

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE**  
Council of the County of Maui

**MINUTES**

**April 18, 2019**

**Council Chamber**

**CONVENE:** 9:05 a.m.

**PRESENT:** Councilmember Keani N.W. Rawlins-Fernandez, Chair  
Councilmember Kelly T. King, Vice-Chair (in 1:46 p.m., out 3:40 p.m.)  
Councilmember Riki Hokama, Member (in 10:44 a.m.)  
Councilmember Tasha Kama, Member  
Councilmember Alice L. Lee, Member (out 9:23 p.m.)  
Councilmember Michael J. Molina, Member  
Councilmember Tamara Paltin, Member  
Councilmember Shane M. Sinenci, Member  
Councilmember Yuki Lei K. Sugimura, Member

**STAFF:** Leslee Matthews, Legislative Analyst  
Shelly Espeleta, Legislative Analyst  
Christy Chung, Legislative Analyst  
Yvette Bouthillier, Committee Secretary (in 10:15 a.m.)  
Pauline Martins, Substitute Committee Secretary (out 10:15 a.m.)

Seated in the audience

Kate Griffiths, Executive Assistant to Councilmember Kelly T. King  
Michelle Del Rosario, Executive Assistant to Councilmember Kelly T. King  
Don Atay, Executive Assistant to Councilmember Shane M. Sinenci

Zhantell Lindo, Council Aide, Molokai Council Office (via telephone conference bridge)  
Denise Fernandez, Council Aide, Lanai Council Office (via telephone conference bridge)  
Mavis Oliveira-Medeiros, Council Aide, Hana Council Office (via telephone conference bridge)

**ADMIN.:** Michele M. Yoshimura, Budget Director, Office of the Mayor  
Tivoli Faaumu, Chief, Department of Police  
Melissa Magonigle, Business Administrator II, Department of Police  
Lesley Ann Uemae, Accountant II, Department of Police  
Greer Prince, Police Intelligence Research Analyst, Department of Police  
Moana Lutey, Acting Corporation Counsel, Department of the Corporation Counsel  
Edward Kushi, First Deputy Corporation Counsel, Department of the Corporation Counsel  
Lisa Kahuhu, Administrative Assistant II, Department of the Corporation Counsel

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

Lydia Toda, Risk Management Officer, Department of the Corporation Counsel  
SeaRay Beltran, Safety Specialist 3, Department of the Corporation Counsel  
Scott K. Teruya, Director, Department of Finance  
Marcy Martin, Senior County Real Property Technical Officer, Department of Finance

Marci Sato, Accounting System Administrator, Department of Finance  
Glenn Mukai, Director, Department of Liquor  
Michele McLean, Director, Department of Planning  
Maria Zielinski, Director, Office of Council Services  
David Raatz, Supervising Legislative Analyst, Department of Council Services  
Eric Nakagawa, Acting Director, Department of Environmental Management  
Rowena Dagdag-Andaya, Acting Director, Department of Public Works  
Michael Busch, Departmental Contracts Coordinator, Department of Public Works

Don Guzman, Prosecuting Attorney, Department of the Prosecuting Attorney  
Wendy Nobriga, Administrative Officer, Department of the Prosecuting Attorney  
Marc Iwao Takamori, Director, Department of Transportation  
Herman T. Andaya, Administrator, Emergency Management Agency  
Jeffrey Ueoka, Deputy Corporation Counsel, Department of the Corporation Counsel

Seated in the audience

John Kulp, Treasurer, Department of Finance  
Greg King, Central Purchasing Agent, Department of Finance  
Carmelito Vila, Motor Vehicle and Licensing Administrator, Department of Finance  
Susan Underwood, Information Systems Analyst VI, Department of Management

**OTHERS:** Jacob Verkerke, Chief Technology Officer, Department of Management  
Erin Wade, Redevelopment Planner, Department of Management  
Susan Campbell, Food Security Hawaii  
Sandra Hay, Food Security Hawaii  
Dr. Kyle Caires  
Anne Rillero, Community Outreach and Development Manager, Maui Nui Marine Resource Council  
Evelyn Goo  
Jeanne Skog, Board Member, Ka Ipu Kukui  
Jasee Lau  
Others (5)

**PRESS:** *Akaku: Maui Community Television, Inc.*

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CHAIR RAWLINS-FERNANDEZ: . . .*(gavel)*. . . Aloha kakahiaka kakou. ‘Elima minuke i ka hala o ka hola ‘eiwa, ma ‘umi kumawalu o ‘Apelila, i ka makahiki`elua kaukani umikumaeiwa. E ‘olu‘olu mai, e ho‘omalulu ke Komike Ho‘omohala Waiwai me

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

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Mo'ohelu Kala. 'O wau ka Iku Ha'i o keia Komike, Keani Rawlins-Fernandez. It is 9:05 on April 18, 2019. Will the Economic Development and Budget Committee please come to order. I am your Chair, Keani Rawlins-Fernandez. I keia la, me ko kakou, eia Member Sinenci.

COUNCILMEMBER SINENCI: Aloha kakahiaka, e Alaka'i.

CHAIR RAWLINS-FERNANDEZ: Aloha kakahiaka. Member Mike Molina.

COUNCILMEMBER MOLINA: Yeah, aloha kakahiaka, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Aloha kakahiaka. Member Alice Lee.

COUNCILMEMBER LEE: Madam Chair, buongiorno.

CHAIR RAWLINS-FERNANDEZ: Buongiorno.

COUNCILMEMBER LEE: For all our Italiana --

CHAIR RAWLINS-FERNANDEZ: Mahalo.

COUNCILMEMBER LEE: --friends.

CHAIR RAWLINS-FERNANDEZ: Yes. Chair Kelly King will be joining us a little later this morning. Member Riki Hokama is excused. Member Tamara Paltin.

COUNCILMEMBER PALTIN: Aloha kakahiaka, Chair.

CHAIR RAWLINS-FERNANDEZ: Aloha kakahiaka. Member Yuki Lei Sugimura.

COUNCILMEMBER SUGIMURA: Good morning.

CHAIR RAWLINS-FERNANDEZ: Good morning. And Member Tasha Kama.

COUNCILMEMBER KAMA: Hauoli La Pa Koa, Chair.

CHAIR RAWLINS-FERNANDEZ: Pa Koa.

COUNCILMEMBER KAMA: Pa Koa.

CHAIR RAWLINS-FERNANDEZ: Oh.

COUNCILMEMBER KAMA: Happy Easter.

CHAIR RAWLINS-FERNANDEZ: Oh, okay, okay. Okay. And mai ka Administration, we have with us Budget Director, Michele Yoshimura.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MS. YOSHIMURA: Good morning, Chair.

CHAIR RAWLINS-FERNANDEZ: Good morning. From Corporation Counsel, Deputy Corporation Counsel, Jeff Ueoka.

MR. UEOKA: Good morning, Chair.

CHAIR RAWLINS-FERNANDEZ: Good morning. Our wonderful Committee Staff, Leslee Matthews.

MS. MATTHEWS: Aloha, Chair.

CHAIR RAWLINS-FERNANDEZ: Oh no, that's not Yvette. That is Pauline --

COUNCILMEMBER SUGIMURA: Martins.

CHAIR RAWLINS-FERNANDEZ: --Martins. I'm sorry. Christy Chung. Good morning, Shelly Espeleta.

MS. ESPELETA: Good morning, Chair.

CHAIR RAWLINS-FERNANDEZ: Good morning. And at our District Offices, we have Ms. Mavis Oliveira-Medeiros in Hana, Denise Fernandez on Lanai, and Zhanell Lindo on Molokai. Okay. We have our one agenda item today, EDB-1, Proposed Fiscal Year 2020 Budget for the County of Maui. And we'll begin with testimony on EDB-1. To testify, please sign up with Staff. Testimony is limited to three minutes. If you're still testifying beyond that time, I will kindly ask you to complete your testimony. When testifying, please state your name and who you're representing. Please also indicate if you're a paid lobbyist. And we'll first check in with our District Offices, Ms. Oliveira-Medeiros in Hana, will you please call your first testifier?

MS. OLIVEIRA-MEDEIROS: Good morning, Chair. This --

CHAIR RAWLINS-FERNANDEZ: Aloha.

MS. OLIVEIRA-MEDEIROS: --is Mavis Oliveira-Medeiros in the Hana Office. There is no one here to testify.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Ms. Fernandez, on Lanai, will you please call your first testifier?

MS. FERNANDEZ: Good morning, Chair. This is --

CHAIR RAWLINS-FERNANDEZ: Good morning.

MS. FERNANDEZ: --Denise Fernandez at the Lanai Office and there are no testifiers.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Mahalo. Ms. Lindo at the Molokai Office, will you please call your first testifier? Oh, okay. Ms. Matthews, did we hear from Molokai if there's any testifiers there?

MS. MATTHEWS: Madam Chair, there's no testifiers at the Molokai District Office.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Okay. Ms. Matthews, will you please call our first testifier here in Chamber?

MS. MATTHEWS: Yes, Madam Chair. Our first testifier is Jacob Verkerke, testifying on behalf of IT Services Division, to be followed by Erin Wade.

**. . .BEGIN PUBLIC TESTIMONY. . .**

MR. VERKERKE: Good morning, Chair. Good morning, Members. In the spirit of multi-glottal greetings this morning, I'll greet you my native language, goedemorgen. I'm a Dutch native. Thank you. So, anyway, I'm here to testify to follow up on the discussion that I was fortunate to have with you on Tuesday night. There was one critical issue I'd hoped we have a chance to talk about we didn't get around to. But I will start with a thought for the present and that is that IT Services are the lifeblood of an organization that strives for outstanding customer and citizen service. A thought for the future then is that in the IT environment, standing still is tantamount to falling behind. What I had hoped we had a chance to talk about are the strategic goals, objectives, and measurements that you will find on Pages 371 through 373 of the Departmental summary. Those goals and objectives and measurements are derived from the strategic plan I was fortunate to have a chance to discuss with you in Member Molina's GET Committee that outlines the challenges that IT has in meeting the demands and supply equation. We are definitely heavily tilted to demand and we don't...are not in a good position to provide supply side of that equation. So, these goals and objectives are consistent with the strategic initiatives, the recommendations, and the objectives that were outlined in that plan. As you may remember, there were a couple areas especially where our rating for the last five years had gone down compared to an earlier strategic assessment that was done in 2013, and that was specifically in IT leadership and application delivery. So, these nine if you...when you get a chance to look at these nine...these objectives in the Budget document, you will see that there are nine that are directly tied to and dependent on the availability of additional resources. Our...my request for additional staffing resources was omitted from the Budget request submitted by the Mayor to you folks. But that leaves us in a position to find ourselves with a number of objectives that we are going to be struggling with to meet. So, what I'd ask for was two middle-level, four senior-level, and one management-level resource. I know it's too much to ask for to have all of those considered but I'm here to ask you to consider if there is an opportunity to add some staffing resources to the IT Services Division to please give it some thought, and I'd be more than happy to come back to discuss which might be the most urgent resources that we need. Thank you for the opportunity.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. Verkerke. We have question from...for you from Member Lee.

COUNCILMEMBER LEE: Thank you, Madam Chair. Jacob, you may as well tell us now which positions? You know you can't get it all so the top two?

MR. VERKERKE: So, in the objectives you will...the top two if you're asking me to address the issues would be a...

COUNCILMEMBER LEE: No, just tell me which top two.

MR. VERKERKE: So, it would me a management-level position and it would be a senior staff level, which would be able to address application deployment. And part of that is a critical need for GIS support for the Maui Emergency Management Agency. They cannot function well with much improved GIS support because it's kind of spread out over several divisions, and it's really not working very well.

COUNCILMEMBER LEE: Okay. I'll be in touch. We need more specific information. Thank you.

MR. VERKERKE: I appreciate that. Thank you very much.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Seeing no other questions, mahalo nui for your testimony --

MR. VERKERKE: Thank you.

CHAIR RAWLINS-FERNANDEZ: --this morning. Ms. Matthews?

MS. MATTHEWS: Madam Chair, the next person signed up to testify is Erin Wade, testifying on behalf of the Department of Management, Maui Redevelopment Program, to be followed by Susan Campbell.

MS. WADE: Good morning, Chair.

CHAIR RAWLINS-FERNANDEZ: Good morning.

MS. WADE: Good morning, Members. Thank you for having me today. I apologize for not being here Tuesday night. I was scheduled to pick up my boys from basketball, and grandma is on a cruise in Tahiti so I had no backup. But I appreciate you letting me come this morning. Managing Director Sandy Baz asked me to come to follow up on the question about what would the reduction of the proposed Operating Budget for the MRA mean? I wanted to preface this by sharing last year at Budget time, I characterized the parking structure component of this project as the equivalent to open-heart surgery in the community of Wailuku. And the reason for this is it's not a step you take without extensive testing and evaluation of all possible alternatives. It's not a step you take if the patient is expected to have a reasonable quality of life

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

without the surgery. From the Department's perspective, the decision to move forward with the utilities and parking structure was made when the Council appropriated the 44 million and authorized the issuance of bonds for the project. Since that time, basically we've been prepping for surgery. The...taking the municipal parking lot offline requires extensive preparation, coordination, and a skilled team at the ready to respond to the inevitable surprises that will arise in an area with so much undocumented development. We also know the patient will have a better success rate if we keep the downtime as short as possible. The program and contracts represented in the MRP's requested operating budget are to ensure we are being accountable to the patient and the support team. The temporary parking, wayfinding shuttle, and communications program will function as the bypass. The business interruption funding, promotions, and Small Town, Big Art are the oxygen. Ultimately, we may need to make this work...ultimately, we may need less to make this work than currently requested but we don't want to be mid-surgery and find out we don't have the resources to complete this in the best possible manner. Our operating budget is based upon best practices for construction mitigation and providing what we feel is a reasonable level support of the...to the neighborhood. I'm happy to answer any questions about the Budget specifics or the project in general if Members have any.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Ms. Wade. We have a question for you from Member Lee.

COUNCILMEMBER LEE: Thank you, Madam Chair. Erin --

MS. WADE: Yes?

COUNCILMEMBER LEE: --okay, I'm not sure about the surgery. You mean to say we can't just do the...well, the infrastructure and then the parking? And then if everything goes well, the rest of it?

MS. WADE: That's correct, yes. So, I mean our intention right now is moving forward with all of Phase 1. So, that's 1A and 1B, the infrastructure and the parking.

COUNCILMEMBER LEE: Right.

MS. WADE: And as Mayor explained to the community on April 4<sup>th</sup>, the night we had the question and answer, we are re-evaluating Phase 2, and we'll be looking at different alternatives for that.

COUNCILMEMBER LEE: Oh.

MS. WADE: So, we're not preparing to move forward with the CIP funding for that at this time.

COUNCILMEMBER LEE: Okay. Thank you.

MS. WADE: Yeah.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER LEE: Thank you for the clarification.

MS. WADE: You're welcome.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Member Sugimura, and then Member Sinenci.

COUNCILMEMBER SUGIMURA: Thank you for being here, Ms. Wade.

MS. WADE: Yes, thank you.

COUNCILMEMBER SUGIMURA: So, I wonder if you can talk about the MRA, the structure of the MRA, and its formation and its authority that it has as an organization?

CHAIR RAWLINS-FERNANDEZ: Member Sugimura --

COUNCILMEMBER SUGIMURA: Oh, that's...

CHAIR RAWLINS-FERNANDEZ: --I'm not going to allow that question 'cause we have...

COUNCILMEMBER SUGIMURA: --'cause we're not talking about...okay.

CHAIR RAWLINS-FERNANDEZ: Yeah. Mahalo.

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Yeah. Did you have another question though?

COUNCILMEMBER SUGIMURA: No.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member Sugimura. Member Sinenci?

COUNCILMEMBER SINENCI: Thank you, Chair. Thank you, Erin, for being here.

MS. WADE: Thank you.

COUNCILMEMBER SINENCI: I just need a clarification about the housing ordinance. Was that part of the project waived, exempted from the project? I remember reading something about the housing ordinance.

MS. WADE: Good question.

COUNCILMEMBER SINENCI: Yeah.

MS. WADE: Way back, and this was--I don't remember the exact year--around 2012, we were realizing that no investment could happen in Wailuku without triggering

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

affordable housing requirement. And the threshold for investment in the neighborhood was already so challenging because they had to do brand new infrastructure, find parking, all of those things, that it was making any new investment impossible in Wailuku. So, Wailuku Redevelopment Area received a waiver from the requirements of the Affordable Housing Ordinance. And that's primarily because the bulk of the existing State-subsidized housing and other affordable housing projects was happening already in Wailuku. The proportion of housing throughout the neighborhood is majority affordable housing today. So, that was the reason that the Council allowed for the waiver at that time, yeah.

COUNCILMEMBER SINENCI: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Member Lee?

COUNCILMEMBER LEE: Thank you, Madam Chair. So, my recollection is that they were...your agency was exempt from 2.96, is that correct?

MS. WADE: I'm sorry, you'll have to clarify for me what 2.96 is.

COUNCILMEMBER LEE: The Residential Workforce Housing Policy.

MS. WADE: That's correct, yes.

COUNCILMEMBER LEE: Okay. But I don't believe that you were exempt from the 201H.

MS. WADE: That's correct. I mean I think a...if there was a project to move forward --

COUNCILMEMBER LEE: Yeah.

MS. WADE: --and pursue an affordable housing, exclusively affordable housing project, they could use the 201H process, yes.

COUNCILMEMBER LEE: Okay. All right. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Member Paltin?

COUNCILMEMBER PALTIN: I don't know if it's going off but it's just a yes or no question. Is Maui Redevelopment Agency like similar category as a board or a commission?

MS. WADE: Currently, yes it is.

COUNCILMEMBER PALTIN: And how much is like usually boards and commissions' budget?

MS. WADE: What is the budget of a board and commission? Well, I guess I should phrase boards and commissions don't take on projects typically. The Maui Redevelopment Agency has now a support staff, which is me and Alan Murata. And we have projects

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

that have been assigned to us that are directly the responsibility of a redevelopment plan. So, I should also say none of the other commissions have action plans that have been adopted by Council to execute, which is what the Redevelopment Agency has. So, all of those tasks in that plan obviously have dollar amounts for their completion.

COUNCILMEMBER PALTIN: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Okay. Seeing no other questions, mahalo nui for joining us today --

MS. WADE: Thank you for having me.

CHAIR RAWLINS-FERNANDEZ: --Ms. Wade. Ms. Matthews?

MS. MATTHEWS: Madam Chair, our next person signed up to testify is Susan Campbell, testifying on behalf of Food Security Hawaii, to be followed by Sandra Hay.

MS. CAMPBELL: Good morning.

CHAIR RAWLINS-FERNANDEZ: Good morning.

MS. CAMPBELL: Good morning, Madam Chair, Members. It's great to be here. I want to give you just a little bit of a story before I start and tell you a little bit about myself. This is the first time I have addressed this Council. I have lived on the island for about 15 years and been very involved in food agriculture and food security. I'm somewhat of an expert in the infrastructure with regards to food service with our schools and particularly the school is the largest one, but restaurants and the whole food infrastructure with regards to the relationship with the State, and the Federal government with regards to schools. And so, that brought me really to get very interested here 15 years ago when I came. And I've been a founding member, a board member of the Hawaii Farmers Union for several years. Also, Food Security Hawaii, and the Maui Food Technology Center, and I started Slow Food Maui here. And I tell you all of this because I'm really into food and very...somewhat knowledgeable about the whole picture of our food security issues and the infrastructure. I'm currently a member of Maui...Board of Maui Tomorrow as well. But a couple of years ago, when we looked at the Central Valley, and we saw this land completely vacant, we thought we...this would...could solve our food security needs. And we set out to create a startup and a nonprofit of Food Security Hawaii, and we were very well-funded and backed because there were so many citizens and community members on this island that really want to address this food security issue and get local agriculture booming. And so, we set out to see what we could do to purchase the Central Valley. We obviously did not get to purchase it; however, in that two years of work, we were able to create a pro forma and an action plan of what it would take to feed us here on Maui and how that land could fulfill those needs. Well, we don't have all of that power now but we're certainly working with them, with Mahi Pono on what we can do to inspire them to create local food security. But that's a business where we don't have total control. And so, we really want to set...we...but we've done so much work already. We

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

did a thorough land search of the island, a lot of market research, and then the farm plan. And so, we're realizing that now is our opportunity to team, to really team up with the County Council and our...all of our community members and assess what--whoa--what are we shipping in here that we could grow ourselves, how long will it take us to grow it, how much land will we need? There's a huge opportunity economically as well because for every 10 percent of food that we grow locally, we stimulate and put into the economy \$313 million. So, and I noticed that on the Budget here, there's no dedicated funds for agriculture. And so, we have a wonderful opportunity. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Ms. Campbell. Members? Okay. Okay. I have a question.

MS. CAMPBELL: Yes.

CHAIR RAWLINS-FERNANDEZ: Okay. So, we did get the outline of the plan and a book, kind of, with additional information the other day.

MS. CAMPBELL: I can't quite hear you.

CHAIR RAWLINS-FERNANDEZ: So, we just got more information that you're talking about on the Hawaii Food Security about the proposal to do a plan and the request for a \$100,000.

MS. CAMPBELL: Correct.

CHAIR RAWLINS-FERNANDEZ: And I think, you know, this body can all agree that food security is really important and we agree with you. It's just wondering if, you know, it's really late in the Budget process to come before us. And what were the barriers to coming before us sooner?

MS. CAMPBELL: I'm really glad you asked that. Thank you. Yeah, 'cause I wanted to speak to it. We had a commitment and once the...our complete strategic plan changed in January. It took us a while to figure out, okay, what are...because the land was sold to someone else, and we had a commitment to do some community outreach of which we just finished a couple of weeks ago, and that was our commitment. We had to uphold it. And so, we did some major community outreach. And then we didn't...we just didn't realize that we had this opportunity with the County. And we were encouraged that this was an opportunity and we realized that we were going to do our best to see if we could make it happen because the timing is kinda critical to do it now. So, we apologize for that too as well for being late 'cause I know it makes an extra burden but --

CHAIR RAWLINS-FERNANDEZ: Mahalo.

MS. CAMPBELL: --it's worth a try because we think it's really, really important, yeah. And thank you for your consideration.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: So, in the Budget there is funding for agriculture for the HFUU and Hawaii Farm Bureau. But there's a whole section where there are grants that are going to groups that promote agriculture.

MS. CAMPBELL: I'm familiar with those, yes, thank you. And I think what we need to do is assess where we need to go, and we need to do it right away. And I don't think it's a doomsday, I think it's a great opportunity. So, these people, the...what's wonderful about these other programs is there is an infrastructure that's already started and we can give an extra action plan of how to navigate to create a system that works together.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER KAMA: Chair?

CHAIR RAWLINS-FERNANDEZ: Member Kama?

COUNCILMEMBER KAMA: I'm sorry. You know, as I'm listening to what is being said in these Chambers and even in our community, and yeah, we agree and I don't think there's anybody on this Council that doesn't. But I think when I hear a lot of what's going on, it almost seems like we need master plans for agriculture. And maybe that could be a beginning and a start of where we're going with this. Because as everybody is doing some form of agriculture whether it's with the Farmers Union or whether it's doing a backyard gardening or whatever, it almost seems as if people are operating sometimes in their own silos and if everybody just developed a master plan that could be implemented by even the children who are doing the gardening in their schools, and...or even the inmates who, you know, are incarcerated that if there was this plan that everybody did farming no matter how small or large their lots are or their deck on their lanai, then we could probably do something like that. So, I can support this but probably not this year. I think that's what Chair was probably saying and that's what I'm saying too is that...but it's a good thought to begin. So, thank you very much for that.

MS. CAMPBELL: You're welcome and thank you for your comment because that's exactly what's happening. It needs to be pulled together in a comprehensive plan. And the reason that I mentioned about what we've already done is that we've already have a good start. Yeah, we know the territory, yeah.

CHAIR RAWLINS-FERNANDEZ: Mahalo.

MS. CAMPBELL: Thank you.

CHAIR RAWLINS-FERNANDEZ: Member Sugimura?

COUNCILMEMBER SUGIMURA: Yeah, thank you. So, I'm just wondering...thank you for being here and the work --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MS. CAMPBELL: Yeah.

COUNCILMEMBER SUGIMURA: --you're doing. And I'm just wondering if your Food Security group is working extensively with Mahi Pono 'cause they definitely are the big kids in town with the 41,000 acres.

MS. CAMPBELL: Absolutely, yes. And we're...

COUNCILMEMBER SUGIMURA: And what are you doing with them?

MS. CAMPBELL: Well, we're meeting with them. And we have already spent, you know, a quite a bit of effort with them in educating them with regards to regenerative agriculture and also introducing them to the different constituents and organizations that are already here, although they're doing a very good job of that themselves. However, we definitely do have their ear and we'll continue moving in that direction.

COUNCILMEMBER SUGIMURA: Thank you.

MS. CAMPBELL: Yeah.

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. Oh, Member Molina?

COUNCILMEMBER MOLINA: Yeah, thank you, Madam Chair. Good morning, Ms. Campbell, and --

MS. CAMPBELL: Good morning.

COUNCILMEMBER MOLINA: --thank you for your work in looking ahead with food security 'cause it's certainly quite timely. We've heard about it for years and years but now the reality of --

MS. CAMPBELL: Right.

COUNCILMEMBER MOLINA: --it is...it's certainly real with any type of tragedy that could occur in the future that could affect the shipping of food. And of course, we had a couple of folks that came here last night requesting the \$100,000 for a study. You know, I'm not sure if this body will go for that full amount but certainly, what...have you had any other funding sources with what you've done so far?

MS. CAMPBELL: Well, we had a lot of funding sources for the start-up to initially purchase the Central Valley. And that gave us the opportunity to do the research and the farm plan and the action plan, and to really look into the community and land search. However, we got stopped when the sale was --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER MOLINA: Right.

MS. CAMPBELL: --made to, you know, Mahi Pono. And so, that we're just now reorganizing ourselves and saying where do we have to go next? What is the most important? And so, what we really realized is the most important thing to do with the knowledge that we already have is to create this plan to do an assessment, not a study that's going to sit on a shelf somewhere but an action plan that can bring all of these constituents together and identify the products we need to sell. How long, I mean grow...how long will it take us to grow them and where will we grow them?

COUNCILMEMBER MOLINA: So, this 100,000 would take it to the next level so --

MS. CAMPBELL: Correct.

COUNCILMEMBER MOLINA: --to speak?

MS. CAMPBELL: Correct.

COUNCILMEMBER MOLINA: . . .*(inaudible)*. . .

MS. CAMPBELL: And --

COUNCILMEMBER MOLINA: Okay.

MS. CAMPBELL: --we think that this 100,000 not only would it be an impetus to raise quite a bit more money and to also work with the State because it will give us the opportunity to see where all these elements have to come together.

COUNCILMEMBER MOLINA: Okay. Well, if there isn't a 100,000, well, maybe there might be some, you know, seed money if you will. Every little bit that if there's some...an opportunity there but --

MS. CAMPBELL: Yeah.

COUNCILMEMBER MOLINA: --we all certainly...

MS. CAMPBELL: I understand it's a big job.

COUNCILMEMBER MOLINA: . . .*(inaudible)*. . .

MS. CAMPBELL: And just to remember that avocado trees and breadfruit and all those trees take a long time to grow. So, we need to get on this as soon as we can.

COUNCILMEMBER MOLINA: Right.

MS. CAMPBELL: So, thank you so much.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER MOLINA: Right. Thank you.

MS. CAMPBELL: Yeah.

COUNCILMEMBER MOLINA: Thank you, Madam Chair.

MS. CAMPBELL: Aloha.

CHAIR RAWLINS-FERNANDEZ: Mahalo for your testimony this morning, Ms. Campbell. Ms. Matthews?

MS. MATTHEWS: Madam Chair, our next person signed up to testify is Sandra Hay, testifying on behalf of Food Security Hawaii, to be followed by Dr. Kyle Caires.

MS. HAY: Good morning...oh, oops, . . .*(adjusting mic)*. . . come down to my height here. Good morning, Madam Chair and esteemed colleagues in the room. Thank you for coming this morning. I understand you've had a long few days of this kind of conversation. So, we appreciate your coming. I'm here on behalf of the Food Security Maui as well. I've been part of the original founders of the team, and we've been working for the last two years on this project. And I think, you know, given what has come up this morning, I'm going to sort of steer from my notes a bit and kind of address the situation of the timing of where we are right now. And I know that the Budget has been pretty well disbursed throughout all the different projects that have been proposed; however, as you mentioned, sir, that we are right up against nature, and nature doesn't operate in human time. And, you know, she can go off whenever she wants to go off, and we could be sitting here very starving in the midst of that. And not to be, you know, in a dark doomsday picture, but the reality is that we need to step on it now. And that's...part of that is implementing the plan, and part of that is to educate the community so that we can work together. And last night I guess the children came and spoke to everyone and about sustainability, the science kids. And I think it kind of gave everybody a real recognition that we're doing this not only for ourselves but for our children and our grandchildren. So, it's time to step up to the plate. And one way of possibly of addressing it amongst the Budget consideration is to maybe think of it taking some from smaller budgets or a small amount from other budgets to be able to cobble a decent enough amount of resources together to really make a substantial step forward in this. And I think if we, who are a, also a fundraising group, can use the money that we can get from here and use that to also inspire other donors, which we've been very successful to this point in being able to raise funds to...for this because the island is ready and the community is ready. And we are planning to be ready to be able to have a strategic plan in place and action to be able to move forward and make it a reality. And if we wait for another year, we don't know what will happen in that year. So, it feels to me, and as Susan just mentioned, it takes a long time for trees to grow, it takes a long time to acquire land and do all the things that we need to do in order to make this happen. So, just on the...I would just encourage you to think deeper and maybe look at some other possible ways of how we can reach into different parts of the Budget to be able to fund what we need to do going forward. So, thank you for your time.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Mahalo, Ms. Hay. Ms. Hay, I have a question. So, the breakdown on what we received last night from the outline, over 70,000, that was allocated for research and writing. Who would do that research and writing?

MS. HAY: Part of our team and we will also hire other...there are...there's a team of people that's already in place that's been working on this issue for many years. And that is part of the team that will actually go right to work on this that have been already dealing with this issue. So, it's not like anybody is having to come from...everybody is up to speed is what I want to say.

CHAIR RAWLINS-FERNANDEZ: So, it would be like stipends?

MS. HAY: Stipends?

CHAIR RAWLINS-FERNANDEZ: Like what...how would that money be spent?

MS. HAY: It would be spent on those people being able to get to work, do these...do the rest of the research that needs to happen, be able to really analyze deeper and deeper 'cause it's a deep issue. It doesn't just happen overnight. And there is...as...if you will look at the plan, there is a lot of detail that needs to be culled through and fertilized really, and brought to life to see where we can go next and how we can actually really move into the schools, how we can move into the deeper levels of our community, and be able to take all the different tributaries of this plan 'cause it's huge. And it's going to take the entire island to really cooperate and make it happen.

CHAIR RAWLINS-FERNANDEZ: How many on that team would get paid?

MS. HAY: Sorry?

CHAIR RAWLINS-FERNANDEZ: How many people on that team would receive funding?

MS. HAY: How many is it? Four main people, and then there will need to be some consultants as well.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Member Sinenci?

COUNCILMEMBER SINENCI: Thank you, Chair. Thank you. In lines with those questioning, I was hoping to see part of this research as some of the sciences. And I know we've had some available already research from UH and some other universities. So, I think it would be a little bit more substantial if it came from a scientific perspective as well.

MS. HAY: Absolutely. In fact, the plan that the University of Hawaii put together is we're using that as...although it sort of has sat on a shelf, it hasn't been really made relevant, and that's part of where we come in is to make it relevant to the community so we can...we know how to do media outreach and we know how to do community

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

outreach to be able to educate the community to be able to know how to step in and implement.

COUNCILMEMBER SINENCI: And Mr. Appelbaum, he provided a lot of research as well.

MS. HAY: Yes. We've done a --

COUNCILMEMBER SINENCI: Okay.

MS. HAY: --huge analysis of the whole island --

COUNCILMEMBER SINENCI: Right.

MS. HAY: --all the waterways and all the different issues. There's a lot of issues that are...that have to be incorporated. But we...our intention is to be able to really bring back the...not bring back, but to highlight the traditional Hawaiian farming techniques as well as the advance technology that's available to us now.

COUNCILMEMBER SINENCI: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member --

COUNCILMEMBER SINENCI: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: --Sinenci. Member Paltin?

COUNCILMEMBER PALTIN: Thank you, Chair. I just was wondering if you could provide me a list of the farmers and organizations that you're currently working with?

MS. HAY: Yeah, but I'm not going to try to...

CHAIR RAWLINS-FERNANDEZ: Right, she's asking at a later time if --

MS. HAY: Oh, yes --

CHAIR RAWLINS-FERNANDEZ: --you could send that --

MS. HAY: --absolutely.

CHAIR RAWLINS-FERNANDEZ: --information.

MS. HAY: For sure.

CHAIR RAWLINS-FERNANDEZ: Mahalo.

MS. HAY: Definitely. Thank you.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Member Kama?

COUNCILMEMBER KAMA: Thank you, Chair, for the opportunity to speak again. I want to keep it short. But...so, you know, I, as a native person, I'm very proud of my culture and my history. I'm proud of what we have contributed to this society here and around the globe. I just have a hard time sometimes when the culture begins and sounds like and kinda feels like it's being exploited. And I just wanted to put that out there that sometimes I get those feelings and that's all they are, they're just feelings. It's nothing about anything. It's just that I get them and they don't come all the time. They come once in a while, and I internalize them and try to make some good sense out of it as a Legislator. So, again, I want to say I like this idea. I'm just in my head trying to figure out how we can get this done in terms of what we're doing with this Budget and how it can happen and...but I'm questioning about can we, this Council, can we actually say, okay, we're going to go ahead and give you the money and not have to go through any kind of procurement process or go through the process in which this County, you know, has in place? So, I guess that may be a question for you, Chair. I'm not sure.

CHAIR RAWLINS-FERNANDEZ: If --

COUNCILMEMBER KAMA: Or --

CHAIR RAWLINS-FERNANDEZ: --we were --

COUNCILMEMBER KAMA: --Chair.

CHAIR RAWLINS-FERNANDEZ: --to allocate funding to them, it would be I believe under OED, which would still be a grant process.

COUNCILMEMBER KAMA: Okay. Okay. Thank you. Thank you.

MS. HAY: I just would like to address --

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama.

MS. HAY: --that --

COUNCILMEMBER KAMA: Sure.

MS. HAY: --question that you brought up about feeling exploited.

COUNCILMEMBER KAMA: Yeah. Thank you.

MS. HAY: And I totally...I recognize that. And I think what's happening now is that we're all past that point, you know. It's everybody has to work together and I think it's really acknowledging what the culture has brought to the world and really using that

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

knowledge and not kinda come in and say, okay, we gotta do this a different way. It's what can we do here together because we're all living here together now.

COUNCILMEMBER KAMA: I think it would be really good that we could get past this and I think people work through it. But one of the things that still has to happen in the Hawaiian community is the healing process that never came through fruition. So, not that I want to scold you about stuff like that, but sometimes when you get push back on things, think about and consider how much hurt and injustice has gone on and continues even to this day that we walk not in one world but in two and sometimes three. And that's the balancing act we, as Native Hawaiians, as taxpayers, and as the first nation's people on this place. So, just so that, you know, everybody understands where some of us come from. So, thank you, Chair, for the opportunity. Thank you for your comment.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama.

MS. HAY: Well, thank you for airing that and it's something that is, you know, very apparent. I'm obviously not Native Hawaiian but I've lived here and been here for...since 1974, back and forth. And I feel like this is, you know, the place where I want to be and my home. And I also really respect and honor the culture that is here. And that's what's drew me here. It wasn't, you know, I want to go live in Hawaii and be a tourist. It was really about the nature of the spirit of the aina.

CHAIR RAWLINS-FERNANDEZ: Mahalo for participating in this process and for --

MS. HAY: Thank you very much.

CHAIR RAWLINS-FERNANDEZ: --coming and testifying, Ms. Hay.

MS. HAY: Thank you.

CHAIR RAWLINS-FERNANDEZ: Ms. Matthews?

MS. MATTHEWS: Madam Chair, our next testifier is Dr. Kyle Caires, to be followed by Anne Rillero.

MR. CAIRES: Good morning and thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Good morning.

MR. CAIRES: I come here today as an individual, a huge 4-H supporter, and I guess the person in charge of the Maui 4-H Livestock Association. And I'm here testifying on behalf of the Farm Bureau and their funding line item for this fiscal year. Four-H has been a great program. In fact our family and my family directly has been involved with 4-H on Maui, in Maui County for about 65 years now directly. I'm a 4-H'er, an alumni, and that actually helped me...it was a big compelling part of me leaving my tenured professorship in Georgia to come back home and give back. We have a great

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

program here on Maui and we have a very competitive program within the State. Our 4-H'ers consistently do great at State competitions. You know, and they raise livestock and they take them to a market endpoint, and they learn about nutrition, reproduction, animal health, keeping records, also business finance. So, it's a really great program for skill development. And we have a judging program that's also been competitive within the State and also nationally. We just sent a team of a few individuals to Denver, Colorado. They did really well. And three of those individuals have only been participating for less than two years. And so, that's tremendous. We have tremendous talent here in the islands, and 4-H is a way to cultivate that talent. We use these animals to help raise our children. We're not using children to raise animals. I've said that before. You know, we're also the first 4-H program in the nation and we're the 4-H'ers of integrated DNA and genomic selection into their animal projects. We're leading the nation. We had a venue at the Upcountry Fair for many years and it's been successful. Many families have stepped up to the plate whether it be the Niles family, the Jacintho's, the Sakamoto's, Auwahi's, and Napua Greig in recent times, Christy Kajiwara-Gusman. We've all come together and we've had tremendous support from the County. Our venue has now changed. We're going to be at the Ag Fest this June, June 1<sup>st</sup>, down at War Memorial. And that was in response, lots of feedback from the County about bringing the show to a larger audience. And I agree, our kids deserve a bigger stage. They've also participated in Ag Fest and the County Fair the last year, and their involvement is growing, the program is growing. However, we are dependent upon those funds that come through the Farm Bureau to put on our event, which is now at Ag Fest. So, please support that line item. Some of the things I mentioned, that new...the genomic selection, a lot of that came from funds stemming from the Farm Bureau through awards and grants that we've gotten. And we need your support, and I'd be happy to answer any questions you may have. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Dr. Caires. We have a question from...for you from Member Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair. Good morning, Dr. Caires. Well, I just want to thank you first of all for coming home and sharing your talents back at home. Real quickly, your family is from the Kaupakalua, the famous Caires family?

MR. CAIRES: Guilty.

COUNCILMEMBER MOLINA: Okay. Very good and thank you. And thank you for making us aware of the achievements of the local 4-H. It's great to hear that. So, please keep up the good work and continue to lend your expertise to our kids and the community.

MR. CAIRES: Thank you.

COUNCILMEMBER MOLINA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Okay. Seeing no other questions, mahalo nui for your testimony this morning.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MR. CAIRES: Mahalo.

CHAIR RAWLINS-FERNANDEZ: Ms. Matthews?

MS. MATTHEWS: Our next testifier is Anne Rillero, testifying on behalf of Maui Nui Marine Resource Council, to be followed by Evelyn Goo.

MS. RILLERO: Well, good morning, Chair.

CHAIR RAWLINS-FERNANDEZ: Good morning.

MS. RILLERO: Good morning, Budget Committee Members. When I started writing my testimony, I know it's a little corny but that line Houston, we have a problem kinda popped into my head. And the problem I want to talk about was declining costal water quality. And it's at a time when our visitor numbers are increasing and our wastewater infrastructure is out of date. With the written testimony I provided to each of you, you'll find some data summaries from the Ocean Water Quality Monitoring Program that the County helps support through the...through OED. All 39 sites that we test in South and West Maui are each failing in at least one and sometimes more of the State Department of Health water quality standards. Well, just recently, I'm sure you've heard the Department of Health flagged Kanaha Beach and then Kamaole I for elevated levels of enterococci bacteria. And we're seeing coral reefs that are struggling to survive, native fish species that are on the decline, and more anecdotal reports about ocean users becoming infected with staph and MRSA. Degraded ocean water quality plays a really significant role in these issues. So, I'm not here today to talk about funding for Maui Nui Marine Resource Council. I'm here to actually express our support for funding of County projects in 2020 to improve wastewater management and increase use of recycled water. As you know, our community is actively working to manage tourism and mitigate the impacts of record numbers of visitors. And consider this, you know, with dramatically more visitors, we have dramatically more flushes. And so, we have more wastewater to manage. And we need to support improved wastewater management to mitigate the effects of Maui's many visitors and all of our residents on our near-shore ocean water and coral reefs. Maui Nui Marine Resource Council is actively involved in addressing these issues through our Ocean Water Quality Monitoring Program in South and West Maui. We're also working to improve ocean water quality in Maalaea Bay through our oyster pilot project and our Vision for Pohakea project, which works to reduce sediment and runoff in Maalaea Bay. So, for the County, we have two suggestions to address our Ocean Water Quality Program. The first is to continue to reference the 2016 Report, Options to Improve Wastewater Management in South Maui. It was funded by Maui Nui Marine Resource Council, created by Steve Parabolicoli, based on his 35 years of working with wastewater in Hawaii. And the second is to support the Mayor's inclusion of funds in the Budget for the West Maui recycled water reuse expansion, the Kihei in-plant pump station upgrades, the Wailuku-Kahului recycled water pump station, the Wailuku-Kahului recycled water force main. And details about each of these are in my testimony, my

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

written testimony. Well...anyway, thank you for serving our Maui County residents and for supporting clean coastal ocean water.

COUNCILMEMBER SUGIMURA: Point of...

CHAIR RAWLINS-FERNANDEZ: We have a question. Oh...

COUNCILMEMBER SUGIMURA: Yeah, her testimony.

CHAIR RAWLINS-FERNANDEZ: For --

COUNCILMEMBER SUGIMURA: Did we --

CHAIR RAWLINS-FERNANDEZ: --her testimony.

COUNCILMEMBER SUGIMURA: --get her testimony? No? Did...

CHAIR RAWLINS-FERNANDEZ: Oh.

COUNCILMEMBER SUGIMURA: Point of information.

CHAIR RAWLINS-FERNANDEZ: Did you --

COUNCILMEMBER SUGIMURA: Could I have a copy of her testimony?

CHAIR RAWLINS-FERNANDEZ: --bring a hard copy of your --

MS. RILLERO: I --

CHAIR RAWLINS-FERNANDEZ: --testimony this morning?

MS. RILLERO: --did but I brought...I didn't bring enough. I brought 16 copies instead of 18.  
So, she's making some more copies.

CHAIR RAWLINS-FERNANDEZ: Okay.

MS. RILLERO: So --

COUNCILMEMBER SUGIMURA: Oh, okay.

CHAIR RAWLINS-FERNANDEZ: So, we'll get it for you.

MS. RILLERO: --we'll distribute that --

COUNCILMEMBER SUGIMURA: Thank you.

MS. RILLERO: --to you. I apologize for --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER SUGIMURA: No --

MS. RILLERO: --that.

COUNCILMEMBER SUGIMURA: --thank you. Thank you.

CHAIR RAWLINS-FERNANDEZ: Yeah, thank you.

COUNCILMEMBER SUGIMURA: Nice seeing you, Anne.

CHAIR RAWLINS-FERNANDEZ: Thank you for bringing it. Mahalo, Member Sugimura. Mahalo for coming to testify this morning.

MS. RILLERO: Great. Thank you very much.

CHAIR RAWLINS-FERNANDEZ: Ms. Matthews?

MS. MATTHEWS: Our next testifier signed up is Evelyn Goo, to be followed by Jeanne Skog.

