. That is part of the TIG's responsibility. But as someone who was not on the TIG, I did not get that opportunity, nor did the public, because the meetings are private. So I will support this Amendment. I will not

support the main motion and you need six, mahalo, Chair. >> Yes.\r\n\r\nMember Johnson. >> Thank you, Chair. I will be short to say ditto what Council Member Rawlins-Fernandez said, because I, too, wasn't involved in the TIG. And I didn't get a chance to do much discussion. When I was looking at my Reso that is on today's agenda, we talked to the Planning Department and they said their agenda is so full at the Planning Commissions, they won't be able to see anything for three months. So that is a concern that I have, that if it does get past 120 day and their agenda is booked, what does it come back to us now? So it gets -- I think the -- my big push is to send it to Committee, and that is kind of my stance right now.\r\n\r\nSo we can give a fleshed out Bill to the Planning Commissions, who might not even be able to see this in quite some time anyway. So I just wanted to throw that in there. I really would like to have an opportunity for myself, the other Council Members and the community to speak on this. So please send it to Committee. Thank you, Chair. >> Member Uu-Hodgins. >> Thank you, Chair.\r\n\r\nI do appreciate my colleagues' comments. I realize they were not in the TIG. We didn't present to the HOU Committee that everyone is in that. We attempted to explain that the new H-3H-4 zonings was honestly copy and paste of A-1 and A- 2 to allow the existing use to continue and to disallow the ability to expand as we see in H1 and H2. To really it was a copy and paste. We all pretty much should be familiar with A-1 and A-2. This does change what we're talking about right now, the Shoreline access, parking, SLREXA retainer and this conversation is new to H-3 and H-4, along with A-1 and A-2, and any other zoning that we have here. We did discuss this in the TIG. We discussed this as a financial and social responsibility to properties on the Shoreline.\r\n\r\nKnowing that Shoreline erosion is inevitable, and what to do to best protect not only their property and their investment, but the shoreline and our access to it. So I was hoping that we would bring this up in discussion. I didn't know if we were going to be adding it to the Bill or not? But I did want the Planning Commission to discuss this. I hope they also discuss that it's not anywhere else though. And where else we should probably consider putting it? I know Member Paltin spoke about a 10% of profits.\r\n\r\nI am curious how we would verify that number? But I don't disagree. I don't want to send it to Committee. We have had this discussion for a while. I don't know when we're going to meet in Committee? We are on a time clock, because I know that Bill 9 is going to start in three years. However, we aren't maybe going to be here at that time.\r\n\r\nIt is election-year next year, and I would like to move this as quickly as we can. I did bet you that we would get it done sooner than later. So I want to win that bet. So I'm hoping that we can send it going to the Planning Commission I assume we'll have lengthy discussions there and when they send it back that we'll have lengthy discussions at our Committee as well. So I don't think the public will be disenfranchised by not participating because it's a public process all the way around. Again, it should be exactly what we're used to in A-1 and A- and this new H-3 and H-4. So I understand that perhaps didn't feel that they had the opportunity and we need to discuss it in HLU and we'll continue to discuss it Planning Commission and the Committees coming forward which we don't even have a schedule yet. So which is what makes me a little nervous.\r\n\r\nThank you, Chair. >> Can I ask Mr. Sinenci for your comments? >> Thank you, Chair. I know Member Johnson did bring up the Planning Commission when they will be able to take a look at it. I don't know if we can, Chair, get the Director on to see when they would hear the Bill? >> Okay.\r\n\r\n>> That is my question. >> So you have reservations about sending it to the Commission now >> I would like to hear from the Director when they would hear it. >> What I'm going to recommend that we table this. Member

Paltin. >> Oh, I just wanted to clarify with Corp. Counsel I choose 10% as a number just for the purpose of discussion. If they suggest another percentage after we suggest another percentage after, or another financial amount or mechanism that is okay; right?\r\n\r\nBecause we're just introducing the idea of them setting aside monies, because they are in the Shoreline, and what we see going on at the Shoreline right now. The discussion of setting aside money for future catastrophic events in the shoreline, the specific dollar amount or percentage could be changed. But the idea is to discuss the idea of setting aside money to address those inevitabilities. >> Chair? That is probably less likely to trigger redo by the Planning Commission. However, I don't want to give the impression that we're -- we have made any comments about some of the issues that might arise out of any of this at this time. But yes, in terms of what you're asking, you are less likely to trigger a redo.\r\n\r\nYes. >> Thank you. >> Member Vice-Chair Sugimura. >> Thank you. I appreciate this discussion, because I believe what we want to send to the Planning Commission is a Bill with these kind of thoughts. The thought about the Planning Commissions being too busy to reach the 120-day criteria is concerning because I think we're talking about a Bill, really relating to Bill 9, which is Administration's Bill. So they should be really urging themselves, I think, to get this through.\r\n\r\nBecause otherwise, it's going to look really bad. They are going to miss that deadline because they are too busy for a Bill that is the Administration's Bill, which is Bill 9. So I agree with what Member Paltin is trying to do. Let's -- I want to vote today. Vote in favor. >> I totally agree with you. This is the Administration's Bill. They have told us to initiate this.\r\n\r\n>> Yes. >> They told us, Planning told us. So we're being misled. And this is irritating me, you know? To no end. >> Chair? Point of information.\r\n\r\nI think what Member Johnson was referring to by March was the Bill that he has. He wasn't referring to this Bill. So until we hear it from the Administration, until we hear it from the Director, I wouldn't assume what they told him for his Bill applies to this Bill as well. I think we should get clarification without accusation. >> Well, I'm not accusing him of anything. Member Rawlins-Fernandez. And then we'll go back to Member Johnson.\r\n\r\n>> Mahalo, Chair. I texted the Director after Bill 9 passed to find out when this Bill would be taken up by the Planning Commissions and what the agendas and workload looks like and she said January/February agendas are both already full and spoken for. So Member Johnson is correct about this specific Bill that it wouldn't be taken up in January or February, because the agendas are already full. This Bill, I understand mechanics of what it is. And it is as Member Uu-Hodgins stated, just a continuation of status quo and I don't want status quo, nor does our public. Our community did not advocate for status quo. Our community advocated for change.\r\n\r\nFor improvements. And what Member Paltin is introducing is a step toward improvements, because these buildings were constructed before climate change impacts were being felt, before sea-level rise was a thing, before EISs were required. And to just allow for status quo to continue on and March forward, as if we haven't learned better by now is ridiculous and irresponsible. I think you know, we're going to have lengthy discussions on this when it returns, likely. And they'll have lengthy discussions on this when it gets to the Planning Commissions. I think the Planning Commissioners, who are volunteers deserve the lengthy discussions that we would have before they get it. So that they have more substance to consider.\r\n\r\nSo they have a full thoughtful language that they can consider, as well as if our responsibility to talk to the different resources and build that legislative record for them. Because they don't have the meeting minutes or video recordings of the TIG

meetings, where they did speak with resource folks. And while I don't know if -- I feel a little disrespected, and the public should feel disenfranchised. I feel disenfranchised when I'm saying that I didn't have the opportunity to have seven meetings on this. I don't know what the seven meetings were about, and I was just given one meeting to hear the report of the recommendations. That is disrespectful. I'm sorry.

I appreciate and love my colleagues, but one meeting, when they had seven is a joke. So I think this should go to Committee. So that we can have a discussion on it. Seven times if we need to, maybe less? I don't even need seven meetings. I don't know. But the Planning Commissions deserve to have more to consider, and not just what is being sent.

They deserve to have the meeting minutes, or watch our meetings to discuss the substance of discussing what it is that we are facing today and not just a continuation of status quo from the '70s. This is not a small thing. We have never done zoning changes of this magnitude before. And if we're going to be asking them to have the first substantive discussion on it, that is not fair to them. They are volunteers. We're the ones that get paid. We get paid over \$100,000. This is our job. So I'm sorry, but I think that is wrong for us to do.

And I think that we need to do our job, and have the discussion here. Mahalo, Chair. >> We have Member Uu-Hodgins. >> Thank you, Chair. I just want to make clear, in case it wasn't, I'm totally clear with the language that Member Paltin is providing. I know you weren't there in the TIG, but we had long discussions about this very similar conversation, but it's just that it wasn't initially provide in the original scope. Which is why we didn't bring it up in the TIG.

We were told not to. A couple of things and you don't disagree. I want to remind you that we didn't get an tun to discuss Bill 9 in Committee before it was sent to the Planning Commission. It was sent directly to there, which is nearly the same, if not more than with a we're discussing now. We didn't have the opportunity to discuss it in Committee before it was put to the Planning Commission, and then sent to us. So this is kind of similar, except this is actually more discussion than we had on Bill 9. So I agree with you for the most part, and disagree on that part. But I don't need to necessarily go back and forth.

I totally understand how you feel. I feel the same way. >> Then I don't know if Mr. Sinenci was done with his discussion? >> Chair, my question would be if we're going to send it to Committee, when is that going to happen? We don't have an HLU Committee either everybody is looking at the time lines. >> Right.

>> So that is where I'm weighing things right now. >> Hopefully, we'll become fully, you know, impaneled by January 5th. January 5th. You know? In a little while. Yes, Vice-Chair Sugimura. >> I see AL as one of the bubbles.

Maybe -- >> What bubbles? >> Who is online with our call. >> It says Anders Lyons. If you put your mouse over it, it says the name. >> There's an -- sorry. >> You know, Members, I'm sorry, we're nowhere near any kind of agreement at this point. So I'm going to recommend that we take an hour's lunch.

Okay? >> 12:00. >> Chair? >> Well, you know, I wish we could have kept going, if we didn't hit this bump in the road, we could have kept going. Of course, we may have had another bump with -- pardon me? [INAUDIBLE] Excuse me, but you know, honestly, I do not see six votes. >> Chair? >> Mahalo, Chair.

What Member Paltin is asking to table the motion and table this item and then we just finish up with the agenda. >> I know, but it's still not going to be six votes now or two hours from now. >> At least when we come back from lunch, we just have that. >> You are willing to take lunch? Oh, okay, I thought keep going without any lunch. >> I mean - >> Thank you. thank you.

>> Incentive right there. If you continue -- >> I would be happy to do that. Any objections to tabling this until the

end of the calendar? >> No objections. >> Chair? >> Yes. >> If we can get the Director, if she available by then?\r\n\r\n>> Director Blystone? >> Or Anna. >> It doesn't really matter to me what they say and it matters to me what they said, and it was for us to initiate the proposal to the Planning Department. So whatever they can say in my mind, they can say that we can't get to this until March. I feel it's necessary that we put this in the queue now. So that is why for me, you know, I don't see six votes over here, like here. You know, my thing is wow, we're going back and forth, back and forth, only to come to the conclusion that we do not have a majority, you know, vote, one way, or the other.\r\n\r\nNot today anyway. Member Johnson. >> Chair, I saw Deputy Director come on, if you want to hear from her? >> Okay. We'll take here at the end of the meeting, okay? No objections to moving this to the end of the calendar. Now Ms.\r\n\r\nClerk, you can continue, skip over that one, continue. >> Chair, before you is Resolution 25-231 authorizing employment of Being Empowered and Safe Together and Krieger LLP as Special Counsel to assist and represent as co-Counsel DEM County of Maui with the per quartering process and any legal challenges arising out of issuance of NPDES permit for the Lahaina Wastewater Facility NPDES permit No. HI0021848. >> So moved. >> That was for Member Uu-Hodgins thank you. I appreciate the quickness to your mic. I move to adopt Resolution 25-231. >> Second. >> Moved by Member Uu-Hodgins, second by Member Paltin to adopt Resolution 25-231. Discussion, Member Uu-Hodgins?\r\n\r\n>> Thank you. This Resolution would approve the hiring of Special Counsel to assist the Department of Environmental Management with the permitting process, and any legal challenges relating to the issuance of an NPDES permit for the Lahaina Wastewater Facility. The County has requested a contested case proceeding with the Department of Health on the issuance of the permit and the hearing is set May 18, 2026 and I respectfully ask Members' support of my motion. Thank you, Chair. >> any more discussion? all the those in favor, raise your hand, say aye. Member Johnson?\r\n\r\nEight ayes, zero nos, motion carries. Thank you, Mr. Billbury. You, too. You, too. Okay. Ms.\r\n\r\nClerk. >> Chair, before you is Resolution 25-232 ug Hawai'i State Legislature to ensure the long-term sustainability and funding of public, educational and government access media in Hawai'i Member Paltin. >> Thank you, I move to adopt Resolution 25-232. >> Second. >> Moved by Member Paltin, seconded by Member Cook it adopt Resolution 25-232. Discussion, Member Paltin. >> I would like to request that the Clerk quickly read the Resolution in its entirety. >> Madam Clerk. >> Resolution 25-232 urging the Hawai'i State Legislature to ensure the long-term sustainability and funding of public, educational and governmental access media in Hawai'i; whereas, Hawai'i's four Public, Educational and Government PEG television stations 'Olelo Community Media on Oahu, Akaku Maui Community Media, Na Leo TV on Hawai'i Island and Ho'ike KAUA'I Community Television were established to advance public access to media and communication, empower residents to tell their own story and strengthen community participation in civic life; and whereas, Hawai'i's PEG TV stations are funded through franchise and access fees paid by cable subscribers, which are reinvested into free media training, equipment and facilities that enable individuals, schools and organizations to produce non-commercial programs that inform, educate and engage the public; and whereas, the station serve as essential public services by providing platforms for community news, local government transparency, educational programming, cultural preservation and emergency communication during times of crisis; and whereas, the State Department of Commerce and Consumer Affairs, which regulates cable franchises has extended supplemental PEG access operating agreements only through June 30, 2026 creating

uncertainty regarding the long-term viability of community access media in Hawai'i; and whereas, DCCA has signaled its intent to significantly reduce access operating funds for PEG providers as demonstrated Decision and Order 286 for Kaua'i County, which approved Charter Communications franchise renewal and reduce PEG funding under Federal Communications Commission Rule 621; and whereas, DCCA has also initiated franchise renewal proceedings for Maui County using outdated and incomplete data from 2013 with a similar intent to reduce PEG access funding and has indicate a future reduction to Na Leo TV and 'Olelo Community Media; and whereas, such reductions would severely impair the PEG capacity to fulfill their core mission of providing equitable access to media tools education and civic information across all islands, particularly as these organizations effectively strengthen Hawai'i's creative industries by supporting youth and residents through work development Initiatives, film challenges and professional training in media production and storytelling; and whereas, Charter Communications and Cox Communications have announced a proposed merger expected to completed in the 1st quarter of 2026 subject to approval by DCCA which presents a critical opportunity for the State to negotiate community benefits franchise conditions; and whereas, former DCCA Director Keali'i Lopez publicly acknowledged that the State failed to leverage prior merger negotiations to secure stronger terms such as high-definition channels for PEG to better serve the public interest; and whereas, this upcoming merger provides a timely and necessary opportunity for the State of Hawai'i and all four counties to assert their authority to ensure PEG access sustainability, equity, and modernization; Now, therefore, be it resolved by the Council of the County of Maui: 1, that it urges the Hawai'i State Legislature to ensure the long-term sustainability and funding of public, educational and governmental access media in Hawai'i; 2, that it urges the Governor and the State Department of Commerce and Consumer Affairs to condition approval of the Charter/Cox merger on contractual commitments to restore full PEG funding.\r\n\r\neliminate the deductions under FCC rule 621 and ensure equitable County- specific franchise terms that reflect Hawai'i's unique cultural and geographic diversity; and 3, that certified copies of this Resolution be transmitted to Nadine Ando, Director, Department of Commerce and Consumer Affairs, State of Hawai'i; Dean Hazama, Deputy Director Department of Commerce and Consumer Affairs, State of Hawai'i; Randy Leong, Administrator cable television division, State of Hawai'i; Maui County's delegation to the Hawai'i State Legislature; the Honorable Josh Green, M.D. Governor, State of Hawai'i; The honorable Dr. Holeka Goro Inaba, Council Chair, County of Hawai'i; the Honorable Mel Rapozo, Council Chair, County of Kaua'i; The Honorable Tommy Waters, Council Chair, City and County of Honolulu; The Honorable Alice Lee, Council Chair, County of Maui; the Honorable Kimo Alameda, Mayor, County of Hawai'i; The Honorable Derek Kawakami, Mayor, County of Kaua'i; the Honorable Rick Blangirardi, Mayor, City and County of Honolulu; and the Honorable Richard T. Bissen, Jr. Mayor, County of Maui. >> Member Paltin. >> Thank you, Chair. The State Legislature and Department of Commerce and Consumer Affairs to protect long-term funding for public educational and governmental access media. While we all do our individual best to ensure high ratings for Akaku Maui Community Media, and give the public free access to media training, equipment, government coverage, cultural programming and emergency information, I would like to remind that these services are paid for by cable franchise and access fees not by the Counties' General Fund.\r\n\r\nRecent state actions point to funding cuts and short-term agreements which put these community services at-risk. The proposed Charter Cox merger creates an important transfer for