MS. GOO: Aloha. Good morning --

CHAIR RAWLINS-FERNANDEZ: Aloha.

MS. GOO: --Chair. Good morning, Councilmembers. Thank you for having this open forum where the public can come and speak. I know it's a tough time for you folks right now. You are in Budget hearings, which are long and tedious. So, I really appreciate this time. I'm here to ask that you folks consider doing audits on nonprofits that come continually year after year and ask for taxpaying dollars especially when it's in the high amounts. I have one nonprofit in particular in my mind, which is Lahaina Restoration Foundation. They are given millions of dollars in property. They are giving [sic] millions of dollars in revenue from parking lots that were given to them by State. And I just feel to make it a fair playing ground for nonprofits who come here who are struggling, that it would be good if we had an audit system in place to know where that funding is coming from, to know if they get other funding from other outside sources as well. So, that's basically why I'm here, I'm not as polished as a lot of people, very nerve-racking being up here looking at all you folks. But as a voice, I feel it needs to be voiced that audits do need to be done on organizations. And I personally would like to see one done on Lahaina Restoration Foundation. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. Seeing no questions, mahalo nui for coming and testifying, Ms. Goo. Ms. Matthews?

MS. MATTHEWS: Madam Chair, our last testifier signed up in the Chamber is Jeanne Skog, testifying on behalf of Ka Ipu Kukui.

MS. SKOG: Good morning, Chair --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Good morning.

MS. SKOG: --Councilmembers. I'm Jeanne Skog. I'm a founding member of the Ka Ipu Kukui program, and I currently serve on the board of directors. So, I'm testifying on their behalf today. Thank you for your past support of the program. It is very, very much appreciated, and for recognizing the importance of nurturing young leaders in our County. Ka Ipu Kukui as you know traces its roots back to Decisions Maui and Focus Maui Nui, and continues to adhere to those values to today. I want to emphasize that Ka Ipu Kukui was created here in our County. It's about Maui County, our own special needs, opportunities, challenges, systems and so forth, and it is for young leaders in Maui County. It is the only program dedicated to that mission, solely to that mission. We really appreciated the time to meet with all of you and we did. Thank you very much for that. I wanted to...in 2017, we followed up with our alumni to find out what's happened to them as leaders, including their actions as volunteers. I understand that an update of that will be circulated to you sometime today. Several of you have asked about that. Today though, I wanted to provide a little more detail about the requested increase that we have. It's an increase to 34,000, which would help us create an alumni dimension to the program. It is a natural next step in our mind, while we put the fellows through a pretty rigorous ten-month program over a year, the paths to leadership are lifelong. It's ever-evolving. And the needs along that journey will vary considerably. Our fellows recognize that and have increasingly asked us to add offerings for alumni to our overall programming. So, to understand the depth of that interest among our alums, we did conduct a survey of our alums in 2018. We had a nearly 50 percent response to that. So, it was a great strong statistical sample of that. So, just a couple of highlights from that. All the responders wanted workshops or events either quarterly or semiannually, and they place a high value on hearing from leaders and expertise that they would not otherwise have access to. The topics with the highest interest included leadership development, collaborative decision-making, leadership ethics, and conflict resolution among others. You yourselves have raised the importance of civics education being incorporated and we're taking a really hard look at that on the board. By the way, we also asked them at that time what they thought the top issues were facing Maui County, and overwhelmingly it was housing, overwhelmingly, which says a lot for that age group as well. So, last comment, the board would leverage the funding as we always have from the County with private foundations and private sector including contributions from past fellows. So, I want to give you that reassurance. So, I hope that background helps you with your decision-making on our requested increase. Thank you very much.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Ms. Skog. We have a question from Member Paltin.

COUNCILMEMBER PALTIN: Hi, thank you for your being here today and the work that you do. I just was wondering are there any steps being taken to diversify the folks that are selected to participate in the program?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MS. SKOG: Yes, we always give that a hard look as we look at, you know, who we can admit into the 15 slots that we have every year. The interest in the program is growing. Last year we had the largest number of...with nearly 30 applicants for these seats. So, clearly, very tough decisions have to be made. In...so, we do look at diversity whether it's gender or, you know, backgrounds or whatever it is. It is one of the criteria.

COUNCILMEMBER PALTIN: And would the increase in County funding, does that kapu some seats for County workers?

MS. SKOG: Oh, actually, County government has been in every single class that I can remember. So, which is great because we need that perspective in the mix. There's so much interaction among the fellows in the two or three days every month that they're thrown together. So, we really relish the array of perspectives, and they really learn from each other by interacting with different roles in our community that these groups represent. So, yeah, good question, but yeah.

COUNCILMEMBER PALTIN: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Member Sugimura?

COUNCILMEMBER SUGIMURA: Thank you. Nice seeing you here, Jeanne. Thanks --

MS. SKOG: Thank you.

COUNCILMEMBER SUGIMURA: --for continuing on your good work in your retirement. But I wanted to ask you the County funding, how much do you get in terms of a match from other sources? What percentage is the County --

MS. SKOG: It's --

COUNCILMEMBER SUGIMURA: --funding?

MS. SKOG: --more than a one-to-one, at least based on last year's budget. It's more than one-to-one.

COUNCILMEMBER SUGIMURA: So, like?

MS. SKOG: It was matched by private foundations, private sector, and contributions from the fellows in addition to tuition. We do charge a tuition. So, that...yeah.

COUNCILMEMBER SUGIMURA: Thank you. And I know that you went to Kahoolawe. I heard about it, Kahoolawe --

MS. SKOG: Yes.

COUNCILMEMBER SUGIMURA: --and Legislature to see that process in action. Do you...I think we had some of your Ka Ipu Kukui members here also --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

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MS. SKOG: Yes.

COUNCILMEMBER SUGIMURA: --in the Chambers, and we're so proud to have Tamara Paltin. She's one of your fellows.

MS. SKOG: I think you were in the first...second class, yeah.

COUNCILMEMBER SUGIMURA: So --

MS. SKOG: Yeah.

COUNCILMEMBER SUGIMURA: --anyway, thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo --

MS. SKOG: You're welcome.

CHAIR RAWLINS-FERNANDEZ: --Member --

COUNCILMEMBER SUGIMURA: Thanks for the --

CHAIR RAWLINS-FERNANDEZ: --Sugimura.

COUNCILMEMBER SUGIMURA: --update.

CHAIR RAWLINS-FERNANDEZ: Okay. I have question.

MS. SKOG: Yeah.

CHAIR RAWLINS-FERNANDEZ: I know that you have two participants from Lanai in this last...or you had in the last class. Did you get...did you receive any applicant...applications from residents on Molokai either --

MS. SKOG: We --

CHAIR RAWLINS-FERNANDEZ: --last year or this year?

MS. SKOG: --have made a huge push on Molokai, literally going over there, talking to some, you know, leaders or people we feel that have influence there about helping us get applicants from there. And we have not been successful and we really want to make an even bigger push. So, anything you can do to help would be great. We do make allowances for them to come in or just because travel becomes a challenge. We do make allowances for both Lanai and Molokai to come in earlier so they miss...they don't miss anything. So, any advice you've got would be really appreciated, really, really --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: I'd be happy to work --

MS. SKOG: --appreciated.

CHAIR RAWLINS-FERNANDEZ: --with you folks.

MS. SKOG: Yeah. We do make a point of going over there. One of the halawai is to Molokai. So, we think that's a critical exposure. So, we do at least do that. But yeah, anything you can do would be really appreciated.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo for your testimony this morning, Ms. Skog.

MS. SKOG: You're welcome.

CHAIR RAWLINS-FERNANDEZ: Ms. Matthews? It looks like Mr. Lau would like to testify. Mr. Lau, would you please identify yourself for the record?

MR. LAU: Good morning. Jasee --

CHAIR RAWLINS-FERNANDEZ: Good morning.

MR. LAU: --Lau from Kula. I just...when I first got here to Hawaii, one of the first things I was interested in was the water. And I just wanted to second Tiare Lawrence's comment from yesterday, and she really does care. Okay. See you guys later.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. Lau. Okay. Ms. Matthews?

MS. MATTHEWS: Madam Chair, there's no one else signed up in the Chamber to testify, and we've not been notified of any testifiers at the District Offices.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Okay. Members, if there are no objections, I will now close public testimony.

COUNCILMEMBERS: No objections.

CHAIR RAWLINS-FERNANDEZ: Ola. Public testimony closed.

**. . .END OF PUBLIC TESTIMONY. . .**

**ITEM 1: PROPOSED FISCAL YEAR 2020 BUDGET FOR THE COUNTY  
OF MAUI (CC 19-61)**

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. So, Members, we have a very full day today. We're going to start with...we're going to continue our deliberations and review of the Operations Budget. We're going to follow the same process as the last two days of bringing departments on, asking them the questions that we transmitted via written

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

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correspondence that were...that we didn't receive responses for. And then we'll open it up for Members to ask their questions directly to the departments, and then I'll collect everyone's proposed amendments for that department.

**DEPARTMENT OF POLICE**

CHAIR RAWLINS-FERNANDEZ: So, we have Police and they're here now. And after Police, we'll have Public Works. And then when we return from lunch, we'll have Finance, and Finance will do their presentation of the Certification. Okay. And Police, this Department actually responded to all of our questions. Mahalo nui for responding to all of the Members' questions, Department. The response for PD-7 was received yesterday evening. So, I hope the Members had an opportunity to review. Please let me know if you did not and you would prefer I ask those questions or if there's any particular questions. 'Cause the questions came from Member Paltin and Member Molina. So, are there any objections to me not reading the questions or did you want me to...you can review them? Okay. Okay. Okay. So, since this Department was very diligent in answering all of our written questions, I will open it up to Members to ask their questions directly to the Department. And we'll start this time from Member Kama and then we'll work that way down. Member Kama, are you ready?

COUNCILMEMBER KAMA: Yes, I'm ready. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Ms. Matthews, are you ready? Okay. Perfect. Go ahead, Member Kama. You have the floor.

COUNCILMEMBER KAMA: Thank you. Good morning, all of you. So, I don't know if you've been following but my biggest beef has always been about the measurements and the key activities and how those are measured. But I just want to tell you this morning that I am very happy when I read your activities and the way you do your measurements. And so, just the measurement on Page 493, I thought that the described goals and the measures were well-thought out and one of the best I've seen. So, thank you very much. So, I wanted to start with that. But my question is going back to, and, Members, if you want to follow me, on Page 487, and in your mission and your strategies, and it talks about on the strategy part, training and compliance with accreditation standards. So, I wanted to ask what kind of training is given to your officers when dealing with attempted suicides and/or suicides?

CHAIR RAWLINS-FERNANDEZ: Ms. Matthews, will you stop the clock please? I'm sorry, I didn't get an...I didn't give you an opportunity to introduce yourself first. We have with us Chief Faaumu and...

COUNCILMEMBER KAMA: My apologies.

CHAIR RAWLINS-FERNANDEZ: I'm sorry, and I stopped the clock for you, and then I'll have him respond to your question. And I'm sorry.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

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MR. FAAUMU: Okay. Okay. Thank you, Madam Chair, and good morning. Let --

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. FAAUMU: --me --

CHAIR RAWLINS-FERNANDEZ: You can start the clock again.

MR. FAAUMU: --introduce my team to you.

CHAIR RAWLINS-FERNANDEZ: Oh no, not yet --

MR. FAAUMU: And --

CHAIR RAWLINS-FERNANDEZ: --he is going to introduce the team.

MR. FAAUMU: --the individual on my right is our Business Administrator, Ms. Magonigle, Melissa Magonigle; and in our resources area, we do have Ms. Greer Prince, our Intelligence Research Analyst; and our Accountant II, Ms. Lesley Uemae. And in the gallery, I have a few of my command staff just in case you have any questions or any operational questions. They are readily available to you.

CHAIR RAWLINS-FERNANDEZ: Mahalo nui for...to everyone for coming this morning. Okay. So, you remember Miss...Member Kama's question, yeah? Okay. Ready? We'll start the clock again. Go ahead.

MR. FAAUMU: Okay. Thank you, Madam Chair. Responding to Councilmember Kama's questions, the training that our officers go through, we do have crisis intervention training that allow us to deal with those that have...mentally challenged. And through the training that we provide to our officers, it allows us to approach the individual in a different manner, which is contrast to what we train our officers in the academy. We do have that. And we also have our negotiators in case there is a standoff. We have negotiators that train in that area in case of a barricaded individual. We also have peer support, the Maui Police Department offer training to anybody that are willing to volunteer their time by providing special training to assist not only the public but also members of our Department. Thank you, Chair.

COUNCILMEMBER KAMA: Thank you, Chief. So, another question. I was trying to...do...so, is crisis prevention...intervention in your budget?

CHAIR RAWLINS-FERNANDEZ: Chief, please feel free to respond freely.

MR. FAAUMU: Okay. Thank you, Chair. Crisis...your question is crisis intervention --

COUNCILMEMBER KAMA: Yeah, is there --

MR. FAAUMU: --training?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER KAMA: --training in your budget?

MR. FAAUMU: It is part on...of the Administration. It is in the Administration Program. And we set aside money for that purpose. And our goal is to train all our officers. We just had a graduate a couple weeks ago, folks that attend a 40 hours. Okay. Thank you.

COUNCILMEMBER KAMA: So, can I...so, what is the cost for like...you mentioned that you train your officers but there's also opportunity for other people to get that kind of training too? The public if they needed that kind of...

MR. FAAUMU: Training. Chair, if I may, I will answer the first portion of your questions and I can defer to my --

UNIDENTIFIED SPEAKER: Okay.

MR. FAAUMU: --Business Administrator.

COUNCILMEMBER KAMA: Thank you.

MR. FAAUMU: But yes, we do allow others in the community to be a part of this training 'cause we believe working collaboratively with the community will give us what we refer to as more people out there --

COUNCILMEMBER KAMA: Yeah.

MR. FAAUMU: --more eyes and ears will help --

COUNCILMEMBER KAMA: Yeah.

MR. FAAUMU: --make our --

COUNCILMEMBER KAMA: Yeah.

MR. FAAUMU: --community safe. As far as the numbers and the cost to the Department, I can refer to Ms. Melissa Magonigle.

COUNCILMEMBER KAMA: Okay. Thank you. Thank you, Melissa.

MS. MAGONIGLE: Good morning, Councilmember.

COUNCILMEMBER KAMA: Good morning.

MS. MAGONIGLE: In regards to the CIT training, all training, the funds are all included in the Administration Program as the Chief mentioned, it's all lumped up. We could separate it out where we can get the specific cost for the CIT program. As far as the

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

peer support, that's an all-volunteer. There's no monetary cost associated with that. We also have the MPD chaplains. Again, all voluntary, no cost associated. We did...regarding suicide prevention, we did send an officer to Oahu as a train the trainer. So, it is something that we are looking at implementing in the Department. So, two officers did go get trained and then they're going to come back and train the rest of the officers. So, that was minimal cost as well.

COUNCILMEMBER KAMA: I just brought that up because there...since 2015, suicides have doubled and it seems to be going up. And I just trying to figure out what's going on and how can we look at whatever data we have available to be able to...and so, at least having the officers trained at least is helpful. I think it makes me feel very much at ease. So, thank you very much, Chair. Thank you, Chief. That's all.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama. Member Sugimura?

COUNCILMEMBER SUGIMURA: Thank you. Thank you, Chief, for being here and, everybody. I just want to say of course, it's the MPD, 'cause they're so disciplined that they probably answered all the questions and made an effort, right, to meet...thank you. I did visit your station, and I appreciate the meetings that I had with your, you know, individual divisions in the Wailuku Station. And this might be a little bit on the CIP side but you do talk about CBS-1010, which is the repaving of the Wailuku Station parking lot. And I...it brings to mind what kind of need there may be to do that. And it looks like it needs to be done. It looks like there's a lot of roots that are growing and I wonder if there's safety issues that you're concerned of or if you can talk about it? You did answer it in PD-4. So, appreciate it.

CHAIR RAWLINS-FERNANDEZ: Member Sugimura, we're going to take up CIPs on the 22<sup>nd</sup>.

COUNCILMEMBER SUGIMURA: Okay. So, we can't --

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SUGIMURA: --talk about it? Okay. I thought --

CHAIR RAWLINS-FERNANDEZ: Operations.

COUNCILMEMBER SUGIMURA: --we could talk about it from a Operation's standpoint of safety. But the other thing that is a personal Upcountry issue was we talked about last term of developing the new Upcountry beat because...and if you could talk about the district or the beat that takes care of Upcountry now and what the status of that is in terms of your operations?

CHAIR RAWLINS-FERNANDEZ: Chief?

MR. FAAUMU: Thank you, Chair. Thank you for bringing that questions up. I know it's always a concern for you. And Upcountry is big, pretty much compared to other districts. So, what we had done, we looked at the...we did a workload assessment and

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

we asked at the last...this past Budget for an expansion position of an additional beat for Upcountry. So, what we came up with based on our workload assessment, the Upcountry beat, the additional to the fifth individuals that patrol Upcountry, no, I'm sorry that's the fourth individual that patrol Upcountry now making it five individual that patrol Upcountry, and they will be...the additional beat will be between Central Maui, Kahului area, and Upcountry. We find there...that's where the gap is and we will implement or create the beat to address those issue. So, the question is where are we with that? I want to thank the current Administration for looking at our reorganizational chart, the proposal we made, and we got approval for the additional beat. And now what the Department is doing is redesign the geographic area of our districts to embed the districts in there and also the backside of the house where the call signs, the mapping, and allowing our dispatchers to include that in their as far as assignment and add it to our computer-aid dispatch. Madam Chair, if I may ask my Analyst if she wants to add a few comments to what I had put out?

CHAIR RAWLINS-FERNANDEZ: Absolutely.

COUNCILMEMBER SUGIMURA: Fast.

MS. PRINCE: Good morning--oh, a little loud--we have so far created the new beat. What we did was take the Pukalani-Makawao beat that is in existence now and we split it. And so, Makawao is one beat, Pukalani, and then coming down the highway is the other beat. And we've created it in our computer-aided dispatch. So, we've done the internal process. And now we're in the process of rewriting our general order, which describes the split geographically and then we will staff. So, we will start scheduling and staffing once we put our reorganization and have the beat. So, we're about halfway there.

COUNCILMEMBER SUGIMURA: So, Chair, if I could continue then, did you need...you have the number of...I remember we used your open positions or your vacant positions to fill this beat. So, you're fine as far as everything you need to make this happen? You're in motion? That's my concern for this --

MR. FAAUMU: Yeah.

COUNCILMEMBER SUGIMURA: --Budget.

MS. MAGONIGLE: Yes, thank you. We were...last year, we were approved for six E/Ps for this. Two were funded, four were unfunded. So, we are requesting for the additional amount for the four positions to be funded in this Budget.

COUNCILMEMBER SUGIMURA: Yes. Okay. And one last thing then is your Cadet Program, could you expand it and do you...are...'cause this is going to be future officers, which we need to fill our...the Police Department. So, how is that going? And do you need any assistance with that? I support you on your efforts for this innovation. So, thanks.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MR. FAAUMU: All right. Chair?

COUNCILMEMBER SUGIMURA: Go ahead.

MR. FAAUMU: Yeah.

CHAIR RAWLINS-FERNANDEZ: Chief?

MR. FAAUMU: Okay. Thank you, Chair. The Cadet Program, it was a program that the Department had back in the '90s. And due to the recessions, I guess one of the program we cut. So, what we are doing now is bringing back the program. And what we had seen if I may, Madam Chair, I'm just going to go over a little background of it why we are reintroducing the program is we realized from our community, we have some of our children attend college and somewhere in college between the age of 20 and 21, they want to be a police officer. But things happen and prevent them from being a police officer. So, we wanted to bring the program back. And basically, the first goal is to let them know if you...this is what you want to be, a police officers, this is the narrow winding road or path that you need to follow. We work with them. We help them as they go through schools. I want to thank this current Administration for allowing us 16 position. In the past, most of our cadets will report to our Central Maui, the Wailuku Station. But what we are doing now is we're going to take the 16 position and put it out...

CHAIR RAWLINS-FERNANDEZ: You can finish.

MR. FAAUMU: Again, take the 16 position and put it out and to the other districts such as Hana, Molokai, and Lanai. So, if you have students that graduate from high school who wants to be a police officer, they can report to the district. We're going to establish a curriculum and it's going to manage by our Community Relations Section.

COUNCILMEMBER SUGIMURA: Okay. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura.

COUNCILMEMBER SUGIMURA: Thank you for letting me go over my seven minutes.

CHAIR RAWLINS-FERNANDEZ: Of course.

COUNCILMEMBER SUGIMURA: But then you don't need anything for this, you're fine then, for the Cadet Program?

MR. FAAUMU: It's in our budget and --

COUNCILMEMBER SUGIMURA: Okay.

MR. FAAUMU: --hopefully, you --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER SUGIMURA: Okay.

MR. FAAUMU: --approve that.

COUNCILMEMBER SUGIMURA: Thank you. Thank you. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. And, Chief Faaumu, we're testing out this new process because we're...we have a tight time restriction. And so, I'm giving each Member seven minutes to ask their questions and get their responses. And so, please respond to them freely. I don't want to take up their time by giving you permission to respond to them. So, yeah.

MR. FAAUMU: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief. Member Paltin, are you ready?

COUNCILMEMBER PALTIN: Ready.

CHAIR RAWLINS-FERNANDEZ: All right. The floor is yours.

COUNCILMEMBER PALTIN: I got two main issues. And I'm not trying to be like accusatory 'cause I just don't know. So, if you could explain it to me. You know, when we went around the County and especially the rural areas have hard time with like crystal meth like that, that we have to invest in this substance abuse programs and like that. So, I just was wondering is there like a plan to address like the dealing of crystal meth especially in rural areas where everyone know each other and if we can just, you know, cut out the supplier or something like that? And I mean not only the rural areas, everywhere, but it might be more hard in the non-rural areas. But I would think it would be easier in the rural areas. So, just was wondering like if you had a strategic plan to deal with that?

CHAIR RAWLINS-FERNANDEZ: Chief?

MR. FAAUMU: Thank you, Chair. To respond to your questions, I think it was something that Councilmember Tasha brought up is we are addressing suicide. And we are training all...we train others in the community is we refer to it as force multiplier. So, where I'm going with it now as, you know, the Statute, the Hawaii Revised Statute, limit our policing to within the County. So, we are working collaboratively with our Federal government to address those issue. Our Vice Division and our Criminal Investigative Division are working as task force officers with the Federal government. They address midlevel to higher-level drug organizations. They work together and they address those issues. Having our officers be task force members will allow us by law to do follow up outside of County of Maui. So, what are we doing with folks that in your neighborhood, you know? Sometimes we receive calls from you. We send...we...even from the Mayor's Office. What we're also doing now to address those issue is we have a special unit in our Patrol Division, our Crime Reduction Unit, that address those area. And they are deployed based on the complaint and the statistics

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

we receive. We also empower our police officers to continue or do more investigative into these areas in their...on their beats. And we are fortunate that we have former narcotic officers are now first-line supervisors and lieutenants. So, they groom these individual to conduct these special investigation addressing those issue in the community. So, we believe it's a win-win situation. It makes our Department well-rounded. And we address the issues from the community pertaining to the drug house around their neighborhood and also the suppliers as you mentioned are coming over. We work side by side with our Federal government, our counterpart.

COUNCILMEMBER PALTIN: Okay.

MR. FAAUMU: Thank you.

COUNCILMEMBER PALTIN: And my second concern, it might not be accurate but I went through the Personnel Director's vacancies. And whether it's Support Service, Investigative Service, or Uniformed Service, there is like 88 vacancies that you have in your...under the Police?

MR. FAAUMU: Madam Chair, if I can defer that to Ms. Magonigle?

CHAIR RAWLINS-FERNANDEZ: Yes.

MS. MAGONIGLE: Thank you, Councilmember. Based on the last report from DPS pulled in March, we have 56 --

COUNCILMEMBER LEE: Could you speak into --

MS. MAGONIGLE: --vacancies --

COUNCILMEMBER LEE: --the mic?

MS. MAGONIGLE: --total.

COUNCILMEMBER LEE: Could you speak --

MS. MAGONIGLE: I'm not --

COUNCILMEMBER LEE: --into the mic?

MS. MAGONIGLE: --sure...oh, sorry. Based on vacancy report I have from DPS, 57 [sic] vacancies.

COUNCILMEMBER PALTIN: And...

MS. MAGONIGLE: I'm not sure what the 88 or --

COUNCILMEMBER PALTIN: Oh...

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MS. MAGONIGLE: --what report...

COUNCILMEMBER PALTIN: So, my...do you think Support Services maybe?

MS. MAGONIGLE: I'm sorry...I...that's just for sworn is 57 [sic]. And then we do have dispatcher vacancies. So, we'll have I'm sorry, 56 sworn vacancies, 18 for dispatchers, and then another nine for non-sworn, I guess non-dispatchers.

COUNCILMEMBER PALTIN: And what are you guys trying...some of them say like NRF. So, are you going to still have those positions or...

MS. MAGONIGLE: Yes. I have a breakdown and I can provide that in writing. So, I'll just give the breakdown now. We have three captain positions. They're doing interviews today to fill those captain positions. We have three lieutenant positions that are listed but they were just recently filled but with effective dates that are after the report was pulled. We have ten, well, five sergeant, five detective positions. And then we also have 53 PO II positions. So, that...the PO II are the ones that we're really working on the recruiting efforts. Same with the dispatchers, we have two supervisor dispatcher positions and 18 ESD positions open. With the other ones, we also have...we've hired some people too but the effective dates are after the vacancy report was pulled. So, we have 21 conditional offers for police officers. We have four for the ESDs also but with hire dates that are past the report being pulled.

COUNCILMEMBER PALTIN: Is it normal to have like...when this was pulled have such a big amount or it just was timing?

MS. MAGONIGLE: It all depends. We have conditional offers. So, because it's continuous recruitment, we'll have the offers out but then as it goes through the process between the agility test, the polygraph, the psychological, it kind of drops along the way. But recruitment and vacancies is an area we're definitely working on.

COUNCILMEMBER PALTIN: Is it affecting your overall ability to provide services?

MS. MAGONIGLE: Not...I don't know if you want to answer but go ahead.

MR. FAAUMU: Thank you, Chair, allowing me to jump in. The...no, it does not affect our...the service that we provided 'cause we are mandated by collective bargaining to have so many officers out on the field. And even no with collective bargaining as far as our dispatchers, we do...what we do is we look at the frontline and then look at the percentage of the manpower in there, and if they are short, we pull from our support unit to fulfill that, and then we look at our program, what...where we are with our program. Some of the program that we can either set it aside and also look at some of the program that maybe we're going to use instead of police officers, we use civilian for that purpose. And the last thing, Madam Chair, if I may add on to is what we're also doing now is we are looking at allowing Maui County to recruit from active members of the Police Department nationwide, and we're looking at an academy where when they

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

come in instead of going through the full academy, they can go through a modified academy. But the service provided to the community I reassure you that it does not affect.

COUNCILMEMBER PALTIN: And the money leftover goes to the General Fund when you don't use it 'cause of the vacancies?

MR. FAAUMU: Yes. And then sometimes it help cover some of the premium pay. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Member Lee?

COUNCILMEMBER LEE: Thank you, Madam Chair. Hi, Chief and staff. Okay. I too had the opportunity to visit the Police Station, the Wailuku Police Station, a few weeks ago. And I was very impressed speaking with all your officers but funny the one person who really was to me the most engaging and enthusiastic was the guy in charge of your motor pool. I think his name is Trent Matsumoto. Is he here?

MR. FAAUMU: Yes, Madam Chair.

COUNCILMEMBER LEE: Oh, okay. I don't want to embarrass you, Trent, but I believe you told me he has two part-time people helping him, and then he's the only full-time person. Well anyway, the point is I was looking really hard to see if you're adding any positions in the motor pool and I don't see it. Did I miss it?

MS. MAGONIGLE: Thank you, Councilmember. We did request for a mechanic and we also requested for an Office Operations Assistant for that area but neither one of those requests made it to this floor.

COUNCILMEMBER LEE: A mechanic and a what?

MS. MAGONIGLE: And an OOA, an Office Operations Clerical Assistant to help with the requisitions, the maintenance logs, the clerical duties --

COUNCILMEMBER LEE: Okay.

MS. MAGONIGLE: --of the section.

COUNCILMEMBER LEE: Okay. Thank you. That's good information. 'Cause I generally don't get involved with personnel as a rule, just try and steer the bigger picture items. But then again here we go back in the weeds, there was a incident at the Kihei Station. Oh, I don't know if it was last year but within the last few months I believe. And this person, homeless person, became seriously ill and a lot of it...a lot of the errors, it seemed to be caused by the station being short-handed. So, have you...

CHAIR RAWLINS-FERNANDEZ: Member Lee?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER LEE: Oh. Okay.

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

COUNCILMEMBER LEE: I guess I'm...Corp. Counsel is motioning me not to talk about it. So, I will talk about something else. Okay. So...

CHAIR RAWLINS-FERNANDEZ: Well, you can ask if the...I think if that short staff issue...

COUNCILMEMBER LEE: Problem has been resolved?

UNIDENTIFIED SPEAKER: ...*(inaudible)*...

CHAIR RAWLINS-FERNANDEZ: No can. Oh, no can. Sorry.

COUNCILMEMBER LEE: Okay. All right.

CHAIR RAWLINS-FERNANDEZ: Okay. Next question.

COUNCILMEMBER LEE: Moving on to the...my final issue is, you know, oftentimes 'cause I deal with a lot of people coming out of jail, reintegrating into the community, and, you know, after all the programs they go through and serving time, et cetera, right after they come out, they're charged again. I mean isn't there any kind of coordination between prosecutors, courts, and the police? Why does this happen and it often...it happens pretty frequently.

CHAIR RAWLINS-FERNANDEZ: Chief?

MR. FAAUMU: Thank you, Chair. That is a good questions and sometimes I, myself, ask that questions, what happened? We do have programs in our facilities, I'm referring to the State facility, the correctional facility, do reintegrate these folks into our community. The best answer that I came up with is all personal choices on these individuals. You know, sometimes as they go through the reintegration, things look rosy once you come out from it, from the facility, but when...once you get into the community, there are other issues in there that might not covered by the...what they go through in the facility. Maybe a halfway house or something, you know. Again, it is something outside of my area of responsibility but, you know, to at least allow these folks to again, keep working with the community.

COUNCILMEMBER LEE: Okay. Chief, Chief, this is a case where they just come out of jail. They haven't done any more crimes yet and they get charged with an older crime --

MR. FAAUMU: Oh.

COUNCILMEMBER LEE: --you know, an older charge comes up. And I'm thinking, why...do you folks work off of the same computer system or does everybody have a separate

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

system so you don't know that this guy was in jail already and served his time and now he's coming out and now you're giving him a new charge?

MR. FAAUMU: Well, we do work very closely with the Judiciary system and the correctional facility. Sometimes they are in there for one case and then another case is still investigated. And prior to release or if they are released, this case is going through the system, the Judiciary system, and then the Police get notified and a warrant of arrest come out to the...for us to handle. But it's not a matter of not working with the other agencies. Sometimes the way the cases are going through the system, you know. And when it gets to us whether it's through a bench warrant or something, we will act on it.

COUNCILMEMBER LEE: So, who would be the best person for me to talk to about this because we have an overcrowded prison, yeah, a jail? And so, this guy is ready to come out and now he has to go back in again, you know. So, if there was some coordination going on, he could have served, you know, he could have had time served or something like that. So, would it...is it the courts or is the Prosecuting Attorney or who is it?

MR. FAAUMU: I thank you for bringing this subject up. I think I can't say maybe the Prosecutor or the court. I think it's a group of us, a hui, working together, the Police, the prosecutors, the Judiciary system, and the defense counsel.

COUNCILMEMBER LEE: All right. Thank you, Chief. I'll be in touch.

MR. FAAUMU: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Member Molina?

COUNCILMEMBER MOLINA: Yeah, thank you very much, Madam Chair. And good morning, Chief, and thank you very much for being here, always a pleasure to see you here. And thank you for responding to my April 3<sup>rd</sup> letter, which you sent a response back on April 9<sup>th</sup>. Members, if you want to...information just for your FYI. You provided some very thorough responses to those questions, which included questions about the use of overtime and about your request for expansion positions that will be I guess part of it, I guess the eight personnel will be used as cadets for 19 hours a week and you provided a very detailed description of their responsibilities. So, thank you for that. I just have a couple of questions, some general ones. Members, for your information, it's in your Budget Details, Pages 15-15, under Uniformed Patrol Services Program, Page 511 in your Program Budget. Chief, this relates to the Paia-Haiku Patrol. They currently use the Paia Community Center as a base or office. Is there a need as of now for a larger facility? 'Cause I guess that side of the County is growing, you know, the Haiku area, North Shore area. Any thoughts on looking at a larger facility someday?

CHAIR RAWLINS-FERNANDEZ: Chief?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MR. FAAUMU: Thank you, Chair. And thank you, Councilmember, for bringing that up. Looking at the Maui Police Department five-year plan, there is a plan for Upcountry where we have Upcountry and separate them as a district of itself, you know, very similar to what we did with Kihei. Kihei used to come out of the Central but now they have their own. And Upcountry, we are looking at the same thing. We're fully aware that Central Maui is metropolitan and we have that committee addressing those issues. We like to engage or be a part of the dialogue as we go along with it. 'Cause as the community grow, there is the need for Police service. And it's not we're trying to arrest our way out but sometimes we have challenges in our community that requires more personnel to address those issues. But yes, it is in our five-year plan to have an Upcountry district.

COUNCILMEMBER MOLINA: Good. Thank you. And my next question is, Members, for your information, it's in in your Budget Details 15-71, related to Technical and Support Service Program, \$175,000. This was, I guess it's not an expansion request but last year, this relates to the body cameras, the body-worn camera. As far as the data, where is the data stored and can it be accessed by the public? I mean unless is that classified information or is that...can you share that information openly?

MR. FAAUMU: Madam Chair, if I can defer to my Analyst to respond if that's okay?

COUNCILMEMBER MOLINA: Yeah, thank you.

CHAIR RAWLINS-FERNANDEZ: Absolutely.

MS. PRINCE: Our body --

MR. FAAUMU: Thank you.

MS. PRINCE: --worn camera data is on the Cloud. We keep it --

COUNCILMEMBER MOLINA: Okay.

MS. PRINCE: --externally. It's accessible. Right now, we have a committee of three people, a lieutenant, a sergeant, and myself that access the body-worn camera video and issue it when appropriate to the prosecutors or to defense attorneys or where ever it needs to go, Corporation Counsel. And then the person whose body camera video...the person who's wearing the camera, they can always access their own video. And then within our own Department, the supervisors, Internal Affairs, the Office of the Chief, may also request an access the body-worn camera data.

COUNCILMEMBER MOLINA: Okay. Thank you. And just lastly, just for Makawao Town area, I recall years ago, well, I guess recently too, you had a community police officer. What is the update on that? I know for a time you had to pull that officer to go on to the regular beat. What...do you have a status on that?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MR. FAAUMU: Chair, thank you. It's...if it's possible, let the...let me review my personnel deployment and I can respond in writing --

COUNCILMEMBER MOLINA: Yeah.

MR. FAAUMU: --to you.

COUNCILMEMBER MOLINA: No problem, Chief. Yeah, thank you. Sorry, I know that was kind of a curveball question. It's...I just kinda thought of that one. So, anyway, but yeah, I just wanted to know 'cause some community members had asked about it, so. But thank you very much for the responses, Chief.

MR. FAAUMU: Madam Chair --

COUNCILMEMBER MOLINA: Thank you, Madam Chair.

MR. FAAUMU: --if I can just a quick respond and we will respond to you in writing. Due to the manpower shortages, what we do is we divide our community police officers into sectors and in districts. So, Makawao falls under the Upcountry. We do have three police officers assigned to the Upcountry area to handle the whole Upcountry. But the more detail, I can put it in writing and respond to you.

COUNCILMEMBER MOLINA: Okay.

MR. FAAUMU: Thank you, Chair.

COUNCILMEMBER MOLINA: All right. Thank you, Chief. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Members, it's 10:37. Would Members prefer to finish up this portion of our process and then take our morning break or morning break now?

UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Okay. Continue and finish. Okay. Okay. Ready, Member Sinenci?

COUNCILMEMBER SINENCI: Thank you, Chair. I just got a couple questions. Mahalo, Chief, for being here this morning and your staff. My first question, do you still have the D.A.R.E. Program in the schools?

MR. FAAUMU: Thank you, Chair. Yes, we do have that. And we had a recent graduate this past couple weeks.

CHAIR RAWLINS-FERNANDEZ: I want to add to that, Member Sinenci. We just received PD-7, and it has --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER SINENCI: PD-7.

CHAIR RAWLINS-FERNANDEZ: --some additional details on the D.A.R.E. Program.

COUNCILMEMBER SINENCI: Oh, thank you.

CHAIR RAWLINS-FERNANDEZ: Yeah, we just got it yesterday.

COUNCILMEMBER SINENCI: Thank you, Chair. And on Page 505, does that come under, I see there's Drug Enforcement Agency, 51,000, and the High Intensity Drug Trafficking Areas, 150,000. Does any of those funding goes towards education and prevention measures?

MR. FAAUMU: Thank you, Chair. Yes, the HIDTA Grant, that 150 as you're referring..50,000 [sic], as you refer to, part of it is for prevention. In fact HIDTA is the only program that support the D.A.R.E. throughout the State. The Federal government has discontinued providing funding for it. But the HIDTA, even though it's a Federal program, provide funding for that purpose. Thank you, Chair.

COUNCILMEMBER SINENCI: Thank you. Thank you for that answer. And then under...for continuing on drug, addressing drug abuse, is there any data on the use and distribution of newer and synthetic drugs including different types of opiates?

MR. FAAUMU: Chair, if I may, with your approval, defer that questions and we can respond in writing to --

COUNCILMEMBER SINENCI: Okay.

MR. FAAUMU: --Councilmember?

COUNCILMEMBER SINENCI: Sure.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief.

COUNCILMEMBER SINENCI: Thank you. Thank you, Chief.

MR. FAAUMU: Thank you, Chair.

COUNCILMEMBER SINENCI: And my last question is, you know, we've seen more visitors driving to the east side of Maui and many of them are foreign visitors. And so, our concerns were that they were driving and we just wanted to see some data between if there has been any, a spike in traffic violations from our visitors. And since some of them are foreign drivers, you know, it's always a hard time to go collect on them, you know, they're from other countries. And how effective are we as in, you know, pursuing those, you know, collecting on those violations from our foreign visitors?

CHAIR RAWLINS-FERNANDEZ: Chief?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MR. FAAUMU: Okay. Thank you, Chair. Councilmember Sinenci, I believe you folks are doing a great job out there. You have heavenly Hana and a lot of folks wants to visit your site. And in response to your questions, yes, we do have some issues more in the parking area. You know, you have a beautiful site out there, beautiful country, and sometimes folks just decided to park in the middle of the road, and which create a feud between the local residents and the visitors. But we do address those issue. We have the districts of Hana patrolled up to the boundary and we also have our Central Maui officers respond, and they do address those issue. Our Commander in Hana work very closely with your community, addressing their concern, you know, as these folks go back and forth to Central Maui to work. And as far out of the citations that we issue, that goes to the State. I don't have any money out of that one. But I think the increase in visitors is due to the good work of your folks from Hana, and we're doing our part to make sure that the visitors and the residents will have a happy ending, and they can...the traffic can flow smoothly, and we address...we are addressing your concern, and we work very closely with the Department of Transportation in the State level.

COUNCILMEMBER SINENCI: Thank you. Thank you, Chair. I appreciate that. Thank you, Chief.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Okay. My turn. Okay. On...in the Budget Details, on Page 15-8, would you please provide additional details on how the Gun Allowance for 368,500...six...3,600 [sic] and 8,000 [sic] dollars be used? Is that to purchase new guns? Is it to replace old guns? Chief?

MR. FAAUMU: Okay. Thank you, Chair. The numbers you were looking at is the collective bargaining agreement. And it is for the officers to maintain their firearm and also to maintain their firearm. And if they need to purchase new firearm that's what that money for. I'm not sure if that's what we are looking at.

CHAIR RAWLINS-FERNANDEZ: Okay. And the entire amount is usually used in the year?

MR. FAAUMU: Chair, if I can defer to my Business Administrator?

CHAIR RAWLINS-FERNANDEZ: Okay. Ms. Magonigle?

MS. MAGONIGLE: Okay. Good morning, Chair.

CHAIR RAWLINS-FERNANDEZ: Good morning.

MS. MAGONIGLE: Yeah, the gun allowance is contractual. So, each officer is allotted \$1,000 per year. So, \$500 is given July 1<sup>st</sup>, the other 500, January 1<sup>st</sup>. And it is contractual. It was recently increased due to the collective bargaining agreement. It used to be \$500 a year. And then it recently went up to a 1,000 a year. Thank you.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Mahalo, Ms. Magonigle. Okay. On Page 505, for the Drug Enforcement Agency, US Department of Justice Grant, would you please explain what that \$51,000 is used toward?

MR. FAAUMU: Okay. Yes, thank you, Chair. That is a grant from DEA, Drug Enforcement Agency, and we use that. During the time when I was out on the field, we do it for green harvest. And as you know, with the medicinal marijuana in place, we use most of that money to work side by side with the Department of Health to address more in compliance and also do investigation. As you all know now, we do have some other States that marijuana is a...they can have it and...so, we also use that money to do interdiction through our couriers of, you know, FedEx, UPS, and the Postal Service. But during the...my days, we use it for green harvest but now it's more for investigation and addressing other issue related to marijuana.

CHAIR RAWLINS-FERNANDEZ: So, is that toward salaries or to services?

MR. FAAUMU: They do allow us to purchase equipment with it and also pay for premium pay.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Mahalo. On Page 498, under Training Grants, I see that it's zero. Would you be able to explain where else in the Budget the expense for training can be found? Like how much money is allocated toward training?

MR. FAAUMU: Chair, if it's okay with you, I can have my Business Administrator, Ms. Magonigle, respond. I can defer to her.

MS. MAGONIGLE: Good morning, Chair --

CHAIR RAWLINS-FERNANDEZ: Ms. Magonigle?

MS. MAGONIGLE: --again. All the training, all the funds for training in the Budget are all in Administration. And I'm sorry, I will try to find the page number for you. And if not, I can reply in writing. But all funds for training are all lumped into the Administration Program.

CHAIR RAWLINS-FERNANDEZ: Oh, okay. So, it's not separated out. It's all together in Administration?

MS. MAGONIGLE: Yes, Chair.

CHAIR RAWLINS-FERNANDEZ: Oh, got it. Okay. Thank you. Yeah, I'd appreciate that amount. I think Member Kama would also appreciate knowing how much training and what different types of training amount that is going toward the different types of training if --

MS. MAGONIGLE: Okay.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: --you have that information?

MS. MAGONIGLE: Yes, Chair. Just for reference, it is on Page 15-7 on the Budget Details. And...but I still can provide the details on...in writing for you.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Okay. And I guess do you know if, or do you have that...if you have that information in front of you now, does part of that training include like strengthening our police officers like sensitivity and working toward reducing like mass incarceration and just criminal justice reform?

MR. FAAUMU: Thank you, Chair. The training, what we also look at is to address those areas that you're concerned about is the wellness, the health and wellness of our officers. And also, we look at the sensitivity. We do have de-escalation training that is provided to police officers as we address the need of the community. And the training again is reviewed by our training folks and everything that we bring as you all know that the Department is a accredit organization, and it must meet the need or the requirement based on standard of training that we need to put out to our officers. But we address those concern that you have.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief. And lastly, I just...I wanted to thank you for expanding services on Molokai to include bike patrol in Kaunakakai. It's something that our community was interested in and put into the community plan. So, I appreciate you recognizing that and expanding. Mahalo for responding to my questions. I'd like to recognize Councilmember Riki Hokama has joined us. Member Hokama, would you like to ask the Department questions at this time?