the State to negotiate better, fairer franchise terms supporting Reso 25-232 expresses commitment to community voices. Local stories. And open government. I respectfully ask for the members' support of my motion. >> Any more discussion? Member Rawlins-Fernandez.\r\n\r\n>> Mahalo, Chair. Mahalo Member Paltin for introducing this Resolution and for Mr. April coming to testify earlier today. I agree that there needs to be more done to ensure that our public access television is supported as Mr. April detailed, that they use the public infrastructure to make profits and it's the government's responsibility to hold corporations to give back to our public for using these infrastructure. And they are not going to do it out of the goodness of the their hearts. That we need to force them to do it.\r\n\r\nMahalo, Chair. >> Anymore discussion? If not, all those in favor of the motion raise your hand, say aye. Eight ayes, zero nos, motion carries. Ms. Clerk. >> Chair, before you is Resolution 25-233 authorizing a grant of ground lease to A0745 Lana'i LP for real property located on Lana'i, Hawai'i identified for Real Property Tax purposes as Tax Map Key 2-4-9-002:058 under Section 3.40.200 and 3.36.090 Maui County Code.\r\n\r\n>> Members, if you have no objections I would like to lay this on the Clerk's table until such time as the submission that we received is completed. This submission is not -- not fully done. >> No objections. >> No objections. >> Okay. All right. So ordered.\r\n\r\nMs. Clerk. >> Chair, before you is Resolution 25-234 appointing Kyle Ellison to the Board of Water Supply. >> Vice-Chair Sugimura. >> Thank you. I move to file Resolution 25-234. >> Okay. Moved by Vice-Chair Sugimura, seconded by Member Uu-Hodgins to file Reso 25-234. Discussion, Vice-Chair Sugimura.\r\n\r\n>> In preparation for if this was to pass, we asked that this be reviewed by the Board of Ethics, but anyway, he has requested for this to be withdrawn. Thank you. >> Okay. All those in fair, raise your hand, say aye. Eight ayes, zero nos, motion carries. Ms. Clerk.\r\n\r\n>> Chair moving on to Ordinances and there's currently no one signed up to testify. So we'll give final call. If there's anyone who would like to testify, this is your opportunity. And the countdown is 3, 2, 1. Chair, there's no one indicating a desire to testify. >> Members, any objections to closing public testimony and accepting written testimony on the Ordinances listed on today's agenda? >> No objections. >> So order.\r\n\r\nMs. Clerk Saturday s Chair for referral to the Water and Infrastructure Committee is Bill 176 (2025)er a Bill for an Ordinance authorizing the Mayor of the County of Maui to enter into an Memorandum of Understanding with State of Hawai'i Department of Land and Natural Resources related to Pi'iholo, Olinda and Ala Luana roads. >> Any objections to referring this to the Wai commit. >> So ordered. Ms. Clerk >> Thank you, Chair. Before you is Bill 182 (2025) a Bill for an Ordinance amending the Fiscal Year 2026 budget Appendix A, part 1, Department of 'Oiwi Resources private donation new appropriation for \$1,000. and wanted to note -- sorry \$1,000, and just wanted to note for the record, that the prior Reso 25-224 was already adopted.\r\n\r\n>> Member Rawlins-Fernandez. >> Mahalo, Chair. I move to pass Bill 182 (2025) on first reading. >> Second. >> Moved by Member Rawlins-Fernandez, second by Vice-Chair Sugimura to pass Bill 182 (2025) on first reading. Discussion, Member Rawlins-Fernandez. >> Mahalo, Chair.\r\n\r\nMembers, Bill 182 amends Fiscal Year 2026 bunt Appendix A, Part 1 to add a new \$1,000 grant appropriation entitled private donations for the Department of 'Oiwi Resources. And wanted to express our gratitude to the donor for this contribution, and for supporting the Department of 'Oiwi Resources. And look forward to this \$1,000 appropriation being increased to \$100,000 as our Deputy Clerk has already put into the universe. I ask for the Members' support of this motion. Mahalo, Chair. >> Any

more discussion? If not, all those in favor of the motion, please raise your hand, say aye.\r\n\r\nEight ayes, zero nos, motion carries. Ms. Clerk. >> Thank you, Chair. Before you is Bill 183 (2025) a Bill for an Ordinance amending Ordinance 5334 (2021) the West Maui Community Plan as amend on building heights for new construction in the Lahaina National Historic Landmark District. >> Member Paltin. >> Thank you chair,. I move to pass Bill 183 on first reading.\r\n\r\n>> Moved by Member Paltin, seconded by Vice-Chair Sugimura to pass Bill 183 (2025) on first reading. Discussion, Member Paltin. >> Thank you, Chair. As Mr. Lyons has been award the contract to rebuild the Front Street apartments noted -- are you okay? Okay. That this would be necessary to be able to construct 240 units rather than 143. I think this is important.\r\n\r\nIt had been brought up, you know, how difficult it was to get out from that area. But in speaking with our Managing Director, and Office of Recovery, they are creating more and new routes on how to get out, and in working with our MEMA Administrator Huet, he also is working on improving our response to those types of disasters. And with so many households approximately 700 facing uncertainty with the February 10th deadline approaching of FEMA pullout, it is important that we get started, and build as many of the multifamily rentals that used to exist in Lahaina. And maximize the water allocated, I guess, to the property. So I respectfully ask forces' support of my motion. >> Any more discussion? If not, all those in favor of the motion, please raise your hand, say aye.\r\n\r\nEight ayes, zero nos -- Member Johnson? Eight ayes, zero nos. Motion carries. Ms. Clerk. >> Thank you, Chair. Before you is Bill 184 (2025) a Bill for an Ordinance amending the Fiscal Year 2026 budget increasing estimated revenues carry-over/savings General Fund by \$5 million Capital Improvement Projects and Appendix C, Department of Parks and Recreation Countywide increase appropriation for Countywide Parks facilities by \$1.2 million Pa'ia-Ha'iku Community Plan Area, add new appropriation for lower Pa'ia Park parking lot in the amount of \$300,000, Wailuku-Kahului Community Plan Area add new appropriation for War Memorial gym building improvements in the amount of \$2 million and War Memorial football Stadium and track rehabilitation in the amount of \$1.5 million.\r\n\r\n>> Vice-Chair Sugimura. >> Thank you. If there's are no objections may I please request the Clerk also calls Bill 185 how to 191 (2025) and Bill 193 (2025). >> Any objections? >> So ordered. Ms. Clerk. >> All right.\r\n\r\nBill 185 (2025) a Bill for an Ordinance amending the Fiscal Year 2026 budget increasing estimated revenues carry-over/savings Highway Fund by \$75,000 and Department of Transportation Administration program Highway Fund increase appropriation by \$75,000 Bill 186 (2025) a Bill for an Ordinance amending the Fiscal Year 2026 bunt increasing estimated revenues carry-over/savings General Fund by \$500,000, Capital Improvement Projects, Department of The Prosecuting Attorney, Wailuku-Kahului Community Plan Area, government facilities, new appropriation for 24 North Church Street building renovations for \$500,000, and Appendix C, Department of Prosecuting Attorney Wailuku Koval ewe Community Plan Area new appropriation for 24 North Church Street building renovations for \$500,000. Bill 187 (2025) a Bill for an Ordinance amending the Fiscal Year 2026 bunt Department of Finance, Countywide cost increase the conditional language appropriation under insurance programs and self-insurance in the amount of \$400 arson Bill 188 (2025) a Bill for an Ordinance amending the Fiscal Year 2026 budget Appendix Were Department of Finance, General Fund sales of special license plates, special license plates Department of Finance, special revenue/trust and agency fund outrigger Duke Kahanamoku Foundation commemorative license plates. Bill 189 (2025) a Bill for an Ordinance amending the Fiscal Year 2026 budget

Appendix A, Part 1 Department of Public Works new appropriation for Department of Transportation Hawai'i Safe Routes to School Special Fund of \$2,850,000 and Appendix C Department of Public Works Countywide increase the appropriation for Countywide traffic and safety program by \$2,850,000. Bill 190 (2025) a Bill for an Ordinance amending the Fiscal Year 2026 budget increasing estimated revenues carry-over/savings General Fund by \$800,000, Capital Improvement Projects, Department of Police, Countywide, increase appropriation for Countywide Police facilities in the amount of \$800,000, Appendix C, Department of Police, increase appropriation for Countywide, Countywide Police facilities for Wailuku station generator in the amount of \$800,000, Bill 191 (2025) a Bill for an Ordinance amending the FY'2026 budget Office of the Mayor Economic Development Program Wailuku Economic Development, Environmental, and Cultural update conditional language for Maui Nui resiliency hui. >> Bill 193 (2025) a Bill for an Ordinance amending the Fiscal Year 2026 Budget, Department of Management, Board of Ethics program increase equivalent personnel by 2.0. >> Vice-Chair Sugimura. >> Thank you, I move to pass the bills on first reading. >> Moved by Vice-Chair Sugimura, seconded by Member Uu-Hodgins to pass these bills as outlined on second and final reading. Discussion? >> First reading.\r\n\r\n>> I'm sorry, first reading. Vice-Chair Sugimura. >> Thank you. All these bills are amendments to the Fiscal Year 2026 budget. Bill 184 recognizes \$5 million in estimated revenues from General Fund carry-over/savings to address cost increases resulting from unforeseen conditions in several ongoing Department of Parks and Recreation projects. Bill 185 recognizes \$75,000 in carry-over savings for the Highway Fund for the Department of Transportation to cover lapse Fiscal Year 24 County dues for the Maui Metropolitan Planning organization, which were missed due to Staff overturn. Bill 186 recognizes \$3500,000 in General Fund carry-on savings for the Department of Prosecuting Attorney.\r\n\r\nThe funds will be used for Planning and design to renovate the recently acquired building at 24 North church Street in Wailuku. Bill 185 increases the conditions conditioned under the Department of Finance Countywide cost for temporary hazard pay for eligible Maui County Firefighters Association Members by \$400,000. This reflects the final calculation of the temporary hazard pay during the COVID-19 public health emergency. Bill 188 amends Appendix b for the Department of Finance to recognize new revenue categories for outrigger Duke Kahanamoku foundation commemorative license plates. Bill 19 amends Appendix A, part 1 of the Department of Public Works to add \$2,850,000 grant from the State Department of Transportation Safe Routes to School fund and also updates the Department's Countywide traffic and safety program/project in appendix 2 to include Safe Routes to School projects and Bill 190 recognizes \$800,000 in General Fund carry-over/savings and appropriates it for Department of Police Wailuku station generator project. This project was originally budgeted at \$500,000 in Fiscal Year 20, but bids came in higher and these there was not enough time to enumerate these funds so they will lapse. Bill 191 amends 100,000 Maui Nui resilience hui grant condition Economic Development, Environmental, and Cultural line item to change the grant from pilot project to rental housing. The fund will now support a report that recognizes recommends Fire mitigation solutions and costs for fire-prone parcels in +Hanna and Wailuku this Amendment was made at Council Chair's request.\r\n\r\nFinally Bill 193 increases the authorized equivalent personnel for Department of Management Board of Ethics program from three to five these positions will be for an Attorney and law technician. These positions will be unfunded, but recognizing the EP now, allows the Department to create the position, funding may be requested later once the hiring schedule is

confirmed and Budget Director Milner is available to assist, if there's any questions that Members may have. I respectfully request for your approval. Thank you. >> Member Paltin. >> I just had discussion on Bill 191. While you know it's disappointing that the Administration didn't agree with the location for safe parking that was discussed during last year's budget, we just need to move forward, because you know, like we have spoken about the FEMA Cliff, and so what this basically does is use that property for resiliency 1 hub needs, as well transitional housing and I have proposed to the Administration to utilize existing facilities for safe overnight parking when they are not in use, for example, the Lahaina Aquatic Center. They have showers, they have bathrooms and it will be used when the public isn't using it for swimming purposes.\r\n\r\nSo hoping that they can move forward with the additional \$100,000 that is split off from that grant for management purposes, and get going as soon as possible, because potentially if FEMA pulls out, there's 500 households that are going to be wondering where they can Park. >> Any more discussion? All those in favor of the motion, please raise your hand, say aye. >> Aye. >> Eight ayes, zero nos, motion carries. >> Thank you, Member. >> Ms.\r\n\r\nClerk. back to 192, I believe. >> Yes, thank you, Chair. Bill 192 (2025) a Bill for an Ordinance amending the Fiscal Year 2026 Budget Office of the Mayor, Administration program, updating conditional language for houseless solutions. >> I have here Member Paltin or Sinenci. >> It's me. >> Okay, Member Paltin.\r\n\r\n>> I move to pass Bill 192 on first reading. >> Second. >> Moved by Member Paltin, seconded by Vice-Chair Sugimura to pass Bill 19 on first reading. Discussion, Member Paltin. >> Oh, this is kind of what I said -- >> I know for the last one. >> Bill 192 amends the Office of the Mayor's Fiscal Year 2026 budget by updating conditional language for Maui Nui resiliency Hui to develop a safe parking site. The Amendment also reduces the original conditional amount of \$500,000 to \$400,000 and deletes the safe parking site and inserts a TMK parcel to accommodate transitional housing and to establish and manage a resiliency hub instead.\r\n\r\nAdditionally, a new condition is added in the amount of \$100,000 for a safe parking site. I guess what I said for the previous Bill. Because they're tied together. >> Right. Any more discussion? All those in favor of the motion, please raise your hand, say aye? >> Aye.\r\n\r\n>> Eight ayes, zero nos, motion carries. Ms. Clerk. >> Thank you, Madam Chair. Moving on to the Ordinances for second and final reading. >> Chair? >> Yes.\r\n\r\n>> Sorry, Bill 194. It's at the bottom. >> Also I just wanted to confirm that Bill 193 was included in the motion that Member Sugimura made. >> Yes. >> It was. >> Yes. >> Thank you. >> 194. Chair, did you call it?\r\n\r\n>> No, I was almost going to skip over it, but I will call it right now to referral to the Government Relations, Ethics, and Transparency Committee is Bill 194 (2025) a Bill for an Ordinance ending Chapter 2.03 Maui County Code on County Council vacancies in office. >> Members any objections to referring this matter to the Great Committee? >> No objections. >> Member Rawlins-Fernandez? >> Mahalo, Chair. I don't have any objections to sending it to Committee. But it's the exact process that we just did last month, and so instead of having to have that first meeting to discuss procedure, this Bill would codify it, and so since we already had a discussion on the process, I figured I would do a temperature check to see if any of the members wanted to pass it out today on first reading instead of sending it to Committee?\r\n\r\nAnd again, I don't have any objections to sending it to Committee, but I'm mindful of everyone's time. This year was a lot, and it looks like next year is going to be a lot as well. >> Any more discussion, Members? Yes. Member Uu-Hodgins. >> Thank you. If we -- I think this is a good time to have this

discussion, because unfortunately it's top of mind for everyone.\r\n\r\nSo this just codifies the selection -- codifies the selection process that we don't have to have that first meeting as we did? So we don't need a meeting to have a meeting? >> Yes. Yes, exactly. >> Okay. I'm okay to pass this now. This is fine with me.\r\n\r\n>> Any objections to moving on this one? Okay. Motion? >> I have my notes ready just in case the Members were like, yeah. >> Member Rawlins-Fernandez. >> Mahalo, Chair. I move to pass Bill 194 (2025) on first reading.\r\n\r\n>> Second. >> Moved by Member Rawlins-Fernandez, seconded by Member Uu-Hodgins to pass Bill 194 (2025) on first reading. Discuss, Member Rawlins-Fernandez. >> Mahalo, Chair. This Bill amends Maui County Code by adding a new Chapter entitlement 2.3 County Council vacancies in office to establish the process by which the Council fills a vacancy in a Council Member's office for an unexpired term of less than 15 months. As a Council, we have already executed this process, and now this Bill merely seeks to codify it in order to avoid lengthy discussions on procedure in the future. If the body prefers -- that's it.\r\n\r\nMahalo, Chair. >> Any more discussion? All those in favor of the motion, please raise your hand and say aye? >> Aye. >> Eight ayes, zero nos. Motion carries. Thank you.\r\n\r\n>> You're welcome. >> Ms. Clerk. >> Chair, we're now on Ordinances for second and final reading. Before you is Bill 160, CD 1 (2025) a Bill for an Ordinance authorizing the Mayor to enter into an Intergovernmental Agreement with the Wai Maoli freshwater initiative. >> Member Cook. >> Chair, I move to pass Bill 160, CD 1 (2025) on second and final reading.\r\n\r\n>> Second. >> Moved by Member Cook, seconded by Vice-Chair Sugimura to pass Bill 160, CD 1 (2025) on second and final reading. Member Cook. >> Thank you, Chair. The Wai Maoli freshwater initiative strengthens Hawai'i's long-term water security by according management of freshwater, stormwater, wastewater and recycled water across the State and County agencies. It also builds on proven one water practices, like conservation, stormwater capture, and watershed restoration to ensure a sustainable, reliable, freshwater supply for all of Hawai'i. I respectfully ask for the Members' support for my motion. >> Any more discussion?\r\n\r\nAll those in favor of the motion, please raise your hand, say aye. Eight ayes, zeros no, motion carries. Ms. Clicker. >> Compare before you is Bill 19, CD 1 (2025) a Bill for an Ordinance to establish valuations for shared equity deed and ground lease restricted real property administered by a qualified entity. >> Member runes. >> Mahalo, Chair, if there's no objections to please request the Clerk call up Bill 170 and Bill 171. >> Any objections?\r\n\r\nMs. Clerk. >> Bill 170, CD 1 (2025) a Bill for an Ordinance amending second, 3.48.810 Maui County Code establishing a new circuit break tax credit category. Bill 171, CD 1 (2025) a Bill for an Ordinance amending Chapter 3.48 Maui County Code extending Maui wildfires Real Property Tax relief. >> Member Rawlins-Fernandez. >> Mahalo, Chair. I move to pass Bill 169, CD 1 (2025), 170, CD 1 (2025) and 171, CD 1 (2025) on second and final reading.\r\n\r\n>> Second. >> Moved by Member Rawlins-Fernandez, seconded by Vice-Chair Sugimura to pass bills 19, CD 1 (2025), Bill 170, CD 1 (2025), and Bill 171 CD (2025) on second and final reading. Discussion, Member Rawlins-Fernandez. >> Mahalo, Chair. Just a mahalo to the members and the Finance Department for moving these bills along expeditiously. Mahalo, Chair. Mahalo Members.\r\n\r\n>> Thank you. Vice-Chair Sugimura. >> Thank you very much. Bill 171 was asked for by businesses in West Maui that they are waiting for -- I guess now the Administration has started working with commercial properties. But during the deliberations, thank you very much, Member Paltin, because we added or enhanced the Bill before we passed it out for first reading by including the other concerns for residential. Thank you. Appreciate it.\r\n\r\n>> Any more discussion?