COUNCILMEMBER HOKAMA: Thank you, Chair. I appreciate you offering me this opportunity with the Department. I would ask...I don't want to repeat anything that my colleagues may have already queried the Chief and the Department. So, has anyone discussed or questioned the request of replacement vehicles?

CHAIR RAWLINS-FERNANDEZ: I believe that was responded to in one of the...

COUNCILMEMBER HOKAMA: I read the response that...

CHAIR RAWLINS-FERNANDEZ: Oh, okay. It wasn't sufficient.

COUNCILMEMBER HOKAMA: To Ms. King's --

CHAIR RAWLINS-FERNANDEZ: No?

COUNCILMEMBER HOKAMA: --request but I'm kinda befuddled by the response, yeah.

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER HOKAMA: So, if I...if you would allow me then that would be my area of question for the Chief at this time?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Okay. Perfect. That hasn't been asked. Chief?

COUNCILMEMBER HOKAMA: Okay. Chief, I read your response to the Committee's query on behalf of Ms. King about the replacement. We do know you asked for 100 vehicles...104 vehicles. And I read your response. So, I'm wondering in your RFPs for proposals, you talked about the Dodge Charger, the Ford hybrid sedan, as well as the Capri's, and why it's better than the Old Crown Victoria's. But you mentioned physical constraints of the models that are being offered the Department for consideration. So, one, why don't you change the RFP requirements and to still meet the needs and yet look at what other manufacturers may provide the Department?

CHAIR RAWLINS-FERNANDEZ: Chief?

MR. FAAUMU: Thank you, Chair. And thank you for that questions, Councilmember Hokama. Again, as you're fully aware, Maui County is the only county in our State that do not practice subsidized vehicles. As we go through every year, we look at what is the best vehicles used by department nationwide, and we also look at the terrain of our community, the, you know, we do have areas and that we need to address. And as far as the specs for the vehicles, a lot of it is also based on collective bargaining as we meet and they...we agreed as far as wheelbase and what type of vehicles that we need to use. But we do take your concern into consideration. We do explore hybrid vehicles maybe in the area and even electrical vehicles. We do take that into consideration in our decision-making but sometimes contractual come into play as part of our decision-making. I hope that answer your questions.

COUNCILMEMBER HOKAMA: I...you know, the Council has always supported a smart rotational replacement program. 'Cause like me, I don't want to just fund one whole replacement at one crack. I'm not ready to go to that level of funding option. But I can tell you yesterday I listened well to your counterpart, the Chief of Big Island, 'cause he has a very big, big area to protect and maintain, and his unique way of addressing his department needs for the island of Hawaii. So, I would say I'm very supportive because for Lanai I can live without sedans there. Yeah, I think SUV is the vehicle to go with Lanai. And saying that I appreciate because I am open to certain districts being allowed to have County-subsidized funding support for other options of providing the appropriate vehicle whether it be personal-owned vehicles of the officer or not. 'Cause Honolulu still does personal vehicles, City and County, that if it makes sense for us, then I'm happy to make those adjustments because we're a very unique County. We have multiple islands. And like I said for Lanai, I can live with SUVs and do without sedans. I think that fits our need a lot better because you know the terrain. There's a lot of off-road conditions than on-road conditions for our island. So, I say that. And so, I just want to say I'm open, Chief, yeah. I'm not closed to your request but I would like to know if your team can come with possible variations how to address your Department needs but make it more relevant to the district that it's serving. So, I'll just say it in that way, Chief. I have another question but I'm happy to allow you to have the other Members have their opportunity, Chair.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Everyone had an opportunity to ask their --

COUNCILMEMBER HOKAMA: Oh, okay.

CHAIR RAWLINS-FERNANDEZ: --questions.

COUNCILMEMBER HOKAMA: Great. Thank you.

CHAIR RAWLINS-FERNANDEZ: All you.

COUNCILMEMBER HOKAMA: Thank you, thank you. And I know that you're planning to take a break after this. So, I understand the Committee's need to take a break. The other area, Chief, that I wanted to bring up with you is also as it regards to your Budget Program. Can you tell us where your contract is currently with the State? Are we still in negotiations or are we just going to head to arbitration? If you can speak on it in general terms. I understand there's unique details that we shouldn't be talking about openly at this time. But do you have a sense of where we're going and whether or not it will be able for us to plug in a smart number for this Committee or we're going to have to do our best guesstimate? I'm just trying to see how we're going to...again, as we work toward concluding the Budget process and getting more definite numbers, if you can give us appropriate comments, Chief, if I can put it that way.

CHAIR RAWLINS-FERNANDEZ: Chief?

MR. FAAUMU: Thank you, Chair. As far as the contract, SHOPO, we do have a contract. They work out all the details and it's...so, we have it for four years. And anyway, 'cause...so, the numbers are all in place as far as base pay and the benefits. Your line of questioning is, Chair, if I may, are you alluding to as...to vehicles as far --

COUNCILMEMBER HOKAMA: More --

MR. FAAUMU: --as...

COUNCILMEMBER HOKAMA: --about is there something that you can share with us at this time, again, we're in...on the table with a lot of units, and I know we're going to have a Fire proposal very soon, so, I'm just wondering where your men and women and your Department is in contracts?

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

MS. YOSHIMURA: Chair? The last SHOPO contract was a four-year contract. So, that one will run through June 30, 2021. So, for Fiscal Year 2020, they will be in their third year of the contract.

COUNCILMEMBER HOKAMA: Right.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MS. YOSHIMURA: And all of the cost items have been addressed in the Fiscal 2020 Budget.

COUNCILMEMBER HOKAMA: Okay. Because...and I just bring it up because I know that for Fire, one of the...two points of the consideration that we are going to make a decision on, I have some concerns that I wasn't anticipating to potentially fund. So, I'll just say it that way and . . .*(inaudible)*. . . But I have one last quick question, Chief. The State for whatever reason, whether it's harbor or airports, likes to use the word police. I cannot tell you how many people complain to me about harbor police and airport police, and I keep telling them they are not County employees. But our residents see the word police. Is there something you can help us with? Because I'm tired of fielding calls about complaints about the State program, and they're not our people. So, should we...you would recommend an ordinance to disallow the State to use the term police if their sheriffs call 'em harbor sheriffs or whatever is their appropriate term? Because there's a lot of misconception that these police is our employees or under your command.

CHAIR RAWLINS-FERNANDEZ: Chief?

MR. FAAUMU: Thank you, Chair. And thank you for bringing that question up. Yes, I do receive a few calls too from our...from your constituents. But what I can do being that I'm a member of the Governor's Board, I sit on the Private Detective and Security Board under the DCCA. It's something that I can bring up at our next meeting. We meet every quarter and do address those issues. I know the Harbor Division and the airport are exempt from it. But something that maybe through us, we can start that conversation and see if there is any way we can make that change to address your concern.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Chief.

MR. FAAUMU: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Okay. Members, it's 11 o'clock. We'll take our morning break, ten minutes. Please return to your seats at 11:10. And when we return, I'll collect your proposed amendments for this Department. Okay. Any objections to us taking a recess now?

COUNCILMEMBERS: No objections.

CHAIR RAWLINS-FERNANDEZ: Okay. The Economic Development and Budget Committee is now in recess. . . .*(gavel)*. . .

RECESS: 11:10 a.m.

RECONVENE: 11:15 a.m.

CHAIR RAWLINS-FERNANDEZ: . . .*(gavel)*. . . Will the Economic Development and Budget Committee please return to order. It is 11:15 on April 18<sup>th</sup>. We are finishing up with the Department of Police. And at this point, I will be collecting from the Members

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

proposed amendments for this Department, and I would just be collecting it and we won't be deliberating on it. Okay. Mahalo. Okay. We'll start with Member Sinenci and then work our way that way.

COUNCILMEMBER SINENCI: Thank you, Chair. I just have a couple provisos that I wanted to add on Page 505, and it's in line with my questioning earlier to include the D.A.R.E. Prevention Program at the Hana High and Elementary School as part of the HIDTA Program. And then at times, you know, as far as traffic mitigation on some very high-traffic times, maybe the use of the Police marquee to help to direct some of our traffic in East Maui. Mahalo.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Member Molina?

COUNCILMEMBER MOLINA: Madam Chair, no, I have no proposals at this --

CHAIR RAWLINS-FERNANDEZ: Mahalo -

COUNCILMEMBER MOLINA: --time. Thank you.

CHAIR RAWLINS-FERNANDEZ: --Member Molina. Member Lee?

COUNCILMEMBER LEE: You know, if we make the proposal, do we have to find the solution too? Do we have to?

CHAIR RAWLINS-FERNANDEZ: We'll all do it together.

COUNCILMEMBER LEE: Okay. So, I'll do the proposal and we can do the group solution later. I'd like to add one Mechanic I and one Clerk III. The Clerk is in Operations, excuse me, an Office Operations Assistant. And then the Budget Director probably have...need to help me with the SR on that. Okay.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER LEE: That's all I have. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Member Hokama?

COUNCILMEMBER HOKAMA: Chair, I read that component about...that Ms. Lee brought up. I would just say for Lanai Island and our district, because of critical mass of the various departments, you know, I've support...we've...have positions of Heavy Equipment Mechanics and whatnot. So, I would ask the Chief for Lanai if... 'cause they were told that mechanic was to assist all County departments. So, I need to know whether or not your Department has had difficulty getting vehicle or mechanical assistance because that person that we have...the position we have on Lanai has not been able to support your Department's needs. And for us, I would rather just expand that program area, which I believe is under Public Works 'cause they're also supposed to support Fire in basic maintenance component service and whatnot. We understand

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

for the specialized, there's other requirements so you need that special technician or professional. So, I'm open again to say to adjust to the...your unique district needs. The other component, Chair, you know, I've been in discussions with Kauai Council. And like yesterday with the Big Island, our Big Island counterparts, I've asked the chief how do...because every county is having recruitment concerns and challenges, every county. And so, I'm asking the Chief whether or not as part of the Chief's group, we might look at a Statewide academy and that can incorporate what the Big Island calls the cadet program. Maui calls it the Junior Police Program. But maybe if we approach it from a Statewide perspective, we can lower our cost, get the professional trainers and instructors to provide that gap as you said, the 18 to 20-year-old age bracket, and prepare our departments to get the appropriate numbers of replacements as each county needs. So, I'm asking the Chief if he can later on give us some comment on that, Chair. 'Cause again, this is a Statewide police department challenge. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Chief?

MR. FAAUMU: Thank you, Chair. And thank you, Councilmember Hokama. As you know, recruitment and retention is always a big issue for us. We had a conversation during the break, Chair, with Councilmember Hokama, and I mentioned to him that part of my additional duty for the State is I am the vice-chair for the police officers standard training, that it was a bill that passed by Legislature. And we are looking at how are we going to implement it. And through the conversation with Councilmember Hokama, I realized maybe with the post, we can focus on that age group. I think when we have our next meeting, that's something that I can bring up. It's kind of thinking outside of the box, working with our group. In the mainland as you all know, we do have the post. And when I had my conversation with the Governor as the Police Chief of Hawaii Association as we met with him, and we mentioned to him that State of Hawaii is the only state in the union that all major police department, the four counties accredit nationwide. No other state has that. And when I mentioned that to the Governor, and with the push of to get the post in place, I think maybe there's another way of thinking outside of the box to address that age group, and that way the counties can recruit from that group. I'll bring that up and thank you for allowing me to speak on that, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chief. Member...mahalo, Member Hokama. Member Paltin?

COUNCILMEMBER PALTIN: Thank you, Chair. My issue is on Page 505 and 506 of the Narrative. I know in the answers to PD-8, number three, they stated that only the Violence Against Women Act Grant has been secured for this upcoming year. And I don't know if it's a possible thing but I find it a little bit disturbing that we have like possibly grant monies directed specifically, exclusively, towards eradication and suppression of marijuana but there is nothing exclusive about crystal methamphetamine. I see the next page, the High Intensity Drug Trafficking Area, it's mentioned as one of like six different drugs. But my only amendment that I would try to make is to prioritize the eradication of crystal methamphetamines. Like when we go

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

to the rural areas, I think the substance abuse that is having the most heavy impact on our communities is the area that we should focus the majority of our time, energy, and resources on. I know that when you came for our pre-Budget presentation, you said that marijuana was by far the highest infraction or whatever. But the ones that are causing the biggest impact especially in our rural communities when there is not a big city influence is not marijuana, it's crystal methamphetamine, heroine, ecstasy, opioids. I know there was a thing that the statistics say that the opioid epidemic hasn't reached here but I think that we're not seeing the full effect on paper that is occurring in the real life. So, that would just be my comment. I don't know if it's an amendment but I just would like to see more effort and energy focused on crystal methamphetamine especially in our rural communities but Countywide. Thanks.

CHAIR RAWLINS-FERNANDEZ: I agree. Mahalo, Member Paltin. Okay. Member Sugimura?

COUNCILMEMBER SUGIMURA: Thank you. So, I look forward to hearing more about this Statewide cadet kind of training. That's a very good concept 'cause earlier I spoke about it just for Maui County. The item...when I went to my tour of your Wailuku Station and I saw the Dispatch section, and I noticed...I remember last year what the Council did was because of the...I guess intensity of that position, and just seeing what they all had to do, I valued what, I think it was Member Hokama who actually put in like a incentive, a monthly incentive to entice workers, you know, to work in the Dispatch section, I don't know what the right word is but I think it was a \$250 a month, and I would like to propose for you if it would help, you know, to increase it to \$350 a month. If you look on Detail, Page 15-67, it does talk about--one moment--15-67, and it is under Emergency Services Dispatch Retention, and I guess that would be an increase of \$54,000. So, if you could figure out how to help me pay for it. But I think it was...when I did talk to your supervisor there that she did mention that it was helpful to the...to them and the scan of what they all had to do, and it was so intense and I saw an emergency come through and these guys are really good. So, I just want to support that and, you know, thank the previous Council for doing that last year. That's really it, and I...I'm waiting for the Upcountry beat as well. You heard Member Molina. So, both of us are hearing repercussions of that. I would look forward to like what Kaunakakai did or Molokai did for a bike, maybe bike in Paia Town sounds like it would be doable. It's not something doable for Upcountry, in Kula. Even Makawao might be a little hard but I look for something like that to support you in the future if that can help you with the big job that you have and the many demands. So, thank you, Chief.

CHAIR RAWLINS-FERNANDEZ: Member Molina is suggesting perhaps a horse patrol. Okay. Member Kama?

COUNCILMEMBER SUGIMURA: That would work. We have the signs up for it.

COUNCILMEMBER KAMA: Thank you, Chair. So, I just wanted...I was looking at the...so there's no place that I know where I could reference this but...so, I'm going to wait until the Department gets back to me in terms of what...but I would like to at least see an increase in funding for the crisis intervention team for suicide. And although it

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

talks about this, the training is for the Department and their personnel, I'd like to see not just the upper level personnel but also those on the boots on the ground, you know, the guys that are actually interacting with many of the attemptees [sic] and those who actually complete them, their suicide. But also, I'm not even sure if this is where it should be addressed too but just the issue of families who sometimes blame themselves 'cause they didn't see the signs but what does...what are the signs? It's like looking what are the signs for a heart attack for female? If you don't know that, you don't know that you're having one, you know. So, if we don't know what we're looking for, we're going to miss it. So, I'd like to see, you know, training monies or education dollars for that. So, thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama. Okay. Oh, Member Molina?

COUNCILMEMBER MOLINA: Yeah, Chair, sorry. Just want to ask Chief one quick question. Chief, do you folks still offer that Ride Along Program for Councilmembers? 'Cause I took part and involved with that my first tenure on the Council, and I found that very enlightening to experience what an officer goes through on the beat. And if it is, I would encourage the new Members to take advantage of it if that is still available, Chief?

CHAIR RAWLINS-FERNANDEZ: Yes, it is.

MR. FAAUMU: Thank you, Chair and Councilmember Molina. Yes, we do have that program readily available. So, anybody who wants to, you can make the arrangement. We'll be more than happy to accommodate you in that.

COUNCILMEMBER MOLINA: All right.

MR. FAAUMU: Thank you, Chair.

COUNCILMEMBER MOLINA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Okay. And I don't have any proposed amendments or provisos. And so, we're...we've completed our review of the Operations Budget for your Department. Members, I'll take a two-minute recess to allow the change off from the Police to Corporation Counsel. Any objections?

COUNCILMEMBERS: No objections.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo nui to all the Department for coming and helping us with this. I appreciate it. Have a great day. Okay. The Economic Development and Budget Committee is now in recess at the call of the Chair. It's 11:28 on April 18<sup>th</sup>. ...*(gavel)*...

RECESS: 11:28 a.m.  
RECONVENE: 11:37 a.m.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: . . .*(gavel)*. . . Will the Economic Development and Budget Committee please return to order. It is 11:37 on April 18<sup>th</sup>.

**DEPARTMENT OF THE CORPORATION COUNSEL**

CHAIR RAWLINS-FERNANDEZ: We have with us Department of Corporation Counsel. Mahalo, Ms. Lutey, for joining us. Will you please introduce your team?

MS. LUTEY: Thank you. Good morning, everyone. I'm here with our First Deputy, Ed Kushi. Also as my lifeline in the back is Lisa Kahuhu. Next to her is Lydia Toda of Risk Management. So, oh, and of course, Jeffrey Ueoka. I can't forget him but you guys know who that is.

UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

MS. LUTEY: Oh yeah.

UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

MS. LUTEY: Right, the unelected member.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Ms. Lutey. Okay. Members, we received the final two responses this morning, CC-6 and CC-7. I know, Members, you didn't get an opportunity to fully review the responses to the questions. And I understand that there is a request for the Department to respond to CC-1...CC-7, question one. And so, I'll ask that question first. And if Members would like me to ask the Department any additional questions, please let me know. Okay. So, on CC-7, question one, relating to the Equivalent Personnel Summary by Position Title-General Fund on Page 106 of the Program Budget, have all employees received annual performance evaluations in Fiscal Year 2017, 2018, and 2019? If not, please explain why not.

MS. LUTEY: There we go. In the response, you know, I've only been in this position for just over a week, some employees were evaluated in Fiscal Year 2017 and 2018. I do not know why everyone was not. Some of these in 2017 and 2018 may have been mandatory because when you start as a new employee, you are placed on probation and so we handle those. But I don't know why not everyone was done. We have not done any evaluations yet for 2019 but that is something that I anticipate doing and make sure that we keep on top of our evaluations from here on out.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Ms. Lutey.

MS. LUTEY: Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. Members, any additional questions from the written correspondence? Okay. Member Paltin?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER PALTIN: I just had a question in regards to the Parks Card Access System.

CHAIR RAWLINS-FERNANDEZ: It...which number is that?

COUNCILMEMBER PALTIN: CC-7 or sorry, yeah, CC-7 it doesn't have the number but it says Relating to Card Access System for the Department of Parks and Recreation (Security Equipment, Index Code 905022B-7051), please explain why this appropriation is in...so, my question is like I'm envisioning a card access system similar to what we have, and my question is like why does Parks and Recreation stand out from the rest of the departments as needing this type of security?

MS. LUTEY: I'm not sure why so I'm going to defer that to Lydia Toda.

CHAIR RAWLINS-FERNANDEZ: Ms. Toda?

MS. TODA: Thank you, Chair. I'm not really conversant in that to answer that question so I'm going to have SeaRay Beltran. He is the person who is put in charge of the Security Program in our Department.

MR. BELTRAN: Aloha. In regards to that, it was actually a surprise to us that Parks wanted it. But we also did find out that due to their staff working with a lot of homeless people in the area, vagrants, and so forth, that they wanted more security in their area as well, just for both employees and the public.

COUNCILMEMBER PALTIN: So, then a follow-up if I can?

CHAIR RAWLINS-FERNANDEZ: I'm going to save those for your seven minutes.

COUNCILMEMBER PALTIN: Okay.

CHAIR RAWLINS-FERNANDEZ: So, just the questions on the written responses.

COUNCILMEMBER PALTIN: It's the written response.

CHAIR RAWLINS-FERNANDEZ: Yeah, so, the question and then the answer to the question that was sent. So, what you're going to ask is going to be a new question. And so, I'll give you that time in your seven minutes to ask a follow-up to any of the responses that were received via written correspondence.

COUNCILMEMBER PALTIN: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Okay. Members, any other questions that you would like read from the written correspondence? Okay. Member Molina?

COUNCILMEMBER MOLINA: Yeah, no, Madam Chair, what was the date and number for the written correspondence? I'm just looking up in my Granicus.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: We just received it --

COUNCILMEMBER MOLINA: Oh --

CHAIR RAWLINS-FERNANDEZ: --this morning.

COUNCILMEMBER MOLINA: --oh, just...okay.

CHAIR RAWLINS-FERNANDEZ: So, I don't --

COUNCILMEMBER MOLINA: Sorry --

CHAIR RAWLINS-FERNANDEZ: --think it's even on there yet.

COUNCILMEMBER MOLINA: --about that. I thought it was in Granicus. Okay.

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER MOLINA: No problem.

CHAIR RAWLINS-FERNANDEZ: Okay. But for your information, the date is April 18<sup>th</sup> on both correspondence. Okay. Mahalo. Okay. Okay. Members, we'll move on to the next phase of our process. And I think we started with Member Sinenci the last time. So, we'll go to Member Kama first. Member Kama, are you ready?

COUNCILMEMBER KAMA: Thank you, Chair. I have no comments. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama.

COUNCILMEMBER KAMA: Save seven minutes, people.

COUNCILMEMBER SUGIMURA: Can we use yours?

CHAIR RAWLINS-FERNANDEZ: Member Sugimura?

COUNCILMEMBER SUGIMURA: Yeah, so, nice to see you here, Ms. Lutey. I cannot call you Moana.

MS. LUTEY: Yes, thank you.

COUNCILMEMBER SUGIMURA: And I appreciate your responses, and the question that I had about was the next one. I wasn't sure if the Chair was going to read it. But it was regarding the...an item that was talked about and it's for this building security, and you gave your response. But I tried to look in the Budget, I couldn't find the \$178,000 that your Department needs to implement the security and as well as the security

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

guards, to use two security guards to alleviate and prevent slowdowns at the entry periods as well as equipment I guess. What is the status? Thank you.

CHAIR RAWLINS-FERNANDEZ: Ms. Lutey?

MS. LUTEY: Thank you, Chair. Member Sugimura, this is the first time you have seen that. We previously have not requested the 178,000 but we would need security guards to monitor the X-ray machines and so forth. And so, this may be --

COUNCILMEMBER SUGIMURA: Is it in here?

MS. LUTEY: --the first you've seen it.

COUNCILMEMBER SUGIMURA: Is it in here? I didn't see it. I tried to look in --

MS. LUTEY: No, yeah.

COUNCILMEMBER SUGIMURA: --the Details.

MS. LUTEY: It's not in the Budget.

COUNCILMEMBER SUGIMURA: It's not, right?

MS. LUTEY: It is not.

COUNCILMEMBER SUGIMURA: Oh, so, you...this is going to be for 2021 --

UNIDENTIFIED SPEAKER: No.

COUNCILMEMBER SUGIMURA: --Budget.

MS. LUTEY: Well, I hear no behind me.

UNIDENTIFIED SPEAKER: You're going to need it this year.

MS. LUTEY: Yeah, we'll need it this year if we're going to operate the security system on the main floor.

COUNCILMEMBER SUGIMURA: So, this would be a brand new request?

MS. LUTEY: Yes.

COUNCILMEMBER SUGIMURA: So, we will ask for advice on where, I guess where this would be. Ms. Yoshimura, I think it's...

MS. YOSHIMURA: Chair? The increase that the Department is requesting should go on Page 1-7, under County Facility Security. They did get a one-time appropriation in

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

Fiscal Year '18...'19, to purchase the equipment, and they just need the Operational funding.

COUNCILMEMBER SUGIMURA: Okay.

MR. UEOKA: Chair?

COUNCILMEMBER SUGIMURA: He...if...

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

COUNCILMEMBER SUGIMURA: Oh.

MR. UEOKA: Member Sugimura, while you're looking that up, just some background on it. Corp. Counsel took over the Countywide Security --

COUNCILMEMBER SUGIMURA: Correct.

MR. UEOKA: --I believe in '18 --

COUNCILMEMBER SUGIMURA: Right.

MR. UEOKA: --and part of that, and then in '19 we got that big money to do Campus Security. So, there's a bit of oversight and growing pains in taking over the entire system. So, that's why we didn't factor in the 178 when we sent the Mayor our Budget request last October.

COUNCILMEMBER SUGIMURA: Okay.

MR. UEOKA: So, it was just an oversight. So, we appreciate you looking into that for us. Thank you.

COUNCILMEMBER SUGIMURA: Thank you. So, actually what you're telling me is on 1-7, then under County Facility Securities--wait let me bring my book over--Miscellaneous Other Costs or...and that whole section, right, under Personnel...Professional Services?

MS. LUTEY: County Facilities --

COUNCILMEMBER SUGIMURA: Right, County...

MS. LUTEY: --Security.

COUNCILMEMBER SUGIMURA: Okay.

MS. LUTEY: Right.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER SUGIMURA: So, over is where you would need the 178 --

MS. LUTEY: Right.

COUNCILMEMBER SUGIMURA: --thousand? And what about all the equipment that you needed? Did you secure the equipment?

MS. LUTEY: The equipment has been purchased.

COUNCILMEMBER SUGIMURA: And when do you anticipate doing the implementation?

MS. LUTEY: That I'm going to defer to Risk.

COUNCILMEMBER SUGIMURA: . . .*(inaudible)*. . .

MR. BELTRAN: In regards to the implementation, it will not happen this year unless we can get approval from Council. If you are ready for us to have it, then we...but at this moment, we have the equipment on standby.

COUNCILMEMBER SUGIMURA: Okay. Okay. So, I look forward to that happening because I think that even in Council sometimes I think we need our own sergeant of arms. So, maybe we can borrow your security person downstairs and come visit us upstairs sometimes. But if you do it, I just would like to ask that there's some education that goes on and you do, you know, as...I'm sure you're going to do with the general public also. But I think that's going to be important. I totally support this as I've seen just within the short period that I've been here how things have changed and contentions.

MS. LUTEY: If I can --

COUNCILMEMBER SUGIMURA: We will put it.

MS. LUTEY: --just add one thing, Chair?

CHAIR RAWLINS-FERNANDEZ: Ms. Lutey?

MS. LUTEY: Thank you. I think at this point it's our intention to contract out the security positions as opposed to hiring as County employees. But...and we don't have funding yet so --

COUNCILMEMBER SUGIMURA: Okay.

MS. LUTEY: --that's something we'll work out.

COUNCILMEMBER SUGIMURA: So, 178,000 is what you're looking for?

MS. LUTEY: Yes. We're basically mirroring the courthouse at the State, right across the --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER SUGIMURA: Oh, yeah.

MS. LUTEY: --street, their procedures.

COUNCILMEMBER SUGIMURA: And two guards, correct?

MS. LUTEY: Yes.

COUNCILMEMBER SUGIMURA: Thank you. Good job.

MS. LUTEY: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. Member Paltin?

COUNCILMEMBER PALTIN: Thank you. Thank you for being here. I'm not trying to blame anyone 'cause I know you guys took in one week but it's kind of odd that you wouldn't anticipate this expense. And so, my question is if the 178 isn't provided, then the equipment just sits around and does nothing, there's no way to sell it off or anything?

MS. LUTEY: I'm going to need to defer that back to Risk.

COUNCILMEMBER PALTIN: And then a follow-up to that maybe for you would be it feels disingenuous that this would be to make us feel safer when the internal threat is in...seem to be addressed if everybody that has a card can come in without going through the X-ray machine, then we think we're safe but, you know, maybe there is a case of workplace violence, a disgruntled worker, maybe we didn't give them money for their program or something like that. So, that's the other side of the issue that I have with the program.

UNIDENTIFIED SPEAKER: Okay.

MS. TODA: Chair? Thank you, Ms. Paltin. I just want to say that, yes, the...a \$178,000 request is to fund two security guards to run the equipment. We have the equipment here but we're not going to install it until we have the appropriate personnel or people, contracted people, to run it.

COUNCILMEMBER PALTIN: Okay. Did you want to respond to the internal threat question or...

MR. BELTRAN: Madam Chair, may I? Yes, well, as, you know, no matter what type of security you have, no matter how well you're set up, you'd always have internal issues. Our main purpose is to actually protect the County employees and the public.

COUNCILMEMBER PALTIN: Would the security guards be carrying guns?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MR. BELTRAN: No, they will be unarmed officers. Their main job will be to merely security, take care of the items coming in, and if there's any weapons that are trying to be brought in into the County.

COUNCILMEMBER PALTIN: Unarmed security guard against someone with weapons?

MR. BELTRAN: Again, this is a deterrent, a beginning stage. We're not going to put any armed guards. If the time comes and there's a need for it, then we will address that issue.

COUNCILMEMBER PALTIN: Moving on to the Parks and Recreation issue that we were talking about before where it says the system will provide for access management, number two on your response, the system will provide for access management where employees are protected from workplace violence, that's from the external threat then not an internal threat?

MR. BELTRAN: Yes. In regards to Parks, I'm sure it is external. They are...they want to be protected for those that are working late at night and early morning.

COUNCILMEMBER PALTIN: And then after you get this system up and running, it's your intention to transfer it back to the Parks Department or would you continue to monitor it from Corporation Counsel?

MR. BELTRAN: No, it will remain on Corp. Counsel including the maintenance.

COUNCILMEMBER PALTIN: Do you anticipate other departments requesting similar services in the future?

MR. BELTRAN: Yes, we do have constantly other departments requesting for assistance and equipment.

COUNCILMEMBER PALTIN: Do you know what they are off the top of your head?

MR. BELTRAN: No, so far, we only have had Parks, the biggest one.

COUNCILMEMBER PALTIN: Okay. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Member Hokama? Ms. Matthews? Mahalo. Okay. Member Hokama?

COUNCILMEMBER HOKAMA: Thank you, Chair. Thank you, Ms. Lutey, for being willing to step up to a very important Department. I've seen other counties' corporation counsel departments and I take pride that I think we have a very good Department, good personnel, and your folks' work is very commendable. So, my thing is your standard is very high. And I look forward to you improving it.

MS. LUTEY: Thank you.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER HOKAMA: Stating that, I appreciate my colleague from West Maui about the internal threat component. So, currently I only know that Police has a psychological exam component for pre-employment. Are there any other departments that do that component of pre-employment?

MS. LUTEY: Chair? Yeah.

CHAIR RAWLINS-FERNANDEZ: Ms. Lutey?

MS. LUTEY: Thank you. I'm not sure if Fire does but I'm not aware of any other department that does anything other than drug testing. But, you know, the difference obviously for Police is that they carry firearms and other lethal weapons.

COUNCILMEMBER HOKAMA: Thank you for saying --

MS. LUTEY: Yeah.

COUNCILMEMBER HOKAMA: --the word lethal weapons 'cause I don't have a --

MS. LUTEY: Yeah.

COUNCILMEMBER HOKAMA: --problem that our Members get TASERS.

MS. LUTEY: Yeah, I want one too, but the State law prohibits that --

COUNCILMEMBER HOKAMA: And so...

MS. LUTEY: --unfortunately, yeah, unless you got sworn in.

COUNCILMEMBER HOKAMA: Which is kind of unique because it is considered a nonlethal --

MS. LUTEY: Yes.

COUNCILMEMBER HOKAMA: --weapon, right? It's a deterrent. And yet other states allow their college students to purchase --

MS. LUTEY: Oh, yeah.

COUNCILMEMBER HOKAMA: --and maintain TASERS for personal safety. So, I find it kind of interesting our State's overly conservative attitude to a nonlethal option for safety. So, stating that, I appreciate it. The only other thing I can say is well, you need to work with the Chief because we have law enforcement.

MS. LUTEY: Right.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER HOKAMA: And at times we bring in officers to maintain the decorum of this Chambers. So, I will say I don't have a problem with the Chief assigning officer with the security component of the program you're trying to implement, yeah.

MS. LUTEY: Okay.

COUNCILMEMBER HOKAMA: So, I consider that as another option. 'Cause I have my issues with the airport security officers, yeah. And again, they are not Police that they try to use our term for their employees. So, stating that, I have no other questions, but I look forward to your directorship and your good results.

MS. LUTEY: Oh, thank you --

COUNCILMEMBER HOKAMA: Thank you.

MS. LUTEY: --so much.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Member Lee?

COUNCILMEMBER LEE: Thank you, Madam Chair. I just have a question on security. I really don't have any questions or proposals for the Budget, the Corp. Counsel's Budget. I was just wondering years ago, I required that staff have available to them when working at night, pepper spray. Was that legal?

CHAIR RAWLINS-FERNANDEZ: Ms. Lutey?

MS. LUTEY: Chair, thank you. Pepper spray or oleoresin capsicum is legal. I'm not sure where you can purchase it currently on island. They used to have it at Sports Authority and also on Uncle Jesse's. I just sort of know that. But I'm not sure of any other...they're both gone now. So, I'm not sure where you could get it on island if you could bring it in.

COUNCILMEMBER LEE: Okay. I just wanted to make sure it was okay. And then in addition to that, since we're talking about security, I also instituted the buddy system. Nobody could work late alone. So, you know, it's not only items that we can use to protect our employees. We can use other kinds of policies, yeah.

MS. LUTEY: Sure.

COUNCILMEMBER LEE: Well, thank you.

MS. LUTEY: Thank you.

COUNCILMEMBER LEE: Look forward to working with you. Thank you.

MS. LUTEY: Thank you.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Member Molina?

COUNCILMEMBER MOLINA: Yeah, Madam Chair, yeah, my only question was related to I guess the second question on the April 18, 2019, with regards to the surveillance study and I guess the figure amount. I just wanted...initially, I'd wanted a clarification from the Department if it was 178,000 or another figure. I was just trying to do the math on that. But it would seem to have been answered that it...that 178,000 is the accurate amount that you want for this if I'm not mistaken, yeah?

CHAIR RAWLINS-FERNANDEZ: Ms. Lutey?

COUNCILMEMBER MOLINA: So, yeah, other than that, I have no questions, and just look forward to Ms. Lutey's leadership and appreciate the Department's hard work, and Risk Management as --

MS. LUTEY: Thank you.

COUNCILMEMBER MOLINA: --well. Thank you.

CHAIR RAWLINS-FERNANDEZ: It's a 178 --

MS. LUTEY: Eight.

CHAIR RAWLINS-FERNANDEZ: --thousand. Yeah, okay. Member Sinenci?

COUNCILMEMBER SINENCI: Thank you, Chair. Thank you, Moana, for being here.

MS. LUTEY: You're welcome.

COUNCILMEMBER SINENCI: Jasee wants to ask if he can bring scissors to the Chambers?  
No can.

MS. LUTEY: Yeah.

COUNCILMEMBER SINENCI: All right. So, just a clarification question. So, Corporate Counsel is responsible for the building security?

MS. LUTEY: Correct, under our Risk Management Division, it's monitored through them and they do the assistance for setting it up and maintenance.

COUNCILMEMBER SINENCI: Okay. My only other question was, you know, as a teacher for 20 years and working with children, we normally had a regular evacuation drills in place, types of drills whether it be for fire, active shooter, those types of things. I'm a new employee here. I've never had any of those trainings since I've been here. Do you normally do those types of trainings here at the building?

MS. LUTEY: Chair?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Ms. Lutey?

MS. LUTEY: Oh, thank you. We do active shooter training upon request. I think SeaRay normally works that out. He's nodding yes. We've done it previously on all floors and all County buildings so that everyone could have that experience.

COUNCILMEMBER SINENCI: Can we request for --

MS. LUTEY: Yeah.

COUNCILMEMBER SINENCI: --the Councilmembers? I mean just as a new Councilmember, I'd...for safety purposes.

MS. LUTEY: Absolutely.

COUNCILMEMBER SINENCI: All right. Thank you.

MS. LUTEY: You're welcome.

COUNCILMEMBER SINENCI: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Okay. Oh, that's everyone. Okay. I just have one question. A lot of my questions were asked already. Regarding the additional 95,000 for Equipment on Page 107, it's 45,000 for Pro Tablets and 50,000 for the one Card Access. So, 40...for the 45,000, did you...no, this is going to be...are you planning to work with the other departments in combining 'cause I know other people are...our other departments are planning to purchase to get a better price?

MS. LUTEY: Yes, absolutely. That's sort of my mentality on everything is trying to get the best deal we can for the County. I know that the Prosecutor's Office was looking. I'm not sure if anybody else is but I'm happy to --

CHAIR RAWLINS-FERNANDEZ: I think Fire.

MS. LUTEY: --check.

CHAIR RAWLINS-FERNANDEZ: Fire --

MS. LUTEY: Fire?

CHAIR RAWLINS-FERNANDEZ: --is planning on purchasing --

MS. LUTEY: Okay.

CHAIR RAWLINS-FERNANDEZ: --tablets.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MS. LUTEY: Yeah, absolutely.

CHAIR RAWLINS-FERNANDEZ: And I think OCS. I'm not sure if we already purchased it though but I can find out.

MS. LUTEY: Yes, I'll check around. Yeah.

CHAIR RAWLINS-FERNANDEZ: Mahalo --

MS. LUTEY: Thank you.

CHAIR RAWLINS-FERNANDEZ: --Ms. Lutey. Okay. That's my only question. Okay. Members, it's 12:01. Member Hokama?

COUNCILMEMBER HOKAMA: Chair, I don't know if part of the...you're going to ask for some proposals? 'Cause there's one thing I would like the Director to respond back appropriately whether it be writing, my two areas of issues, yeah, sufficient video surveillance on all County facilities especially with cash transaction areas, and second, I have a big burning burn inside of me regarding workman's compensation. Okay. So, I need a response from you, Director, of how we're gonna deal with these two areas of concern for me please. Thank you.

MS. LUTEY: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Okay. We started with Tasha...Member Kama--a granola was stuck in my throat, sorry--so, we'll start with Member Sinenci in collecting any proposed amendments to the Department's Budget.

COUNCILMEMBER SINENCI: Thank you, Chair. I have none but I just wanted to proviso that we have regular drills in place for the entire building. Thank you.

MS. LUTEY: Sure.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Member Molina?

COUNCILMEMBER MOLINA: No proposals.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Member Lee?

COUNCILMEMBER LEE: Madam Chair, I don't have any revisions to propose.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Member Hokama?

COUNCILMEMBER HOKAMA: Thank you, Chair. I'll wait the Department's --

MS. LUTEY: Response.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER HOKAMA: --recommendations regarding the video surveillance and work comp. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Member Paltin?

COUNCILMEMBER PALTIN: I'll just propose an amendment that employee performance evaluations be done in a timely manner, be a goal, seeing as that it hasn't been completely done for all employees in the past few...couple years. If you're not measuring your employees' performance, then it's not being measured. So, that would be my amendment.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Member Sugimura?

COUNCILMEMBER SUGIMURA: I...as I spoke earlier, just on Page 1-7, is the \$178,000 --

MS. LUTEY: Right.

COUNCILMEMBER SUGIMURA: --for the two guards if that would --

MS. LUTEY: Right.

COUNCILMEMBER SUGIMURA: --help you in terms of fulfilling that goal --

MS. LUTEY: Yes.

COUNCILMEMBER SUGIMURA: --security for our building. And I look forward to the training portion. And I hear what Member Paltin is saying. Of course, that's always, you know, a concern and we see it...we've seen it in this Chamber, you know --

MS. LUTEY: Sure.

COUNCILMEMBER SUGIMURA: --different things have gone on. And I always wondered this one thing --

MS. LUTEY: Okay.

COUNCILMEMBER SUGIMURA: --how do you do the ground floor? Because that all of us go in and out of the ground floor but this...the surveillance is going to be on the second floor, which is more of the public area, right? So, how do you do the...do you --

MS. LUTEY: I'm deferring it --

COUNCILMEMBER SUGIMURA: --lock off?

MS. LUTEY: --back to SeaRay. And I think he can also comment on the cashier surveillance, right? Yeah.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Department?

MR. BELTRAN: There you go. Okay. May I, Chair? Yes, good questions. In the beginning, we will actually start with the ground floor. We'll secure the ground floor. In and out will all be required badges to get in and out including some of our vendors. So, that's where we're going to really start. That will be the hardening. And the second floor will actually be the medium to hard hardening of the security system.

COUNCILMEMBER SUGIMURA: Thank you.

UNIDENTIFIED SPEAKER: . . . *(inaudible)* . . .

MR. BELTRAN: Oh, as to the cash surveillance, yes, we...it's actually in our budget as well, portions of it. Right now, we have done...my colleague, Mark Middleton, has done the studies and we have put some money in for --

COUNCILMEMBER SUGIMURA: Surveillance.

MR. BELTRAN: --surveillance cameras on those money transactions.

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Where in the Budget is that located? Are you able to point that out for us please?

MR. BELTRAN: I believe it is...

MS. TODA: . . . *(inaudible)* . . .

MR. BELTRAN: Yeah, it's on the contract. It's...yeah, it's part of the 195.

CHAIR RAWLINS-FERNANDEZ: The 195? Is that on Page 1-9?

MS. LUTEY: One dash seven, Chair, under County Facilities Security.

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. BELTRAN: Oh, yeah, it's under --

MS. LUTEY: Right?

MR. BELTRAN: --sorry, it's under the Miscellaneous and Costs.

UNIDENTIFIED SPEAKER: And Other Costs.

MR. BELTRAN: And Other Costs.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Okay. Do you have the amount for that specific item broken out?

MR. BELTRAN: I do not have it with me at this moment. My colleague I believe does have it.

COUNCILMEMBER SUGIMURA: So, get it in writing.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. Member Kama?

COUNCILMEMBER HOKAMA: Chair, point of clarification?

CHAIR RAWLINS-FERNANDEZ: Member Hokama?

COUNCILMEMBER HOKAMA: You're...the amount you're requesting from this Committee, this is for Countywide facilities or you're just talking about this Campus itself please?

CHAIR RAWLINS-FERNANDEZ: Department?

UNIDENTIFIED SPEAKER: One seventy-eight is . . . *(inaudible)* . . .

MR. BELTRAN: It's for, yeah, yes. Member, the 178 is...are you talking as for security guards?

COUNCILMEMBER HOKAMA: No, the --

CHAIR RAWLINS-FERNANDEZ: For the cashier --

COUNCILMEMBER HOKAMA: --surveillance.

CHAIR RAWLINS-FERNANDEZ: --surveillance.

MR. BELTRAN: Oh, yes.

COUNCILMEMBER HOKAMA: And the cash.

MR. BELTRAN: Oh, for the cash, actually it's --

COUNCILMEMBER HOKAMA: Yeah.

MR. BELTRAN: --no, it's not just for this. This is...it...this means more like a Countywide, yes.

COUNCILMEMBER HOKAMA: Okay. Countywide. Okay. 'Cause every...

MR. BELTRAN: Yeah.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER HOKAMA: All of...I want for Miss...the Chair and I, our islands have cash transaction components too. So, I want to make sure that they're not forgotten, yeah. So, thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. So, if you can provide that itemized detail for that, appreciate it. Member Kama?

COUNCILMEMBER KAMA: I have nothing, Chair. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member Kama. Okay. I don't have anything either. So, we're pau. Mahalo to Corporation Counsel for being with us and helping us through this portion. See, I told you it was going to be painless.

MS. LUTEY: You guys are so great. I was shaking coming in.

CHAIR RAWLINS-FERNANDEZ: Okay. Members, it's 12:07. We'll break for lunch, return at 1:30, and we'll get the Certification presentation by Director Teruya, and then review of Finance's Budget. Okay. Any questions or I can let you know who's going to be after Finance. After Finance will be Liquor and then Planning.

UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Yeah. Liquor and then Planning. Okay. Any other...any questions? Comments? Okay. It's 12:08. The Economic Development and Budget Committee is now in recess. . . .*(gavel)*. . .

RECESS: 12:08 p.m.

RECONVENE: 1:46 p.m.

CHAIR RAWLINS-FERNANDEZ: . . .*(gavel)*. . . Will the Economic Development and Budget Committee please return to order. It is 1:46. I'll recognize Chair Kelly King. Good afternoon.

VICE-CHAIR KING: Good afternoon.

CHAIR RAWLINS-FERNANDEZ: Aloha awakea.

VICE-CHAIR KING: Good afternoon, Chair.

CHAIR RAWLINS-FERNANDEZ: Okay. And so, we have with us, Finance Director Scott Teruya to do the Fiscal Year '20 Real Property Tax Certification. And with him, he has Real Property Tax Administrator, Marcy Martins [sic]. Okay. Members, any questions or comments before I give the floor to Director Teruya for the presentation? Okay. Seeing none...oh --

VICE-CHAIR KING: I have a question.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: --did you have a --

VICE-CHAIR KING: Do we --

CHAIR RAWLINS-FERNANDEZ: --question?

VICE-CHAIR KING: --have a document?

MR. TERUYA: It was passed out.

VICE-CHAIR KING: I think we're supposed to be...we were supposed to be following along --

CHAIR RAWLINS-FERNANDEZ: Oh, okay.

VICE-CHAIR KING: --with a document.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair King. Good --

VICE-CHAIR KING: You're welcome.

CHAIR RAWLINS-FERNANDEZ: --catch. Okay. So, Staff is going to distribute the Real Property Tax Certification book. Okay.

COUNCILMEMBER LEE: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Okay. And then after we do the Certification, I'll open up the floor to Q&A, and then we'll go into the review of the Finance Department. Okay. All right. Are you ready, Director Teruya?

**REAL PROPERTY TAX CERTIFICATION PRESENTATION**

MR. TERUYA: Thank you, Chair. Good afternoon, Chair and Members. Madam Chair, once again, it's a honor to provide you with the Certification this afternoon to the Council, of the Fiscal '19...'20 Certification of the net taxable real property valuation for the County of Maui in accordance with Section 3.48.135 and 580 of the Maui County Code. According to 3.8.135 [*sic*], of the Maui County Code, on or before April 19 preceding tax year, the Director of Finance shall file with the County Clerk a list of all real property assessments made within the County of Maui. This list, known as the Certification role, shall identify properties assessed by its tax map key number. Real property shall be assessed and taxes levied thereon as of January 1 preceding the tax year. For the upcoming fiscal year, assessments are based as of January 1, 2019, and sets the basis for the Council's deliberation of tax rates for the upcoming Fiscal Year '20 Budget. At the time the Mayor submitted the proposed '20 Budget to the Council, the certification of real property assessments has not been completed. So, the Mayor's proposed budgets were based on projections of valuation because the amount of valuation under appeal had not been completed. The Fiscal '20 net taxable value for real property for revenue projections is \$51,168,455,375 or about a

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

4.75 percent increase over the last year certified value of 48,848,591,900. The net values multiplied by the Mayor's proposed tax rates or mill rates would generate approximately 338,122,967. After deducting approximately \$425,836 for circuit breaker credits and adding 2.749 million from minimum tax, the grand total for real property tax revenue would have produced or will produce \$340,446,483 in revenue. The assessment list and the certified values is available to the public on the Maui County website. With the assistance of the staff of Real Property, we certified Maui County assessment roll today on April 18, 2019. The 2000 [sic] certification roll is a snapshot of the County as of January 1, 2019, and identifies the actual net valuation after deducting for exemption assessments under dispute. So, before you, Members, is a spiral handbook with charts and graphs similar to the previous fiscal years that was presented. I would like to thank the technical staff for putting this together, a very detailed handbook to assist the Members for tax rate deliberations. Madam Chair and Members, if you open your booklets, you'll see a table of contents on Page 1 of the presentation. And on Page 1, this shows a very detailed summary of the 11 land classifications as it correlates to land class descriptions, the certified value for tax rate purposes, the certified value for the Mayor's proposed tax rate and associated proposed revenues. The certified values are applied to the Mayor's proposed rates to arrive at a projected revenue. The sum of all 11 classifications subtotal, \$338,122,967. After subtracting \$425,836 in circuit breaker credits and then you add 2.749353 in...from the minimum tax, the total is \$340,446,483. This is 3,253,930 more than the Mayor had in his proposed Fiscal '20 Budget Proposal. On Page 2 through 11 are certified summary details of each of the individual 11 classifications. Here on Page 2, this if you look on the top, it says zero Time Share. This is the summary for the Time Share classification. On Page 3, on the top, it says number one, it's for Residential. The following page is for Commercialized Residential. Are the Members following on where we got...

COUNCILMEMBERS: Yes.

MR. TERUYA: Thank you. On Page 5 is Short Term Rental. Page 6 is a summary for Apartment; Page 7 for Commercial; Page 8 for Industrial; Page 9 for Agriculture; 10 for Conservation. Page 11 is a summary for Hotel and Resort, and number 12 for Homeowner. On Page number 13, this is the aggregate total for all the different 11 classifications. Page 14, I would say is always every year is a good page to put a tab there. There's a lot of good information on this page. Page 14, it is a summary page showing the number of parcels per classification. For example, if you look at the top left, you see Time Share. There's a number 2,479 there. That's the number of parcels that are...makeup in that Time Share classification. Moving over to the right from that column is the building valuation per classification. Continuing on is the exemptions. And then you get to the net building, when you subtract that out, you get your net land and its exemption, and that the following, and it's a net land. When you go down on the bottom half, you have the tax classes and it shows the different numbers in appeals. So, for example in Time Share, you see a number that I can't read, it's a little too small.

CHAIR RAWLINS-FERNANDEZ: Eight hundred and eighteen.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MR. TERUYA: Eight hundred and eighteen parcels in Time Share filed an appeal with the amount in dispute of valuation at 177,216,780 [sic], if I'm correct. So, that is on Page 14. It's like I said, this is a aggregate summary. On Page 15, this is a pie chart to illustrate the percentage of appeals per classification. Below are the actual number of appeals, followed per classification, and its percentage as the...as it represents of the whole. So, you can see there that the 818 appeals make up 60 percent of the total appeals under...for this coming fiscal year. On Page number 16 is the net taxable values for Fiscal '20 and the previous nine fiscal years. For the past seven years, you can see that the net taxable values have increased and currently at an all-time high of 51.7 billion in net property valuations. On Page 17, this is a histogram showing you the certified values for the tax rate purposes for Fiscal '20 and the nine previous fiscal years. Unlike the previous page this illustration takes into account the real property tax appeals that I use for budgeting purposes. So, again, the certified values for tax rate setting purpose are at an all-time high at 51.2 billion. Madam Chair, that ends the first half of the presentation just for certification numbers, and then I'll go into the details. If you wish to stop here, that is at the prerogative of the Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Director. Okay. Members, I'll now open the floor to questions. Member Paltin?

COUNCILMEMBER PALTIN: I just had a question on Page 16. The net, those are net taxable values of the individual properties?

MR. TERUYA: This is the overall net taxable value, right, for rate setting purposes.

COUNCILMEMBER PALTIN: So, could that same value, whatever it is, if you break it to a individual be used as like an appraisal? Or is it --

MR. TERUYA: Chair?

COUNCILMEMBER PALTIN: --more like a average of all the properties?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Thank you, Chair. These are...have nothing to do with individual appraisals. This is just the net valuations for the total assessment roll for the County.

COUNCILMEMBER PALTIN: Oh, more like an average then, not...that you individually valuated each house --

MR. TERUYA: Chair?

COUNCILMEMBER PALTIN: --and add it together?

CHAIR RAWLINS-FERNANDEZ: Director?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MR. TERUYA: This is aggregate total of all individual 78,000 parcels make up this net value, yeah.

COUNCILMEMBER PALTIN: And you cannot bust it down to one parcel like the value of --

MR. TERUYA: Chair?

COUNCILMEMBER PALTIN: --one parcel?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Those are in the Certification list. If you want, we can give you every single 78,000 parcel-by-parcel to give you the individual values for each unit in the County.

COUNCILMEMBER PALTIN: And if you took one unit, could that value be used as an appraisal or no?

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: The assessments that we have whether...whatever you use it for, it's never used for mortgage lending purposes. It's our valuation using mass appraisal standards. So, what...that's our assessment. It's not an appraisal so to speak. We don't take individual appraisals. We don't take one parcel and value it against the rest. We use it in sense of mass where all like-properties are joined together, and then assessed using mass appraisal standards.

COUNCILMEMBER PALTIN: And it's meant to be a 100 percent of the value?

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Our County Code says yes, our assessment are to be 100 percent of market value.

COUNCILMEMBER PALTIN: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Members, any other questions? Member Sinenci, and then Member Molina.

COUNCILMEMBER SINENCI: Yeah, thank you. For the Director, what would be the main impetus for this incline...increase in the valuations --

MR. TERUYA: Chair?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER SINENCI: --numbers?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Maybe that question might be better illustrated in the second half of the presentation as it talks --

COUNCILMEMBER SINENCI: All right.

MR. TERUYA: --to individual classifications. But in general, the market has gone up according to what we have. The sales date cutoff is June 30, 2018. So, that's the sales period that we used. If the market should change since that period, it will be reflected in the following fiscal year.

COUNCILMEMBER SINENCI: Okay. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Member Molina?

COUNCILMEMBER MOLINA: Thank you, Madam Chair. Good afternoon, Mr. Teruya. The homeowner's exemption, I'm looking at Page 14 for the number of PITTs, it says homeowners, 26,120. Would all of these qualify for homeowner's exemption? Am I correct with that?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Chairman?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Thank you. Yes, you are correct. As you see on Page 14, 26,120 parcels are receiving the home exemption.

COUNCILMEMBER MOLINA: Okay. And I had initially proposed in our Budget deliberations a possible \$400,000 homeowner's exemption to increase it from 200,000 to 400,000. Are you able to kinda project how much revenue would be reduced if we were to implement a \$400,000 homeowner's exemption --

MR. TERUYA: Chairman?

COUNCILMEMBER MOLINA: --current to?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: That is about \$14.9 million in loss.

COUNCILMEMBER MOLINA: Fourteen point nine. Okay. And then...all right. And then one last...one follow-up, another follow-up if you allow me, Madam Chair?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Go ahead, Member Molina?

COUNCILMEMBER MOLINA: Now, it's been brought to my attention we cannot...if we were to propose a homeowner's exemption in this current Budget Session, it cannot be implemented --

MR. TERUYA: Chair?

COUNCILMEMBER MOLINA: --now?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Thank you. That is correct. On March 15<sup>th</sup>, the notices were mailed to individual owners and they had until April 9<sup>th</sup> to file an appeal. That notice of 200,000 was on everybody's card. So, if you were to change that, you would have to resend out the 78,000 notices or to everybody who's affected, yes.

COUNCILMEMBER MOLINA: Okay. So, for this Council to consider a homeowner's exemption for next year, we'd have to do...address this by any particular date you'd recommend --

MR. TERUYA: Chair?

COUNCILMEMBER MOLINA: --the deadline?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: If I'm not--probably be before the end of December--I would say before December 31<sup>st</sup> --

COUNCILMEMBER MOLINA: Prior...

MR. TERUYA: --prior to the start of the new assessment year.

COUNCILMEMBER MOLINA: Okay. Yeah, 'cause I think my proposal will likely...the best thing to do is just send it to the Budget Committee for hopefully deliberation on it in the future. So, okay. All right. Okay. That's all I have for now. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Member Sugimura?

COUNCILMEMBER SUGIMURA: Thank you. Thank you, Mr. Teruya. Regarding Mr. Molina's question, could you give us an estimate of what it would be if the home...what impact would be if the homeowner exemption was changed to 400,000 versus the 200,000 amount? So.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Member Sugimura, that question was what Member Molina just asked. And it was \$14.9 million loss, yeah.

COUNCILMEMBER SUGIMURA: Oh, I'm sorry. Okay.

CHAIR RAWLINS-FERNANDEZ: Did you have another question, Member --

COUNCILMEMBER SUGIMURA: No, that's it.

CHAIR RAWLINS-FERNANDEZ: --Sugimura? Okay. Okay. Everyone...oh, Member Kama?

COUNCILMEMBER KAMA: Thank you, Chair. So, I have a...I don't know where this would fall but I know here in Maui, Hawaiian Home Lands leases lands outside of like, you know, the KSBE preschool, is not Hawaiian Home Lands. There's a DOH residential treatment center over here on Wells Street. That's all Hawaiian Home Lands. Are those taxed too?

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: My understanding is...is it...if it's vacant, has not...never been leased, then they're probably not paying property taxes. In...according to the Maui County Code, the first seven years upon lease, they're not exempt...they're exempt. And from year eight, they're only going to be assessed or taxed on the building value.

COUNCILMEMBER KAMA: Even if it is being used for commercial or --

MR. TERUYA: Chair?

COUNCILMEMBER KAMA: --mercantile?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: That is correct. So, if it's sitting vacant and it's not been leased, then it's not paying any tax. Once it issues a lease, then the tenant would be...have the next seven years free of tax and be charged on the eighth year on the improvements only.

COUNCILMEMBER KAMA: Okay. Thank you for that information.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama. Okay. Oh, Member Molina?

COUNCILMEMBER MOLINA: Yeah, Madam Chair, I'll...well, if you want to ask a question, I'll wait for my turn 'cause I know I already had my turn. But I'd like to ask the Director just one more question.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Is it regarding the first --

COUNCILMEMBER MOLINA: Yeah, just...

CHAIR RAWLINS-FERNANDEZ: --part of the presentation?

COUNCILMEMBER MOLINA: Yeah.

CHAIR RAWLINS-FERNANDEZ: Go ahead.

COUNCILMEMBER MOLINA: Yeah, Mr. Director, just, you know, if we do consider in the future to adjust the exemption up another 200,000, would we also have to consider the minimum tax, an adjustment to that as well?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Chair? Well, whenever you adjust your exemptions, that will increase or decrease the minimum tax. Because as you give a bigger exemption, more people will fall into minimum tax, and minimum tax would rise automatically.

COUNCILMEMBER MOLINA: Oh, I see.

MR. TERUYA: If you're talking about the rate, the rate is something else as well, yeah.

COUNCILMEMBER MOLINA: Oh, okay.

MR. TERUYA: Minimum tax is currently at \$400.

COUNCILMEMBER MOLINA: Okay. And I know you'd mentioned we were looking at a 14.9 million loss in revenue. But we could of course, make that up with adjustments in other property tax classifications as well, yeah. So, okay. All right. Thank you.

CHAIR RAWLINS-FERNANDEZ: Member Lee and Chair King?

COUNCILMEMBER LEE: Mr. Molina is feeling awfully generous today. Anyway, okay, so, if...why are we having so many problems with the timeshare properties when if you sold a hotel and if you sold a timeshare building, you would more than likely get of comparable, you know, comparable size, you would generate way more money with a timeshare than the hotel. So, you know, since our system is based on comparable sales, yeah, not comparable use necessarily in a resort area, resort/hotel area, why are we having so much trouble with the timeshare properties?

CHAIR RAWLINS-FERNANDEZ: Director?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MR. TERUYA: Chair? First of all, I don't want to generalize what would sell for more. Because in a Time Share, it really depends if it's all one unit, one big complex or it's condominiumized. There's a lot of different factors that may lead to valuation.

COUNCILMEMBER LEE: Okay. I'm talking specifically, Scott, about a unit that sold pretty much like 50 times, yeah, for one week. Fifty times as opposed...so, that value of that unit is way more than the unit in a hotel, yeah. So, this is the scenario I'm looking at.

MR. TERUYA: Okay. Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: I'm not sure if I can tackle that one. But I'm not sure what kind of trouble you mean from a timeshare perspective. I guess that's what I'm trying to --

COUNCILMEMBER LEE: Yeah --

MR. TERUYA: --identify.

CHAIR RAWLINS-FERNANDEZ: Member --

COUNCILMEMBER LEE: --well, I mean...

CHAIR RAWLINS-FERNANDEZ: --Lee, are you asking about an income-based approach instead of a comparable sales approach?

COUNCILMEMBER LEE: No, not yet.

CHAIR RAWLINS-FERNANDEZ: Oh, okay. Sorry.

COUNCILMEMBER LEE: Not yet.

CHAIR RAWLINS-FERNANDEZ: Sorry.

COUNCILMEMBER LEE: Okay. Just take let's say Maui Lu. Okay. Their six-story building, maybe 400 units. Let's say 400 units. Each unit is sold 50 times. So, you're talking hundreds and hundreds of millions of dollars, yeah, compared to a hotel. Maybe not on the beach, you know, not on the beach but the size might be the same, and it would go for a lot less.

MR. TERUYA: Okay. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Ms. Martin would like to attempt to answer this question. So, I'll give her the opportunity.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MS. MARTIN: Chair?

CHAIR RAWLINS-FERNANDEZ: Ms. Martin?

MS. MARTIN: Thank you. I'm not sure if you're referring to the...a building block approach where if you took the sale of each time interval and you added them up for a total value versus the sale of a whole timeshare unit, say two --

COUNCILMEMBER LEE: Yeah --

MS. MARTIN: --condominium...

COUNCILMEMBER LEE: --I'm taking --

MS. MARTIN: Yes.

COUNCILMEMBER LEE: --into consideration the interval sale.

MS. MARTIN: Yes.

COUNCILMEMBER LEE: Yes.

MS. MARTIN: Okay. So, the Real Property Assessment Division does not use a building block approach for the timeshare. So, if you can think of the Whaler Condominium in Kaanapali, you have one unit, you know, that's ocean view and two bedrooms. One unit might be a timeshare and one unit might be a short-term rental, and one unit might be a second home. The value for all three of those units will be the same but the classification will be different. And the reason why we don't use the building block approach is because those intervals oftentimes contain other amenities that aren't necessarily real property. And so, by using whole unit sales, we can take out the non-real property benefits that they are purchasing. They get points and trading and different things like that.

COUNCILMEMBER LEE: Nowhere else in the United States successfully has a variable rate for these types of units? No? Only Maui?

MS. MARTIN: Do...Chair?

CHAIR RAWLINS-FERNANDEZ: Ms. Martins [sic]?

MS. MARTIN: Oh...you mean the Time Share rate or do you mean --

COUNCILMEMBER LEE: Yeah, well --

MS. MARTIN: --the valuation?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER LEE: --that we have a Time Share rate and you have a Hotel rate, right?  
You have a Short Term Rental rate.

MS. MARTIN: Yes.

COUNCILMEMBER LEE: And they...all three could be the same unit, right?

MS. MARTIN: Right.

COUNCILMEMBER LEE: Okay. But --

MS. MARTIN: I don't...

COUNCILMEMBER LEE: --we're charging three different rates?

MS. MARTIN: Correct.

COUNCILMEMBER LEE: Which could be for the exact same unit --

UNIDENTIFIED SPEAKER: Different use.

COUNCILMEMBER LEE: --but the uses are different.

MS. MARTIN: Correct. But --

COUNCILMEMBER LEE: Okay.

MS. MARTIN: --I don't know if other jurisdictions are doing that.

COUNCILMEMBER LEE: No, I just wanted to know --

MS. MARTIN: Yeah.

COUNCILMEMBER LEE: --why, since we've been doing that, why is it wrong? Why are we  
being challenged on that?

UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

COUNCILMEMBER LEE: Okay, Corp. Counsel.

VICE-CHAIR KING: Corp. Counsel.

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Thank you, Chair. Before we get too deep we're still in appeals on that. So,  
but it's a challenge to the classification system that was brought by the timeshares.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER LEE: Right. I'm asking these questions because we're going to consider possibly changing those rates, yeah. So, maybe you should tell us what's legal and what's, you know, appropriate before, you know, I don't look good in stripes.

MR. UEOKA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Thank you, Chair. As far as the setting the rates, we view that as the Council's authority. And creating classes, we just always ask when you create classes that you put...you group similar uses similarly. And there are distinctions between the various classes that are or have already been established under the County Code. But as far as setting rates, that's typically the prerogative of the body. It's a, you know, it's a policy decision. Thank you.

COUNCILMEMBER LEE: Right. Well, thank you. I guess --

CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. Ueoka.

COUNCILMEMBER LEE: --we can continue to consider the various different rates. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Chair King?

VICE-CHAIR KING: Thank you, Chair. I've been...actually had a couple meetings with the timeshare folks. And so, I understand your...we...we're still on that appeal. But I do want to say just regarding some of the, you know, the issues with the homeowner's exemption, the...what Councilmember Lee is talking about, you know, the different approaches for taxing is that that was why I proposed the TIG, you know, to have a temporary investigative group to look at tax reform after this session. Because we always get into these discussions during, and we can't really change things during like, you know, we just found out we can't change the homeowner's exemption while we're in session. So, we really need to have a plan and have it vetted and find out if other community or other counties or cities are doing the things that you're talking about. But that's it. So, I just had...I had a question about the minimum tax. So, I just wanted to clarify the minimum tax rate is 400. The Council has the right to change that. We're not going to change it. The...what you were talking about the valuations going up and down is that the total amount we're getting for minimum will change for the minimum tax. But we had some people come out and were worried that we didn't put the minimum tax on that card where it showed the tax rates. And so, I just wanted for the general public, for the...everyone to know that the minimum tax is going to stay 400. We're not messing with that. The amount of money that the County takes in...

CHAIR RAWLINS-FERNANDEZ: Point of information.

VICE-CHAIR KING: Oh, for?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: I think that's something that we would have to still vote on, right?

VICE-CHAIR KING: Right, but I mean --

CHAIR RAWLINS-FERNANDEZ: But as far --

VICE-CHAIR KING: --we have not --

CHAIR RAWLINS-FERNANDEZ: --as moving...

VICE-CHAIR KING: --had a proposal to change the minimum tax is what my point is. So, there's...you don't have anything in here that messes with the...so this is...all of these is assuming that the minimum tax is 400, correct?

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: That is correct.

VICE-CHAIR KING: Okay. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair King. Okay. Seeing no other questions, will you please continue the presentation, Director Teruya?

MR. TERUYA: Thank you, Chair. In part two, which is the next page, again the first page is just a table of contents for the Members' use. Over on Page number 1, this is another graph here illustrating the tax rate history for the upcoming and past five fiscal years. On the lower half of the page are the associated rates for each of the classifications. Moving on to Page number 2, this is the page showing you, I think I showed this to you folks earlier, the current fiscal year rates per county in Hawaii along with the proposed FY '20 rates associated to date that we know. Over on Page number 3, this is usually where all the Members like to use this spreadsheet, which compares the certified value and the proposed revenue per classification viewing Fiscal '19 over '20, again, using the Mayor's proposed tax rates. This sheet is, as maybe Ms. Paltin was alluding to is...shows you the values per classification as a total. Over on to Page number 4, this is a pie chart. It indicates that the proposed revenue sources based on the Mayor's proposed Fiscal '20 Budget with real property taxes accounting for 43.2 percent of the total revenue source. Real property taxes are now certified and that the number of the Mayor's...that the...the number of the Mayor's proposed rates would be \$340,446,483 or about 43.6 percent of the total revenue sources. Over on Page number 5, this illustrates the certified revenue based on the Mayor's proposed rates for the current and...or the proposed and the last nine fiscal years. Over to Page 6, the...it's a breakdown of the previous page providing data for the proposed and the five-year history of revenues per classification. On Page 7, this is where the chart

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

is based on projected revenue. This is a breakdown for the Fiscal '20 certified and the nine-year history by certified value. Over on Page 8 is the breakdown by district. And the...that under each of the different districts, you have P, which you have a legend over on the top right, which indicates the number of parcels in that district. The Fiscal '20 estimated revenues, which is R; V for the certified value for Fiscal '20; and the R/P, which indicates the average revenue per parcel. Over on Page number 9, this is...actually Page 9 through 17 are all the individual districts. And I'll just go through them individually. This is just the breakdown of the districts and its valuation, projected revenue per classification, showing the difference between Fiscal '19 and Fiscal '20, the proposed. The pie charts are just good to identify the type of properties that make up your district. So, for example on Page number 9, Hana, it's pretty obvious even though I'm colorblind, that it's...the majority is green, and which indicates Agriculture. So, Agriculture is the predominant classification in the Hana District. I'll go down there slowly. In Lanai, you can see by far it's the Residential that's the primary use along with Apartment. On Page number 11, for Molokai, again, primarily green for Agriculture. The second primary is Residential. Page number 12 for Makawao, the...it's primarily on the left-hand pie that's the actual certified use is Homeowner. For Upcountry, it's primarily Homeowner. West Maui, it looks like it's primarily Short Term Rental. Over to 15, in Wailuku, definitely, or more than 50 percent of Homeowner. Page 16, primarily Homeowner and Industrial, looks pretty close. On 17, it looks to be Apartment and Short Term Rental to be the primary use. And over on Page number 18, we try to give you a little data, which may explain some of the economic trends and indicators. These charts show new construction permits on a slight downswing. Residential transactions are slightly rising very slight. Condominiums on the rise, and new building revenue show a slight increase, but compared to last year's growth, definitely not a big change. On Page number 19, this is the minimum tax revenue for the past ten years. So, it kinda gives you a different matrix and you can see the minimum tax as it was over the years, the parcel counts that qualified for the minimum...number of parcels receiving minimum tax, et cetera. On Page number 20 is the minimum tax statistics. For you people that like statistics, this is more than enough information really. The pie chart illustrates the percentage of the properties by classification that pay the minimum tax. So, like here, you would probably wonder why so much Agricultural parcels paying minimum tax is because many Agricultural parcels have agricultural assessments, which are very low, therefore paying the minimum tax. The...below the pie chart starting from the left moving over to the right, we show the number of taxable parcels in Maui County, which currently is 74,467. The number of Homeowners as you can see, number of parcels, 26,000, and it's 35 percent of the total parcels that pay minimum tax and so on and so forth. So, that's what you have on Page number 20. Oops, sorry. On Page 21, this just identifies the type of properties that make up the minimum tax. This is something I showed you in the past, just the breakdown. On Page 22, this slide shows 100 percent of the taxes in dispute by classification and its percentage of the total. This shows for the upcoming fiscal year that we have 8,328,575 of projected revenue under dispute. On Page 23, this just identifies the distribution of appeals followed by classification for the current and the past three years. So, you can see just the trend per classification. On Page 24 is the ten-year appeal history, showing you just the number of appeals filed by years, the amount of...that we put away that's

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

unbudgeted for, we must budget for 50 percent of the number of...under valuation. Page 25, this is the litigated claims summary as of March 19<sup>th</sup>...oh, on March 29, 2019. On the top half, you will see that we have about 40 cases at the State Tax Appeal Court level dating back to 2012. So, this is actually good compared to last year, we had 122 cases outstanding at this time last year. The litigated amount of revenue currently is \$7.7 million in litigated funds for tax appeal court. On the lower half, you...show the County Board of Review level, and we have 51 cases of remaining for a total of \$356,262 and some change. The grand total for all of the active appeals is currently at 91 with \$8,076,178 in litigated claims in total. Over on 26 is a slide of a ten-year history of the number of qualified applicants and the subsidy from the circuit breaker tax credit program. The circuit breaker program has gone through recent amendments, has been relatively stable as far as the number of qualified applicants and the tax credit. It's actually here for the safety net for the Homeowner program. On Page 27, there's a statistics, sorry, of the circuit breaker program on the top half of the...or the top of the page, you will see that the credit range of the amounts of the people receiving the credit. Similar to the previous years, the bulk of the recipients receive a credit between that 501 and \$1,000 range. The box below indicates the adjusted gross income range of the applicants with majority of the applicants with an AGI of less than \$5,000. The next chart shows the majority of buildings fall in the 200 to \$300,000 range, right in the middle. And on the last box, although age is not a factor in applying for the circuit breaker credit, it shows that majority of the people receiving the credit are over the age of 60. So, basically that second bar all the way over. On Page 29, it's a summary of the Homeowner class by ranges. On the top, the bar shows that the net taxable value of parcels within the Homeowner class are, after the 200,000 exemption is removed. The first bar on the left basically is zero, oh, I'm sorry. Oh. Did I skip a page? No. So, on the first bar on the left is zero through 140,300. That means that properties are valued up to 340,300, and that there are 3,412 parcels that will pay minimum tax. The bulk of the Homeowner class have a taxable value of between 250,000 and 499,000, that the third bar on the left. And the right-hand column identifies that 71.3 percent of our homeowners have a taxable value of less than 500,000, and are paying between 712 and \$1,400 approximately. And ten homeowners have a value between 2 million to \$18.6 million, and also receive circuit breaker credits. On Page 30, here is the valuation and tax rate history for the Hotel/Resort, Short-Term Rental condos, and the Short-Term Rental homes. On Page 31, this is the chart that shows the different categories that are benefitting from the subsidy, and total subsidy from these categories are now at a all...again, an all-time high of \$100.2 million. On Page 32, I...we reported this in the past. It's just good statistics to know that the compliance and the people over at Real Property Tax Division are maintaining compliance. Here's some statistics that can...that you can have to identify just the amount of additional revenue. Over the past year, \$3.8 million due to compliance efforts; \$1.3 million come in by way of unfunded or unbudgeted revenue. And then, Members, from Page 33 to the end of that presentation is what Ms. Martin provided information to you in the past. So, I don't want to waste your time on that unless you have questions. So, Chair, that ends the presentation as to the individual statistics as to certification, and we can be open to questions at this time. Thank you, Chair.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Okay. Members, the floor is now open for questions. Looking at the time, I'm going to give everyone an opportunity to ask two questions each. Is there any objection to that?

VICE-CHAIR KING: No objection.

CHAIR RAWLINS-FERNANDEZ: Okay. So, I'll go --

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: --from that --

VICE-CHAIR KING: Thank you.

CHAIR RAWLINS-FERNANDEZ: --way and then go that way.

VICE-CHAIR KING: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Okay.

VICE-CHAIR KING: I just have one question. On Page 25, the tax on appeal is 8,076,178 for the 91 active appeals, and the appeal funds are 8,071...are 8,071,000. Is that just like a lucky guess or did you...is there some correlation between what we have on --

MR. TERUYA: Chair?

VICE-CHAIR KING: --reserve and...

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Those funds are actually not on the books until it's paid. So, whenever it's paid and under appeal, those money go directly into litigated claims. So, it's not a guess.

VICE-CHAIR KING: Okay.

MR. TERUYA: Yeah.

VICE-CHAIR KING: So, that amount just sits there. And that's what we're thinking that we might pay out of what's being appealed?

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Yeah, I'm not saying that's what we're going to pay out. But any time...any revenue under appeal will sit there until the case is adjudicated.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

VICE-CHAIR KING: Okay.

MR. TERUYA: Yeah.

VICE-CHAIR KING: So, you have these raw...there was a deadline to appeal, they appealed, and then you put the funds aside but they're not exact, they're just slightly under?

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: I would say those appeal funds are quite accurate.

VICE-CHAIR KING: Okay.

MR. TERUYA: And like I said, you have to appeal for that money to be put in abeyance, I mean put in a litigated account.

VICE-CHAIR KING: Okay.

MR. TERUYA: If you do not file an appeal, there's no --

VICE-CHAIR KING: Shouldn't those two --

MR. TERUYA: --money that...

VICE-CHAIR KING: --amounts be the same then?

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: One is 100 percent of what is...should be owing, and one is what is actually paid. So, sometimes somebody may not have paid so we cannot put it in a litigated account. You can only put what's paid.

VICE-CHAIR KING: Oh, okay.

MR. TERUYA: Yeah. So, it may not balance.

VICE-CHAIR KING: Oh, okay. I see. All right. Thank you. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair King. Member Lee?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER LEE: Thank you, Madam Chair. Scott, okay, so we've been talking about variable rates. Since you're the expert in this area and are familiar with assessments and history, et cetera, which ones do you think should be increased?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Chair? Definitely, I don't have an answer for that but other than to tell you that it's really up to this body. It...like I mentioned in previous meetings, it is almost a form of land policy on how you guys want to handle what you guys...what's your entry, what do you like, what you may cost more to play. It's really up to this Member and this board to make that decision. The Real Property Assessment Division is just responsible for values and classification, and then it's this body to identify the rate to get to your bottom line of taxes. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Director.

COUNCILMEMBER LEE: Thank you for that inconclusive answer. Yeah, I know it's our charge to do that but I just wondered, you know, from your own experience, if you, you know, if you see a pattern forming or if you see that...you see us heading down one road and you're thinking, whoa, I think they should be heading down the other road, you know. It's that kind of a thing, just more for guidance rather than decision making, yeah. So, the answer is still no? Okay. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. You tried. Member Molina?

COUNCILMEMBER MOLINA: Madam Chair, I had one question for the Director. So, kind of similar along to the lines of Member Lee's question, one of those tough ones, which relates to the homeowner's exemption. Since it was last adjusted in 2011, I was going to ask the Director if he feels there should be an increase in the exemption. I mean I don't know if he can answer that but I'm just throwing it out there.

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Chair? Again, no, I don't really have a clue which way to go. It's really depends on whether or not this body like aggressive or regressive tax. You can play with the exemption either way, plus or minus, then you're going to play with rates plus or minus. So, you know, it's just really however you want to distribute the burden is really the bottom line. The bigger the home exemption, obviously, it's my guess, puts it on to somebody else. And when you make it close to zero like other counties that just play with the rate, then you're affecting another group of people. So, it's just really the policy decision of this body. Sorry.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Member Sinenci?

COUNCILMEMBER SINENCI: Thank you, Chair. Director, I just had one question I wanted to get your input. You know, we've been giving some figures where some of the Maui

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

hotels have been assessed at this rate, and then when sold, they're being sold at double that rate. So, what are your thoughts on that?

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Yes, that's a very good question, and it's a question that gets often asked. When you deal with hotels, you gotta understand that a billion dollar sale price doesn't mean it's worth a billion dollars in real estate, in real property. In real property, you don't assess or you don't value reservation system, beds, artwork, et cetera. You're assessing real property. So, you...when you look at the...like such, for example the Grand Wailea sold multiple years. If you took away the brand and it was just a structure, that's what we're valuing. You're not doing all the artwork, the beddings, the reservation system, the ongoing worth, et cetera, et cetera. There's a big bonus even for like Marriott. To be a Marriott and be part of the reservation system, there's a value to that. That is not part of what you can tax or assess. So, just because it...there's a sales price, you still gotta do your work as an appraiser to identify things that are of non-realty. So, and that's why you have a conveyance tax certificate that most people should be filling out. It's a legal document to identify less personal property. So, you don't pay taxes on things that are personal property. You're just paying taxes on real property transfer. So, that is a document that we often look to. So, just the sales price alone is not meaning that that is what real property value should be.

COUNCILMEMBER SINENCI: You're saying they sold the furniture too?

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Well, I'm guessing whatever took place in that transaction is what took place.  
And --

COUNCILMEMBER SINENCI: Thank you.

MR. TERUYA: --I mean the personal property has some value to somebody, and maybe to another person maybe not.

UNIDENTIFIED SPEAKER: Just kidding.

MR. TERUYA: To the seller who gotta get rid of it, it might be worth less really 'cause he's got to go...be the one to dispose it. So, it really depends, and you got to do your analysis and know what really sold from real property standpoint.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Member Hokama?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER HOKAMA: I would say the Director has been very consistent in his approach to our taxation over the last...how long have you been with us? Eight years? Ten years?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Thank you, Chair. Since 2007, maybe around there.

COUNCILMEMBER HOKAMA: Yeah, so, your approach has been consistent so it's helped us with our taxation. I would say to my colleagues, Mr. Teruya and Finance Department has recommended adjustments to the Code. We tried to bring equity and fairness in Agriculture, and the Council chose not to implement. So, it is what it is, and the 30 percent subsidy. Department made recommendations regarding condos. We chose not to take the Department's recommendation. So, it is what it is. I'm just pointing out to the Members that Mr. Teruya, those in Real Property Division have made recommendations to clean up the tax structure, the tax categories to meet the needs of the current County's requirements. Council has chosen or hesitated to implement for various political reasons. And so, I would say we need to look within ourselves on whether or not we want to make the appropriate adjustments on taxation rates and categories. I prefer not to collapse it and simplify it because I think that would be inappropriate. I would be open to changing categories to address and capture the revenues we should for the value it truly is. And so, I appreciate Mr. Sinenci's question. But I believe at this time as I understand our Constitution and State law, the counties do not have the ability to go and create taxation for personal property. Is that a good understanding, Mr. Ueoka?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Thank you, Chair. Mr. Hokama is correct. The State reserves all taxing authority to itself, granting the counties the authority to do real property taxes. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo.

COUNCILMEMBER HOKAMA: So, again yeah, Members, as our Department states, we are...the Division of Real Property, and we are limited to that specific category. I wish we could look at certain items under personal that we could create taxation policy and taxation 'cause I would say that may take care of some of the litigation or appeals before our Tax Appeals Board. But being none, I still think if we want to make an adjustment, then we should look at the Department and revisit the recommendation regarding condos and apartments 'cause I believe there is an area that with appropriate adjustment, will benefit this County overall. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Member Paltin?

COUNCILMEMBER PALTIN: Is this seven minutes?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: No.

COUNCILMEMBER PALTIN: Oh.

CHAIR RAWLINS-FERNANDEZ: Two questions.

COUNCILMEMBER PALTIN: Okay. I was wondering if you can explain to me a little bit more about the process of appeals like why somebody would have a legitimate appeal or why they would have like a not legitimate appeal?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Thank you, Chair. That's a really difficult question because it's really up to the homeowner to choose if he wants to appeal or not. There are reasons to appeal if you think the value is plus or minus 20 percent of market value. That is one option to appeal. On the basis of inequity is another. Whether you...not received an exemption. So, there's multiple reasons for an...a homeowner to appeal and I cannot tell you it's every but person's right to appeal if they want to. So, I...like the national average of appeals is about 2 percent. And--let me get to that appeal--so, we have about 1,360 appeals. That's kind of close to 2 percent honestly. Maybe under? I don't have a calculator on me but I would think that's around 2 percent, maybe 1.6 percent, maybe 1.8 percent. That is pretty close to the national average. In the mainland for example, the 48 across, everybody...every state has a different reason to...reason why you can appeal. Some jurisdictions, you don't have to pay your taxes until your case is adjudicated. So, you don't need to pay your taxes in...until you...that case is resolved. That's basically putting your money away somewhere else. Some municipalities have a 8 percent return on whatever you win. That's better than putting it in the bank. You might as well appeal your taxes. So, every jurisdiction has different reasons for an appeal. And why somebody files an appeal may not have to have logic, so. And I'm sure they...some people do. So, I cannot tell you why someone would appeal other than it's every individual's right to file an appeal.

COUNCILMEMBER PALTIN: You know, on Page 24, where it says 50 percent of value in dispute, you guys gotta hold 50 percent on the value that's in dispute in case we lose the appeal?

MR. TERUYA: Chair?

COUNCILMEMBER PALTIN: They win their appeal?

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: That is by Maui County Code. It says that 50 percent of the value under dispute must be put away. I mean is...cannot be used...it...is used for revenue projection purposes. In other words...

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER PALTIN: And that's been safe...a safe cushion like by a lot or just okay?

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Can you repeat the question? I apologize.

COUNCILMEMBER PALTIN: Like putting away 50 percent on the value in dispute, that leaves us plenty cushion or --

MR. TERUYA: Oh...

COUNCILMEMBER PALTIN: --does that amount get returned or --

MR. TERUYA: Chair?

COUNCILMEMBER PALTIN: --do we lose the appeals that amount all the time?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: I would feel that I would say historically, I would think that that is a safe amount. However, that being said, if you lose, the huge properties that of big value in 100 percent, that could change. So, it is a number by County Code. I can maybe defer to Corporation Counsel. Whether that number should be changed, that's really up to this body. I believe it's stated by County Code. But it is a safe value historically in my opinion. I can defer to Ms. Martin if she has better statistics to prove it, so.

CHAIR RAWLINS-FERNANDEZ: Ms. Martins [sic], you can just push, yeah.

MS. MARTIN: Chair? Our appeals statistics are on the County website under online services. We do a study of all four counties, just reviewing our appeals statistics. It's a comprehensive report for the State. I think there's two, maybe one or two years online that can be referenced in.

COUNCILMEMBER PALTIN: Could it be a possibility that everyone just don't pay their taxes and then the thing go broke?

CHAIR RAWLINS-FERNANDEZ: Okay. Last question, Member Paltin. Ms. Martins [sic]?

MS. MARTIN: Chair?

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MR. TERUYA: According to the Code, even though you file an appeal, you must pay your taxes. It doesn't give you...in the State of Hawaii especially for Maui County, it doesn't allow you...you cannot pay your taxes, you don't have to pay your taxes but when you file an appeal, it is...you must...you have to follow your...there's no money will be put aside unless you pay your taxes. If that's what you're putting to but people could...I'm sure all of the County doesn't have to pay their taxes, that would put the County in a very unusual situation but maybe Corporation Counsel can...

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: I have to agree with the Director. That would just be an extremely unusual situation if every taxpayer in the County of Maui decided not to pay. There's...we can foreclose on the properties for tax...for lack of tax. That takes a little while but also you wouldn't want to do that 'cause there's penalties and interest and delinquency fees that would just get astronomical for some of the larger parcels. So, it's always in everyone's best interest to pay their taxes but...and it's unlikely that the entire County roll would not pay. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Mr. Ueoka. Director?

MR. TERUYA: Hi, thank you, Chair. I guess in that situation, if there was a large number of people not paying their taxes, under the County Code, you must be three years delinquent before we foreclose. I would think Corporation Counsel at some point, if we couldn't meet our revenues, would have to take into its consideration of maybe going through judicial foreclosure to meet that need. Currently, it's a three-year delinquency before we do it on judicial. But if we couldn't make our revenues for the County Budget, it...it's not to say that we couldn't go for judicial foreclosure at any point in time. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Director. Okay. Member Sugimura?

COUNCILMEMBER SUGIMURA: Thank you. Director, so, if you could turn to Page 31, Real Property Tax Subsidies is what it's on. And could you explain like some of the subsidies like Kuleana, Historical Residences are of interest?

MR. TERUYA: Okay. Thank you, Chair. Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: For example, of the ones that you mentioned there seems to...gosh, I cannot...is it 40 Kuleana?

CHAIR RAWLINS-FERNANDEZ: Forty-nine --

COUNCILMEMBER SUGIMURA: Forty-nine.

MR. TERUYA: Forty-nine --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: --for Kuleana.

MR. TERUYA: --parcels of Kuleana lands. So, that means there's a definition, and you basically need to go through OHA to verify that your lands are...have...you have lineage and it's, that it's Kuleana. And those are 49 parcels receiving a subsidy of...

COUNCILMEMBER SUGIMURA: One hundred fifty-nine thousand five hundred sixty-two. So, all of these categories I guess the general question is that based upon County Code or Hawaii Revised Statutes or something, they now are eligible for some kind of subsidy like the homeowner exemption?

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: That is correct. It's...all of these subsidies are either exemptions or things in the Code that identifies how or why you would feel or be exempt. And majority of these are by application, yeah. So, even for the homeowner exemption, there are provisions in there that there's penalty clauses such that if you do not...no longer meet or we can have proof that you didn't fulfill, there are provisions for us to back tax in those situations. Thank you, Chair.

COUNCILMEMBER SUGIMURA: So, just on this, the interesting thing is for the Condo classification 'cause you talked about that before. So, why is this Condo classification receiving 1,988 units for \$7.3 million, almost 7.4?