All those in favor of the motion -- >> Chair? >> Oh, Member Johnson, sorry. >> Real quick, Chair. >> Discussion. >> Thank you for my discussion. Members, I introduced this Bill 170 to provide a mechanism for those generational family and others who are overly burdened by Real Property Tax due to soaring valuations to receive a Real Property Tax credit and I stand in full support of the this motion and thank all the Members for their hard work on this.\r\n\r\nThank you, Chair. >> Thank you. Getting back to the vote. I saw eight ayes, zero nos, motion carries; right? Ms. Clerk. >> Chair, before you is Bill 175 (2025) a Bill for an Ordinance amending Section 10.48.040 Maui County Code to prohibit parking on portions of Aheae Place Pukalani, Hawai'i. >> Vice-Chair Sugimura.\r\n\r\n>> Thank you. Could I also ask that you bring up Bill 179 (2025). >> Any objections, Members? So ordered. Ms. Clerk, can you bring up Bill 179 (2025)? >> Chair, before you is Bill 179 (2025) a Bill for an Ordinance amending the Fiscal Year 2026 Budget, Appendix A, Part 1 Department of Police, Department of Transportation Highway Safety Grants, increase appropriation by \$495,000. >> Vice-Chair Sugimura, discussion? >> Thank you, Chair. I move to pass Bill 175 (2025) and 179 (2025) on second and final reading.\r\n\r\n>> Moved by Vice-Chair Sugimura, seconded by Member Cook to pass bills 175 (2025) and 179 (2025) on second and final reading. Discussion, Vice-Chair Sugimura? >> No further discussion. >> Any other discussion? All those in favor of the motion, raise your hand, say aye? >> Aye. >> Eight ayes, zero nos, motion carries.\r\n\r\nMs. Clerk. >> Chair, before you is Bill 180 (2025) a Bill for an Ordinance amending the Fiscal Year 2026 Budget Office office Mayor Economic Development Program, grants and disbursements for business development, and technology, South Maui Economic Development, Environmental, and Cultural Programs, new conditional language for Lokahi Pacific for Kulanihako'i High School activities in amount of \$15,000. >> Member Cook. >> I move to pass Bill 180 (2025) on second and final reading. >> Second. >> Moved by Member Cook, seconded by Vice-Chair Sugimura to pass Bill 180 (2025) on second and final reading. Discussion, Member Cook?\r\n\r\n>> Thank you, Chair. Bill 180 amends the FY'2026 budget to add conditional language in the amount of \$15,000 for Lokahi Pacific to support Kulanihako'i High School activities under the economic development program. This funding will assist the students at Kulanihako'i High Schools to participate in activities that promote cultural enrichment, community engagement and education. I respectfully ask for Members' support of my motion. >> Anymore discussion? If not, all in favor, raise your hand, say aye. >> Eight ayes, zero nos, motion carries.\r\n\r\nSo we have reached the end almost -- >> What about -- >> Pardon me. >> The unfinished business. >> We can resume Resolution 25-213 after lunch or a change of heart and have no objections to tabling this for now? We can take it up at the next Council Meeting. >> What date? >> Chair? >> Yes, Member Cook?\r\n\r\n>> My preference is that we would move this forward. And my hope this is basically when I wrote this, when we proposed this, Corp. Counsel and Planning Department everybody was engaged in the conversation. And Bill 9 is a really big deal, and the transition, this simply enables -- it establishes a new zoning category of H-3 and H-4, which whatever properties that are currently being used as transient vacation rentals that have been previously we're going to have a tremendous amount of discussion about this and the zoning and, et cetera. We're simply creating a new zoning category. We worked exclusively with the Planning Department, and Corporation Counsel on this. I would like to move this forward before the holidays, and it's just one step in many for us to be addressing the solidification of Bill 9 and how it works.\r\n\r\n>> Okay. Member Cook? >> Go ahead. >> Member Cook, I have read the Members, and I see there are five votes for,

and you need six. So that is why if it is going forward, it would fail. >> Chair? Just a point of procedure.\r\n\r\nThe Amendment would require six votes because we need to waive rule 19c to amend at final reading. But the Resolution itself would just need a simple majority of five. >> But in order for it to pass, you have to include rule 19. >> Only for the Resolution. Only for the Amendment to the Resolution to pass on this reading. To send the Resolution to Committee we would -- I mean -- to the Planning Commission. >> That is fine. That is fine.\r\n\r\n>> But if I could? I don't want to take away everybody's ability to participate in discussion. It's already an issue. So I don't want to do that. But I think she's right, we only need five to send it to Commission. I'm wondering though, if it's a possibility to find a middle ground that maybe if we could pass it today, and perhaps we could have a 7b in Committee when we start rolling again, whenever that is. Knowing that the Commission is going to take a little while to hear it, but we can begin the time clock, if that is okay with people?\r\n\r\nIf not, I'm okay to just leave it on the Clerk's desk if we can't come to Resolution today. >> Right. So what I was thinking maybe people have changed their minds in the meantime, but it seems that there's only five votes and there wasn't five votes initially before Member Paltin's Amendment. So we're looking at four votes. So that is why if we took a lunch break, and you think there's a chance for people to think about it and change their minds, one way or the other, then we should do that. Otherwise, we can leave it on the Clerk's table, and take more time to think about it. And at the next Council Meeting, you know, take action.\r\n\r\nMember Paltin. >> And Gabe Johnson. >> Deputy Lillis is online, and I think that is what Member Sinenci was asking for. I think it would make sense to at least hear her perspective on when it could be scheduled at the Planning Commission, and about this action today? I know Member Sinenci asked for that, and I wouldn't mind to hear it as well. >> All right, before that, before that, I have -- I see Member Johnson. So because he is away, and it's harder for us to keep track of him, Member Johnson.\r\n\r\n>> Thank you, Chair. You know, I was looking for solutions and middle grounds as well, and I guess I will ask Council Member Paltin how about we try to put it in DRIAP Committee? A Full nine-Member Committee and maybe we could do something, you know, quickly? And just put it in your Committee ? because that way we don't have to wait until the new HLU is formed. How is that for a suggestion, Members, if we can? >> That is one suggestion. >> I'm amenable.\r\n\r\n>> Member Paltin. >> I'm amenable, if that is what you folks want, because January I was going to take up something that I'm not going to take up in January any more. >> All right. >> Okay. >> But just let me say that now we're getting into the actually into the discussion of the Committee Membership, and you know, in a few days, we're going to have the ninth Member. So we need to talk about that at that time and not make assumptions about what items should go to which Committee when we don't know the composition, and the Chairmanship of every single Committee. >> Okay.\r\n\r\nWell, I guess, Chair, I'm sorry. If you are still recognizing me? >> I'm still recognizing you. >> Okay. I know everybody's ready for lunch, but you know, we didn't -- some of us, some of the members didn't get a chance to have that fully fleshed out discussion. So I would just ask Members to kind of like, you know, have a little leniency, so that folks like myself and Council Member Rawlins-Fernandez, who weren't in the TIG, we could speak on it. DRIAP is a full nine-Member Committee and she has space, like she just mentioned.\r\n\r\nWhy not? I don't see what you are against? Especially if it's not going to be heard in the Planning Commissions. I made my points, members. I just wanted to bring that up. Thank you, Chair. >> yes.\r\n\r\nNo matter what we're not

going to have it next week. Probably the following week, next week is Christmas. So I don't think this item takes precedence over Christmas. Member Uu-Hodgins, I saw your hand up. >> I'm okay to leave it on your desk, Chair. I don't really want to go to lunch and come back, because this is not the last thing I want to do on my day -- I mean it is right now, but I don't want to eat and feel like yay, we're almost Pau and come back and moku moku about this more. So I would rather do this now, because I don't think this conversation should last any more longer than how much it already lasted.\r\n\r\nSo if it's fine to leave it on your desk, that is fine with me. If not, I'm okay to pass it out today with a 7b, in whichever Committee is willing to have a 7B, whether it's HLU or Member Paltin's Committee is fine with me. >> Member Paltin. >> I'm okay with either of those. I did want to hear from Deputy Lillis. I think part of the concern that I heard from somebody, I forget who, was getting in line at the Planning Commission. So oh, Director Blystone.\r\n\r\nI was wondering if we do not refer it to today, or if we refer it to Committee, or if we leave it on the table, I don't know -- it seems from Member Johnson and Member Rawlins-Fernandez either way your earliest opening on the Planning Commission is March. Is that correct? so mahalo for your question. Folks, so we have slated this item assuming you pass it out today, we slated this meeting for the last meeting in February for the Maui Planning Commission and please be reminded this has to go to all three commissions and it depends on whether or not there's quorum at those commissions. The other commissions meet once a month and this one meets twice. So we're getting part of the reason why that is the earliest we can take it on is because of noticing. So I just wanted to make that clear.\r\n\r\nWe don't have strong feelings either way, if you pass it out today. If you don't -- if you do delay then that will delay the time at the Planning Commission as you can do math yourself, and recognize. Mahalo. >> So you would not be holding that second February meeting if we do not pass it out today for this item? >> That second meeting in February is contingent on whenever you get it to us. So we have to count 45 days basically from that date in order to get it to the paper, in order for them to have time to publish it. So wherever you send it to us, we'll get on the noticing right away.\r\n\r\nI think it's important to note since our group was involved in the TIG, we have pretty good understanding of what the purpose and need for this is. So it won't be difficult for us to make the case to Planning Commission or explain why to Planning Commission. >> I don't have any more questions for Director Blystone and I yield to my colleagues. >> Member Sinenci. >> Mahalo, Director. I did have a request to send it to the Hana Advisory Committee, if time allotted? >> That is a question to Ms.\r\n\r\nBlystone? >> Mahalo. Can you hear me okay? >> Yes. >> Okay, I'm getting a little bit of a lag, so I wasn't sure. So yes, of course, we would have to -- I mean, traditionally we have a way of sending individual applications for projects in the Hana Advisory Committee area to them and we do that automatically. That would be a little different here, we would need the Commission to tell us to send it to the Advisory Committee, because they are an Advisory Committee to the Maui Planning Commission.\r\n\r\nSo that could take extra time. Also, because we have to get the Hana Advisory Committee together, and that is a whole other Committee that is necessary. >> So just to clarify, Chair, you can meet the 120-day timeline? >> We may be able to. I cannot confirm that until we can figure out whether or not we can pull together a Hana Advisory Committee meeting in time. >> Okay. Then I understand that you might have some Members in the Commission that are leaving in March?\r\n\r\n>> That's correct. Thank you for that question. We term-out two of our Members, I believe, our Chair and our Vice-Chair. So that will be thrilling for us