MR. TERUYA: Chair?

COUNCILMEMBER SUGIMURA: So, what kind --

CHAIR RAWLINS-FERNANDEZ: Director?

COUNCILMEMBER SUGIMURA: --of subsidy do they get?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: ...*(inaudible)*... Okay. So, in...for Condo classes, Maui County Code 3.48.305(C) allows condominiums to choose or attach to what the actual use is. For example, in Wailea, if...a lot of those condos over there are grandfathered for Hotel use but by Code, you allow for condominiums to claim actual use. So, even though the highest and best use is to rent short term, the owner may say that it's vacant. So, they're claiming Apartment, or they're long-term renting and claiming Apartment. So, that subsidy is something less than what you guys would receive if there was no Condo classification. So, that 7-million-something number are the subsidies that you're given...you're giving out for somebody not using their properties...those properties to the highest and best use.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER SUGIMURA: They're not using their property but we're giving them that benefit?

MR. TERUYA: Because the Condo Code allows for it.

COUNCILMEMBER SUGIMURA: Interesting. So, that's why you said it will be something good to look at. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. Member Kama?

COUNCILMEMBER KAMA: Thank you, Chair. So, okay, here's a question. What additional budget is needed for real property taxation to implement the changes needed to move to a tiered property tax system for Residential properties where a different taxation rate could be used based on the assessed value of their home?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Thank you, Chair. We are already...reached out to the vendor, Tyler Technologies, to identify how much it's going to cost and how long it...will it take to implement a tiered-rate system.

COUNCILMEMBER KAMA: Yeah.

MR. TERUYA: Ms. Martin might be able to have the up-to-date but we have already started when the discussion came up about a month or two ago. The costs and time is unknown right now.

COUNCILMEMBER KAMA: Right.

MR. TERUYA: It could be a 150. It could be \$250,000. That request has been out to the vendor. First of all, you need identify a script as to what it is you're asking for. The request to the vendor had asked for a two-tiered structure so that the Council would have more than one choice of...if they only would want one or two or whatever. So, that request has already been requested. The amount and how long it will take has not been returned to us yet.

COUNCILMEMBER KAMA: Okay. Thank you. But could we hear from Ms. Martin at the same time, Chair?

CHAIR RAWLINS-FERNANDEZ: Ms. Martins [sic]?

COUNCILMEMBER KAMA: Thank you.

MS. MARTIN: The Director is correct. And I think they will get to us...back to us before May. So, it should be any day now.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER KAMA: So, when that does happen, then you're going to come back and, or do we need to develop the script or do you develop the script?

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Chair, that number is I believe it's already in the proposed Budget to my knowledge. Yeah, it's estimated I believe in the Budget at 200,000.

COUNCILMEMBER KAMA: Wow. Wow. I'm impressed. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama. Okay. Following up with that question, so, if in the Budget, it's at 200,000, and you just told us that it could be as high as 250,000, should we not budget for 250,000, or would you come back for an amendment?

MR. TERUYA: Thank you for that question, Chair. I really don't know how much it's going to be. If this Council and this body feels that we should have it higher and whatever difference will just get back to Carryover/Savings to the County, that's fine with me. I can defer maybe to Budget or this Council on how they want to approach it.

CHAIR RAWLINS-FERNANDEZ: Okay. It's up to us. Okay. Shucks, let me see, I think that was my only question. Okay. Members, that will complete the review of the tax Certification.

VICE-CHAIR KING: Are you going to do another round of questions or...

CHAIR RAWLINS-FERNANDEZ: I wasn't planning to.

VICE-CHAIR KING: Okay.

CHAIR RAWLINS-FERNANDEZ: We have a tight schedule. Did you have --

VICE-CHAIR KING: I just have a really --

CHAIR RAWLINS-FERNANDEZ: --additional questions?

VICE-CHAIR KING: --quick question, yeah, just to follow --

CHAIR RAWLINS-FERNANDEZ: Okay. Go ahead, Chair --

VICE-CHAIR KING: --up on the tier.

CHAIR RAWLINS-FERNANDEZ: --King.

VICE-CHAIR KING: Okay. I just --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Any --

VICE-CHAIR KING: --wondered...

CHAIR RAWLINS-FERNANDEZ: --objections, Members?

COUNCILMEMBERS: No objections.

COUNCILMEMBER LEE: No, not if I can ask one too.

VICE-CHAIR KING: On Page 2, it shows the tax break comparison by county. And Honolulu, I'm not sure how long they've had that tiered system. It shows, you know, the bottom one, two...Vacation Rental, Vacation [sic] Agriculture, Residential "A," Residential Investor, and Affordable Housing. Those are all classifications we don't have on Maui. But Honolulu has a tiered Residential tax. Do you know how long they've had it and is there any information on how successful it's been?

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: To my knowledge, it's been about three years. I just remember that Honolulu also doesn't have a Homeowner classification --

VICE-CHAIR KING: Right.

MR. TERUYA: --either, yeah, so.

VICE-CHAIR KING: So, everything goes under Residential. But has there been any feedback on that from...

MR. TERUYA: Chair? No, to my knowledge, no, I don't have any --

VICE-CHAIR KING: Okay.

MR. TERUYA: --feedback.

VICE-CHAIR KING: 'Cause that could be helpful to us, you know, what...how it's been received and --

MR. TERUYA: Thank you. I can get...

VICE-CHAIR KING: --if it's...they're losing money, if they're making money.

MR. TERUYA: If the body would like, I can do a response back to the body.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

VICE-CHAIR KING: Okay. That would --

CHAIR RAWLINS-FERNANDEZ: Yeah.

VICE-CHAIR KING: --be helpful. Thank you.

CHAIR RAWLINS-FERNANDEZ: It looks like they would. Mahalo, Director. Mahalo, Chair King. Member Lee?

COUNCILMEMBER LEE: Really fast. Okay. So, we're going to be looking at the possibility of creating a tiered system. What about creating another class like Resort Residential or any other that you have thought about in the past?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Chair? I think you might have to give me a little bit more information on that. Because, you know --

COUNCILMEMBER LEE: The --

MR. TERUYA: --what we...

COUNCILMEMBER LEE: --multi-million dollar homes in Wailea, Kaanapali, Kapalua, and Makena.

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Thank you, Chair. We...and I don't know if that would be okay because if you just go on a value, it's still a home. It's a similar use, which it should just fall into Residential, and then you get into Homeowner, a Homeowner, if you get the home exemption. But just to have a class segregated out by value, same use, might be problematic. We can discuss further though. Thank you.

COUNCILMEMBER LEE: Well, surely people have thought of different ideas on either adding a class or modifying an existing class. I mean this has been here for so long. Surely people have had other new ideas on this. I mean because, you know, when we go to all the district meetings, you know, everybody complains to us, all the homeowners complaining to us about the roads and the this and the that, right. But for some reason, this Council refuses to raise the rate for homeowners, not even 5 cents. So, you know, and in reality, if you're talking fairness, who uses the roads more than anybody else? So, you know, I'm thinking that since we're going through this process, why don't we come up with a fairer process and something that maybe looks a little bit like this but, you know, takes us into the...in the future, yeah? So, you've never thought about this before, Scott?

MR. TERUYA: Chair?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Before I give the mic to the Director, I'll just remind Member Lee that that's why we're going to create a TIG, and we're going to take it up in my Committee after Budget so they can do that. But, Director?

MR. TERUYA: Thank you, Chair and Member Lee, for that question. There is no way that there is going to be a system that will catch every single person that you intended to. But to your question, I think if you had followed Honolulu's approach in just the Residential classification, that would meet the majority of your needs. That being said, there are properties that are Residential in class and nature that can be condominiumized that will no longer become Residential. It will become Apartment. So, as I mentioned, you can have the best intent but to actually get a 100 percent in what you are...think...looking for without mentioning a specific TMK, it is very difficult to be inclusive of everyone. Just be mindful of that.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Director. Mahalo, Member Lee. Okay. Members, it's 2:54. We're going to review Finance's...the Department of Finance's Budget. Would Members like to take a short break first or would you like to go straight into it? Ten-minute break? Okay. Okay. So, we'll take our afternoon break now. It's 2:55, and we'll take a ten-minute break to 3:05. Okay. The Economic Development and Budget Committee is now in recess. . . .(gavel). . .

RECESS: 2:55 p.m.  
RECONVENE: 3:15 p.m.

CHAIR RAWLINS-FERNANDEZ: . . .(gavel). . . Will the Economic Development and Budget Committee please return to order. It is 3:15 on April 18<sup>th</sup>.

**DEPARTMENT OF FINANCE**

CHAIR RAWLINS-FERNANDEZ: We're going to now begin our review of the Department of Finance's budget starting with the written correspondence questions. We received the last two correspondence from the Department. Was it this morning?

UNIDENTIFIED SPEAKER: . . .(inaudible). . .

CHAIR RAWLINS-FERNANDEZ: This morning, yeah? And that was FN-16 and FN-17, and FN-19? Okay. Okay. So, I know Members didn't have time to really review the responses that were sent from the Department. One of them was extra thick in response to providing a report for all documents showing budget amounts versus actual expenditures and encumbrances with entries aggregate by sub-object code. And so, that one will be uploaded to Granicus. But please let me know if there are any questions that you see that you would like me to ask. In the meantime, I'm going to ask Director questions from written correspondence that didn't make it to the Department, and that's dated April 18<sup>th</sup>, question two on the letter, regarding the change in real property tax rate for the Time Share category in correspondence dated April 4, 2019, FN-12; A, you noted that the reduction in the Time Share--oh, oh...oh,

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

yeah---the reduction in Time Share classification was based on the intent to close the gap between the Hotel and Resort--or is it that one, yeah--Short Term Rental and Time Share classification without a large financial impact to any one classification in one fiscal year. Do you believe that it is necessary to close the gap further than the...what the Mayor proposed? And I think you mentioned that there was a response.

MR. TERUYA: Yeah.

CHAIR RAWLINS-FERNANDEZ: Do you have that written correspondence --

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: --in front of you?

MR. TERUYA: Chair, I think you...

CHAIR RAWLINS-FERNANDEZ: Yes.

MR. TERUYA: Are you referring to FN-12?

CHAIR RAWLINS-FERNANDEZ: FN-18, that was the correspondence that I handed to you before we started the meeting.

COUNCILMEMBER MOLINA: Madam Chair? Yeah...

CHAIR RAWLINS-FERNANDEZ: Member Molina?

COUNCILMEMBER MOLINA: Yeah, I just want to...

CHAIR RAWLINS-FERNANDEZ: I believe these questions came from you.

COUNCILMEMBER MOLINA: Yeah, I think I was referring to FN-12 as --

CHAIR RAWLINS-FERNANDEZ: Oh, okay.

COUNCILMEMBER MOLINA: --Mr. Teruya had...that's question two, yeah, yeah, that you're reading?

CHAIR RAWLINS-FERNANDEZ: Question three. Oh, question two --

COUNCILMEMBER MOLINA: Two A.

CHAIR RAWLINS-FERNANDEZ: --on this correspondence, two A.

COUNCILMEMBER MOLINA: Correct.

CHAIR RAWLINS-FERNANDEZ: Yes.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER MOLINA: Yeah, that's it.

CHAIR RAWLINS-FERNANDEZ: And then the second question is --

COUNCILMEMBER MOLINA: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: --you also stated that the people's budget was based on expenses --

COUNCILMEMBER MOLINA: Yeah.

CHAIR RAWLINS-FERNANDEZ: --that meet Charter-mandated services related to public health, safety, and welfare. Do you believe that the proposed Time Share rate meets this mandate? Please explain. That was question two, both by...from Member Molina.

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: If I may? I don't have it in front of me but I can respond to the rationale question as to the reduction in the Time Share rate from 15.41 to 13.93, if that's okay with Member Molina?

COUNCILMEMBER MOLINA: Yeah.

MR. TERUYA: Okay. Thank you, Chair. The response came from the Mayor. It reads, first of all, I assured the people's budget was based on the expense that meet Charter mandate services related to public health, safety, and welfare. Upon fulfilling those requirements, I reviewed the proposed revenue projection at the existing Fiscal '19 tax rates applied with the Fiscal '20 estimated value [*sic*] for revenue projection purposes. Taking into consideration that values in the Commercial and Industrial classification decreased, I made a slight increase to those rates to bring those classifications closer to a net zero, but still came to a 2.7 decrease over FY '19. I also felt that the Hotel and Resort and Short Term Rental classifications have had an impact on the County's environment and infrastructure. Therefore, I felt a slight increase in those classifications were warranted to maintain a healthy and viable community. The reduction to the Time Share classification was based on the intent to close the gap between the Hotel and Resort, Short Term Rental, and Time Share classification without a large financial impact to any one classification in one fiscal year. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Director. So, that was the response that was given by the Mayor in FN-12, question number three. And the follow-up question to that was do you believe that it is necessary to close the gap further than the Mayor has proposed? So, if you can comment on that? If not, perhaps the Mayor would be able to follow up on that. But I think Member Molina would like your opinion.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MR. TERUYA: Thank you, Chair. I don't speak on behalf of the Mayor. So, at this point, I would prefer not to comment. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Director. Okay. So, question number three, oh sorry, would you be able to comment on question two B, which says you also stated that the people's budget was based on expenses that meet Charter-mandated services related to public health, safety, and welfare. Do you believe that the proposed Time Share rate meets this mandate? Please explain.

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Again, I would like to defer to the Mayor please.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Member Molina, it's okay?

COUNCILMEMBER MOLINA: Yeah, I saw and I understand the predicament the Director is in having to speak for the Mayor in this. But, you know, if it had made it to the Mayor's Office, you know, it would have been...we could have probably had a response directly from the Mayor to address some of this. But I guess I'll just have to wait. But I thank Mr. Teruya for providing the best response that he could. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Okay. Number three, and this question also or line of questions also came from Member Molina.

COUNCILMEMBER MOLINA: Oh, Madam Chair, I'm sorry --

CHAIR RAWLINS-FERNANDEZ: Yes?

COUNCILMEMBER MOLINA: --number three is that the one with Time Share? I think Mr. Teruya answered. My --

CHAIR RAWLINS-FERNANDEZ: Oh, okay.

COUNCILMEMBER MOLINA: --questions were sort of in line with that earlier. So --

CHAIR RAWLINS-FERNANDEZ: Right.

COUNCILMEMBER MOLINA: --no need for that --

CHAIR RAWLINS-FERNANDEZ: The --

COUNCILMEMBER MOLINA: --a response --

CHAIR RAWLINS-FERNANDEZ: --four hundred --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER MOLINA: --to that one.

CHAIR RAWLINS-FERNANDEZ: --thousand --

COUNCILMEMBER MOLINA: Yeah.

CHAIR RAWLINS-FERNANDEZ: --dollar homeowner --

COUNCILMEMBER MOLINA: Yeah.

CHAIR RAWLINS-FERNANDEZ: --exemption. So, I think we covered that already. Okay. So, those are all the questions that was submitted by the Members that we didn't...that unfortunately, didn't make it to the Department. So, the Department couldn't respond 'cause they didn't receive it. So, Members, the two written correspondences that we did receive responses to were FN-17 and FN-19. Is...so again, are there any questions that the Members would like for the Director to respond to? Or is it okay for Members to review the responses via the written correspondence? Any objection to move to the next phase?

COUNCILMEMBERS: No objections.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. We're going to move to Members' questions questioning directly to the Director. Ms. Bouthillier, would you be able to...oh, Ms. Espeleta. Okay. Thank you. Until Ms. Matthews returns. Okay. Okay. We'll start with Member Sinenci and then we'll go down to Member Kama.

COUNCILMEMBER SINENCI: Thank you, Chair. I just had one question for the Department under...on Page 204. And my question was at the bottom for Travel. What types of training would the travel be used for at the bottom of Page 204?

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Thank you. In regards to the training, there are several things. There's two positions. One is we're requesting a Real Property Manager I expansion position. And we are also getting back the position of the Internal Control Officer. The training includes for both of those positions. It will be both for the...Internal Control Officer is for like GFOA conference and training. And for the Real Property Manager, it will also include for IWO training of understanding more appraisal than not just a management, understanding what it takes for an appraisal, ordering appraisal, things that real property would need to do. So, that position including the existing would be doing those training on more an appraisal basis to understand general appraisal concepts.

COUNCILMEMBER SINENCI: Okay. Thank you, Director. Thank you, Chair.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Member Molina?

COUNCILMEMBER MOLINA: Okay. This is the seven-minute round I guess so to speak yeah?

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER MOLINA: Okay. I just got a couple of general ones. Members, in your Details, Page 6-21, Sub-Object Code 6040, and also I guess Computer Service is 6-21, same page, and Sub-Object Code 6110. First I guess for 6040, the increase in postage. And this is due to the...you're anticipating a volume increase in driver licensing production? And I appreciate the Department looking at ways to I guess, you know, improve the service and expediency to our customers. Could I just get a rundown on that?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Oh, yeah, thank you, Chair. This is just to increase in volume it says due to a driver license production for the expansion towards postage of \$19,000, just an estimation.

COUNCILMEMBER MOLINA: Okay. All right. And then also the...there was a \$419,615 increase for Computer Services for MVR and DL transaction charges, plastic driver license production, and temporary driver's licenses. I take it is that to offset the increase in license renewals or...and do you have the adequate staffing --

MR. TERUYA: Chair?

COUNCILMEMBER MOLINA: --to accommodate this large --

CHAIR RAWLINS-FERNANDEZ: Director?

COUNCILMEMBER MOLINA: --you know, influx of renewals?

MR. TERUYA: Yeah, the explanation of changes that I have, it's basically the 82,200 for MVR transaction charges, 45,600 for DL transaction charges, 286,000 for the classic driver license production, and 5,297 for temporary driver license. So, these are all hard costs that's --

COUNCILMEMBER MOLINA: Okay.

MR. TERUYA: --needed to meet the demands.

COUNCILMEMBER MOLINA: Okay. Thank you. And then my last question, it relates to the expansion positions for the four DMVL Service Representatives, Page 6-3 of the Budget

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

Details, and, Members, in case you're interested. And you have these as listed as LTAs, yeah. What is the anticipated term time for these positions?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Chair? What page are you in, Member Molina?

COUNCILMEMBER MOLINA: Six-three on the Budget Details. Sorry.

MR. TERUYA: Okay. Thank you. I don't have it as 6-3.

COUNCILMEMBER MOLINA: For Program Budget 216...

MR. TERUYA: Yeah, I have a different line item but anyway --

COUNCILMEMBER MOLINA: Okay.

MR. TERUYA: --the four expansion positions in the Budget are for limited-term appointments to meet the needs of the additional 60-something thousand renewal license that's going to be required by the Homeland Security to get the star on your license...driver's license. So, until October of 2020, that the anticipation that Lito...Administrator Lito Vila did was to meet the needs of the additional people that are going to come in on a daily basis.

COUNCILMEMBER MOLINA: Okay. Good, good. Okay. And I would just want to compliment you guys. I had the opportunity of getting my registration done on that kiosk thing or something. That was really fun. It was neat, and very efficient and expedient. So, compliments to you and your staff and the DMVL and Mr. Vila. Thank you. That's all I have.

CHAIR RAWLINS-FERNANDEZ: Expedient and efficient like us, yeah?

COUNCILMEMBER MOLINA: Oh, of course. You know it.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Member Lee?

COUNCILMEMBER LEE: You need more rest I think. You're getting delusional. Okay. All right, all right. Mr. Teruya, what is...I know you've told us before but today is a new day, what is the status of the Service Center in Kahului, the new one?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Chair? I don't have the up-to-date status. I think I'm not even sure if the Administrator Lito Vila, would have that...you have that information? No, I don't have that information as far as the completion date. I believe Alan Murata from the Mayor's Office may be able to get it a little bit better but...

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER LEE: Okay. That's fine. Did you find something?

MR. TERUYA: Chair, it is FN-9 in the response.

COUNCILMEMBER LEE: Okay.

CHAIR RAWLINS-FERNANDEZ: FN-9. What question number?

COUNCILMEMBER LEE: See?

CHAIR RAWLINS-FERNANDEZ: They're laughing at me.

MR. TERUYA: Question number two of the work performed to date.

COUNCILMEMBER LEE: Okay. And I'm going to go on record. I asked you before as you were walking down the hallway but I'll ask you on record today. Is there enough room at your new place to take a whole floor with you like the, maybe the 6<sup>th</sup> or 5<sup>th</sup> floor so that we can get more room here?

MR. TERUYA: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: I honestly could not tell you. Alan Murata is the person in charge of the space and who's going to be occupying what. At this time, the only thing I was told by the Mayor's Office is that the Real Property Tax Division will be going to the Service Center. That's the only thing I know at this point.

COUNCILMEMBER LEE: Okay. But you did tell me that there's probably room for --

MR. TERUYA: Chair?

COUNCILMEMBER LEE: --more...for another division or something.

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Thank you, Chair. What I did express is I believe the building was scaled down so the room...there may be room on the parcel but there is not existing room in what was built out, planned to be built out.

COUNCILMEMBER LEE: Okay. So, there is enough room for an additional office or floor, yeah, but it's not in the existing plan but it could be added on? Is that what you meant?

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MR. TERUYA: Again, I would probably prefer to defer than to make an assumption at this point. Thank you --

COUNCILMEMBER LEE: Okay.

MR. TERUYA: --Chair.

COUNCILMEMBER LEE: Scott, you keep this up, we're going to move next to you. Okay. When...are you going to have other services at the kiosk? Is there going to be a time when we can renew our driver's license --

MR. TERUYA: Chair?

COUNCILMEMBER LEE: --at the kiosk?

VICE-CHAIR KING: Is this a --

CHAIR RAWLINS-FERNANDEZ: Director?

VICE-CHAIR KING: --Budget question?

COUNCILMEMBER LEE: Yeah, it is.

MR. TERUYA: Very ambitious question. We haven't crossed that bridge yet. We have honestly have never had the discussion about whether or not there'll be other automated services at the kiosk. I can tell you that we are trying very hard to bring that iNovah transactions online and possibly have another separate kiosk or online payment process where any bill of the County can be processed online and possibly at a kiosk.

COUNCILMEMBER LEE: Okay. Thank you. I have no questions on your budget, and I have no proposals to make at this time other than maybe some tax rate adjustments but not on your budget. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Chair King?

VICE-CHAIR KING: Thank you, Chair. I'm interested in that, the expansion for this floor too, but I didn't want to create an FN-20. So, we'll keep that question outside of this discussion. So, I have a couple questions. One is I don't know if it's too early but can you just give a really brief synopsis of how you think that Workday is going and if it's going to be the...is it starting out like we wanted it to start out? Are we finding problems that you could share with us?

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MR. TERUYA: I would like to give the opportunity to Accounts Administrator, Marci Sato. And I would also like to point out you have your IT, Jacob Verkerke and Susan Verkerke...I mean Susan Underwood out there.

VICE-CHAIR KING: Don't start rumors.

MR. TERUYA: And the...and these are the main players in the Workday project that can give you very good information as to where we are --

VICE-CHAIR KING: Okay. But I --

MR. TERUYA: --and where we're going.

VICE-CHAIR KING: --want to know from the user point of view if it seems like it's going to...if it's going to work since it was financed through you...through your office.

MR. TERUYA: You want to...

MS. SATO: The user point of view.

MR. TERUYA: Yeah, right.

MS. SATO: Chair? Thank you, Councilmember. Marci Sato, Accounting Administrator. So, since we went live on Workday, April 1<sup>st</sup>, but for the April 15<sup>th</sup> pay period, we launched the HR, the Human Resource module and the payroll processing module. And I have to say, and I want to thank the Department of...DPS, IT and Payroll, there was just a really, really unified effort and a lot of sweat, blood, and tears that went into this to get that even online. And it was a proud day for us. Some of the...there were some issues that have occurred but there was none that we believe that was detrimental to the project --

VICE-CHAIR KING: Okay.

MS. SATO: --that's nothing that we couldn't fix. One of the things that we're kind of proud of is that the...we see a lot of involvement from the employees. And I think yesterday's statistics after three days, half of our employees, a 1,000-some-300 employees had signed on to the system. So, that was encouraging.

VICE-CHAIR KING: Okay.

MS. SATO: Yeah, and we're making an effort to encourage the employees to get on board and have a lot of training so that it...this project is a success. And so far, it seeming to play out to be with --

VICE-CHAIR KING: Okay.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MS. SATO: --little hiccups.

VICE-CHAIR KING: Okay. And we don't have any extra financial needs for this program at this point besides what was originally budgeted?

MS. SATO: I would have to defer to ITS as they're handling --

VICE-CHAIR KING: Okay.

MS. SATO: --the contract for Workday.

VICE-CHAIR KING: Okay.

MS. SATO: Thank you.

VICE-CHAIR KING: I'll talk to them. Thank you for that. That's encouraging. And then my only other comment I have is you have some in your...in the Budget Program, you have some success measurements that talk about customer satisfaction, but they're measured by like the numbers of workshops. So, I'm...so, how are you going to know if by holding workshops or holding meetings that there's customer satisfaction?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Thank you, Chair. That's, several parts to that. One is definitely we are trying to have programs to have educational pieces of our...about customer service. The other part is on just working through what we're trying to do is have section meetings with the different divisions and sections underneath about the customer needs within even the County itself, not even to the outside people but the internal aspect. And we're going to be putting out surveys to the employees as --

VICE-CHAIR KING: Okay.

MR. TERUYA: --to their opinions as to how they feel, it's either going or not going. So, customer surveys within the employees is one of the things that we've thought about so far.

VICE-CHAIR KING: Okay. That's kind of what I was alluding to because I see a lot of these, you know, the satisfaction goals and then the measurements are how many meetings you've had, not, you know, how many surveys you've done that have shown that you've reached a 90 percent success rate or something like that. So, that's all I have for you folks. Thank you. Thank you for that presentation this morning on the tax certifications or I mean the value certifications. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Member Hokama?

COUNCILMEMBER HOKAMA: Thank you, Chair. You know, I get asked a question, can we do this, can we do that? I always tell the person asking me as long as you're willing to

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

pay, County can do almost anything, and if you're willing to pay the bill. So, my question for the Department and it's...our Director, yeah, I would say our Director, he serves all of us, a couple of questions. What's our status of our implementation of the third-party entity for our short-term portfolio? 'Cause I need those returns to be at the maximum possible.

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Thank you, Chair. We, as a investment committee, we met last week. We had our interviews with the top three people...companies. And we will be reconciling and giving out our denial letters and our acceptance letters to the finalists. We are expected to go live on July 1, 2019 at the start of the fiscal year.

COUNCILMEMBER HOKAMA: Okay. Very good. One area that I commend you, and I want to thank Mr. Vila 'cause, you know, he was a great driver regarding kiosk, but my question again, yeah, more...is more about the data that we are collecting or can be collecting from those kiosk users because all that data in my mind is owned by the County. And I don't want that to be shared or given away freely, it's a revenue-generator for our other sister counties. Okay. So, I'm going to be drafting legislation that is going to be a component of revenue for the County in the future. Any concerns if Council moves into this direction? Because data is again critical, it's what runs a lot of things and it is...it has monetary value.

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Thank you, Chair. I will maybe have to further check if we're required or allowed to share that information. But if we are not required to, then I see no reason to your request.

COUNCILMEMBER HOKAMA: Okay. New York City is doing it from street corners of the city to their kiosk. Okay. They're making seven digits revenue out of the data, seven digits. That means it's in the millions. Okay. I don't understand why we cannot craft smart legislation and make it happen for this County especially with our new geospatial GIS program in real property tax. After hearing from our Kauai and Big Island counterparts, I can tell you now they wish they were with us when we started. Okay. We are the envy of the counties of the nation with our new program. The other area is that I want to ask you about because I'm looking at the Mayor's philosophy where he would like to put some of the cash, and I am thinking again because of contracts, I'm looking at some cash balances whereby I prefer...I understand the need for Emergency Fund but I prefer we continue our discipline of accelerating and minimizing the impact of EUTF on this County's cash. Would you say that is still a reasonable discipline? Because we all know obligations and all of these things are paid by cash not by borrowing.

CHAIR RAWLINS-FERNANDEZ: Director?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MR. TERUYA: Chair? I just like to maybe hit upon something that the Mayor Victorino had mentioned. He...based on the estimated revenue and the required 1 percent real property revenue an additional 32,539 should be transferred to the Open Space, Natural Resources, Cultural Resource, and Scenic Views Preservation Fund. The proposed transfer to the Affordable Housing Fund based on required 2 percent, an additional 1 percent should be \$97,618. After fulfilling the requirements of the Charter...Revised Charter of the County of Maui as amended, an additional 3,123,773 is available for appropriation. I recommend that the \$2 million of the additional revenue be apportioned to further reduce the County's liability for post-employment obligations, and the balance of 1,123,773 be appropriated to the Emergency Fund. And this is from the Mayor Victorino, today to the Chair.

COUNCILMEMBER HOKAMA: Well, I appreciate the Mayor's recommendation. Okay. And that is one of my concerns when we earmark so much of General Fund by the Charter. This Council loses flexibility to adjust to the changing demands of our cash. Okay. That is one of the downfalls of this Charter requirement. Yeah, it's a good thing. It feels good but it's holding us back from taking care of three things that support the bond rating, Carryover/Savings, level of obligation, right? And for me, the obligations is killing us. Okay. It's hindering this County from moving forward by placing our cash in pre-dedicated pots that for me doesn't help the bond rating. Okay. It feels good. But like the Housing Fund, I think that's a great idea. Where's our bloody houses that we built? It's still on the books. Okay. We have locked ourselves into a narrow corner and I'm upset that we now don't have the flexibility to make the difference where it counts, and that is right now in EUTF obligations. And the Carryover component that when we borrow, we have the capacity to get the best interest rates. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Member Paltin?

COUNCILMEMBER PALTIN: Thank you, Chair. If we can look at FN-4 answers or responses, the last page, the last project, Hamakualoa Coastal Open Space, I was wondering if it would be possible for you to transmit the appraisal and recommendation for the Lot 6 of Hamakualoa Coastal Open Space Preserve before the close of Fiscal Year '19?

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Is the request, Member Paltin, to just deliver the appraisal. Is that what the request is?

COUNCILMEMBER PALTIN: Well, it says in the status that the appraisal has been completed and currently in negotiation...negotiating with the seller. So, I was wondering if you can transmit the appraisal and the recommendation from your negotiations with the seller?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Thank you, Chair. That's kind of up to the Finance Director with the Mayor, whether or not that the Mayor decides to buy it. Finance Director negotiates and the Mayor would transmit if they want to go through with the purchase.

COUNCILMEMBER PALTIN: So, could the appraisal be transmitted?

MR. UEOKA: Chair? Yes --

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: --if...you can request it from the Finance Department and they'll make the determination. I don't see a problem with it though personally. Thank you.

COUNCILMEMBER PALTIN: Okay. Thank you. And then, I think Ordinance No. 43...4437...sorry, before I go back on to a different one. Can the decision to send the appraisal...or can the decision on the parcel be made prior to the close of Fiscal Year '19 or...

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: If you don't mind, if we can respond in writing on that question then I can look at it further with the Real Property Manager to --

COUNCILMEMBER PALTIN: Okay.

MR. TERUYA: --see the current status please.

COUNCILMEMBER PALTIN: Cool. And then I also wanted to ask about Ordinance 4437. In 2017, established County Parks Special Revolving Fund but we couldn't find it on the Maui County Code Title 3. And so, it was a kind of a question to the Parks and Rec Department as well like how are the special...the revenue funds being kept tracked off like golf fees, pool usage fees, Summer Pal registration, civic center usage fees, if there is not this Special Revolving Fund being created...been created? Like how long does it take after the ordinance to establish a fund for the fund to then be created?

CHAIR RAWLINS-FERNANDEZ: Ms. Sato?

MS. SATO: Chair? Once it is appropriated in the Budget for the fund to be created, it will be created at the start of that fiscal year. So, if you're referencing what funds, Special Revolving Fund were...are you referencing?

COUNCILMEMBER PALTIN: County Parks.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MS. SATO: Hold on one second. Thank you.

COUNCILMEMBER PALTIN: And maybe another question on Workday, if you don't know your username, what do you do?

MS. SATO: Your username...sorry, Chair.

CHAIR RAWLINS-FERNANDEZ: Ms. Sato?

MS. SATO: Your username should be the same username as your Novel.

COUNCILMEMBER PALTIN: That's like --

MS. SATO: Oh --

COUNCILMEMBER PALTIN: --your e-mail?

MS. SATO: --yes, oh so, for Council it's a different one. Sorry, my...I will get back to you. We have a different one for you.

COUNCILMEMBER PALTIN: In writing?

MS. SATO: Okay. Yes.

COUNCILMEMBER PALTIN: Okay.

MS. SATO: Thank you.

MS. YOSHIMURA: Chair?

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

MS. YOSHIMURA: In response to Councilmember Paltin, we did respond to that question regarding the County Park Special Fund. It's in BD-9. And right now, the fund could be added to Appendix A, Part 2. There is no balance to the fund. The Department of Parks and Recreation is currently working with the Department of Corporation Counsel to do the administrative rules. And the fees that will go in there will be the concession, sponsorship, and donations. And so, in relation to your questions on the golf, the green fees, all those fees go straight into the General Fund.

COUNCILMEMBER PALTIN: So, the question is, is there no way to keep track of the revenue that Parks is bringing in through all these little things that they collect money for?

CHAIR RAWLINS-FERNANDEZ: Ms. --

MS. SATO: Chair?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: --Sato?

MS. SATO: All of the revenue that's brought in is identified by a separate sub-object. So, yes, we're able to identify what it's coming from, the golf course, if it's going to be coming from pools or concessions.

COUNCILMEMBER PALTIN: And then even if there isn't a balance, should it still be listed under Title 3?

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

MS. YOSHIMURA: Chair? Yes, in question number three on BD-9, it...we did say it should be listed under Appendix A, Part 2, with a zero balance as of June 30, 2019, with no anticipated revenue for Fiscal 2020 until the administrative rules are completed.

COUNCILMEMBER PALTIN: Okay. So, I guess the question was it should be but it's not?

MS. YOSHIMURA: Yes, it should be but it's not. So --

COUNCILMEMBER PALTIN: Okay.

MS. YOSHIMURA: --upon your final passage of the bills, that should be added in.

COUNCILMEMBER PALTIN: Okay. Got it. And then is there a problem we, you know, all of us are like pro-affordable housing and whatnot. So, if the Department of Human and...Housing and Human Concerns asks us, we try to accommodate them. Is there a problem of adding \$176,136 into your Countywide Cost for fringe benefits of DHHC... for Section 8 HUD?

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

MS. YOSHIMURA: Chair, I believe this is the question that you had about the fringe benefits for Section 8. You wanted to split it between...oh, the...no, you...she wanted to split it between the grant for Section 8 and Countywide Cost under fringe benefits. So...

COUNCILMEMBER PALTIN: Split the difference. Share --

MS. YOSHIMURA: Yeah.

COUNCILMEMBER PALTIN: --the load.

MS. YOSHIMURA: So...

COUNCILMEMBER PALTIN: Help them out.

MS. YOSHIMURA: Yeah. So, we'll take a look at what the rules are on the Section 8 program and then we'll get back to you.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER PALTIN: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Member Sugimura?

COUNCILMEMBER SUGIMURA: Thank you very much, Department. I had as one of my either concerns or priorities a position with DMV, and that came from when you presented before us and it...I'm sorry, Accountant for your payroll. And then I see you have four DMV positions. So, it was a revisit. I don't know if we want to talk about it now, Chair? It was a revisit for that position that I had.

CHAIR RAWLINS-FERNANDEZ: The Accountant?

COUNCILMEMBER SUGIMURA: And do we want to ask...yeah, do we want to ask the --

CHAIR RAWLINS-FERNANDEZ: You can ask.

COUNCILMEMBER SUGIMURA: --Department? Yeah.

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER SUGIMURA: So, I wonder, Mr. Teruya, if you could talk about it? And I guess if it had to be in Details that it would be on Page 6-8, in Finance, 'cause there's really no position there because it didn't...it...but it's regarding your need for that position. And right now, you have a limited-term position that you're borrowing from Police I think.

MR. TERUYA: Thank you. Chair?

COUNCILMEMBER SUGIMURA: And I have the...

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TERUYA: Thank you for the question. It's multiple divisions. First of all, let me start with --

COUNCILMEMBER SUGIMURA: Oh, multiple.

MR. TERUYA: --your initial question regarding DMVL. The current Budget Proposal is requesting for four LTA positions to --

COUNCILMEMBER SUGIMURA: Right.

MR. TERUYA: --address the anticipated increase in driver license renewals. In the response to FN-15, the Motor Vehicles had responded that the anticipated need is for eight, the LTA positions. The...this whole point of responding to the need of additional renewals is only by LTA, meaning once that requirement is completed, that we will get rid of the

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

positions. I realize that additional E/Ps comes at a cost. We have broken down in FN-15 the additional cost to go for four people including for eight people. And the amount of revenue, currently the duplicate license fee is \$10 per transaction. And that return on an annual basis is about 488,000. Our recommendation was actually to ask the body if they would consider raising it \$2 to \$12 to break even on these positions. And when the need is completed that we reduce the position LTAs and reduce...possibly reduce the rates and fees back down to the \$10, just to address the amount of people that they're going to have to serve. With four positions, you're going to have one at the Kahului Service Center and one at each satellite office. The intent was to have two at each to deal with the need. So, that is just our response hoping that without giving additional fees or additional cost to the County that there is a way to make it up by increasing the duplicate license fee by \$2 during the interim. In regards to the other question that you had regarding the revenue, the time-tracking position, that is also...

COUNCILMEMBER SUGIMURA: Was it one of your responses?

MR. TERUYA: In FN-17 --

COUNCILMEMBER SUGIMURA: Seventeen.

MR. TERUYA: --and 15. I...there's multiple areas that that is in there. The Time Tracking Lead, I can probably only talk so much about what is the critical need of it. It's the second...it's Phase IA of the time tracking piece for a person to basically spearhead this ongoing area. You have IT people up here and up there. I'm not sure if you want to hear from them or not. But the critical need of this project not only now but moving forward. Currently, it's been deferred because there is lack of resources within the Department, the Accounts Division, because many of them are working on the Workday project, just the first phase. This also takes the same type of people. It's the same, actually the same people working on this and they're spread pretty thin. And that was the need and the request for an Accountant IV to take care of this time tracking piece. And Susan Underwood can be up there and Jacob Verkerke can be additional resource but I'm sure Marci has something to say.

COUNCILMEMBER SUGIMURA: So, just curious on that. You said you put it aside because you don't have the right personnel. And is...what is the impact...oh, okay, Marci, so, what is the impact to the County 'cause you're talking about payroll if we don't fill this position? Or will it just get done once the personnel is available, other personnel is available?

CHAIR RAWLINS-FERNANDEZ: Ms. Sato?

MS. SATO: Chair? Thank you, Councilmember. So, one of the big reasons why we delayed time tracking for deployment is because we did not have available resources to fully test the time tracking rules and the configuration. This Accountant IV Time Tracking Lead is needed to assist and to troubleshoot our time tracking rules. So, prior to ADP, when they were processing in P2K, there was...the County was responsible for the

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

time configuration rules. At that time, there was a position specifically for that but that was housed in the...in IT. So, when we moved to the implementation of ADP, ADP housed our time configuration. So, therefore, that position became vacant, and I believe it's obsolete right now. With Workday, again, the responsibility lies on the County. And so, at this point, we need to be able to have the expertise to be able to train someone to learn the time configuration piece and to make this Workday system successful. I believe that the intention of ADP when they installed that, about nine or ten years ago, was an...along with ePersonality, was to have a more automated system. And the...it was the intent to make a lot of things electronic. However, we still have approximately half of our population on manual time sheets. So, the addition of this resource would help to put the project and the way we want it to be and to work where...we're already spending as much, you know, a lot of money on the project. And we want to make it the best that it can be.

COUNCILMEMBER SUGIMURA: So, one last question 'cause I heard the bell. But...the buzzer...but --

CHAIR RAWLINS-FERNANDEZ: Go ahead.

COUNCILMEMBER SUGIMURA: --if we don't get this...I guess the thing that we would care about I think is, is there a cost to us not doing it? I mean what are the bigger --

MS. SATO: Chair?

COUNCILMEMBER SUGIMURA: --like for Fire, I mean, you know, for the different departments have pretty complicated hourly systems, would it impact the...those kind of departments?

MS. SATO: Chair?

COUNCILMEMBER SUGIMURA: Or is it --

CHAIR RAWLINS-FERNANDEZ: Ms. Sato?

COUNCILMEMBER SUGIMURA: --minor?

MS. SATO: To be honest with you, if we do not get an additional resource, the ability for the Department of Finance and the Payroll Department to move forward with the time tracking piece, which we've already delayed, would probably be at risk again to be delayed because it's an overwhelming project. We already delayed it once, the move to push the time tracking was because we want to make sure that it's accurate. We spend a \$180 million on salary and overtime a year. So, we...it's a big deal to us. And so yes, the consultant and the lead consultant did make a comment that our bargaining contracts and then our time tracking rules are the most difficult that she's seen. And so, we need to, to me that we need to make sure we have the adequate resources and the support to be able to support the system going beyond implementation.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER SUGIMURA: So, nothing would happen?

MS. SATO: No, there would be a risk that we delay the project and also the time configuration, we would have to borrow resources like we have been to be able to --

COUNCILMEMBER SUGIMURA: Meet the demand.

MS. SATO: --meet the demands, yeah.

COUNCILMEMBER SUGIMURA: Oh, thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. Member Kama?

COUNCILMEMBER KAMA: Thank you, Chair. I was just curious, you know, after hearing Member Paltin's question about the fringe benefits, so, if the County is paying half of the fringe benefits for the HUD employees and the grant pays the other half, is it possible for us to get more HUD vouchers or make it available? Because if they're not paying for their, you know, for one-half, is that possible to do?

CHAIR RAWLINS-FERNANDEZ: Ms. Sato?

MS. SATO: Chair? That would be the intention of doing that but I don't want to speak on behalf of the Department of Housing and Human Concerns.

COUNCILMEMBER KAMA: Okay. But it can be done?

MS. SATO: Yeah.

COUNCILMEMBER KAMA: Okay. Thank you.

MS. SATO: Thank you.

COUNCILMEMBER KAMA: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama. Okay. My questions were all answered. So, I'm good. You can have one of my minutes. One minute.

COUNCILMEMBER PALTIN: So, with regard to the Department's tools and capabilities, if the community were ultimately to designate an area, a special improvement district designation, does the Department currently have the capabilities to include the billing of individual property assessments at the same time the RPT bills are sent to the property owners on the same bill?

CHAIR RAWLINS-FERNANDEZ: Director?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MR. TERUYA: Chair, thank you. And thank you for that question. I think we're moving to a lot of possible CFDs, et cetera, and the Department is ready for that.

COUNCILMEMBER PALTIN: Oh, right on. Thanks. Thanks for your indulgence, Chair.

CHAIR RAWLINS-FERNANDEZ: You're very welcome, Member Paltin. Okay. Members, we completed that phase and we'll go into proposed recommendations. And I'll start with Member Kama, you're ready? Member Kama?

COUNCILMEMBER KAMA: I'm ready and I have none.

CHAIR RAWLINS-FERNANDEZ: Wonderful. Member Sugimura?

COUNCILMEMBER SUGIMURA: And I guess I gotta keep on that, the goal of trying to help the Department in making sure our payroll things are correct. So, I want to...I had that as one of my concerns or...I think probably concern after we heard Mr. Teruya during his earlier presentation. So, I would like to just put that in and see what the Members may think about putting in that Accountant IV position and Accountant IV Temporary Time Tracking Lead position. And then I would also like to support the Department 'cause I think they have to...and I like the proposal of doing it tied to rates and fees to be increased. And as soon as that we finish this task that we are asked to do by TSA, that the rates and fees...I don't know how all the logistic will be handled but it will go back to what it is, and then we're covering the expenses of these LTAs, which would be a total of eight that you asked for, and you got four in the Budget. So, to add on the additional four that you requested. Can I tell you where it is in the book?

CHAIR RAWLINS-FERNANDEZ: Yes --

COUNCILMEMBER SUGIMURA: Okay.

CHAIR RAWLINS-FERNANDEZ: --please.

COUNCILMEMBER SUGIMURA: So, the DMV one is on Details 6-13 and 6-14, and there's DMV Representatives for Lahaina, Pukalani, Kihei, and Kahului. And I think if I understand the Director correctly, it would be for two...oh, doubling that. So, a total of eight positions, and to be tied to rates and fees as it is appropriate to accomplish. And according to the information from the Department, we would have to take care of almost a 100,000, yeah, to update.

CHAIR RAWLINS-FERNANDEZ: The eight positions --

COUNCILMEMBER SUGIMURA: Yeah.

CHAIR RAWLINS-FERNANDEZ: --were they --

COUNCILMEMBER SUGIMURA: So, it would be...

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: --LTAs --

COUNCILMEMBER SUGIMURA: Yeah --

CHAIR RAWLINS-FERNANDEZ: --then?

COUNCILMEMBER SUGIMURA: --LTAs.

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER SUGIMURA: LTAs. And if you look on 6-13 and 6-14, there's the details there, and let me know if you need more. Is that what you referenced, yeah? So.

CHAIR RAWLINS-FERNANDEZ: Got it.

COUNCILMEMBER SUGIMURA: Yeah.

CHAIR RAWLINS-FERNANDEZ: Okay. Did you need a response from the Department?

COUNCILMEMBER SUGIMURA: What...

MR. TERUYA: Chair?

COUNCILMEMBER SUGIMURA: I would like to --

CHAIR RAWLINS-FERNANDEZ: Director?

COUNCILMEMBER SUGIMURA: --hear what the Department says.

MR. TERUYA: As far as the funding mechanism, we have that in the response in FN-15 if that helps the Members. We have the breakdown. We identify the cost not only for the salaries but also the fringe included so that if we are looking at trying to be at a net zero to take care of this, including the additional \$2 per duplicate, and it shows that it will cover itself fully, Chair.

COUNCILMEMBER SUGIMURA: Okay. What about the other position? Is that okay? The Accountant IV?

MR. TERUYA: The Accountant IV is a SR-22. We have it budgeted for a full 12-month salary because we're already in recruitment; however, that position returns back to Police on June 30<sup>th</sup>. So, we're anticipating it being live, that body being there before July 1 and the, we requested salary of 59,616.

COUNCILMEMBER SUGIMURA: Okay. Thank you.

CHAIR RAWLINS-FERNANDEZ: The 59,616, the fringe is included somewhere else --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MR. TERUYA: Chair, not --

CHAIR RAWLINS-FERNANDEZ: --Ms. Sato?

MR. TERUYA: --for the time tracking position, no.

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. TERUYA: It's included in Countywide Costs.

COUNCILMEMBER SUGIMURA: Fifty-nine six one six.

CHAIR RAWLINS-FERNANDEZ: Okay. So, that salary would just...so, if Member Sugimura wanted to make that amendment, it would just be adding that salary?

COUNCILMEMBER SUGIMURA: Fifty-nine...

CHAIR RAWLINS-FERNANDEZ: Or would...

MR. TERUYA: Chair, we would have to add fringe and salary.

CHAIR RAWLINS-FERNANDEZ: Right.

MR. TERUYA: Yeah.

CHAIR RAWLINS-FERNANDEZ: Okay. Do you have that numbers for Member Sugimura?

COUNCILMEMBER SUGIMURA: I have...only have 59,616.

CHAIR RAWLINS-FERNANDEZ: Six one six.

MR. TERUYA: Chair, we can --

CHAIR RAWLINS-FERNANDEZ: That's the salary.

MR. TERUYA: --report in --

COUNCILMEMBER SUGIMURA: Could you?

MR. TERUYA: --writing if we --

COUNCILMEMBER SUGIMURA: Okay. Could you?

MR. TERUYA: --could. That would be...then we can be exact.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Director. Member Sugimura, did you have anything else?

COUNCILMEMBER SUGIMURA: That's it.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Member Paltin?

COUNCILMEMBER PALTIN: I think mine, amendment would just be the adding to the Fringe Benefits, Countywide Costs, a 176,136 from the DHHC Section 8 HUD program and that's it I think. I mean...so, if we codified the deferral agreements, you can collect that on the RP Tax Bill?

MR. TERUYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director? Oh, Mr. Ueoka?

MR. UEOKA: Thank you, Chair. Member Paltin, I guess I need more clarification what codify the deferral agreements means?

COUNCILMEMBER PALTIN: Like create a formula to collect on them?

MR. UEOKA: I would have to look specifically on what the deferral agreements state to figure out when the collection would be triggered, so without saying that. But as far as if it could be fit on the bill, I do understand that there are other charges that are listed on the bill. So, I believe in Mr. Teruya's system, it might be possible. But the underlying question, we'd have to look further into. Thank you.

COUNCILMEMBER PALTIN: Thank you. I guess I won't make that amendment yet then.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo --

COUNCILMEMBER PALTIN: Thanks.

CHAIR RAWLINS-FERNANDEZ: --Member Paltin. Okay. Member Hokama?

COUNCILMEMBER HOKAMA: Thank you, Chair. You know, this Department is so critical in my mind since it funds everything we do including the revenues and payment of debt. I'm going to...I'm looking at proposing three items, Chair. And again, I base it on what I believe is critical regarding our future borrowing requirements, which is economic diversification, Carryover/Savings, and reduction or elimination of as much obligations as possible. So, one, I'm looking at, and I haven't figured out the...what would be a good range, Chair, but I plan to increase the EUTF funding.

CHAIR RAWLINS-FERNANDEZ: Okay. And that's on Page 229.

COUNCILMEMBER HOKAMA: Okay. And again, I'll be happy to work with you to make sure that it's a responsible amount as well. Two, I would like to increase the technology

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

component in the Budget. I mean if we are serious about looking at economic drivers, it cannot be just \$50,000. Okay. You're talking about peanuts when we gotta throw dollars at it to develop a smart alternative and additional economic engine. So, I'm looking between 250 and \$500,000 for this. We need --

CHAIR RAWLINS-FERNANDEZ: And...

COUNCILMEMBER HOKAMA: --to be serious and do serious decisions on serious matters. And so, the third thing is, again --

CHAIR RAWLINS-FERNANDEZ: Member Hokama --

COUNCILMEMBER HOKAMA: --I...

CHAIR RAWLINS-FERNANDEZ: --before you move to the third thing, do you know what page the technology one is on? And...

COUNCILMEMBER HOKAMA: I'll get it 'cause it was in the Narrative component under --

CHAIR RAWLINS-FERNANDEZ: Oh, okay.

COUNCILMEMBER HOKAMA: --I think --

CHAIR RAWLINS-FERNANDEZ: And then...

COUNCILMEMBER HOKAMA: --the Office of the Mayor.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER HOKAMA: I believe that that's where...

CHAIR RAWLINS-FERNANDEZ: And that your proposal was 200 to 500,000 more?

COUNCILMEMBER HOKAMA: Correct.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER HOKAMA: And again, you would say, well, that's fine and dandy. Where would kinda look at seeking the funds? And I appreciate Ms. Sato being here 'cause...and I understand some of the reasons but I was sold on Workday on the key premise that it was supposed to streamline our processes and create efficiencies that also included reduction of personnel required. Okay. And we have spent millions on this through the years. And I still don't see those efficiencies. So, I'm looking at cutting funding in this program area. And that's how I'm going to plan to pay for my first two proposals, Chair. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Member Lee?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER LEE: I think Finance is doing a great job. I have no adjustments to make. I'll probably support Ms. Sugimura's proposal. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Member Molina?

COUNCILMEMBER MOLINA: No, the Department is doing fine. No adjustments, cuts, nothing whatsoever. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Member Sinenci?

COUNCILMEMBER SINENCI: None at this time, Chair. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member Sinenci. Okay. For me, I look forward to working with Member Hokama on increasing the money to the EUTF, the OPEB. On 229, I did a quick analysis from 2017 to 2018, it was an...there was an increase of 828,000; from 2018 to 2019, an increase of \$1,126,930. And the Mayor's proposal of adding the 2 million to his already proposed 17 million would be 19 million. So, from 2019 to 2020, if we did that, it would be an increase of \$873,070. And so, I, like Member Hokama, I like to be aggressive in paying this down especially before the anticipated recession hits, and we no longer have...may possibly no longer have that option to be as aggressive. So, mahalo, Member Hokama, for your help with this. Okay. And, yeah, that's it. So, it's 4:13. That completes our review of the Department of Finance's budget. Mahalo nui, Director Teruya and Ms. Sato, for your help with this. Okay. The next Department on our list or yeah, is Liquor.

UNIDENTIFIED SPEAKER: ...*(inaudible)*...

CHAIR RAWLINS-FERNANDEZ: Yeah, we can. So, we'll just take a quick recess to switch out the departments. It's 4:14, April 18<sup>th</sup>. And we're going to take a quick recess at the call of the Chair. ...*(gavel)*...

RECESS: 4:15 p.m.  
RECONVENE: 4:21 p.m.

CHAIR RAWLINS-FERNANDEZ: ...*(gavel)*... Will the Economic Development and Budget Committee please return to order. It is 4:21 on April 18<sup>th</sup>. We're continuing our review of the departments' Operational Budget.

**DEPARTMENT OF LIQUOR**

CHAIR RAWLINS-FERNANDEZ: Now we are on the Department of Liquor? Okay. So, we'll start with the questions via...submitted via written correspondence. And that is the written correspondence that we didn't receive a response for unless we got one today. Did we get one today, Ms. Yoshimura? LC-5?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MR. MUKAI: LC-5 --

CHAIR RAWLINS-FERNANDEZ: I didn't...

MR. MUKAI: --was due on the 22<sup>nd</sup>, next Monday.

CHAIR RAWLINS-FERNANDEZ: Oh, okay.

MR. MUKAI: But if you want to ask a question on it...

CHAIR RAWLINS-FERNANDEZ: Okay. There are three questions. So, I'll ask those. And with us, we have...are you Director? Is it Director though? Okay. Director Glenn Mukai. Okay. First question, relating to Page 9-5 of the Budget Details, Index Code 913012B, Sub-Object Code 6201, Airfare Transportation; and 6222, Per Diem Non-Reportable; the Department is requesting \$38,270 for travel expenses, and \$33,320 for per diem. A, what is the purpose for the funds and how will these be used? B, will the funds cover education expenses for Liquor Control Officers, conference travel or other? C, please explain why travel expenses and per diem have doubled from Fiscal Year '18 to Fiscal Year '19. Do you have it in front of you? Or should I --

MR. MUKAI: Yes.

CHAIR RAWLINS-FERNANDEZ: --stop there? Oh, okay, okay. And then D, please detail the purpose of the air travel per...and per diem. E, please identify the staff and commissioners using air travel and per diem. F, please identify whether these funds are used for Liquor Control Officers to travel to Lanai and Molokai.

MR. MUKAI: Chair?

CHAIR RAWLINS-FERNANDEZ: Mr. Mukai?

MR. MUKAI: Okay. On A, the...these funds will be utilized for the Liquor Commission and Liquor...

CHAIR RAWLINS-FERNANDEZ: Mr. Mukai, would you mind speaking into the mic please?

MR. MUKAI: Okay. Close enough? Can you hear me? Okay. These funds will be utilized for the Liquor Commission and the Liquor Control Adjudication Board members from Molokai and Lanai to attend their monthly and special meetings and hearings; travel for the Commission members, staff, and Corporation Counsel for public hearings that will be held on Molokai and Lanai; travel for inspection and investigation on Molokai and Lanai by the Liquor Control Officers in both the Administrative and Enforcement Division; travel for education and training for Department staff, members of Liquor Commission, Liquor Control Adjudication Board, Deputy Prosecutor, Deputy Corporation Counsel; also is used for travel to State Legislature, Liquor administrative meeting, our minor decoy operation to Molokai and Lanai, and also for the Department

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

of Health Noise and Radiation Division to provide training and education for our investigators, as well as utilize them as resource for our meetings with the condo boards, and also to assist our investigators on the difficult areas where they have to do the noise checks. On B, yes, the funds cover education expenses for Liquor Control Officer and conference travel. C, the travel expenses and per diem have not doubled. It is same amount as being requested as last year. D, on the please detail the purpose for air travel and per diem, this is to attend meetings, training, conferences, conduct investigation inspection as stated in item A. On E, please identify the staff and commission using air travel and per diem. It will be the members of Liquor Commission, Liquor Control Adjudication Board, the court reporter, Director and Deputy Director, Department staff, Deputy Prosecutor, Deputy Corporation Counsel, as well as the Police officer for minor decoy operation and the minor decoy. Please identify whether these funds will be used for Liquor Control Officers to travel to Lanai and Molokai. Yes, these funds will be used for Liquor Control Officers who travel to Lanai and Molokai.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Director. Next question, oh and these are all questions that were transmitted by Member Molina. Why does Page 9-4 of the Budget Details show a premium pay increase of \$30,000, Index Code 913012A-5210 [sic], while Page 347 in the Program Budget shows a premium pay increase of \$35,722?

MR. MUKAI: Chair, there is no increase in 913012A-5215 in premium pay. Premium pay request remains at \$30,000; 913012A-5250, salary adjustment of \$38,872 is an increase by the Budget Office for collective bargaining agreement increases. The total of \$68,872 is reflected in Other Premium Pay on Page 347. So, fiscal-proposed of 68,872, which consists of premium pay of \$30,000 plus the 38,872 for the collective bargaining agreement adjustment less the Fiscal '19 adopted of 33,150, which consists of premium pay of 3,000, I mean \$30,000 plus the 3,150 lump-sum payments, equals to the \$35,722 change amount.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Next question. Please provide a justification for the increase in premium pay.

MR. MUKAI: There is no increase in...to 913012A-5215 Premium Pay. The premium pay request remains at \$30,000.

CHAIR RAWLINS-FERNANDEZ: Okay. Second to the last question. Last year's performance audit of the Department of Liquor Control conducted by Harvey and Rose Associates, LLC, found the Department's proposed reorganization would unnecessarily increase licensing staff. Your correspondence dated February 25, 2019, indicates you intend to proceed with the reorganization notwithstanding the auditor's recommendations against it. Please explain why the Department is not following the audit's recommendations against the proposed reorganization.

MR. MUKAI: Chair, the audit was not against the proposed reorganization but rather had opinions on certain aspects of the proposal, and also included some suggestion of their own. The Department of Management is reviewing and processing the

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

Department's proposed reorganization. A reorganization is required to address the deletion of a key position by the Council in 2017. The reorganization takes into account all new duties and responsibility assigned to the position and is seeking fair and equitable status and compensation for the duties and responsibilities performed by positions. The Department has met with the Department of Management and since updated proposal after it was compared with other County departments so that it's compatible throughout the County. In regards to the transfer of the Liquor Control Officer II position to Licensing and Permits Section is based on feedback from the applicants, licensees, legal counsels representing licensee, not-for-profit organization, staff, et cetera, to improve and increase the effectiveness and efficiency of the section in addressing the increase of requirements, responsibilities, changes due to Hawaii Revised Statutes and rules of the Commission. The reorganization will enhance the operation of the Department, its customer service, to include but not limited to, increasing the efficiency and effectiveness of the Administrative Service Division by addressing and providing the necessary supervision needed due to the elimination of Chief Liquor Control Officer position by the Council. Most importantly, it will prevent the closure of the front counter cashier and other service due to shortage of personnel who are unable...who are able to comply with the increased accounting and cashiering requirements by the County.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Okay. And the last question, given the 22 specific recommendations made to the Director in the audit, why have the Key Activity Goals and Measures in the Program Budget not been revised to reflect the auditor's recommendation...the audit's recommendations?

MR. MUKAI: The Department has reviewed the performance audit report and disagrees with many of the factual findings. However, with regards to the recommendation directed to the Director of the Department of Liquor Control, several of the recommended changes have been made. Other recommendation are in the process of being implemented or will be subject to consultation with the Mayor, public employees union, amendments to Hawaii Revised Statutes, rules of the Liquor Commission, or the Maui County Charter. Program and goals and measures have always been reviewed and addressed by the current Administration, and the Department will continue to work with the Administration in complying with the current requirements. The Department has completed consultation with the union and updated and revised the Departmental Orders and Operation, Policies and Procedures Manual. With these two consultation being completed, other audit recommendation are now being addressed. Regarding specific measurement recommended by the audit, the Department does provide a total license application process each fiscal year, total request processed and granted each year, the annual cases investigated and operated under the influence of liquor incidents for the current year. The Department will note within its annual report should there be any alcohol deaths relating to licensed premises, where the total number of alcohol-related deaths for current and the past five years may be statistics for the Maui Police Department and other governmental agencies or public organization, which the Department of Liquor Control does not have access and which has no relation to the Department's enforcement statistics.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Mahalo, Director. Okay. Members, that completes the questions that we didn't receive a response to. Mr. Mukai, do you know when we can expect to get that, the written correspondence that you read from?

MR. MUKAI: It will be forwarded to the commission, I mean to the Council, on Monday.

CHAIR RAWLINS-FERNANDEZ: Member Paltin?

COUNCILMEMBER PALTIN: I just was wondering for LC-4, if we could get a clarification on question number two because it says please refer this question to the Budget Office?

MR. MUKAI: Yes, this is a collective bargaining adjustment done by the Budget Office.

COUNCILMEMBER PALTIN: I guess my question was how come the other premium pay rises by so much when the wages and salaries doesn't rise by that much?

CHAIR RAWLINS-FERNANDEZ: Mr. Mukai? Oh, Ms. Yoshimura?

MS. YOSHIMURA: Chair? Councilmember Paltin, so, Liquor is a Special Fund. So, we calculated 4 percent based on their existing salaries and set it aside in Other Premium Pay so that the fund pays for any potential or any anticipated cost that may come about with collective bargaining contracts. So, they have two separate entries on I guess you're looking at Page 9-4 of the Details. So, under 5215 Premium Pay, that's their regular overtime amount. And the 5250 Salary Adjustments is for anticipated salary increases based on collective bargaining. So, most of their members are Bargaining Unit 3 or 13 and EM. So, if there's some kinda contractual agreement or collective bargaining agreement for Fiscal Year 2020, then they will be able to pay for all of the adjustments.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member Paltin. Okay. Members, we'll now move on to the next phase in our process, our seven-minute questioning. Okay. And I think I started with Member Sinenci the last time, yeah? No? No. We start with you. Okay. Member Sinenci, you're ready?

COUNCILMEMBER SINENCI: Thank you, Chair. Just a couple general questions. Mr. Director, how much does a liquor license cost an applicant?

MR. MUKAI: They are very...Chair?

COUNCILMEMBER SINENCI: They vary?

MR. MUKAI: They're very...

CHAIR RAWLINS-FERNANDEZ: Please answer freely.

MR. MUKAI: The fee schedule is depending on type of license you have. Like if you have a retail license, you know, the...like the regular stores is \$560 plus a percentage fee.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

And a restaurant would cost you 600. A hotel would cost you 1,200. That's the basic fees. The basic fee...also the fees in the Statute, we have a percentage fee. The percentage fee is based on whatever the Council passes for our Department, the total amount, we minus the Carryover/Savings, we minus the basic fee that we collect in June for when they renew their license, then whatever the total is that's leftover, we divide it by the total gross liquor sales, then we arrive at that percentage. And that percentage is assessed to the various licensees. So, we collect only what the Council total amount you budget for us, not --

COUNCILMEMBER SINENCI: Is...

MR. MUKAI: --a penny more, not a penny less. 'Cause that's what we are required to collect only what we are budgeted for --

COUNCILMEMBER SINENCI: Is that a --

MR. MUKAI: --by State law.

COUNCILMEMBER SINENCI: --one-time fee or yearly, annual fee?

MR. MUKAI: We have an annual fee plus a percentage fee.

COUNCILMEMBER SINENCI: Percentage. And what are the total revenues derived from fines assessed and collected from --

MR. MUKAI: The total --

COUNCILMEMBER SINENCI: --these fines?

MR. MUKAI: --revenues varies. It depends on the Adjudication Board on what they fine the licensee.

COUNCILMEMBER SINENCI: Okay. Thank you. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Member Molina?

COUNCILMEMBER MOLINA: Thank you, Madam Chair. Good afternoon, Mr. Mukai.

MR. MUKAI: Good afternoon.

COUNCILMEMBER MOLINA: Let me just cut through the chase here. Travel budget, I'm looking at adjusting it. I want to know now, your Liquor Commissions, you allow all Liquor Commissioners to go to conferences?

MR. MUKAI: No. We are not like the other islands. The other islands allow all of them to attend. At this point, we are allowing the Chair, Vice-Chair.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER MOLINA: Okay. I don't know. I've...

MR. MUKAI: And we have the also the Prosecutor and the Corporation Counsel.

COUNCILMEMBER MOLINA: Okay. Thank you. 'Cause I've heard otherwise. But anyway, another thing now, what about your Liquor Control Enforcement guys? These are the people that I would like to, as a member of the public, I want to see them trained. Have they been sent to conferences for training in the last year or so?

MR. MUKAI: They attend every year, annually, the Investigator Workshop. It's...move from island to island. In fact, we are enhancing the workshop this year that's going to be held in City and County of Honolulu. The administrators got together and decided, you know, we have to boost it up bringing more speakers, more valid training. And so, they're going to ask each island to contribute.

COUNCILMEMBER MOLINA: And then by they, you mean every single enforcement officer has been sent to a conference in the last year for training or --

MR. MUKAI: They --

COUNCILMEMBER MOLINA: --workshop?

MR. MUKAI: --rotate. We cannot send everyone because we need people back here --

COUNCILMEMBER MOLINA: Right.

MR. MUKAI: --to do the --

COUNCILMEMBER MOLINA: Right, right.

MR. MUKAI: --enforcement. Normally we send six. I believe we budgeted for six to eight.

COUNCILMEMBER MOLINA: Okay. And I ask this because I hear things and, you know. And of course, the Department has been in the news a lot last year and generally for things that weren't very positive. The audit, and which was initiated by Councilmember Sugimura last year, and there were 22 points made in that audit. Has this audit been addressed by the Liquor Commission? 'Cause I know you as the Director generally would meet with the chair and to decide on the agenda. Has the Commission addressed this audit? And if so, when was it and what was the outcome? Has the Commission made...agreed with the recommendations of the audit? Can you share that with us?

MR. MUKAI: The Director is...on the Director's recommendation, that audit addressed, I believe I submitted a response to that.

COUNCILMEMBER MOLINA: Yeah, no, yeah, I'm not asking about the response. I'm talking about the Liquor Commission. Have they...has they addressed the audit? Because

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

there were some recommendations in this audit about...and they're somewhat critical of the Liquor Commission. So, have they addressed it at their...any of their recent meetings? I believe the audit was completed in December if I'm correct. So, here we are in April, and the Commission, there's been several meetings. Have they addressed the audit and the concerns with it?

MR. MUKAI: I believe you should address that to the Commission Chair. 'Cause the last Commission Chair I heard that they were addressing some issues. I wasn't privileged to what those issues were.

COUNCILMEMBER MOLINA: You don't seem to be answering my question. So, did the Commission meet then on it? I'm not talking about just the Commission Chair. I'm talking about the whole Liquor Commission. Yes or no?

MR. MUKAI: I don't recall a agenda item on it.

COUNCILMEMBER MOLINA: So, there's been no agenda item and it's five months have lapsed by. I find that very troubling 'cause...I mean I know we cannot dictate policy to the Commission but I think it's something they need to address. This is...it's sort of like thumbing the nose at the Council's recommendation at the request of the public that an audit be done. So, okay, for the record, the Liquor Commission has not addressed the audit, 22 points. And in your response that you read that you disagreed with the audit's finding. Can you tell us what points you disagree on the...there was like 22 recommendations, can you specify which ones you disagreed with --

MR. MUKAI: Let me...

COUNCILMEMBER MOLINA: --that you felt weren't factual? Members, the audit is also in the GET Committee. I don't know if any of you had a chance to review it. But at one of our other meetings, Councilmember King had asked us to take a look at it, so. I have a copy of it as well too.

MR. MUKAI: Let me review some of these. Well, often I disagree with the VR report that they recommended we reinstate it. And I submitted to Council I think a two-page why we are not doing a VR report. The VR report, well, if you go back in history on the commission, I mean in the Department Enforcement Division, the tracking of reports and reporting, logging of reports and everything else used to be manual. And reports would be...get lost, cannot be found, and everything else it's...to do statistical is very hard. Before I was there, they developed this liquor gladiator system based on the Police Department reporting. So, once they enter it, it tracks, you know, the status. It breaks down the statistics, it tells you what...where it's at, who has it, and everything else, and who's assigned and everything else. It doesn't get lost. And it's on the computer. So, it's saved in the Cloud and everything else. So, there's no paper that's going to be misplaced or anything else. So, it's a great system, then somehow before I got there also, they came up with this VR report. It's like a tag book thing. You see a violation, yeah, okay. On this date and time, I saw this, and this, and this and...

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER MOLINA: Okay. Thank you, Mr. Mukai. If...I've only got --

MR. MUKAI: Yeah.

COUNCILMEMBER MOLINA: --so many minutes. So, I got one last thing. You wanted to do this reorganization. Part of this was to eliminate an Auditor's position in the Department that you've had for some time. Can you tell us why you want to eliminate an Auditor's position? 'Cause I find that, you know...

MR. MUKAI: We are not eliminating an auditor's position.

COUNCILMEMBER MOLINA: Okay. So, the Auditor position will still remain as part of this new reorganization --

MR. MUKAI: I believe...

COUNCILMEMBER MOLINA: --plan?

MR. MUKAI: Yeah. It's...the Auditor position is being reviewed as part of this reorganization based on the auditor report. If you read the auditor report, it tells us to look at that position, either we expand the duties and responsibility or reclassify it.

COUNCILMEMBER MOLINA: Or reclassify.

MR. MUKAI: So, it's --

COUNCILMEMBER MOLINA: Okay.

MR. MUKAI: --part of the thing that's up at the Management Office.

COUNCILMEMBER MOLINA: Okay. Thank you. And, Madam Chair, I'll just throw out a question if my...one of my colleagues would like to ask the question. But just on the, the audit also recommended the three vacant positions, LCO I, and LCO II, and LCO IV, to be deleted. And I guess I've run out of time. Maybe the Director can respond to if any one of my colleagues want to follow up on that question --

CHAIR RAWLINS-FERNANDEZ: You can --

COUNCILMEMBER MOLINA: --so.

CHAIR RAWLINS-FERNANDEZ: --respond to his question.

COUNCILMEMBER MOLINA: Oh, thank you, Madam Chair. And so, is it your intention to remove these positions or you still want it in there? Because I know...my understanding is it's been vacant, right? It hasn't been filled?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MR. MUKAI: We cannot fill it because of the reorganization. I would love to fill it but Personnel said I can't touch it as long as it's part of the reorganization. Because the LCO IV position, we're downgrading it to LCO III because that's a supervisor position that was in Lahaina, since we do not have the office there.

COUNCILMEMBER MOLINA: Okay. Well, I guess well, we have the option if Personnel is telling you not to eliminate it but the Council has the option not to fund it though, yeah. All right. Thank you, Mr. Mukai. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Member Lee?

COUNCILMEMBER LEE: Thank you, Madam Chair. I have no questions.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Member Hokama?

COUNCILMEMBER HOKAMA: You know, I understand the Department has a difficult task, Chair. They're under our structure but they implement and regulate State law and State requirements. So, you know, they're like hybrid or something, you know, although they come under our financial review and funding process. So, I can appreciate your uniqueness, Director, 'cause again you're not implementing basically County law. You're implementing State law. And so, saying that, if your Department was supposed to...it goes and reports to a State agency or State department, would you know what that would be? Would it be Attorney General or would it be Department of Commerce and Regulatory Affairs? Who...what...where would you fit under the State structure?

MR. MUKAI: If you look at the history of liquor control and the other states, how they run it --

CHAIR RAWLINS-FERNANDEZ: Mr. Mukai --

MR. MUKAI: --the...oh.

CHAIR RAWLINS-FERNANDEZ: --would you please speak into the mic?

MR. MUKAI: On the other states, we are the only State where Liquor Control is Countywide. It's County-run for self, you know, based on County. The rest is all State agencies.

COUNCILMEMBER HOKAMA: And I appreciate that because in my visit to Montgomery County, Maryland, the county itself ran a...their own liquor store in a shopping mall with County employees. So, that was kind of unique, and that's why I asked, you know, who...so, who would they watch over that county component, right, and then I guess Maryland would...State of Maryland would regulate that county liquor store and whatnot. Okay. Thank you for that response, Mr. Mukai. Again, Chair, I don't have too many question 'cause as the Director shared previously, any excess revenues he's required to deal with the licensees and according to make appropriate adjustments. So, that is I guess a regulation or a rule you follow. My concern is more about has

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

your enforcement, our enforcement component as Mr. Molina brought up, is that an area that you feel we're doing a good job in as far as keeping the licensees within a responsible manner of operating, dealing with issues of minors, over-serving?

MR. MUKAI: I believe the Enforcement Division is doing an adequate job but they are going though retraining right now.

COUNCILMEMBER HOKAMA: And what about the Commission's...on the Commission's side that deals with the adjudication portion, Director?

MR. MUKAI: The adjudication portion is doing a great job. Because we changed...when I came onboard, I changed the process. Prior to my arrival, the Administrator or the Director would make the call whether to prosecute or to do a administrative warning and everything else. So, I met with the Corporation Counsel and the Prosecuting Attorney when I first came onboard and we changed it. So, now when the cases come before us, when it comes to my level, I send it to the Prosecutor. He decides if he wants to go forward to prosecute. He decide the charges. And it's run like a regular...like the Police. So, it's a cleaner method. There's no, you know, stigma that's saying that the Director is taking care of people or anything else.

COUNCILMEMBER HOKAMA: No, I appreciate your response, Director. And my last question for you, Director, and I appreciate the time, Chair, is again, we have a lot of foreign visitors that, you know, part of our visitor industry component whether it be...and especially with those with the finances now are the Koreans, the Chinese component, and so, are we having any communication issues or lost in translation issues because the customer base has also changed whereby they may not be very fluent or have the right comprehension of English? So, is our licensees, as well as your enforcement people need additional support in understanding non-English-speaking customers?

MR. MUKAI: I believe the communication is fine. Because somehow when we speak to them, it's surprising. Many of these people say they don't know English but when you talk to them, it's surprising how fast they know English. Because some of these people actually it's a required language in their country. Like in Germany, I know they have to take English. So...

COUNCILMEMBER HOKAMA: Well, I know that the Chinese now are travelling in great, great numbers and having experienced enjoying their beverages in China, their type of consumption is very different from our type of consumption. So, I'm just wondering if we're having issues as far as enforcement where they may feel you're...you choose not to serve me because of certain biases or not because their consumption level I can say is much, much greater than mine and I thought I had reasonable consumption levels.

MR. MUKAI: It's on the licensees to make sure that they do not over-serve in one...under the influence.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER HOKAMA: Okay. And there's nothing required about posting signage in more than just English for the licensees? You know, like the airport now they speak about five different languages when they make announcements?

MR. MUKAI: Well, to post any signs with our rules and laws, it...

COUNCILMEMBER HOKAMA: Or just the basic, you know. We don't serve people under the age of 18, you know, those kind, you know, the basic...

UNIDENTIFIED SPEAKER: ...*(inaudible)*...

COUNCILMEMBER HOKAMA: Twenty-one. Okay. I grew up in a different era. Okay. I grew up in an era where, you know, you were being drafted and dying in Vietnam at 18, but you couldn't drink, you know. That was the era I grew up in.

MR. MUKAI: Right, 18.

COUNCILMEMBER HOKAMA: So, again, you know, if you find anything that we can assist the Department in ensuring compliance, please share that with us. Thank you.

MR. MUKAI: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Oh, mahalo, Ms. Matthews. Okay. Member Paltin?

COUNCILMEMBER PALTIN: Thanks. I was wondering if you could walk me through LC-4, number four, Page 9-6 in the Details. I see the answer but I'm...have a hard time to understand. Like if it says for the continuation deletion of lump-sum payments for Bargaining Unit 3 and 4. I don't understand how come it's a positive number instead of a negative number if they're deleting the lump-sum payments. 'Cause the expansion request is a positive number on the over side.

MR. MUKAI: This is refer to Budget.

COUNCILMEMBER PALTIN: Okay.

MR. MUKAI: They...

MS. YOSHIMURA: Ms. Paltin, 9-6, the...actually, the explanation is incorrect. The overhead charges are based on 70 percent. And so, it depends on what their budget is. So, we'll take 70 percent. And so, the increase is...the increase to their budget was primarily based on the collective bargaining increases. I think that's the --

COUNCILMEMBER PALTIN: Oh --

MS. YOSHIMURA: --expansion --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER PALTIN: --so the word was --

MS. YOSHIMURA: --position.

COUNCILMEMBER PALTIN: --wrong in the --

MS. YOSHIMURA: Yeah.

COUNCILMEMBER PALTIN: --explanation.

MS. YOSHIMURA: Yeah. So, it's just --

COUNCILMEMBER PALTIN: Oh.

MS. YOSHIMURA: --it should have been worded a little bit different but because of collective bargaining adjustments, the 70 percent additional --

COUNCILMEMBER PALTIN: It's triggered.

MS. YOSHIMURA: --was that \$27,000.

COUNCILMEMBER PALTIN: And then what is the 1,693 then?

MS. YOSHIMURA: That was just...sorry, that was just based on their flat...their budget, their...not taking into consideration the...

COUNCILMEMBER PALTIN: Deletion.

MS. YOSHIMURA: Yeah. It should have been an increase not a deletion, sorry.

COUNCILMEMBER PALTIN: Okay. All right. That was tripping me up. And then number five I think I worded the question wrong. I guess have all employee evaluations been done in a timely manner for like Fiscal Year '18 and '19, all the employees that have performance evaluations it's all up-to-date?

MR. MUKAI: Yes. Because the performance evaluation is...may not cover each calendar year, 'cause it's dependent on when you're hired. And I believe like on the performance evaluation, when you first hire the person, you have to do a one at the sixth-month level, then at the yearly level. From that year level, you do every year.

COUNCILMEMBER PALTIN: So, everybody on their anniversary is up-to-date on their annual performance evaluation?

MR. MUKAI: They should be. I would say yes.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER PALTIN: Okay. I just was wondering if you make that be a measurement of success, then we would know if everyone's one is up-to-date annually by their hire date if you know what I mean. But that's all I got.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Member Sugimura?

COUNCILMEMBER SUGIMURA: Yeah, thank you. Thank you very much for being here, Mr. Mukai. So, I was...tied to Mr. Molina's question, I'm just wondering on the audit that was, the performance audit that was done, do you plan on taking the recommendations and going through it with your Commission or Department?

MR. MUKAI: On the Department recommendation to the Director --

COUNCILMEMBER SUGIMURA: Thanks.

MR. MUKAI: --I sat with the chair and Corp. Counsel. We reviewed all and also we met with the staff and we are implementing those recommended changes --

COUNCILMEMBER SUGIMURA: Okay.

MR. MUKAI: --except those that we disagree with.

COUNCILMEMBER SUGIMURA: Okay. And I noticed that you had a meeting and your office provided my office with your Proposed Rule Amendments 2019, and just wondering what the status of this and if you had it at a Commission meeting and what you plan to do with this and how do you plan to communicate with all your licensees or those that are affected by these changes?

MR. MUKAI: The current Proposed Rule Amendments was heard approximately two months for the Commission to review if they accept it or forward it. They decided to forward it. So, we went to print. It's published...it was published in *The Maui News*. It will be held on May 10<sup>th</sup>. And regarding the licensee, although we are not required to notify the licensee unless there's a fee change, as always, we are delivering all the notice of public hearing to each licensee so they are well aware what the rule changes are. And also I met with my Small Business Review and Advisory Committee, which consists of licensee, hotel association, nonprofits, and they are aware of it too, and plus I'm also meeting with them on Monday. So, we'll go over it again.

COUNCILMEMBER SUGIMURA: Of those changes? And it's going to be heard on at the Commission meeting on May 10<sup>th</sup> --

MR. MUKAI: Yes.

COUNCILMEMBER SUGIMURA: --for everybody? And I guess what I would like to do at the appropriate time, Chair, is to do a proviso. So, I'll wait 'til you get to that point. I would like to propose at the appropriate time for possibly to allocate 25,000 for a...to

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

rewrite the rules so that there's consistency and communication. And I'll get there when I...yeah, yeah.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member Sugimura. Member Kama?

COUNCILMEMBER KAMA: Thank you, Chair. So, you know, the revenues that are derived from liquor sales, where do those revenues end up? I mean aside from the vendors or...but does the County get a percentage of that? And if they do, where does that go?

MR. MUKAI: The only...they...the revenues...well, our fees we collect, we run by strictly by license fee not General Fund.

COUNCILMEMBER KAMA: Okay.

MR. MUKAI: But like our A Account, our salary account based on a court settlement, we have to provide 70 percent for the overhead charges to the County. So, that 70 percent is...goes to your General Fund.

COUNCILMEMBER KAMA: So, do we fund that? Does the County fund those positions in your Liquor Department?

MR. MUKAI: It's by license fees.

COUNCILMEMBER KAMA: Okay.

MR. MUKAI: We run strictly by license fees.

COUNCILMEMBER KAMA: Okay. Okay. So, but who sets the license fees?

MR. MUKAI: Basically, the license fee is set by the Commission and it's any increase of license fees is by the approval of the Council.

COUNCILMEMBER KAMA: So, could the Council actually do an increase? Can we set an increase? Or could we encourage the Commission to increase those fees?

MR. MUKAI: Well, the license fees were the...with the percentage fees, it automatically adjusted year to year based on the Council Budget approval. So, if you...if a budget rises a 100,000, the percentage fee will take care of that part. So, there's no, you know, like Honolulu like where they always have to go back to the Council to...for...make any adjustment.

COUNCILMEMBER KAMA: Okay. So, my last question, Chair, is in your recommendations for your audit, would you consider implementing some of those recommendations in your strategic plan?

MR. MUKAI: We...many of them are already in effect. That's some of the recommendation like the...let's see. In fact, we went above and beyond on some of them working with

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

the Commission, where the Commission decided or...yeah, a lot of times the licensees and applicants would have to come before the Commission for like the change of officers and directors, the really...thing that did not require public hearings. So, based on the rules of the Commission, now they have transferred it. The Director can do it. It saves the attorneys and the applicants from coming before the Commission. You know, we're speeding up the process of application.

COUNCILMEMBER KAMA: So, but my question was the implementation of the recommendations to the Commission, to the...to your Department based upon the audit, are those...some of those things incorporated in the strategic plan?

MR. MUKAI: Yes.

COUNCILMEMBER KAMA: Okay. Can we see the plan? Can we see the plan? Or can we ask for that?

COUNCILMEMBER SUGIMURA: It must be public.

COUNCILMEMBER KAMA: I don't know. That's why I'm asking. The strategic plan for the Liquor Commission?

CHAIR RAWLINS-FERNANDEZ: Mr. Mukai?

MR. MUKAI: Well, we can send you what we have done.

COUNCILMEMBER SUGIMURA: Oh, so, it's not finished?

COUNCILMEMBER KAMA: Oh, the strategic plan is not finished?

MR. MUKAI: No.

COUNCILMEMBER KAMA: Okay. I thought it was completed. Okay. Okay. Oh, I look forward to it. Do you know when you're going to finish it?

MR. MUKAI: Well, basically it's what you say done but not done because our mission and goal is enforce the rules and regulation and provide health, safety, and welfare to the public.

COUNCILMEMBER KAMA: Right.

MR. MUKAI: And all of these things that we do is part of that.

COUNCILMEMBER KAMA: Okay. I think I'd still like to take a look at that.

COUNCILMEMBER SUGIMURA: Question?

COUNCILMEMBER KAMA: Thank you, Chair.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama. Member Sugimura, is it quick?

COUNCILMEMBER SUGIMURA: Just one quick question.

CHAIR RAWLINS-FERNANDEZ: Okay. Go ahead.

COUNCILMEMBER SUGIMURA: I just want to ask if you have made the changes to the rules for the nonprofits? The non --

MR. MUKAI: Yes.

COUNCILMEMBER SUGIMURA: --profit? The...yeah, so, you got rid of all of the stringent rules about checking...you reminded me about the directors and officers and they had to do background checks and fingerprinting at one point. So, you made all the changes?

MR. MUKAI: Yeah, so what we did was I met with the Liquor Administrators at a quarterly meeting, and we decided to change the State law. So, working with the Liquor Administrators, the nonprofit, and licensee applicants, and attorneys representing licensee, there were two things that was really contentious to the licensee. One was the Federal tax clearance. We are the only State that require Federal tax clearance. And the Federal Tax Office would not provide the support. During the renewal time, they will be open half a day and you have to do it by an appointment. Guys was flying to Honolulu, Big Island, to get tax clearances. In fact, one gal even had told us that she chartered a plane to make the deadline. And the other one was a nonprofit, all these requirements that they're required to do. So, we went to the State Legislature. In fact, Maui took the lead because we had Debbie Cabebe, MEO, that's on our board. She introduced the bill through Mr. Agaran, Senator Agaran, and Lisa Paulson, who's also on our board. She introduced it to...on the Federal tax clearance where Mister...Senator Agaran. And both of it because everybody was working in concert --

CHAIR RAWLINS-FERNANDEZ: Member Sugimura --

MR. MUKAI: --it was fast.

CHAIR RAWLINS-FERNANDEZ: --did Mr. Mukai answer your question?

COUNCILMEMBER SUGIMURA: Yeah, yeah.

CHAIR RAWLINS-FERNANDEZ: Okay. Thank you, Mr. Mukai.

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SUGIMURA: Thank you.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Sorry for the interruption. We just...time. Okay. So, I don't have any questions. So, we can move on to the next phase of proposing amendments, and we'll start with Member Kama.

COUNCILMEMBER KAMA: I'm going to pass 'cause I'm going to look again.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER KAMA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Member Sugimura?

COUNCILMEMBER SUGIMURA: Yeah, so, I just wanted to propose if this was possible, hang on, provided that 25,000 shall be for professional services to update the rules governing the manufacturer's...manufacture and sale of intoxicating liquor of the County of Maui. So, if that proviso could put in...could be.

CHAIR RAWLINS-FERNANDEZ: Okay. Do you know what page that's on?

COUNCILMEMBER SUGIMURA: No, it...

CHAIR RAWLINS-FERNANDEZ: Or is that just...

COUNCILMEMBER SUGIMURA: It doesn't really have a...I'll look and get back to you, it...

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member Sugimura. Member Paltin?

COUNCILMEMBER PALTIN: I would just add, you know, that some way to track that all performance evaluate...annual performance evaluations are up-to-date by the date of hire anniversary, some way to assess that that has been completed or number of percentage of performance evaluations completed in a timely manner.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Member Hokama?

COUNCILMEMBER HOKAMA: Thank you, Chair. I gotta ask the Director one quick question before I consider my proposal. Can within the County either through Commission or Council utilize some of your funding to promote and support local Maui County businesses that produce alcohol like Ocean Vodka and whatnot? I would like to know if we can support our own businesses that employ our own people and if that is something that is within the parameters of your ability to use those licensee funds?

MR. MUKAI: I do not believe because State law says that it can be only utilized for the Liquor Commission operations.