to change. >> In March? >> Correct, March 31st is their last day. >>
Okay.\r\n\r\nThank you, Chair. >> Member Cook. >> Thank you, Director Blystone. Did you hear what the proposed Amendment is to the Bill, and do you have an opinion of that? >> Thank you for the question, Council Member Cook. I was in transition between the Akaku version and this version, so I did not hear it, but I'm happy to listen to it and give my reaction here. >> Do you want me to?\r\n\r\nOkay. The proposed Amendment for Planning Commissions' discussions so that we could be able to discuss it would be to amend 19.14.020C the following is required of H-3 and H-4 Districts within the SLREXA, one, shoreline access and shoreline access parking. 2, annual contribution accounting and reporting of to their own properties Managed Retreat fund 10% of profits. 3, any new legislation putting requirements on Shorelines properties will apply. >> I apologize, my computer is being a little squirrely. I don't see anything outright that we would object to in that Amendment. I don't have any strong reactions initially.\r\n\r\nI would need to read it in context, but no strong reactions, negative or positive there. It's fine. >> And my purpose for adding it in is because we don't want to kick it back, if we want to discuss it when it comes back to us. So that least it's something that they consider it may be better in a different Section of the Bill? The percentages may be different? Or whatever. But the main thing is if they consider it, comment on it, recommend one way or another, we can discuss it when it comes back to us without having to kick it back to the Planning Commissions.\r\n\r\n>> You want an answer from her? Or you are just following-up? >> Just clarifying why I'm doing that now at this time. >> Right. My understanding, friends, is that Member Paltin was not going to vote for this Resolution without the Amendment. So you only have five votes. So you can't move it on the to the Planning Department.\r\n\r\n>> But Chair, may I? >> Yes. >> I said after I heard from Corp. Counsel and spoken with OCS, I'm willing to accept her Amendment. And so does -- were you aware of that? >> Okay, that leaves you with five votes, not six. Mean come on, folks, everybody. You know, if you can't get to six votes it's not going to go anywhere is my point.\r\n\r\nNo matter how much we go back and forth today, it's not going to change. >> Thank you for the clarification. So then it's a matter if people are willing to vote without the Amendment and you need five votes. >> She already said, she wants the Amendment. So we don't have the votes. So no matter how much we belabor the issue, it's not going to change. The only thing that might change is that we table this and over time, people thought about it a little further, and -- pardon me?\r\n\r\nSo no, so what I'm saying is January 5th we'll have a new Member, and then the other point that is important is the Planning Director said if you pass it today, to her, or soon, they can put it in the queue in February. That is a big deal. So it doesn't have to be today is what I'm saying. Member Rawlins-Fernandez, and Member Paltin. >> Mahalo, Chair. Mahalo Member Uu-Hodgins for suggesting the rule 7b discussion. If it goes to DRIAP or whatever January 6th Committee will be on that day, it doesn't require the legislation itself.\r\n\r\nBecause it's 7B on subject-matter. So I think on that day, we're supposed to take up the South Maui Community Plan and we're not going to be taking that up any more. I don't know if that was going to be a full day? Maybe not -- was it a full day, Member Paltin? Was that going to be a full day? The South Community Plan January 6th. >> It was going to be the whole entire month, but we had to kick it back.\r\n\r\n>> No, no, no, just as far as time goes? So if there was going to be like a full day on that day to have the discussion? Because my point that I have been making throughout the day is that the Members, the council members who were not on the TIG didn't get the benefit of having the discussion. Only the

TIG members have and Member Uu-Hodgins recognized that and tried to come up with some kind of solution to address the concern as I stated; which is that we didn't get an opportunity. You know? And my neighbor to my right is like trying to push it anyway without that discussion, because he was on the TIG. So he had the opportunity to spend seven meetings with the Planning Department, and the attorneys and everyone privately to be able to get all of the questions answered, and I did not.\r\n\r\nAnd that is not fair. So regarding the timing, I guess if it's January 6th whatever Committee it is, that was like slated for the South Maui Community Plan that we're not going to be taking up any more, was that going to be a full day? If that is, that would address the concern and we can move forward; right? >> Can I say something first? We already had a 7B. We had the -- well,, it was a presentation by the TIG Committee. They gave us a full-on presentation. Now we weren't able to have very much of a discussion, and we couldn't make any changes.\r\n\r\nSo having a 7B is almost the same thing. You are getting information, but you can't change any information. So that is the problem, to me, with the 7B. >> I will solve that problem right here. So we would be able to flesh out the Amendments in Committee that Member Paltin is saying with legislative intent. We would be able to discuss that and then we would be able to make the Amendment when we take it up on first reading like we are at full Council. We'll have the language ready instead of it being not ready. What I was saying is that the TIG report was like one dissolve, that was the first meeting.\r\n\r\nSecond meeting was to give the report, and the recommendations aren't up for Amendments. Recommendation is what it is and I understand that. Now we have legislation, which was what was recommended, but it's legislation that we can amend. We won't be able to amend it in Committee that we have 7B, but we'll be able to amend it at subsequent meeting at full Council like we are now. So we'll be able to do all of that, and at the 7B, we'll be able to invite resources, the Planning Department and go into Executive Session to talk to our attorneys. So that you and I, who were not on the TIG will be able to ask questions and be able to get our questions answered. This meeting will also be public.\r\n\r\nThe TIG meetings were not public. They were private. They were closed doors. The Commission will not be able to hear the discussion, or read the meeting minutes from those meetings. No one will. And so the Commission won't have the benefit of having the information that we would glean from the resources and from each other as we discuss the pros and cons of doing one thing or another, 10% profit? 20% profit?\r\n\r\nThese properties, not these properties? All of that substance is private. We didn't get to have that discussion publicly for the commissions to be able to consider, and have a better understanding of how we arrived at this legislation. >> I understand what you are saying and I wish we had time for all important issues. But honestly, do you know how much time testimony would take? It takes days, days. And people did not get the opportunity to get involved with the suggestions of the TIG either.\r\n\r\nIt was just one-sided. It was a one-sided presentation. So now if you open it up, and so forth, then to me, it's not the most desirable thing to do at this point on the heels of having multiple, multiple discussions on Bill 9. You know? Now if you were to want -- if you were to schedule just the Amendment, that is one thing? But it sounded you wanted to possibly be open to making Amendments on everything, not just Member Paltin's; right? >> So the Bill would stay in full Council on the Clerk's desk, and then we would simultaneously be able to have discussion as 7B in Committee. And we would be able to discuss potential Amendments.\r\n\r\nDo I have Amendments? Not right now. But I would like to understand better how the Amendments were arrived at.

There will likely be a lawsuit associated with this, too. So we should have that discussion. We should be able to consult with our attorneys, which like the TIG members had the opportunity, I didn't. You didn't. Member Johnson didn't. The other thing that the TIG didn't -- I don't know if they considered or not was the testimony that was provided today, and on Monday, which was that some of the residents, who are either owner-occupied or long-term tenants in these complexes would love to not be upzoned to hotel, because they would like to have community in these complexes. So the TIG may or may not have had that information from the residents themselves of these complexes, of whether they are going to be -- this upzoning is going to be imposed upon them?

Because generally when we do change in zoning it's by request of the property owner and not the Council imposing that upzoning on them. And as far as the upzoning goes, it is when we do change in zoning, especially for further entitlements, there are conditions that are put on it, like Member Paltin is proposing to add. That if we're going to be gifting these properties upzoning, that there should be a public interest in that, and that is -- some of it from what Member Paltin is suggesting, but is that exhaustive? Is that what Member Johnson would have added? Is that what I would have added? you know? Like we never had an opportunity to discuss that.

>> Well, before I call on you, I just want to caution you that I understand. I fully understand what you are saying, because several of us were not on the TIG. So we didn't have access to a lot of information firsthand, and not only firsthand, but seven meetings covers a lot of ground. You know, a lot. And we didn't have that opportunity. But that is what happens when there's a TIG. And so the point is the Council is as a group was rushed to me, rushed to pass Bill 9. Everybody wanted it to pass right away, yeah?

We could have taken longer to discuss every aspect of Bill 9, especially the implementation part. But that wasn't -- didn't seem to be an option. So the idea was pass Bill 9 and work on the other stuff later. That is the message we got. And so now we're hearing that there is this matter is time-sensitive, if we want it done in 120 days, and the Planning Department is telling us, yeah, if you let us know now, we'll set you up for February. Because they take a lot longer to prepare their agendas, apparently. So you know, I honestly I understand what you are saying, but I don't agree that we should re-open the whole thing and that is what it would be when you get the 7B presentation on the TIG, and then you open it up to all kinds of Amendments at the following Council Meeting, I really don't think that is the way it should go.

I mean, if anything it should go back to Committee, not the Council Meeting. Right? >> I couldn't agree more, Chair. It should go to Committee for this. >> So now we're back to Member Cook and back to Member Paltin. >> Because Bill 9 wasn't introduced by us, but this Bill is introduced by Council. So we didn't have the power to send it to Committee, because it was introduced by the Administration.

This however we do have the power to send to Committee and that is what your colleagues are asking for. Mahalo, Chair. >> Member Cook and then Member Paltin. >> Thank you, Chair. The Bill I'm proposing is basically it was reviewed by OCS, corp. counsel and the Planning Department. The Planning Department has scheduled a time in February to hear it.