COUNCILMEMBER HOKAMA: Okay. No, no, no, again, I appreciate the clarification, Director. I'm just trying to find a way to support our own people and our businesses.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

So, thank you for that. Chair, my...I...rats. I wanted to find a way to support our people again. Just one other quick clarification so that we all can hear it, yeah. Mr. Mukai, a lot of the monies after you set the licensee fees and whatnot, is still dependent upon the amount of sales, is that correct that the volume of sales has an impact on the revenues you receive?

MR. MUKAI: It really doesn't with the percentage fee because it automatically adjusts regardless of what the total gross sales because the total gross sales goes into the formula. So, whatever it does, it will automatically adjusts --

COUNCILMEMBER HOKAMA: Okay. So --

MR. MUKAI: --if...

COUNCILMEMBER HOKAMA: --even if they have \$10 million of sale or \$1 million of sale, it doesn't matter?

MR. MUKAI: It will automatically adjust the fees to the licensees.

COUNCILMEMBER HOKAMA: To the licensee?

MR. MUKAI: Yes.

COUNCILMEMBER HOKAMA: Rats again. I had hoped it was based on sales. So, I have no proposal at this time, Chair. Thank you.

CHAIR RAWLINS-FERNANDEZ: Shucks. Mahalo, Member Hokama. Member Molina?

COUNCILMEMBER MOLINA: Yeah, thank you, Madam Chair. I have a couple. I would like to propose to reduce the appropriation to \$50,000 for air travel and non-reportable per diem, and to not impact travel to Molokai and Lanai.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER MOLINA: Do you want me to repeat that?

CHAIR RAWLINS-FERNANDEZ: And that's on 9-5.

COUNCILMEMBER MOLINA: Nine dash five, correct.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER MOLINA: Budget Details Code 6201 and 6222.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER MOLINA: Well, I have a second one proposal...6201 --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: So --

COUNCILMEMBER MOLINA: --yeah.

CHAIR RAWLINS-FERNANDEZ: --it's a proviso or do you want to find out how much it would be to not impact Molokai and Lanai?

COUNCILMEMBER MOLINA: Yeah, I just basically want to ensure that the Department can still do their inspections to Molokai and Lanai. And the rationale again for this is that I want to hold the Department to have this assurance that, you know, all staff especially the Enforcement Division, is the travels being used for them primarily. No disrespect to the Liquor Commissioners but, you know, the priority should be given to staff training especially the enforcement side.

MR. UEOKA: Chair?

COUNCILMEMBER MOLINA: So...

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Mr. Molina, can we discuss later just the impact of...when it's subjective language of...such as shall not impact something, I'm not...we need to gauge what is an impact or not.

COUNCILMEMBER MOLINA: Yeah, okay.

MR. UEOKA: So --

COUNCILMEMBER MOLINA: Okay. I'm fine.

MR. UEOKA: --I just want them to be able to follow the proviso.

COUNCILMEMBER MOLINA: Right.

MR. UEOKA: Thank you --

COUNCILMEMBER MOLINA: Okay.

MR. UEOKA: --Chair.

COUNCILMEMBER MOLINA: Yeah. Yeah --

CHAIR RAWLINS-FERNANDEZ: Would you...

COUNCILMEMBER MOLINA: --whatever the appropriate wordsmithing. But --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER MOLINA: --the intent again is to reduce the --

CHAIR RAWLINS-FERNANDEZ: So, the proviso --

COUNCILMEMBER MOLINA: --travel amount.

CHAIR RAWLINS-FERNANDEZ: --would be for travel only to Molokai and Lanai?

COUNCILMEMBER MOLINA: Well, not to impact travel to Molokai and Lanai, yeah.

CHAIR RAWLINS-FERNANDEZ: Would --

COUNCILMEMBER MOLINA: Okay.

CHAIR RAWLINS-FERNANDEZ: --the rephrasing of it be to proviso for travel to Molokai and Lanai if we're not impacting Molokai --

COUNCILMEMBER MOLINA: Yeah.

CHAIR RAWLINS-FERNANDEZ: --and Lanai?

COUNCILMEMBER MOLINA: You know, Madam Chair, maybe what we'll do, I'll get --

CHAIR RAWLINS-FERNANDEZ: We'll fix...

COUNCILMEMBER MOLINA: --together with Corporate --

CHAIR RAWLINS-FERNANDEZ: We'll figure it out.

COUNCILMEMBER MOLINA: --to --

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER MOLINA: --figure out, yeah.

CHAIR RAWLINS-FERNANDEZ: All right.

COUNCILMEMBER MOLINA: And then my second proposal, and I'm not sure if deleting the three positions as recommended by the audit. But anyway, I'll just read it as follows, delete the following three positions...three vacant positions consistent with the Liquor Control audit and that is the LCO I, LCO II, and LCO IV.

UNIDENTIFIED SPEAKER: ...*(inaudible)*...

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER MOLINA: Okay. Now, I've been told that it may be more appropriate just to simply not fund it. Deletion or not fund it, I'm open to either one but I'm going by the recommendation of the audit. And I think I know the Director mentioned that I guess Personnel was...had some say in it. So, I don't know if Personnel would want to comment on that as well. But that will be my two at this point. And again, I also will be making a request to ask the MD for an update on the discussions with the Department as far as the addressing some of the concerns in the audits. And I will also request the records from the Department of Finance for travel from the past fiscal year to, at least those records indicate who travelled, or who these monies were expended on and where. I just want to just clear up, you know, whatever rumors are out there. And I certainly want to work with the Liquor Department and this is...want to make sure that everything is pono, yeah. Because, you know, we all know there's been some concerns expressed by the public recently with the Department. And so, yeah, I'm...I would like to help and make...bring some healing but we need to know the answers, the accurate answers, 'cause otherwise there will be a dark cloud hanging over this Department continually, and I want to put an end to that. So...anyway. So, yeah, I'll get together with Corporation Counsel on the language for the travel, and we'll go from there. And also at a later point this year, the audit is in my Committee. We will have a public discussion on that as well. And I'm hoping that there's a new Liquor Commission chair that Mr. Aluli will be receptive to having their Commission discuss this audit and maybe make some suggestions or recommendations to the Department as it relates to the audit, so. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Member Sinenci?

COUNCILMEMBER SINENCI: Thank you, Chair. I don't have any proposed amendments at this time.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Okay. I should rephrase, I did have questions but my questions were answered, and I don't have any proposed amendments. So, that concludes our review...oh, Member Sugimura? Oh, you have it? Okay.

COUNCILMEMBER SUGIMURA: I have --

CHAIR RAWLINS-FERNANDEZ: Thank you.

COUNCILMEMBER SUGIMURA: --the page for you. So, if you look in the proposed bill, look on Page 12, Department of Liquor Control, Liquor Fund, and under, there's A and...so that's where you can put it.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SUGIMURA: Liquor Control Program.

COUNCILMEMBER LEE: . . .(inaudible). . .

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER SUGIMURA: On Page --

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SUGIMURA: --12 of the proposed bill, not the Detail or not the Program.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura.

COUNCILMEMBER SUGIMURA: So, it's 7A2.

CHAIR RAWLINS-FERNANDEZ: Okay. Members, so that concludes our review of the Department of Liquor.

**DEPARTMENT OF PLANNING**

CHAIR RAWLINS-FERNANDEZ: So, we have Planning with us. I wanted to see if Members would be open to taking Planning now before our dinner break?

COUNCILMEMBER MOLINA: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER MOLINA: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Okay. Yeah? Any objections to us taking Planning?

COUNCILMEMBER SUGIMURA: No, up to you, whatever.

COUNCILMEMBER HOKAMA: Let's hear from the Director, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama.

COUNCILMEMBER SUGIMURA: Thank you. Thank you. Here, this one.

CHAIR RAWLINS-FERNANDEZ: And I want to thank member *[sic]* McLean too, because I know she's feeling under the weather. So, I really appreciate you coming and I appreciate the Members taking Director McLean sooner so that she can go home and get better. Mahalo, Members.

MS. McLEAN: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Ms. McLean. Okay. So, we are...we'll now review the Department of Planning. And there were a few...no, there weren't. I lied. The Department of Planning answered all of the questions that we sent via written correspondence. So, I won't have to read any of those, and then we can go straight

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

into Members' questions. Okay. And I think we started with Member Sinenci. So, we'll start with Member Kama. But...

COUNCILMEMBER KAMA: I'm not ready.

CHAIR RAWLINS-FERNANDEZ: You're not ready? Okay. Member Sinenci, are you ready?

COUNCILMEMBER SINENCI: Yeah, I just --

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SINENCI: --sure, I got a couple.

CHAIR RAWLINS-FERNANDEZ: Mahalo again, Director McLean, for being with us. We're going to start with Member Sinenci, your seven minutes.

COUNCILMEMBER SINENCI: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Ms. Matthews?

COUNCILMEMBER SINENCI: Thank you, Ms. McLean, for being here. And thank you for your responses. Some of our questions are centered around the permitting fees. So, my first question was how much would a fee study and a cost recovery plan for permit fees cost?

CHAIR RAWLINS-FERNANDEZ: And please feel...please respond freely.

MS. McLEAN: Thank you for the question. Back in 2008, when the prior fee study was done, that was from a Council appropriation of \$50,000 back in 2008.

COUNCILMEMBER SINENCI: Fifty thousand.

MS. McLEAN: So, using that as a ballpark, you know, adjusting that figure for the 10 or 11 years that have passed since then, and if you agree with the methodology that was used, then it might not have to be a significant increase. It would just have to be updating those numbers because the methodology has been laid out already. So, it would just be updating those numbers that are now ten years old.

COUNCILMEMBER SINENCI: Would you be opposed in conducting another fee study for cost recovery?

MS. McLEAN: Well, we wouldn't be conducting it. We'd just be contracting for it. But that yeah, sure, we could do that.

COUNCILMEMBER SINENCI: Oh, okay. And you support those recommendations from that study for an increase in permit fees?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MS. McLEAN: We support having the dialogue about it. Again, it was ten years ago and there were some public meetings held since then. It was discussed at Council, and Council asked the Department to do some more public outreach, which we did, and as I think reflects in one of our answers. There were some people who were all for the higher fees. There were others, and truly these were average citizens, not people from the development community who felt that the permitting process was the opportunity for the public to participate, and they were concerned with those fees being high and discouraging that process somehow. So, I think the idea is a very good one but I wouldn't want to just say absolutely we support it without getting fresh public input on the idea 'cause the public input --

COUNCILMEMBER SINENCI: Okay.

MS. McLEAN: --is, you know, is many years old.

COUNCILMEMBER SINENCI: Yeah, thank you. For example, we, you know, we had that...a graph where, you know, for example, the zone changing fees were at \$550 or something like that, but the County paid for all the processing work, you know, upwards of a couple thousand dollars. So, there was a lot of heavily subsidized...the process on the County side. So, we're just looking at how could the County, you know, kinda recoup some of those fees that were...that was spent from the County. Also, I do have...I appreciate your responses to some of the questions. I'm looking, Members, at PL-9, and on number five. And so, the approximate cost of consultant fees that would be charged for seven types of land use applications is as follows, so Change in Zoning for consulting fees was 285,000; Community Plan Amendment was 325,000; District Boundary Amendment, 15 acres or less was 285,000; Project District Zoning was 495,000; Special Management Area, SMA, Use Permit, costs the applicant 285,000; a Short-Term Rental Home application was 300...30,000, excuse me; and a Shoreline Setback Variance costs the applicant 325,000. So, just for the fees for some of these permits and the costs, some very big differences. So, I mean those are just some of the impetus of looking at cost recovery for the County. Any comments to that?

MS. McLEAN: You are correct that it does cost a lot of money to get certain entitlements and that the fees are really...they're permit fees. They're not based on a cost recovery model. And I think the cost recovery model can certainly be justified. I think the concept recommended by the fee study of phasing that in is also a reasonable one, and not going for 100 percent cost recovery but for some degree of cost recovery. I think all those are quite justifiable. And you are right, there are fees now that are...our costs are thousands of dollars over what the application...what the current application fee is. And yes, that means that it's being subsidized. So, yeah.

COUNCILMEMBER SINENCI: Thank you. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Member Molina?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER MOLINA: Yeah, thank you, Madam Chair. And good afternoon, Ms. McLean. And you have my deepest sympathies because I was like that, had that same condition the other day. So, yeah, it's one of those things that's been going around. My...I referenced Page 481, I guess on the shoreline permits, just a slight continuation from Member Sinenci. You know, the permit meeting process is no secret. It's been very lengthy. And, you know, the focus for this study I guess is it just strictly shoreline permits and why not all permits? And it is a \$100,000 appropriation I guess for a study?

MS. McLEAN: That's not for...sorry. Shoreline permitting is uniquely complex. It involves Federal, State, and County permits. And it can keep the County and also private landowners from being proactive in shoreline restoration and shoreline protection. And I'm not talking about seawalls at all. I'm talking about the kind of shoreline protection that we want to see. And you...and it typically involves a Federal EA process. It's very time-consuming. It's very expensive. And other states have successfully come up with a permitting system that merges those requirements together. And so, this study would be to help us figure out how to better merge those combined processes to make it faster and to enable it to be proactive rather than reactive when --

COUNCILMEMBER MOLINA: Okay.

MS. McLEAN: --a building is about to fall in. So --

COUNCILMEMBER MOLINA: Okay.

MS. McLEAN: --that's what that study seeks to do.

COUNCILMEMBER MOLINA: Okay. Thank you. I'm sorry if you feel like I'm rushing you 'cause I'm on a time limit here. And, you know, has the Department kinda considered that maybe the problem isn't the process? I mean I don't know if it may be, it has stemmed over the years maybe in managing employees rather than looking at fixing the process. Has that ever been considered?

MS. McLEAN: That would be a different kind of problem.

COUNCILMEMBER MOLINA: Yeah. And I know you're in the hot seat, well not hot seat but the top seat now so --

MS. McLEAN: Right.

COUNCILMEMBER MOLINA: --I guess you'll kind of try and explore it from all angles I guess?

MS. McLEAN: Well, the way that...I'll just give an example right now is that the State permitting process doesn't enable someone to do proactive shoreline protection. It's only when something is imminently threatened can they take steps to do it. And that's

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

just wrong. We need to be proactive with some of these things so that we can get better, more environmentally friendly solutions in place until the only option it's something more severe and less environmentally friendly.

COUNCILMEMBER MOLINA: Okay. Thank you.

MS. McLEAN: So, I'll keep it brief --

COUNCILMEMBER MOLINA: All right.

MS. McLEAN: --to respect your time.

COUNCILMEMBER MOLINA: Okay. Thank you. And continuing on Page 481 for the Code Number 6132, Maui Island Plan Milestone Study [sic], 125,000. The Department's Implementation Division, what has kept this Division from performing this study in previous years? What's been the delay basically?

MS. McLEAN: They've been assigned other tasks first of all. And it's...we just have to be selective with the things that we give. It's a three-person division. And so, they're limited in what they're able to accomplish. And so, that hasn't been one of their priorities. We think it's important. It never seems to make it to the top. There's always something else that rises to the top. They've accomplished quite a bit. They did the digital zoning map, the DSSRT maps that we finally got adopted. They worked with the Lanai community to amend the SMA boundaries for the island of Lanai. They're doing the Title 19 audit and now the rewrite. So, those have all reason just above that MIP indicator study. And so...but we want to get that done too.

COUNCILMEMBER MOLINA: Okay. All right. Thank you. And my final issue, Page 481, 60...Code Number 6317, regarding the County Grants Subsidy for a \$100,000 under Admin and Planning Program. You know, we've historically provided the funding for the materials and equipment without paying salaries for operation expenses. What efforts has the Department implemented to find a volunteer replacement for the Richardson's from Kihei, for example, who have been successfully running this program? 'Cause I know now you're kinda looking as an incentive to get volunteers with this additional funding.

MS. McLEAN: We haven't done any sort of formal process. It's really just out talking to people 'cause our Shoreline team and Tara Owens with the UH Sea Grant spends a lot of time in the field with these groups. And they were actually the ones that proposed it to the Department to put this forward because they're getting pretty worried that there is no one who's going to be carrying that endeavor on. So, again, it wasn't a formal effort to try to recruit people but to be able to hopefully just have this one year of funding to get them going and then they'd be able to get grants from outside sources to keep them going. So, we're not looking at this as a perpetual thing but maybe seed money for maybe a year or two, and then hopefully it can run itself from that point.

COUNCILMEMBER MOLINA: Okay. All right. Thank you. Thank you, Madam Chair.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Member Lee?

COUNCILMEMBER LEE: Thank you, Madam Chair. Hi, Michele. Okay. So, you have a pretty tight budget here. If you had your druthers and had a wish list, are...would there be any additional E/Ps or B and C Account needs that, you know, you might think about sharing?

MS. McLEAN: Well, sure, but just out of respect for trying to keep the budget lean, we did put in request for a few expansion positions, which are in front of you, and also making three limited-term positions permanent. So, going beyond that, we would feel greedy, so. But with more staff, we can do more things. So...

COUNCILMEMBER LEE: Okay. Let me put it this way. 'Cause I know that I'm sure you've...you got the memo, don't ask for anything, right? But in which areas would you be...would you need...you...some areas are more needy than others, yeah. Okay. What did you tell her, Michele?

MS. McLEAN: She said you may as well ask. So...

COUNCILMEMBER LEE: Okay. So, tell me.

MS. McLEAN: Well, it's also, you know, that's something we, you know, we want to get direction from the Council is where you folks see our priorities. I know there's been a lot of talk about getting the community plan updates done more quickly. So, more staff in our Long Range Division would go toward that effort. Councilmember Molina just asked about the Maui Island Plan indicators. So, staff in the Plan Implementation Division would assist with that. We talk about expediting the permitting process, and so more planners in our ZAED Division are the frontline for permit processing. So, it's, you know...

COUNCILMEMBER LEE: Okay. Now, you're going overboard.

MS. McLEAN: So, wherever you see us most lacking, that's where --

COUNCILMEMBER LEE: So, you need --

MS. McLEAN: --we could use more --

COUNCILMEMBER LEE: --people --

MS. McLEAN: --people.

COUNCILMEMBER LEE: --everywhere then, almost.

MS. McLEAN: Well, we can certainly put them to work. It's really, you know, is where we are at now acceptable. And if it's not, then that's where we can use help. And we do the

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

best with what we have but I can see that we could certainly be doing more, and there's a lot of public demand for us doing better than we are.

COUNCILMEMBER LEE: Well, I...the reason why I asked is because when I was the Director, and Councilmembers would ask me that question, and if I don't give them a specific answer, I'm going to get people I don't need, you know, that happens. So, that's the reason why I ask. But it appears that anywhere you look in your Department, you could always use extra help, right?

MS. McLEAN: Absolutely. And that would be a problem I'd love to grapple with.

COUNCILMEMBER LEE: Okay. Great. Thank you. Thank you, Madam --

CHAIR RAWLINS-FERNANDEZ: Mahalo --

COUNCILMEMBER LEE: --Chair.

CHAIR RAWLINS-FERNANDEZ: --Member Lee. Member Hokama?

COUNCILMEMBER HOKAMA: Hearing that conversation, I understand both your...Ms. Lee's point and your point. I don't have a problem with looking at professional funding, get the qualified licensed people you need. And when they complete their tasks, they're terminated. I think that is maybe a more reasonable approach to Departmental needs 'cause I really don't need more civil servants. I need work done. So, I don't mind paying for professional services as one way to achieve the goals. Yeah, I would like you to step up and, you know, move the community plans sooner and faster. And if that's the way for you to do it, you know, I'd rather do it that way than give you more long-term range E/Ps. My question is more about is there ordinances you would like us to consider or assist us in drafting to allow you the ability to conform to the various uniquenesses of our districts? Because each district has its own unique challenges. You know, Lanai's challenges that you're assisting me with regarding some of our 1920 streets that Jim Dole built is similar but very different to Mr. Molina's thing in Makawao and Paia Town area. So, one size doesn't fit all. I believe in that so strongly. So, is there anything you might want to suggest to us regarding adjustments in the Code? And then I'm happy to provide and find the money to make it happen.

MS. McLEAN: There are a few things that are pending with Council now having to do with short-term rental homes in Paia, Haiku, and on Molokai. And the issue with the setbacks in Lanai City was deferred again last night by the Lanai Planning Commission.

COUNCILMEMBER HOKAMA: Right.

MS. McLEAN: And nothing comes to mind that I have but I do want to...I would like to say one thing that I've thought of since becoming Director is having a better outlet for community input. And I'd like to spend time going to each of our regions and just

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

having a talk story meeting to get those kinds of ideas, to find out what kinds of things --

COUNCILMEMBER HOKAMA: So --

MS. McLEAN: --the different --

COUNCILMEMBER HOKAMA: --you're looking for --

MS. McLEAN: --communities are looking --

COUNCILMEMBER HOKAMA: --more --

MS. McLEAN: --for.

COUNCILMEMBER HOKAMA: --travel support --

MS. McLEAN: No, no.

COUNCILMEMBER HOKAMA: --that...no, not necessary?

MS. McLEAN: No, no, I don't think so. But because the bills that are pending with Council came from those communities.

COUNCILMEMBER HOKAMA: Okay.

MS. McLEAN: And --

COUNCILMEMBER HOKAMA: Okay.

MS. McLEAN: --you know, they shouldn't --

COUNCILMEMBER HOKAMA: I misunderstood.

MS. McLEAN: --have to find us. We should go to them and find them. So, I don't have anything but I agree we should be doing that but I don't have anything --

COUNCILMEMBER HOKAMA: Okay.

MS. McLEAN: --to offer at the time.

COUNCILMEMBER HOKAMA: Would you believe it is appropriate that we look at what City and Council just did with a 9-0 vote against monster houses?

MS. McLEAN: I would have to look and see what their ordinance says because I think that some of our monster houses actually do provide housing to people who might otherwise not have a place to live. So, I'd want to understand their problem more --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

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COUNCILMEMBER HOKAMA: Okay.

MS. McLEAN: --and see if that translates to us.

COUNCILMEMBER HOKAMA: Yeah, that's a fair response because I can appreciate Ms. Kama's District, but then if now the Department is going to come here and say, Members, we need now to increase waterlines for sufficient hydrant flow. We need to expend the sewer line because of access capacity requirements now. I...then it becomes is that really smart housing? So, I appreciate your response. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Member Paltin?

COUNCILMEMBER PALTIN: Thanks, Chair. Thank you, Director, for being here. I have three main questions. The first one, I haven't really been able to find it in the Details or the Program but...or the Narrative was, you know, there was a proposal to increase the property tax rates for short-term rental homes. And I was wondering how the enforcement through the Charter amendment was coming along with the software, if you need to fill more positions, if we're catching a lot of illegal short-term rental homes. 'Cause I'm kinda hesitant to raise the tax if there is still a lot of illegal folks out there. Any comment?

MS. McLEAN: Yes. In one of our responses, we gave you a summary of the enforcement efforts from the contract. They're monitoring on average about 20,000 ads at a time and the vast majority of those are legal ones and so it's narrowing down the ones where they can't make a determination if they're legal. We've sent out about a 150 notices of warning based on the contract of properties that we would not have been able to identify ourselves. You mentioned the Charter amendment, we do have a bill because the Charter amendment obviously changed the Charter, but the Code also has a limit of a \$1,000 for zoning violation. So, we have a bill to amend the Code as well so we can start levying those higher fines. And that actually just came out of the Lanai Planning Commission last night. They had deferred action a few times because they had other matters on their agenda. They weren't able to get to it the previous times we had it scheduled. So, we should be transmitting that to you folks within the next couple of weeks so that hopefully you can act on that so we can start levying those higher fines. And I think as soon we start doing that, that's going to have a big impact.

COUNCILMEMBER PALTIN: Thank you. I'll look forward to that. The second question, now that we no longer have a farm plan then how...what is the mechanism to enforce Agricultural land rates?

MS. McLEAN: Agricultural land rates?

COUNCILMEMBER PALTIN: Or agricultural uses? Like whatever the farm plan was before that like...

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MS. McLEAN: Okay. Well, it's not all that different now. It's just the documentation that the applicant has to submit upfront is simpler for the applicant. And it...then after that, the way it has been for a long time, it's more enforcement-based than anything else. However, we have been working with Councilmember Sugimura on the concept of Real Property and Water and Planning all participating in a single-type of farm plan application where Real Property who has more folks in the field would be doing inspections and putting more imagery accessible to all three departments so we'd be able to proactively --

COUNCILMEMBER PALTIN: What is the --

MS. McLEAN: --enforce that way.

COUNCILMEMBER PALTIN: --documentation that they need now instead of a farm plan?

MS. McLEAN: They do a declaration. And that happens when someone applies for a building permit. And so, with a building permit comes a site plan. And we look at imagery to make sure that the site plan matches what they've submitted to us. And so, in that way we look ahead of time just like we have done in the past to see what kind of activity is going on.

COUNCILMEMBER PALTIN: Thank you. And my last question refers to vacancies. Just overall, how the vacancies are affecting your Department. I think this is dated from the Personnel. They sent us a printout. I think it's from March 25<sup>th</sup>. Specifically, there is like a Current Planning Planner V, SR-24C, that's been vacant since June 30, 2018, but it's listed as NRF, no request to fill. Just wondering if you knew anything about that?

MS. McLEAN: Does that have the PC number?

COUNCILMEMBER PALTIN: Zero zero eight zero. One Main Plaza 6<sup>th</sup> Floor.

MS. McLEAN: What was the number again, I'm sorry?

COUNCILMEMBER PALTIN: PC-0080 in the Current Planning Division Planner V.

MS. McLEAN: Oh, I think that was...that must have been the Planner who in the last Budget was transferred to the Department of Management.

COUNCILMEMBER PALTIN: Oh.

MS. McLEAN: 'Cause that position is no longer in our Department.

COUNCILMEMBER PALTIN: That makes sense. And the rest of...I mean probably not all of this is exactly current since it's from March 25<sup>th</sup>, but are the rest of them in the process of being filled or how is it going?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MS. McLEAN: Yeah, we actively seek to fill all of our vacancies. We have had a challenge with the two limited-term appointment Zoning Inspector Trainee positions. 'Cause that position, Zoning Inspector Trainee is difficult to fill anyway. And then when it's limited-term appointment, it's that much more difficult. And so, we actually filled them right away with emergency hires but they can only be in place for a certain amount of time, and we actually pushed that really far. But we have not been getting good applicants for those positions. So, those have been difficult to fill.

COUNCILMEMBER PALTIN: Do you have any opinion on the raising of the short-term rental taxes given the level of enforcement of illegals?

MS. McLEAN: The property taxes? I don't have any concerns, no.

COUNCILMEMBER PALTIN: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Member Sugimura?

COUNCILMEMBER SUGIMURA: Thank you for being here. I hope you feel better. Appreciate it. So, I just...explain and justify on 14-9 in Budget Details, the 910, Professional Services request. If the full amount is not approved, what are the Department's priorities? So, it's 14-9 on Budget Details. Do you want this?

MS. McLEAN: Thank you for the question. That question was asked to us in PL-5, in...and so, we submitted a written response. So, our top prioritization would be to combine the 300,000 and the 100,000 related to South Maui for 400,000 for the South Maui Community Plan update. And then included in that 910,000 is just under a 100,000 for the Department to use during the course of the year, and we obviously want that. The next would be 100,000 for the update to the Coastal Viewplane Study. Then the 100,000 for the permit streamlining for shoreline improvement projects as Member Molina asked about. Then the 125,000 for the Maui Island Plan Baseline Monitoring Report. Then 60,000 for the Historic Preservation Plan Update. And then 30,000 for the *wearemaui.org* web support.

COUNCILMEMBER SUGIMURA: So, that encompasses a lot of the projects that you're working on. Based upon Mr. Hokama's question that he had earlier about updating community plans earlier and staffing, so, this is like 400,000 I guess to update the South Maui Community Plan. So, this will still stand then, and it could be used towards contract services or something for staffing?

MS. McLEAN: Yes, and actually...

COUNCILMEMBER SUGIMURA: Or fulfilling the plan?

MS. McLEAN: Right. And a number of these requests are actually in line with what Member Hokama was saying that this could be done in-house if we had more personnel. But rather than ask for personnel, we're asking for the contract money instead.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER SUGIMURA: I just want to say I support that. And another one was, and you probably answered it, but personnel expansion request of 2.5 E/Ps on 14-7. If all positions are not approved, what are the Department's priorities on this? So, it's 14-7.

MS. McLEAN: Right. The top priority is as I mentioned for those two LTA Zoning Inspector Trainees. And there is also an LTA Office Ops Assistant who's assisting with the short-term rental home enforcement. That position has been filled but we'd like to make that permanent as well. The next would be a Planner or actually would be the half position to complement our Long Range Division, then the full-time Planner in our Plan Implementation Division, and then the Planner in our Zoning Administration and Enforcement Division.

COUNCILMEMBER SUGIMURA: Okay. Thank you very much. And just IAL, so, important ag lands. One of my passions and senator's...not senator...Shane Sinenci...sorry, just gave you a new title. So, as you know, I think maybe a couple of years ago, the Legislature had appropriated \$250,000 and not the right time, right? So, now you're there, it's the right time, and to move this forward. It was one of my Budget priorities. It became a revisit. And I would like to know if you could speak to it to the Members because I would like to support this effort to happen. And it takes a commitment from you to make it happen as well as the Mayor. And when I had a brief conversation with the Mayor, he did say that he supports this effort too. So, the appropriation request that I had made to get this done was \$250,000. And I wonder if you could speak to it to help us get this funding approved with this Budget if you could?

MS. McLEAN: Yes, thank you. And Mayor Victorino was very supportive. It is important that we demonstrate to the State Legislature and the Land Use Commission, the State Land Use Commission, that we're serious about this. So, besides the importance of the policy all by itself, it's important to show these other bodies that we want to take these steps because there could be repercussions against Maui County if we don't. And I have talked with folks on Kauai who were involved with doing the Kauai IAL designation, have also had some correspondence with some of the ag community about moving forward with this, have had some general staff discussions about potential incentives. But overall with relation to ag land, I think there are some areas where we need to look at re-designating to make it more permissive. It may be re-designating to Rural or even other uses because that's where our available land is. But to compensate for that, we need to be serious about protecting real agricultural land. And IAL is the most demonstrable way of doing that. But we need to develop County incentives to do it and that's part of the IAL package. The designation is one thing but the incentives are another, and that's the more important component about it.

COUNCILMEMBER SUGIMURA: And the appropriation that you might support for this to happen?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MS. McLEAN: Well, as much or as little funding as we get, we will use. And the more we get, the further we'll be able to go. I think 250,000, we would probably be able to get all the way through the process. Otherwise, we'd be taking little steps. We wouldn't be able to accomplish it this fiscal year but we'd be making steps and could maybe complete it next fiscal year. But it would be great to do it in one shot.

COUNCILMEMBER SUGIMURA: Okay. And...okay. And then in the permits section, there's a new ordinance that I think this just may be oversight because the new ordinance passed at the very last session of last term, 2.97. And there's no fees associated. But I think the bill has like a deposit that a developer would have to put down. I wonder if you could just look at it and maybe have a discussion with the Director...Budget Director on that.

MS. McLEAN: Is that the fast-track --

COUNCILMEMBER SUGIMURA: Yeah, it's a fast-track.

MS. McLEAN: --process?

COUNCILMEMBER SUGIMURA: Instead of 45 days, it's now 60 days, and there are some changes that were made when it passed. I think Mr. Ueoka is familiar with it.

MS. McLEAN: Yeah, and that would --

COUNCILMEMBER SUGIMURA: That would be...

MS. McLEAN: --be a fee that the Planning [sic] Department charges 'cause we wouldn't administer that. That wouldn't be a Planning Department fee.

MR. UEOKA: Chair, quickly?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Housing and Human Concerns. It just was...it was...it should be in the Budget. It will get corrected. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. UEOKA: Under Housing.

COUNCILMEMBER SUGIMURA: Oh, it's under Housing. Okay. I think you do everything. So, sorry. So, another bill that I would like to see move through --

CHAIR RAWLINS-FERNANDEZ: Member Sugimura --

COUNCILMEMBER SUGIMURA: --is resource extraction --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: --oh yeah, you have 40 more --

COUNCILMEMBER SUGIMURA: --back.

CHAIR RAWLINS-FERNANDEZ: --seconds.

COUNCILMEMBER SUGIMURA: Oh, it's in your...it's in your Committee.

MS. McLEAN: That's pending, yeah.

UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

COUNCILMEMBER SUGIMURA: Never mind. Resource extraction. Okay. Done. Done.

CHAIR RAWLINS-FERNANDEZ: Was that everything?

COUNCILMEMBER SUGIMURA: That was everything.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. Member Kama?

COUNCILMEMBER KAMA: I have no questions, Chair.

CHAIR RAWLINS-FERNANDEZ: No questions? Okay. Okay. I just have a few questions. Five minutes on the clock. Let's see how that feels. Maybe it will make things speed along a little faster. Okay. Director, I'm looking at doing a proviso for \$6,240 for our Molokai Planner since she is based...or since the position is based on Maui, and we need a Planner on Molokai. So, on Page 480 is where I'm guessing the travel for this position would fall under. It says it's...there's a 107,500 proposed for 2020. In the Budget Details, 14-9, I see Airfare and Transportation for 50,000. So, I don't know if...is there another area in the Budget Details for 57,500 somewhere?

UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Oh, my question, in Budget Details on Page 14-9, for Airfare and Transportation, it says 50,000. But in the Program Budget on Page 480, under Administration and Planning Program, it says Operations Travel, a 107,500. So, is there a 50,000...57,500 somewhere else in the Budget Details? If not, I guess me and...yeah, we can figure out.

UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Okay. Oh, Ms. Yoshimura?

MS. YOSHIMURA: Chair, on Page 480 --

CHAIR RAWLINS-FERNANDEZ: Yes.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MS. YOSHIMURA: --the Operations they're kind of grouped. And so, when you look at travel, travel may include like per diem, mileage, airfare, those kinds of things.

CHAIR RAWLINS-FERNANDEZ: Okay.

MS. YOSHIMURA: And so...

CHAIR RAWLINS-FERNANDEZ: There's the 57,000.

MS. YOSHIMURA: Correct.

CHAIR RAWLINS-FERNANDEZ: Okay. Sixty-five hundred, 4,500. Okay. So, the Airfare, so this proviso would be for Airfare. So, 6,240, and that would be under the 50,000. Would you be able to just comment on how that would impact the 50,000 budgeted?

MS. McLEAN: So, the proviso would be that 6,000 of that 50,000 must be spent for?

CHAIR RAWLINS-FERNANDEZ: The Molokai Planner --

MS. McLEAN: For the --

CHAIR RAWLINS-FERNANDEZ: --airfare.

MS. McLEAN: --Molokai Planner? I'm not able to comment on it right now. I don't know what we spend already for her travel, and I'd want to look carefully at what else we, you know, what other travel might be impeded if that were restricted to just that position.

CHAIR RAWLINS-FERNANDEZ: Oh, I understood that she...the position didn't get any travel money.

MS. McLEAN: That's not true at all. We --

CHAIR RAWLINS-FERNANDEZ: Okay.

MS. McLEAN: --pay for a significant amount of travel for that position. It's not earmarked for it, just like we don't have travel earmarked for anyone specifically our board and commission secretaries to go to Lanai or to Molokai to staff the planning commission meetings there. It's just one grouping because we don't know how frequently those boards and commissions are going to meet. We don't know how often we're going to do site visits. You know, there is...

CHAIR RAWLINS-FERNANDEZ: Okay.

MS. McLEAN: It's all grouped in together. For good or for bad, it's all grouped in --

CHAIR RAWLINS-FERNANDEZ: Okay.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MS. McLEAN: --together. But --

CHAIR RAWLINS-FERNANDEZ: Perhaps...

MS. McLEAN: --no, we pay for her travel.

CHAIR RAWLINS-FERNANDEZ: Oh, okay. I'll figure that out with you. Okay. And then I was looking at proposing a Zoning Inspector to add to ZAED to be Molokai-based and serve Molokai and Lanai, and Maui if needed but just so the backlog and the immediacy of some of the projects or some of the infractions I guess. Okay. That's it. Mahalo, Director. Okay. That was four minutes. Okay.

MS. McLEAN: Chair?

CHAIR RAWLINS-FERNANDEZ: Oh.

MS. McLEAN: You had --

CHAIR RAWLINS-FERNANDEZ: Yes?

MS. McLEAN: --written a letter PL-11, asking for a list of parcels that could be developed for housing. And you asked for a verbal response. And I just brought copies of correspondence that we did last year that identified parcels that could be rezoned for affordable housing based on the community plan. So, if you folks want this, I'm happy to leave it with you.

CHAIR RAWLINS-FERNANDEZ: Yes, yes. Thank you.

MS. McLEAN: That would be yes. Okay.

CHAIR RAWLINS-FERNANDEZ: Thank you, Director.

MS. McLEAN: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: I appreciate it. Okay. Members, last phase in this process. I'll go to each Member and you tell me your proposed amendment to this Department's...Planning Department's budget. I think I...okay. Start with Member Sinenci? Okay.

COUNCILMEMBER SINENCI: Thank you, Chair. Yes, on Page 481, I would like to, under Services, Professional Services, I would like to add 75,000 for a fee study and a cost recovery plan. Then I'd like to propose increasing the fees under Schedule A, Planning Department Fees, by 25 percent to help pay for the study. That's all.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Member Molina?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER MOLINA: Yeah, thank you, Madam Chair. Initially, I had some proposed adjustments but...especially on the studies. But after hearing Director McLean's explanation, I feel good about it now. And I'm...I would hope that especially on the Maui Island Plan study that under Ms. McLean, she can make sure that it is a priority this particular Fiscal Year 2020. And so, anyway, I'm fine. No adjustments, and I thank Ms. McLean who's made the commitment to be here even being under the weather and having to face us is not exactly a remedy for getting well but I --

CHAIR RAWLINS-FERNANDEZ: It's not?

COUNCILMEMBER MOLINA: --applaud your courage. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Member Lee?

COUNCILMEMBER LEE: Thank you, Madam Chair. I need some help, Budget Chair. I'd like to propose that one E/P be added under Long Range Planning, like a Long Range --

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER LEE: --Planner.

CHAIR RAWLINS-FERNANDEZ: So, Page --

COUNCILMEMBER LEE: How much would that be?

CHAIR RAWLINS-FERNANDEZ: --480.

COUNCILMEMBER LEE: How much would that be? Do we need to give you the amount? Oh, thanks.

CHAIR RAWLINS-FERNANDEZ: Page 480, on the Program Budget, but we would need direction from the Director as far as if it would be --

COUNCILMEMBER LEE: What the salary would be?

CHAIR RAWLINS-FERNANDEZ: --what level of --

COUNCILMEMBER LEE: Yeah.

CHAIR RAWLINS-FERNANDEZ: --the Planner would be and...

COUNCILMEMBER LEE: Yeah, right.

CHAIR RAWLINS-FERNANDEZ: Ms. McLean? Oh, Ms. Yoshimura?

MS. YOSHIMURA: Chair, look at Page 14-7 of the Details.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Okay.

MS. YOSHIMURA: There are proposed Planner III positions, as well as a Planner IV position. So, you could base your salary on that.

COUNCILMEMBER LEE: Director?

MS. McLEAN: Right. And these are based on eight months. So, for Long Range, I would say Planner IV.

COUNCILMEMBER LEE: All right.

MS. McLEAN: Thank you.

COUNCILMEMBER LEE: Thank you. That's all I have, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Okay. Planner IV. So, on...Ms. Yoshimura, on Page 14-7, the...under Planner IV, it only lists a change amount. Do you have the full amount?

MS. YOSHIMURA: Chair, so, on that position, 17,652 is a half-time Planner. So, for eight months, so you would double that for a full-time Planner and still base it on eight months. So, it will be roughly \$35,000.

CHAIR RAWLINS-FERNANDEZ: Okay. And I assume that wouldn't include fringe? So, I would have to get that information from you?

MS. YOSHIMURA: Yes, that would not include fringe. I believe the fringe rate sheet was transmitted by the Department of Finance under FN-1.

CHAIR RAWLINS-FERNANDEZ: Okay. I got it. Okay. Mahalo, Member Lee. Member Hokama?

COUNCILMEMBER HOKAMA: No.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Member Paltin?

COUNCILMEMBER PALTIN: Just for Page 481, whatever the final amount in Services are if Member Sinenci's amendment passes, I would just put like up to.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay.

COUNCILMEMBER PALTIN: That's it.

CHAIR RAWLINS-FERNANDEZ: Oh, mahalo. Okay. Member Sugimura?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER SUGIMURA: Thank you. I wanted to include then the important ag land. And I have a write-up that I'm...that's kind of what I just said. I wanted to clarify when I first talked...spoke about this, somebody came to my office and said, we already have GIS and Esri. So, why are we trying to hire somebody to do the maps? So, this is not about the map. It is about the use of the land in the map. So, it's designating important ag lands. But...so, I wanted to put in the amount that our Director confirmed that then we could take this and complete the study, which is \$250,000 into the Planning Department if I could?

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SUGIMURA: And I'll give you the rest of the verbiage just --

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SUGIMURA: --so there's attachment.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura.

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Member Kama?

COUNCILMEMBER KAMA: Thank you, Chair. I'm not sure where to put this. But my thought was because, you know, we're going to have some guys, some developers coming with 201Hs real soon, which means that their plans are going to have to be reviewed. That means that they have...we have 45 days to get them through this process. And if I'm hearing that, our Planning Department needs more positions or more staff, then I want to be able to make sure that, you know, we're able to do...she's able to do what she needs to get done in her Department so we can do what we need to be doing in the Housing Committee. So, I'm not sure where that's at or where I could put that. But Councilmember Hokama talked about...not that he is dead set against E/Ps but to be able to maybe contract for the professional services that may be needed to be able to do this. So, I wanted to do that if it's at all possible.

MR. UEOKA: Chair?

CHAIR RAWLINS-FERNANDEZ: Mr. Ueoka?

MR. UEOKA: Chair, you guys might want to discuss that a little bit more in detail with the Director offline just...we...that is a process traditionally and customarily performed by civil servants employed by the Planning Department. So --

COUNCILMEMBER KAMA: I see.

MR. UEOKA: --you might want to discuss the specifics of it and maybe something can be worked out. Thank you.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER KAMA: Okay. Just for task-oriented, I mean just for specific tasks. Thank you. But that was what might have, my proposal would have been. So, we'll talk with you offline. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama. Okay. And then for me, my...I'd add a proviso for \$6,240 for the Molokai Planner but I'll talk to the Director to figure the exact amount out. And adding a Zoning Inspector I to be based on Molokai to serve Molokai and Lanai, and Maui if needed. Okay. And that's all. That's my proposals. Member Lee?

COUNCILMEMBER LEE: Thank you, Madam Chair. I just have a clarification question. I heard talk about a study being initiated with regard to fees in the future, is that correct?

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER LEE: And attached to that, Director, would you be creating a revolving fund so you can deposit those fees in your revolving fund so that you can pay for your additional staff in the future? No? No, you...that's not part of it?

MS. McLEAN: That wasn't the plan and that wasn't the plan the last time around --

COUNCILMEMBER LEE: I see.

MS. McLEAN: --for our Department to be linked to permit fees. But if that's what the Council chooses to do, then we'd be happy to work with you on --

COUNCILMEMBER LEE: Well, I think it's --

MS. McLEAN: --ordinances.

COUNCILMEMBER LEE: --very successful in DSA, you know. So, you may want to consider it. Instead of the fees going to the General Fund, it will be going to your Department. Yeah?

CHAIR RAWLINS-FERNANDEZ: Right.

COUNCILMEMBER LEE: Just a thought.

CHAIR RAWLINS-FERNANDEZ: Right. And --

COUNCILMEMBER LEE: Thank you.