I want to -- I hear my colleague. And I just want to say for the record, and for everybody, the Administration agreeing to this creating the additional zoning categories, working with Corp. Counsel and the Planning Department, is showing good faith to all of the people who are experiencing this transition. Because part of Bill 9 was that people would have the opportunity, if they choose to apply for rezoning, have it reviewed, and have them qualify to continue to maintain their transient vacation use and if

they meet various conditions and we've outlined conditions. I'll point out to my colleagues, one of the things that have continually emphasized is people who are in these buildings, condominiums, if they don't want to do transient vacation rentals, they don't. They can be owner-occupied and pay the appropriate tax. It isn't forcing them to be highest and best use. I felt very strongly about that.\r\n\r\nAll of the owner-occupants, and people who choose to sell and have owner-occupants have that right. They are not all of a sudden mandated to even though they are H-3 and H-4 they have the opportunity. I will just share with everybody, my perspective on this is that we are in good faith conveying to people and potentially mitigating and delaying litigation. If we just flat out continue no, you don't want to do this, we want to stop all transient vacation rentals, we're going to have a massive litigation. This is showing good faith from the Administration and the Council, to enable people to adopt the new rules. Have it be reviewed, have us maintain that as PEG of our economy, free up housing, trying to accomplish a variety of goals that we're striving to do. I just state, I'm just saying I feel strongly, we need to basically show good faith.\r\n\r\nPeople are basically they don't believe, many people I talk to don't believe they are going to have the opportunity to rezone. So I just wanted to say that, people know where I'm coming from, where I'm at. Why I'm proposing this and why I feel strongly about it. I really want to show people that the Administration and the Council is operating in good faith when we're talking about the TIG recommendations. There's a tremendous amount of conversation that is going to occur. This is not a be-all/end all finish to it, but if we don't start it ? >> Right all I'm saying Member Cook and everybody else, I fully understand that each of you have different points of view, and we have hit a wall. We have hit a wall.\r\n\r\nSo no matter, you can talk for next three hours, and you probably wouldn't change the minds of some people and vice versa. So given that situation, we need to take -- step back, and figure this out another way. Because this way, we're not getting anywhere. That is all I'm saying. Member Paltin. >> My preference is for the folks that heard Bill 9 through the Planning Commission to be on the Planning Commission still, and this Amendment, or this new zoning is proposed, because they know the ins and outs and they are only there through the end of March. I just wanted to point out that if I had posted the ASF, then we probably wouldn't have needed six votes, and I can post a PAF to post the ASF for next Committee meeting and then there will only need five votes, and I think it will pass, because when we interviewed the guy, he said he was for the TIG recommendations.\r\n\r\nAnd not trying to do political wrangling, but if you can count, so can I. And it will either pass this meeting or the next and I guess my preference is for like them to be on there when it gets heard. >> Member Rawlins-Fernandez. >> Mahalo, Chair. May I request a ten-minute recess. >> Sure. Members, recess until 1:25. >> Will the Council Meeting of December 19th, 2025 please reconvene. Members, you do have any objections to tabling this matter?\r\n\r\nYes. Council Member Rawlins-Fernandez. >> Can I ask a clarifying question. >> Sure. >> If tabling today or tabling to -- >> To the next Council Meeting. >> To the next Council Meeting. Okay.\r\n\r\nAll right. Oh, I did have a question for Director Blystone, before we move on: >> Director, are you still on the line. There she is. Good. Thank you. >> Aloha Director, mahalo for continuing to be with us. Earlier you said you have this legislation slated for the end of February.\r\n\r\nIf we don't pass it out today, is it going to lose its spot in line? >> Yes, mahalo for your question, and happy to be here to answer it. So it depends is the answer to the question. So if you -- if you were able -- I think I heard you say you are looking at a meeting January 6th and you are able to pass it

January 6th and transmit to us, I think the 9th would be your last day and we would have -- [INAUDIBLE] >> We lost you, Director. >> Well, you got the 9th would be the last day. >> The 9th, okay. If I could ask a clarifying question, regarding the scheduling?\r\n\r\nI was almost about to read lips and then there was a stall in the Internet. So when would it be scheduled again on the agenda? >> January 9th. >> January 5th is just for standing Committees I believe and January 9th is regular Council meeting. >> Standing Committees. Okay. Okay.\r\n\r\nSo she said the deadline is January 9th. Okay. Mahalo, Chair. Oh. >> Member Johnson. >> Thank you, Chair. I would support tabling, I guess that is where we're at right now.\r\n\r\nBecause I have been trying to participate in this conversation, three times I have raised my hands and I haven't been called on. The conversation is going so fast and I'm trying to catch up. You know, I do feel like this is getting rammed down and if we don't have a chance to talk if we Andy Wappler on the TIG, just like me trying to raise my hands, if we're trying to get -- I'm trying to speak and get heard. It's very similar to this not going to Committee. I don't see why we're ramming it through. It doesn't make any sense. I want to have it to Committee so we can have that discussion.\r\n\r\nSo I feel like I'm catching up because I haven't been called on. I know I'm not in the Chambers, but it's jamming me up here, Chair. Please keep an eye with my hands up. Or maybe I will just unmute myself and say Chair, Chair, Chair. But know, I just wanted to make that point. Thank you. >> We'll try to do better.\r\n\r\nYou certainly have a valid point, but please keep in mind those of us who voted against Bill 9 felt we were rushed on that. And why wasn't this the implementation mechanism discussed with Bill 9? That would have been the logical thing to do. So this is where we are today. A mess, you know? All over the place. So if you don't mind, we're tabling this until the next Council meeting which is January 9th. >> Chair, could we just ask that we withdraw all the motions and come back so it's all nice and clean?\r\n\r\n>> Members, withdraw your motions? >> I can withdraw. Is there any way that the next Council Meeting could be January 8th? >> Well, there is -- it could be January 5th actually. But it was only to take up the standing Committees. >> I'm okay with it taking up only the standing Committees on the 5th, but I think we could move the 9th forward so we're not pushed up against that time clock, that Director Blystone spoke to. >> Okay, we have to talk to the boss, which is the County Clerk.\r\n\r\n>> 7th, 6th? Any of it would work. 6th, 7th, 8th, 9 is getting close to her deadline. >> Let's ask her. >> We don't like to get close to deadlines. >> Can we poll everyone after we hook at our calendars, so some of is going to be posting issues and that type of stuff. So I just need to talk to my Staff and then I can email everyone.\r\n\r\n>> Sure, those are some options I just wanted to throw that out there, because you know, anything can happen as we've kind of seen. >> Member Rawlins-Fernandez. >> Mahalo, Chair. If Member Paltin is asking for the full Council or just this item? And because that -- this is the only item that has a clock according to those that want to move it now. >> Member Paltin. >> I was thinking for the full Council, because I don't want to come back on the 9th.\r\n\r\nBut I'm open to whatever, you know? I'm not adamant or anything. Maybe during the poll they can say what the options are? Either way. >> Because I guess what I heard from the Clerks is that notice for the other items for second reading. >> We have spoken with our Staff and we can advance up the meeting by a few days if you want to do it that way? I haven't checked everyone's schedules and I don't know how your schedules look.\r\n\r\nSo do you want me just to poll everyone? >> So this is a date instead of having the Council Meeting on January 9th. >> Right. >> Okay. >> We can move it up. But it is a Committee week also. >> Well, you can just go

right down the line and ask everybody.\r\n\r\n>> Yes. I will poll after the meeting.
>> After the meeting. >> Do you want to do it now? >> Let's do it now. >> You are open -- is anyone not open on the 6th, 7th or 8th of January? >> I'm saying that because it's a Committee week, I'm committed to attending meetings that week.\r\n\r\nSo whatever the meeting is, I'll be there. >> Yes. >> And I'm hoping that maybe DRIAP can take up 7b and we can have a discussion in Committee before we pass this out to the Planning Commission. >> I'm at your service. >> Perfect. Support. >> Perfect.\r\n\r\nSo do we want to decide on a date of the 6th or 7th, so you're not running up on the 9th because I'm not sure how long the discussion will take and if the Planning Department's deadline is the 9th. >> Am I able to have a DRIAP Committee meeting on the 6th if on the 5th we decide that DRIAP still exist and I'm still the Chair? >> Chair? >> That kind of change s in mind -- I don't know if other people do, Members Rawlins-Fernandez. >> Mahalo, Chair, I heard Member Johnson start to speak and my question is a procedural question and I will yield to Member Johnson. I don't want to micromanage, sorry. >> Member Johnson.\r\n\r\n>> You can take Thursday, my Adept Committee I would be willing to do that if you need it. That is the 8th, if I'm correct. >> The 8th. Is it the 8th >> We can do the 8th. The 8th is a Thursday. >> Member Uu-Hodgins? >> Thank you, Chair.\r\n\r\nI mean, I am going to speak that into existence and I'm going to assume we're not going to have a whole bunch of changes when we reorganize. So if we don't have Council on the 8th, thank you, Member Johnson, then either Member Paltin can have her standing afternoon for Wednesday and maybe you could switch and have my Tuesday afternoon, if that is okay? I haven't spoke to the great meeting and if there's any items which we passed the one item today. So if anything you can have the Tuesday and always have Wednesday, if required and then will give the Members an opportunity to have that discussion, and kind of let it sink in before Thursday. >> One more thing before we go further down the line, Mr. Raatz said there's no Committee meetings scheduled that week. It just says that on our calendar.\r\n\r\n>> It says that on my calendar. >> Member Rawlins-Fernandez. >> I guess it's not on the calendar anymore, but it was on the calendar before, before we were going to have a new Council Member. So is there -- would there be any Committees, I mean I would think that budget would basically be the same as all nine members, and Mr. Batangan said he wouldn't -- he would just kind of want everything status quo. So he wouldn't be trying to, like, you know, change the Committee Chairs. My question is regarding, like, which Committee would be the most certain?\r\n\r\n>> Now we're going off-topic. >> To schedule it? >> Yes. Corp. Counsel. >> Thank you, Director Blystone is unable to speak, but she said she needs to transmit this to stay on line by January 9. So that is just, you know, and so all of the documents everything have to be ready by the 9th. So she just wanted you to keep that in mind.\r\n\r\n>> So I understand that she would need at least an hour to compile everything. I'm kidding. I'm kidding. I'm kidding Director. It was a joke. So the sooner the better. Since I would be here January 5th or reorg, or whatever is going to happen that day.\r\n\r\nWhat if we just do the Committee meeting on that day?. It's okay with me. We just have to be able to post, which we have to make sure that Committee still exists, I guess. >> Yes, which comes back to my question about which Committee would likely still exist? >> You know, we haven't voted on it yet, you know? And so it's hard to say until we get we're all sitting at the same table, and hammering this out. >> A legal question would be can we post the week in advance, I guess, would be like the ending of December? And then if my Committee doesn't still exist, then it would be canceled.\r\n\r\nIs that something that would work? We just post it assuming that my

Committee exists, and if something happens to dissolve my Committee, it will be canceled because my Committee doesn't exist anymore. >> Right. And then if, like, the Committee exists, and the chairs are different, I don't think that matters either as far as like Sunshine Law and we could still have the meeting. >> This is all because of you. >> You're welcome. I know -- -- okay.\r\n\r\n>> You made life so complicated now. In my mind, it's not going to be complicated. That is all I can say. But they do have a point. You know, if we're going to post something, what do we post? Why don't we just post a Committee, and assume it's going to be there. David?\r\n\r\n>> Thank you, Chair. Just a couple quick notes, of course, the organization of the Committee is not before the Council today. So we can't really get too deep into that discussion. >> I realize that. >> We do have a Resolution 25-5 FD 1 that was adopted January 2nd that remains in effect, and it will continue to be in effect unless and until the Council adopts another Resolution to change the Committee Membership. So the Committees can function with their current members in the absence of Council Member Kama. Those Members listed in the existing Committee Resolution, if they so choose.\r\n\r\nWe have been anticipating that the Committees would -- the Committees would probably wait to schedule Committees until there's an opportunity to consider adding on Council Member designate Batangan as January 1st, but again, that is a topic for another Council Meeting. Thank you. >> I have tried to discourage everybody's speculating who is going to be on what and Chairing what, but the fact remains in order to post something, to post a Committee. that is why this topic keep comes up. What do we post? >> Thank you, Chair. I do see a couple of Council Members trying to speak.\r\n\r\n>> Okay. Member Rawlins-Fernandez. >> Mahalo, Chair. >> And then Member Johnson. >> I think is it illegal to do what Member Paltin suggested just post DRIAP and then if it exists, then we do it. If it doesn't exist, then it gets canceled. It's not illegal.\r\n\r\n>> Why don't we just do it. >> Great. Worry about the consequences later. >> So we got the Committee meeting and then we need to schedule the Council Meeting. Will it be on the 7th? 6th? How long does Director Blystone need longer than an hour?\r\n\r\n>> She said she just needs to get your transmittal so whatever you folks are going prepare after that meeting for her to send, that is what she needs. >> So an hour would be good. That meeting could run all day and night, you know? >> Right, so the 6-7, or 8th probably not the 8th we're saying. >> Okay, but let's be practical about this. People should not be misled to think that is their only opportunity to make recommend changes because they can meet with the Planning Commission as well. And it's probably better, because I'm sure the Planning Commission is going to take up this subject in an orderly fashion, whereas, it seems that, you know, Member Paltin had some ideas and somebody else might have some ideas and they may not -- it may not be in the sequence as it should be.\r\n\r\nSo people can, people can, including you, can make changes at the Planning Commission. You know? So in order to not have total chaos at the Council meeting, let's have the chaos at the DRIAP Committee meeting. Okay? >> Okay. >> So you can make all the changes you want at the Committee-level. >> 7th?\r\n\r\n>> And then -- huh? >> Oh, I'm open to my day for the Council Meeting. You guys have to decide which day you want for the Committee meeting? >> Chair? >> I think we said 5. >> Okay 5. >> That way the 6th can be recess day if the Committee goes longer, and the 7th be the Council Meeting. >> We could do that. >> Then we have the 8th in case we have to recess.\r\n\r\n>> Okay. How is that? Moana? Can you do that? >> We can Chair, but our posting deadline, I think will be the 30th. Right. >> The 30th for which day?\r\n\r\n>> For the 6th or 7th because you are just getting too close to the holidays there. >> So the 30th,

December 30th? New Year's eve, Christmas eve. >> Oh, my gosh. How about December 29th in the DRIAP? The 29th in the DRIAP Committee? >> I'm not on this island.\r\n\r\n>> Okay. >> Well, excuse me, here is another thought, because you always are able to join us remotely. It could be in the HLU Committee, where Member -- >> That is my daughter's birthday and, as much as I love you, I love her so much more. I so want to be with my daughter. That was not a previously scheduled a day and I made promises to her. >> Okay 30? December 30th? It's too late.\r\n\r\nToday is what? The 19th. >> Posting for that would be Christmas. We're talking about Committee. Not Council. Okay. >> Now let's try again.\r\n\r\nMs. Clerk. Give us the date? >> So you already have your special meeting on January 5th. So 6th or 7th may be preferable to the 8th, because we have to finalize all the business, get everything done, transmit to the Mayor to sign off on all of the legislation that has been done before it goes to the Planning Department. So that is why I don't think pushing it to the 8th may be the best option. So 6th or 7th is probably better.\r\n\r\n>> So when would you post? You have enough time to post; right? So the day after the special Council Meeting will be a Committee meeting. >> Chair? What I suggested earlier is consistent with what the Deputy Clerk just said, which was we would have special Council Meeting on the 5th, which is reorg and then have Committee meeting DRIAP, if it still exists in the afternoon and then we have the 7B on this topic subject-matter, and then we would have the 6th if it recesses, and then we'll have that day. And then we would have the regular Council Meeting on the 7th. And then if we with need to recess, it would go to the recess, but I believe in us.\r\n\r\nI think we can get it done on the 7th. >> Moana? >> Chair, if we do it on the 7th, we would post on New Year's Eve. If we meet on the 6th, we post on the 30th. >> Can you post on the 30th? >> We can post on the 30th. >> So you going to post for the 5th and then you are going to post for the 6th as a Committee meeting?\r\n\r\n>> Yes. No, Council. >> Our Clerks don't post for Committee meetings. >> It's for the Council Meeting. We're moving up the 9th to the 7th or the 6th. >> 7th >> We're moving the 9th meeting to the 7th. Can we do it before we go home?\r\n\r\nCan we do it? Can you repeat again what the dates are? >> We will meet -- if we're meeting for Council, not on the 9th we're going to meet on the 7th. We'll post on the 31st. >> And we already have the 5th set. >> Right. And the 5th we'll post on the 30th.\r\n\r\n>> Okay. And somebody is going to- some Committee is going to have a meeting on the 6th. >> DRIAP. >> The 5th. >> No, I'm on the 5th. >> It's not going to take all day; right? >> You want it on the 5th.\r\n\r\n>> Sure. >> Okay. All right. Everybody -- >> Clear as mud? >> Let's verify the dates again one more time. >> We're going to move our Council Meeting from January 9th to January 7th and we'll post on New Year's Eve. And my Staff will be very happy.\r\n\r\n>> And then you are also going to post for the 5th on when? >> We're going to post on the 29th. >> On the 29th for the 5th. >> Yes. >> And DRIAP will have a meeting on the 5th? >> The 6th, I thought. >> Can we post.\r\n\r\n>> We can do it. Let me do it. Okay. >> On January 5, 9:00 we have the special meeting on reorg and Monday the January 5 same day Monday at 1:30 we're going to schedule a DRIAP Committee meeting. On January 7th we're going to have our regular Council Meeting at 9:00. >> Very good. That takes care of that. So this item is tabled; right?\r\n\r\nUntil when? The 7th? >> Correct. >> The 7th. Okay. Madam Clerk, we're tabling this item until the 7th without objections, Members? >> No objection.\r\n\r\n>> That brings us to the end of the regular calendar, but now we have the unfinished business, can you check for testimony. >> We have no testimony -- looks like Mr. Lau might be making his way back. So we have one. >> One. >> The Hawaiian word of the day is table. Paka'a the

thing over the first vowel, and to table as a motion is ho ho Mo'i and ho
LOA.\r\n\r\nSo I don't know what this had to do with congratulations to Kumu Hula
Iola Balubar for 50 years of excellence in hula. Did I say that right, Mr. Sinenci?
>> Okay. >> I give the rest of my time to the Hawaiians. >> Thank you. >> There's no
one else currently signed up to testify.\r\n\r\nThis is last call and the count
down, 3, 2, 1, Chair, there's no one indicating a desire to testify. >> Members, any
objection to closing public testimony on this matter and deferring this future until
a future Council Meeting. >> No objection, but don't adjourn until we do the song.
>> Okay. No objections we're going defer this and Vice-Chair Sugimura will let us
know when the next date will be for this, because she got hurt. She had an accident
and now she is recovered; right? That was yours; right?\r\n\r\nSo she is better
yeah? So to a future Council meeting. And now before we adjourn, we're all going to
-- got to be in English, too, because we don't know that. >> It will be the subtext.
>> Okay. You want to do that part? >> The subtext >> The Hawaiian part?\r\n\r\n>>
Okay everybody happy birthday to Richelle (singing happy birthday in Hawaiian) [
APPLAUSE] Jazz hands. [APPLAUSE] Speech! Speech! >> All right everybody, thank
you. We had a somewhat productive meeting. This meeting is adjourned. [GAVEL]