CHAIR RAWLINS-FERNANDEZ: --with the...and additional enforcement in finding the, enforcing against the illegal vacation rentals. It's potentially a lot of money that could also fund enforcement.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER LEE: Good idea.

CHAIR RAWLINS-FERNANDEZ: Yes. Okay. Members, any last questions or comments before we complete our review? Okay. That completes our review of the Planning Department. Good job.

MS. McLEAN: Thank you so much for letting me go earlier rather than later.

CHAIR RAWLINS-FERNANDEZ: Thank you for joining us even though you're under the weather. I hope you feel better very quickly. Okay. Members, it's 6:06. What time would you like to come back from our dinner break?

COUNCILMEMBER LEE: Don't answer.

CHAIR RAWLINS-FERNANDEZ: I mean the sooner we come back, the earlier we'll finish maybe?

COUNCILMEMBER MOLINA: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Six fifteen?

COUNCILMEMBER LEE: What do we have left?

CHAIR RAWLINS-FERNANDEZ: Potentially, six. So, we have--don't fall over, okay--OCS, DEM, Public Works, Prosecutor's, Transportation, Emergency Management. Are there any that Members feel they would not necessarily need a review...not need to have the Department on the floor for?

COUNCILMEMBER MOLINA: I don't...

COUNCILMEMBER LEE: Transportation, yeah.

COUNCILMEMBER MOLINA: Transportation, yeah. No need for Transportation, yeah.

COUNCILMEMBER LEE: Clerk's Office.

COUNCILMEMBER KAMA: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: No, I was actually waiting for you, Member Kama.

COUNCILMEMBER KAMA: . . .*(inaudible)*. . .

COUNCILMEMBER MOLINA: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Okay. So, no to Transportation? Okay.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER SUGIMURA: Which means you're going to approve his budget with no questions, right?

UNIDENTIFIED SPEAKER: . . . *(inaudible)* . . .

COUNCILMEMBER SUGIMURA: No?

CHAIR RAWLINS-FERNANDEZ: That means we're not going to be asking him questions on the floor. You're not going to have your seven minutes.

COUNCILMEMBER LEE: I thought was five.

COUNCILMEMBER SUGIMURA: Well --

CHAIR RAWLINS-FERNANDEZ: That was five.

COUNCILMEMBER SUGIMURA: --I would prefer that he come just because if there are questions, we can get it out now 'cause he's not going to have a chance to answer. So, that was my preference.

CHAIR RAWLINS-FERNANDEZ: We could also adjust it and allow Member Sugimura to have seven minutes. And if Members wanted like one minute or something or zero minutes?

COUNCILMEMBER HOKAMA: The Prosecutor's, Chair --

CHAIR RAWLINS-FERNANDEZ: Yes?

COUNCILMEMBER HOKAMA: --I don't need them.

COUNCILMEMBER PALTIN: I don't need them either.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SUGIMURA: So, what departments do we have left, sorry? You said OCS.

CHAIR RAWLINS-FERNANDEZ: OCS, DEM, Public Works, Prosecutor's. We had Transportation and Environmental Management...oh sorry, Emergency Management.

COUNCILMEMBER KAMA: We'll let Transportation go.

COUNCILMEMBER SUGIMURA: Okay.

COUNCILMEMBER LEE: Emergency Management, do we need them?

UNIDENTIFIED SPEAKER: Yeah. Yeah.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Oh --

UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: --okay. Please talk into the mic. Okay. Member Sugimura?

COUNCILMEMBER SUGIMURA: Okay. Just because I know that there are questions out there regarding bus service.

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER SUGIMURA: And we heard testimony about it.

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER SUGIMURA: I wanted the Director to come because he has really researched and done a lot of community outreach, or he's doing community outreach so I'm glad all of you don't have questions about it but I don't want us to be surprised and --

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SUGIMURA: --you know, have...so, sorry. If you --

CHAIR RAWLINS-FERNANDEZ: So, a --

COUNCILMEMBER SUGIMURA: --call him now --

CHAIR RAWLINS-FERNANDEZ: --representative --

COUNCILMEMBER SUGIMURA: --I mean you can call him right after --

CHAIR RAWLINS-FERNANDEZ: --is here.

COUNCILMEMBER SUGIMURA: --dinner. He's not here.

CHAIR RAWLINS-FERNANDEZ: Oh, okay.

COUNCILMEMBER SUGIMURA: We can call him right after dinner. Whatever you want.

CHAIR RAWLINS-FERNANDEZ: Okay. So --

COUNCILMEMBER SUGIMURA: So, what order?

CHAIR RAWLINS-FERNANDEZ: --maybe we can just make that a short one for Member Sugimura.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER SUGIMURA: Okay. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER KAMA: And did we say Prosecuting Attorney, no need?

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER LEE: No need --

CHAIR RAWLINS-FERNANDEZ: How about --

COUNCILMEMBER LEE: --for me.

CHAIR RAWLINS-FERNANDEZ: --I say --

COUNCILMEMBER SUGIMURA: Okay.

CHAIR RAWLINS-FERNANDEZ: --the department --

COUNCILMEMBER KAMA: Okay.

CHAIR RAWLINS-FERNANDEZ: --and then you raise your hand, and then we'll --

COUNCILMEMBER MOLINA: Consensus.

CHAIR RAWLINS-FERNANDEZ: --bring them down. And then you can have...whoever raised their hands will have their seven minutes. Okay. OCS?

COUNCILMEMBER LEE: This is to --

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER LEE: --skip them or to keep them?

CHAIR RAWLINS-FERNANDEZ: To keep them.

COUNCILMEMBER LEE: To keep --

CHAIR RAWLINS-FERNANDEZ: To ask them --

COUNCILMEMBER LEE: --them.

CHAIR RAWLINS-FERNANDEZ: --questions.

COUNCILMEMBER LEE: Oh --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER LEE: --I don't want to.

COUNCILMEMBER SUGIMURA: Okay. That's --

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SUGIMURA: --on.

COUNCILMEMBER KAMA: But...

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER KAMA: So, that means then, Chair --

CHAIR RAWLINS-FERNANDEZ: Yes?

COUNCILMEMBER KAMA: --then if Councilmember Hokama and Paltin have raised their hands, they get to speak and ask questions, and everybody else is...so, when we're not raising out hand, it's an indication that we have no question to ask.

CHAIR RAWLINS-FERNANDEZ: Right.

COUNCILMEMBER KAMA: Okay. Because sometimes somebody asks a question now you want to ask one. And that's what happened. So --

CHAIR RAWLINS-FERNANDEZ: So, we could --

COUNCILMEMBER KAMA: --I just want to make sure.

CHAIR RAWLINS-FERNANDEZ: --adjust --

COUNCILMEMBER KAMA: Yeah.

CHAIR RAWLINS-FERNANDEZ: --at that moment. And if anyone does have a question, then we can give you, you know, like a minute or two.

COUNCILMEMBER KAMA: Yeah. Okay.

CHAIR RAWLINS-FERNANDEZ: We can figure --

COUNCILMEMBER SUGIMURA: Yes --

CHAIR RAWLINS-FERNANDEZ: --out how much --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER SUGIMURA: --OCS --

CHAIR RAWLINS-FERNANDEZ: --time?

COUNCILMEMBER SUGIMURA: --yes.

CHAIR RAWLINS-FERNANDEZ: Okay. I'm going to dismiss Ms. McLean. Thank you so much --

COUNCILMEMBER SUGIMURA: Yes.

COUNCILMEMBER KAMA: Oh . . . *(inaudible)* . . .

CHAIR RAWLINS-FERNANDEZ: --for being with us.

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Please rest --

COUNCILMEMBER SUGIMURA: Thank you for coming when --

CHAIR RAWLINS-FERNANDEZ: --and get well.

COUNCILMEMBER SUGIMURA: --you're not feeling well.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. And then, Department of Environmental Management?

COUNCILMEMBER SUGIMURA: Okay.

COUNCILMEMBER KAMA: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. So, just Member Sinenci and Member Paltin I saw hands? Yeah --

COUNCILMEMBER SUGIMURA: Yeah.

CHAIR RAWLINS-FERNANDEZ: --DEM? Okay.

COUNCILMEMBER SUGIMURA: Yeah.

CHAIR RAWLINS-FERNANDEZ: Okay. And then Public Works? Okay. That's everybody.

COUNCILMEMBERS: Yeah.

CHAIR RAWLINS-FERNANDEZ: Okay. And then Prosecutor's?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER KAMA: Nine-zero.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR RAWLINS-FERNANDEZ: It's fast. Okay. Just me. Okay. And then Transportation was Member Sugimura. And then Emergency Management? Okay.

COUNCILMEMBER KAMA: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SUGIMURA: So, only one no need is --

COUNCILMEMBER KAMA: So, what's...

COUNCILMEMBER SUGIMURA: --Prosecuting Attorney?

UNIDENTIFIED SPEAKER: No --

COUNCILMEMBER KAMA: Yeah.

UNIDENTIFIED SPEAKER: --she had.

CHAIR RAWLINS-FERNANDEZ: I have.

COUNCILMEMBER SUGIMURA: Oh, you did? Okay.

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER SUGIMURA: That means they all. Okay. What order now?

CHAIR RAWLINS-FERNANDEZ: In that order.

COUNCILMEMBER SUGIMURA: Oh, okay.

COUNCILMEMBER PALTIN: What, what...

COUNCILMEMBER KAMA: So, what was it now?

CHAIR RAWLINS-FERNANDEZ: OCS, DEM, Public Works, Prosecutor's, Transportation, Emergency Management.

COUNCILMEMBER LEE: And we have to finish them tonight?

CHAIR RAWLINS-FERNANDEZ: Unless you want to come in tomorrow?

COUNCILMEMBER LEE: You're so . . . (inaudible) . . .

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER SUGIMURA: Tomorrow is hard because it's Good Friday. Tomorrow is hard because it's Good Friday.

CHAIR RAWLINS-FERNANDEZ: Every Friday --

COUNCILMEMBER KAMA: Well --

CHAIR RAWLINS-FERNANDEZ: --is a great Friday.

COUNCILMEMBER KAMA: --I think, we don't need to go to seven minutes. We can go three-and-a-half, right?

COUNCILMEMBER LEE: Yeah.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER LEE: Three-and-a-half.

COUNCILMEMBER PALTIN: Three minutes like everybody.

COUNCILMEMBER LEE: Yeah, three minutes.

CHAIR RAWLINS-FERNANDEZ: Okay. Three minutes?

COUNCILMEMBER LEE: Yeah, three minutes.

CHAIR RAWLINS-FERNANDEZ: Oh, great. Okay. So, we'll just adjust it to three minutes and --

COUNCILMEMBER LEE: Yeah.

CHAIR RAWLINS-FERNANDEZ: --those that raised their hands. And then if Members feel like they have a burning question, we'll just...we'll let them ask their burning question. Okay. Okay. So, it's 6:13. Do you want to return at 7:30 or 7:45?

COUNCILMEMBER LEE: Seven fifteen.

COUNCILMEMBER MOLINA: Seven fifteen.

CHAIR RAWLINS-FERNANDEZ: Seven fifteen. Okay. Let's do it. Okay. All right. So, we'll return from recess at 7:15. It's 6:14 on April 18<sup>th</sup>. Economic Development and Budget Committee is now in recess. . . .(gavel). . .

RECESS: 6:14 p.m.  
RECONVENE: 7:18 p.m.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: ...*(gavel)*... Will the Economic Development and Budget Committee please return to order. It is 7:18 on April 18<sup>th</sup>. We're continuing our review of the departments' Operating Budget.

**DEPARTMENT OF OFFICE OF COUNCIL SERVICES**

CHAIR RAWLINS-FERNANDEZ: We are now on Office of Council Services. And we've slightly modified our process. So, instead of having a three-step process, we're going to have a one-step process. We'll keep it at seven minutes. And I'm not going to read the questions that we didn't receive responses to. If you have a question that was on the written correspondence that you didn't receive a question to that you would like answered, you can go ahead and ask that question in your seven minutes. And also in the seven minutes, please state what your proposed amendments will be for the department that we're reviewing. Okay. Any objections to the modified process?

COUNCILMEMBERS: No objections.

CHAIR RAWLINS-FERNANDEZ: Okay. Great. Okay. So, with OCS...okay, then we'll start with Member Molina and...so, I had Member Sinenci and Member Lee did not have questions for OCS, but if at after the Members asked their questions, if you do have questions just let me know, and then I'll call on you. Okay. Ready, Member Molina?

COUNCILMEMBER MOLINA: Ready, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: All right. Go ahead.

COUNCILMEMBER MOLINA: Thank you. I guess good evening, Ms. Zielinski and Mr. Raatz. This basically has to do with the Contractual Services, Sub-Object Code 6112, Page 131 of the Budget Proposal. There's a reduction of 107,990 for the transcribing contract. You know, has the elimination or the reduction of transcribing contract fully been vetted with the secretaries...the Secretarial Division in OCS? And I know I think I might have brought it up before, you know, I guess you had noted that because of the videotaped meetings, the transcription is considered redundant, and we've been told for legal or court purposes that verbatim minutes are effective for determining the intent of law. And now if the minutes are used for this purpose, why would we want to consider eliminating it?

MS. ZIELINSKI: Thank you, Councilmember. I'll address the piece on the secretaries and then I'm going to actually going to punt to David Raatz for the legal ramifications if that's okay. We actually did vet it with the secretaries. There are some minor additional steps that they would have to do; however, they actually indicated that they do a lot of that already, those steps for the transcription company already, Maui Scribes is the firm that we use right now. There would be a few additional items they've had to do but they're not very time-consuming. It would just be them getting used to doing them. The tradeoff though, and they really do get a savings as far as workload because this is important to us as well even though it is...it represents a

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

large amount of savings for us, is that when they get the transcribed minutes back, they have to review them. Okay. And it really depends. Some of the transcribers that do them for Maui Scribes, they're very familiar with their work and they kinda do maybe more of a, you know, kind of a check. You know, they don't go verbatim. But another set of relatively newer transcribers, they have to really read the thing from, you know, from top to bottom. So, that's very time-consuming. So, they actually save time ultimately, in, in...if we were to take that step out. Now, I'm actually going to punt it though to David on the --

COUNCILMEMBER MOLINA: Okay.

MS. ZIELINSKI: --legal.

COUNCILMEMBER MOLINA: Thank you.

MS. ZIELINSKI: Thank you.

MR. RAATZ: Thank you, Councilmember Molina, for the question. So, we've researched what courts look to when they're studying legislative history behind an ordinance. And the Supreme Court of Hawaii and actually the US Supreme Court have consistently said that it's the official committee reports that provide the authoritative expression of legislative intent. And the courts have repeatedly emphasized that what they call stray comments, individual comments by councilmembers or other legislators, are not to be attributed to the full body. So, there's...from a legal perspective, little to no benefit for having verbatim minutes. Thank you.

COUNCILMEMBER MOLINA: Okay. Thank you. And the next one is 6201, Page 3-8, Council Services Program, Budget Details. There's the...there's a \$50,000 increase for Airfares from FY '18 to 2019, and is that...we're going to be going off to Oahu more I guess for legislative purposes, is that the reason for the increase for airfares or conferences or some --

MS. ZIELINSKI: Yes, thank you --

COUNCILMEMBER MOLINA: --training?

MS. ZIELINSKI: --Councilmember Molina. Basically, what we...there's...it's a couple of things. We actually are budgeting for more offsite meetings. And that would involve, you know, so it may be anywhere from, you know, on Maui island or...

COUNCILMEMBER MOLINA: Molokai, Lanai.

MS. ZIELINSKI: Yes.

COUNCILMEMBER MOLINA: Okay.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MS. ZIELINSKI: And...so, that's part of it. That's part of the reason why even with our *Akaku*, we had to put some additional provisions in but basically what our budget provided for was for every committee to have two offsite meetings, one off-island and one just offsite. So, there's travel and per diem involved in those typically. And then of course, public hearings, some additional--let me just see if I have that note with the public hearings--but they were additional public hearings as well. So, and again, offsite as well as, you know, here. So, that's what the travel was. In addition to that though, there...the HSAC conference for next year, and that will be Fiscal Year 2020, is on the Big Island. So, we want to make a provision for that as well.

COUNCILMEMBER MOLINA: Okay. That makes sense. All right. Yeah, I guess I have one last one. I don't know what my time limit is left. But anyway, just the...

CHAIR RAWLINS-FERNANDEZ: Two more minutes.

COUNCILMEMBER MOLINA: I got two minutes. Okay. This should be a quick answer. Code 6222, the increase from 67,300 to 86,800 from FY '18 to FY '19, \$21,000 increases, is that Non-Reportable Per Diem? Any explanation on that?

MS. ZIELINSKI: Let me just look at the...that's on the Details, yes?

COUNCILMEMBER MOLINA: Okay.

MS. ZIELINSKI: Yeah, just hold on for a second let me just take a look. Bear with me.

COUNCILMEMBER MOLINA: Yeah. You know what, if you need --

MS. ZIELINSKI: Yeah.

COUNCILMEMBER MOLINA: --more time, that's okay, I can pass and let --

MS. ZIELINSKI: Oh.

COUNCILMEMBER MOLINA: --the...yeah, no worries. I can get that --

MS. ZIELINSKI: I am sorry.

COUNCILMEMBER MOLINA: --from you later. We kinda work close to each other. So --

MS. ZIELINSKI: Okay. All right. Thank you.

COUNCILMEMBER MOLINA: --no problem. So, I'm done.

MS. ZIELINSKI: All right.

COUNCILMEMBER MOLINA: Thank you.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Member Hokama?

COUNCILMEMBER HOKAMA: Chair, I appreciated Mr. Molina questioned an area of concern for me. But to save time, I will just be upfront. I'm going to vote no on this Office's Budget request. I have issues with the compensation revised plan. And if it's true what the responses are, why do we have such useless committee reports that it gives us no useful information on decision at Council meetings? It's stalled one of Mr. Sinenci's actions he requested last Council meeting 'cause the report told us nothing. Okay. Not even the intent of what was the purpose and why we couldn't even make a decision that day. So, I will just vote no to show my disgust. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Member Paltin?

COUNCILMEMBER PALTIN: I will just propose my amendment. Page 131, given everything into consideration, I feel like, you know, for research purposes, verbatim is like transparency. So, I'd like to restore 107,990 for Transcription Services is my proposal.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member Paltin. Member Sugimura?

COUNCILMEMBER SUGIMURA: I have nothing. I support that.

CHAIR RAWLINS-FERNANDEZ: That's all?

COUNCILMEMBER SUGIMURA: Yeah.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Member Kama?

COUNCILMEMBER KAMA: Thank you, Chair. No comment. No questions. No amendments.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama. Member Lee and Member Sinenci, are you okay?

COUNCILMEMBER LEE: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay.

COUNCILMEMBER MOLINA: Chair? Sorry --

CHAIR RAWLINS-FERNANDEZ: Member Molina?

COUNCILMEMBER MOLINA: --you know, I forgot your process was to include any adjustments in your...in our spiel for --

CHAIR RAWLINS-FERNANDEZ: Go ahead --

COUNCILMEMBER MOLINA: --this.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: --Member Molina.

COUNCILMEMBER MOLINA: Yeah, and I think it might be the same as, and maybe I didn't hear her right, but my adjustment would be to increase the appropriation back for the Transcription Services from 107,990 back to the 117,990. That way it gives the Office the flexibility if they want to, you know, do something else. But anyway, that's just my proposal is to restore it back and not reduce it. So, increase appropriation 107,990 to previous fiscal year's appropriation to 117,990.

CHAIR RAWLINS-FERNANDEZ: Got it.

COUNCILMEMBER MOLINA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Okay. My turn. Okay. That's...I agree. That was basically my proposed amendment is to restore the verbatim minutes to the Budget. But I also wanted since we have Mr. Raatz and Ms. Zielinski on the floor with us, there's a request for closed captioning. And so, I was wondering if you have an idea of how much that would be for us to explore the idea of having closed captioning for our community members. And I'm...I saw other like Kauai I believe has closed captioning, and their closed captioning captures the basically, the discussion verbatim. And I'm wondering if perhaps, we can move toward having closed captioning and then eventually either, you know, reducing the amount for the transcription or yeah. So, I don't know if I'd want it replaced 'cause I looked at Kauai County's and it was, yeah, it wasn't...it didn't look like our minutes. It was just the transcription from the closed captioning. And so, it didn't read very well. So, if we were to move in that direction of having closed captioning to get most of the verbatim discussion that we would have it polished off to have it look like the minutes that we have. But I'm just wondering if how much it would be to explore that idea of closed captioning this year? And then perhaps next year, we could have a closed captioning system?

MS. ZIELINSKI: Yeah. Do you want me to...okay.

CHAIR RAWLINS-FERNANDEZ: Yes, please.

MS. ZIELINSKI: Yes, thank you, Chair. We did actually look into this a bit. The standard closed captioning is where you actually have an individual, a human being at the meeting taking the minutes. And if it's a long meeting like some of the meetings we know about, you have to have more than one person there because they can't, you know, they have to be really sharp about taking the minutes verbatim or whatever. So, it involves one or two people or even possibly more than that. That runs about, and this is just a very, you know, basic thing, it might cost us maybe 150,000 a year. Okay. Now, we did actually explore what they call AI or artificial intelligence. And that's become...that's improved quite a bit over the last two years. And we've spoken to some consultants and it looks promising but here is the problem, Hawaiian words just artificial intelligence cannot figure out Hawaiian words, they just messed them up

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

totally. Now, I did actually meet with someone at the Commission for Persons with Disabilities, and they gave me the name of a company called Isle Interpret. I've tried to call them twice and the person that I need to talk to, there's two people, have not called me back. But they're on Honolulu, and apparently they're looking at different options as well specifically to have someone who knows how to, you know, do the closed captioning with Hawaiian words or whatever. And I'm not sure what they're using if it's artificial intelligence or it's...I know they also use people, but I don't have a price on that yet but we're working on it. And if I don't get an answer beforehand, I'll make sure that my successor has that information and pursues this.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Ms. --

MS. ZIELINSKI: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: --Zielinski. Okay. And that's all I had. Okay. So, if there are no objections, I'll release OCS.

COUNCILMEMBERS: No objections.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Mr. Raatz and Ms. Zielinski. Okay. That was really fast. That was very efficient. It's great. Okay. Okay. There's Ms. Yoshimura.

**DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

CHAIR RAWLINS-FERNANDEZ: And the next Department we have on the list is Department of Environmental Management. And we'll just take a quick recess? You want to take a quick...no? He's right here. Okay. Come on over. Come and join us. And then I'll explain to you or...Ms. Yoshimura, did you explain to Mr. Nakagawa the process? Aloha, Mr. Nakagawa.

MR. NAKAGAWA: Aloha, Chair.

CHAIR RAWLINS-FERNANDEZ: Okay. So, our Members will have a really strict time limitation to ask you questions. And it will be seven minutes. So, if you could help the Members by being as concise as you can in your response to their questions. And if you don't know the answer or if you feel that it would be better to get back to a Member, please let them know that, you know, as soon as possible. And yeah, so it will be seven minutes and all the Members had questions, I think, most of the Members.

COUNCILMEMBER LEE: Not me.

CHAIR RAWLINS-FERNANDEZ: Okay. Not Member Lee.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER PALTIN: Chair, you want us to still propose our amendments in our seven minutes?

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER PALTIN: Okay.

CHAIR RAWLINS-FERNANDEZ: And so, in that if you wanted to get comments on your proposed amendments from the Department, you can ask that. And then just indicate that this is going to be your proposed amendment, and then I'll note it down. Okay. Are Members ready? Okay. Mr. Nakagawa, are you ready?

MR. NAKAGAWA: Yes, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo again for joining us. Okay. So, we'll start on...we'll start with Member Kama.

COUNCILMEMBER KAMA: Thank you, Chair. So, on Page 160 of the General Comments. In the Key Activity Goals and Measures, Goal Number One, provide effective management of Departmental projects and programs, has...resolve outstanding regulatory issues as objective three. The reported measure of success is the absolute number of outstanding regulatory issues resolved with the Fiscal Year 2019 estimated value is one and the Fiscal Year 2020 estimated value is one. Is this the same issue? And how many total outstanding regulatory issues exist? And a relative value would be helpful by the end of Fiscal Year 2020. Will Environmental Management have completed 100 percent of outstanding regulatory issues or only 2 percent?

MR. NAKAGAWA: All right.

CHAIR RAWLINS-FERNANDEZ: Mr. Nakagawa, and please answer the Members freely.

MR. NAKAGAWA: Oh, sorry. How are you, Chair? So, I guess as we all know, Department of Environmental Management, we're pretty much heavily regulated by State, Federal, as well as the County. And so, what this I guess goal and objective is really for us to obviously minimize those regulatory issues. And so, we're like...as far as Wastewater goals, the regulatory issues we have certain permit requirements. And so, every year whether it's DOH or usually, it's typically sometimes when we have R-1 requirements that equipment goes down and that kind of stuff. So, we're just kinda anticipating that I mean we always hope that it's zero but in the past we know that typically --

COUNCILMEMBER KAMA: Going to have one.

MR. NAKAGAWA: --because of major equipment going down that we usually have one or two. And so, I think...and I apologize 'cause I didn't make this.

COUNCILMEMBER KAMA: This up?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MR. NAKAGAWA: This.

COUNCILMEMBER KAMA: Okay.

MR. NAKAGAWA: 'Cause I was...I only started like --

COUNCILMEMBER KAMA: Okay.

MR. NAKAGAWA: --last week. So, I really apologize, I don't know exactly --

COUNCILMEMBER KAMA: No.

MR. NAKAGAWA: --what this one is. But --

COUNCILMEMBER KAMA: Okay.

MR. NAKAGAWA: --typically that's what happens with us. And...

COUNCILMEMBER KAMA: Okay.

MR. NAKAGAWA: So, we just don't want to make it unrealistic. That's all it is. Those goals.

COUNCILMEMBER KAMA: So, do you think with the staff that you have now that you're able to accomplish your goals for the coming year?

MR. NAKAGAWA: Yes, Chair. Yes, Member Kama. Right now, as far as the Wastewater side, we have minimal vacancies. It took us a long time recruiting and really trying to go down to the trainee levels, and kinda rethinking on how we can recruit 'cause nobody wanted to come into Wastewater, obviously, because we --

COUNCILMEMBER KAMA: Obviously.

MR. NAKAGAWA: --deal with --

COUNCILMEMBER KAMA: --wastewater.

MR. NAKAGAWA: --wastewater. So, what we did was we went all the way down. We went to the lowest level. We got lucky, we started recruiting through UHMC. And so, we were able to beef up our staff. We also had unfortunate but fortunate for us, is that we...HC&S went out of business. We were able to get a lot of really trained and certified mechanics and electricians that we didn't steal but we acquired them when they kind of went out. We gave them continued job and they fit right into it 'cause they all came in certified and millwrights and all that kind of stuff. The struggle that I see in just this past five days of learning the Solid Waste side is really they're very struggling in the...in their personnel. So, it's not a matter of...I mean I think definitely you could...we need maybe a handful more but it's really about the vacancies. So, that's the hard part for us as far as Solid Waste. And just to give everybody a kind of

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

sense of what I realized and what I learned in the past couple days is really that Wastewater is all about infrastructure. We get infrastructure. We put it in. We spend heavily a lot of money putting that in. And that's our collection, right? And you get pipes in the ground, we collect it. It works pretty much automatically. You guys flush your toilets, use your sinks, showers. It comes right to us. We maintain that. When it comes to Solid Waste, what I realized is they are, the manpower and the equipment is our infrastructure. So, without them, we can't get the trash coming to us. So, kind of giving you a sense just in a bigger picture that manpower is huge on the Solid Waste side as well as the EP&S side, yeah. I mean 'cause you don't really have that infrastructure to collect the waste.

COUNCILMEMBER KAMA: So, on Page 177, under Equipment, Machinery and Equipment, there's \$28,000 there, but in the change amount, I mean...and previously it was 29,000 in 2019, and now there's 28 for 2020, with...which is a difference of a \$1,000. So, would that be helpful if we put it back in?

MR. NAKAGAWA: Chair? Yes, Member Kama. So, that...the equipment that's...it...the number value of that thousand dollars has really nothing to do with getting the necessary equipment.

COUNCILMEMBER KAMA: Okay.

MR. NAKAGAWA: It just means that whatever we're buying in this year with this in the C Budget, it's just a \$1,000 cheaper than last year. That's all it is.

COUNCILMEMBER KAMA: Okay. So, what I'm trying to figure out, if we wanted to increase so that you can...you are able to get the machines and equipment that you need, where would we get that from or where would that be?

CHAIR RAWLINS-FERNANDEZ: Director?

COUNCILMEMBER KAMA: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Oh, Ms. Yoshimura?

MS. YOSHIMURA: Chair, for the landfill, Central Maui Landfill, or is this the Solid Waste --

COUNCILMEMBER KAMA: It's Solid Waste Program.

MS. YOSHIMURA: --Program? We have equipment placed on the Equipment Bond, which you would find in the Department of Finance.

COUNCILMEMBER KAMA: Oh. And that's available to the Department?

MS. YOSHIMURA: Chair? Yes, it was specific equipment for Central Maui Landfill and I believe the Lanai Landfill.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER KAMA: Okay. Oh. Thank you. Time's run out.

CHAIR RAWLINS-FERNANDEZ: Another minute.

COUNCILMEMBER KAMA: Oh, I do. Okay. So, does that...I just want to make sure that this is what we're talking about in terms of what he needs is what I want to make sure that we fill. And would that respond to that? Does that answer that, Mr. Nakagawa?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. NAKAGAWA: Yes, Chair. Yes, Member Kama. So, as long as you guys approve that bond, we would definitely get whatever equipment we need.

COUNCILMEMBER KAMA: Okay. I would like to put that down as one of my amendments, to increase --

MR. NAKAGAWA: All right.

COUNCILMEMBER KAMA: --the bond.

MR. NAKAGAWA: Thank you.

COUNCILMEMBER KAMA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Member Kama, will you please repeat that? On --

COUNCILMEMBER KAMA: So...

CHAIR RAWLINS-FERNANDEZ: --Page 177.

COUNCILMEMBER KAMA: Right. But what Budget Director Yoshimura is saying --

CHAIR RAWLINS-FERNANDEZ: We're done.

COUNCILMEMBER KAMA: --that...

CHAIR RAWLINS-FERNANDEZ: Ms. Matthews, you can stop the timer.

COUNCILMEMBER KAMA: Oh, thank you. Okay. We breathe, breathe. So, what Budget Director was telling us is that what we're looking for is actually found in Finance.

CHAIR RAWLINS-FERNANDEZ: In Finance, right.

COUNCILMEMBER KAMA: So, we have to go to Finance and that's where we need to approve the bond.

CHAIR RAWLINS-FERNANDEZ: Okay. And that was for equipment?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER KAMA: That's for equipment.

CHAIR RAWLINS-FERNANDEZ: What was the specific equipment?

COUNCILMEMBER KAMA: I'm not sure. Or I'm not even sure what...

CHAIR RAWLINS-FERNANDEZ: Ms. Yoshimura?

COUNCILMEMBER KAMA: Thank you.

MS. YOSHIMURA: Chair, I will look for that and then get back to you.

CHAIR RAWLINS-FERNANDEZ: Okay. Sounds good. Mahalo. Okay. Member Kama?

COUNCILMEMBER KAMA: Thank you. I'm done.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Member Sugimura?

COUNCILMEMBER SUGIMURA: Real fast. Nice to see you here. I just want to talk about opening the landfill on Sunday. It did come as a concern for, you know, my...some of the constituent work that I did, so they were happy to see that as a possibility. I know that it comes with expansion for six positions I think for Landfill Operator to cover that Sunday 'cause I was...I had thought that it would be difficult for the existing staff to cover it. My question on this is would companies like Maui Disposal be able to dispose seven days a week or does that matter for commercial?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. NAKAGAWA: Yes, Chair. Yes, Member. So, basically, when the landfill is open, so that what we're proposing or the Mayor is proposing in the...to open one Sunday, they would be able to come that one Sunday.

COUNCILMEMBER SUGIMURA: So...

UNIDENTIFIED SPEAKER: But not --

COUNCILMEMBER SUGIMURA: Okay.

UNIDENTIFIED SPEAKER: --commercial.

MR. NAKAGAWA: But not...yeah, not commercial, only residential.

COUNCILMEMBER SUGIMURA: Oh, okay. What about Saturdays? Can commercial do Saturday?

MR. NAKAGAWA: Yeah, I can get back to you but I think that they can come Saturday.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER SUGIMURA: Okay.

MR. NAKAGAWA: Yeah.

COUNCILMEMBER SUGIMURA: Maui Disposal sent us...all right, Maui Disposal sent a letter said that they would like to be able to come on that extended one day, Sunday, but Saturday, I didn't think...I think they think they can't go on Saturday. And they hold their trash in their trucks. But anyway, so, if you could just check. Thank you. That's it.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. Member Paltin?

COUNCILMEMBER PALTIN: Thank you, Chair. I'd like to start with my amendments so I don't run out of time.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER PALTIN: Page 190, I'd like to increase the Go Green West Maui an additional 60,910 for a total \$118,220.

CHAIR RAWLINS-FERNANDEZ: Okay. Increase it to or increase it by 60,000?

COUNCILMEMBER PALTIN: By 60,000 --

CHAIR RAWLINS-FERNANDEZ: Okay. So, six --

COUNCILMEMBER PALTIN: --to --

CHAIR RAWLINS-FERNANDEZ: --zero...

COUNCILMEMBER PALTIN: --one hundred eight...yeah.

CHAIR RAWLINS-FERNANDEZ: Okay. Six zero one...zero one zero?

COUNCILMEMBER PALTIN: Six zero nine one zero.

CHAIR RAWLINS-FERNANDEZ: Nine one zero. Okay.

COUNCILMEMBER PALTIN: For the total of \$118,220.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER PALTIN: And for Malama Maui Nui, I'd like to increase it by \$46,922.

CHAIR RAWLINS-FERNANDEZ: Forty-six thousand --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER PALTIN: Nine hundred and twenty-two dollars.

CHAIR RAWLINS-FERNANDEZ: --nine twenty-two. Okay.

COUNCILMEMBER PALTIN: For a total of \$104,232.

CHAIR RAWLINS-FERNANDEZ: One o four two three two.

COUNCILMEMBER PALTIN: Correct.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER PALTIN: And then so my question I'm hoping that's okay and moving on to the next question, on the March 25<sup>th</sup> Personnel vacancy report, they had about 26 vacancies between Solid Waste and Wastewater. And a lot of the Solid Waste ones look like maybe there's some kind of reorg going on. Do you know anything about the vacancies or there's a lot of request to re-describe positions? Just wondering about it.

CHAIR RAWLINS-FERNANDEZ: Director?

MR. NAKAGAWA: Thank you, Ms. Paltin. The...I do know that they did go...recently go...oh sorry, Solid Waste did recently go through a reorg. I saw the reorg. And there was some I believe in the EMs, it talks about, you know, the questions that you guys had. It talks about certain positions being re-described and...but the vacancies, I don't think has anything to do with just changing those positions. It's just meaning it's more that people are either retiring, people are moving departments, and that kind of stuff. So, the reorg was really focused on trying to really optimize the operation of the Division. The current Division Chief over there was a former Wastewater Superintendent. So, he kind of understood how we worked in Wastewater and how we did things. And so, I think he's trying...what he's trying to do is really optimize the operations of Solid Waste to kind of mirror that because the programs that we've developed over the years in Wastewater is ending up a pretty robust kind of operation, yeah. And obviously, to me Solid Waste is...has its differences but what he has mind it kinda makes sense only 'cause I came from Wastewater, right? So, I kinda understand where he's going.

COUNCILMEMBER PALTIN: So, you have priority to fill these vacancies pretty fast?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. NAKAGAWA: Chair? Yes, Member Paltin. Yeah, definitely. And like I said, it becomes, and, you know, you're coming in from the civil service side, it really comes down to how many people apply, you know what I mean. And it's the difficulty of that recruitment is really how fast we can get those people in.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER PALTIN: For the glass recovery program, I was wondering how that works if you guys get one machine, crush them into sand, or how you recover the glass, and if that's something if you don't have it, if you would be interested in doing?

MR. NAKAGAWA: So...

CHAIR RAWLINS-FERNANDEZ: Director?

MR. NAKAGAWA: Thank you, Chair. Yeah, Member Paltin, I know that was definitely one of your questions in the EMs. And so basically, how that program works is there's two different...there's only two different people on this island. And I'm just going to summarize that 'cause I can't find it. And so basically, what...that's through the EP&S Division. And what they do is they hire these two, they collect all that glass or whatever and then they process it. What we do use it for is, in talking to Solid Waste, they do use it at Solid Waste for some type of cover and miscellaneous stuff over there. But when...and I remember you had that question about can you utilize that glass crushing, use the funds for the glass crushing? So, that...those funds I believe is a pass-through through the State. It's a grant program. So, it doesn't really qualify to buy the machinery. Now, if that's something in the future that we feel as, you know, as a community and we can collaborate together, if that's what we want to do and go ahead in doing it, then we can always propose it later on. But just keep in mind like these type of services that we outsource, really we outsource it because it's a specialty that other people do, right? I mean we don't have the manpower, you know what I mean, the manpower, the resources to keep it going. And, you know, just think about a crusher and all the moving parts and the, you know, that kind of stuff, the upkeep and owning them, yeah. So, that's why I think a lot of this stuff is really outsourced to those kind of people.

COUNCILMEMBER PALTIN: I just wanted to thank you and the Deputy Director for clearing a bunch of those abandoned vehicles, 11.5 Mile Marker, and I was wondering if you have enough funds to continue to do that because the rubbish keeps piling up on that whole stretch, cars, all kinds...Beautification Funds or anything?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. NAKAGAWA: Chair? Yeah, Member Paltin. If you were to speak to my passionate Division Chief, Ms. Tamara, she would say she would welcome more funds. What I...again, what I realized and I learned over the past three days is really that we have a lot of trash. And unfortunately, you know, with the help from this body, I mean you guys put in these surcharges from...on abandoned vehicle when you register and all that kind of stuff. And there's definitely more that can be...I mean you know what I mean, it's just a lot of people unfortunately take advantage of that. They move their abandoned vehicles. I mean they know we're going to take it that's why, and they know it's going to be on our dime. And so, if somehow...that's what the whole EP&S program is, it's really kinda changing that mindset of the people and reaching really the younger generation so that when they get older, it continues to reduce that amount of waste, yeah.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER PALTIN: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin.

COUNCILMEMBER PALTIN: I run out of time. Maybe somebody else would propose that amendment.

CHAIR RAWLINS-FERNANDEZ: Go ahead, Member Paltin. Just...I'm just going to note it, right? Or do --

COUNCILMEMBER PALTIN: Okay.

CHAIR RAWLINS-FERNANDEZ: --you need to ask him something?

COUNCILMEMBER PALTIN: Dollar amount?

MR. NAKAGAWA: Chair, I guess I'll get back...I'll ask my Division Chief if she can give you an exact dollar amount?

COUNCILMEMBER PALTIN: And I guess to whatever the fund it goes to?

MR. NAKAGAWA: That would be Highway Beautification, yeah.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Really quickly, clarification on Page 190. For the Malama Maui Nui, you proposed adding \$46,922 for a total of 104,232. But the proposed amount is 205,000. Am I looking at the wrong thing, 205,000?

COUNCILMEMBER PALTIN: I think I gotta get back to you.

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. NAKAGAWA: Chair?

CHAIR RAWLINS-FERNANDEZ: Sounds good. Oh, Director?

MR. NAKAGAWA: Yeah, Chair. So, basically what she's asking for is another \$46,922. So, that total would be \$251,922 total --

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. NAKAGAWA: --proposed for Fiscal Year 2020.

COUNCILMEMBER PALTIN: Thanks.

CHAIR RAWLINS-FERNANDEZ: Got it. Mahalo, Member Paltin. Okay. Member Hokama?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER HOKAMA: I, first, just want to commend you, Director. I can tell you on Lanai, Mr. Mano and Mr. Nefalar, outstanding work for our community. So, thank you for their...supporting them. I'm approaching the concern that Ms. Paltin has from another way. I'm trying to look at Statute we...utilizing the term derelict instead of abandoned, as well as again, seeing if we can just hold the last legal registered owner, 'cause sometimes the transfers get screwed up, to be the responsible party that will pay for the service and hold our people responsible for transactions that are required by law. So, that's how I'm approaching so it doesn't have to be a necessary financial burden on your Department and your Division. Let's hold our citizens responsible for their actions. Other than that, you know what you're doing. I trust you. I've seen you in action for the last few years and you know your stuff. So, I'm in support of your request. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Member Lee?

COUNCILMEMBER LEE: Madam Chair, I have no questions or proposals for adjustments. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo. Member Molina?

COUNCILMEMBER MOLINA: Thank you, Madam Chair. I have about 15 question, no, I'm just kidding, about three --

CHAIR RAWLINS-FERNANDEZ: Whatever you can get --

COUNCILMEMBER MOLINA: --quick...

CHAIR RAWLINS-FERNANDEZ: --in seven minutes.

COUNCILMEMBER MOLINA: No, no. Just good morning...good evening, Mr. Nakagawa. Just, Members, for Wastewater Operations, Chemical and Other Filter Supplies, in your Budget Details, 5-33 and 5-34. I noticed increases for the Wailuku, Kahului, and Lahaina Treatment Plants for chemicals and other filter supplies. Just curious, is it because of maybe some EPA mandates or is it just the general cost of chemicals and filters going up extra high?

MR. NAKAGAWA: Yes, Chair.

CHAIR RAWLINS-FERNANDEZ: Director?

MR. NAKAGAWA: Yes, Member --

COUNCILMEMBER MOLINA: Yeah.

MR. NAKAGAWA: --Molina. That's correct. So, all of the chemicals and all that kind of stuff, the thing we use it for is polymer, which helps coagulate your...our solids to make

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

sure all the water gets out when we take it to EKO Compost. We have caustic, and all these prices, they tend to go up, yeah --

COUNCILMEMBER MOLINA: Okay.

MR. NAKAGAWA: --over the years, I mean.

COUNCILMEMBER MOLINA: Well, thank you. And then this Solid Waste Operations Budget Details 5-75, 251,000 increase for cart replacements. I might be one of those calling you for...I get a puka on the side of my cart. Have you guys considered maybe, you know, establishing like a cart replacement fund so that way you don't got to come back and ask for big sums?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. NAKAGAWA: Yes, Chair, Member. Yeah, so, I haven't looked into it yet but I did ask the division chiefs and when we buy these I think, you know, there...it was one of the questions in here, right, that there's an increase of like 251,000. And basically there was a typo, and we were ordering 3,000 carts for three additional routes. And in those 3,000 carts, there is spares that we're ordering. And so, what happens is similar to Wastewater. We have...Wastewater has billion dollars' worth of infrastructure and hundreds of thousands of parts. And so, what we try to do is really stockpile all these different key items that allows us to keep moving on. And so, I imagine the same thing is for carts with Solid Waste, that's the key infrastructure for them. So, they stockpile these things. I know they have a rental place where they store them and they're able to collect it anytime there's breaks and stuff, yeah, so.

COUNCILMEMBER MOLINA: Okay. Well, thank you. That's a very thorough answer. And last question for Budget Details 5-69, on Landfill Cover Cost, you know, County has been paying a lot of money for landfill cover over the years. And maybe, any thoughts about developing a dirt collection program to encourage people or members of the public if they have any extra fill that we could pick up maybe to potentially reduce cost? I'm just kinda wondering if and that ideas like that has ever been considered to see --

CHAIR RAWLINS-FERNANDEZ: Director?

COUNCILMEMBER MOLINA: --where we can cut cost?

MR. NAKAGAWA: Yes, Chair. And thank you, Member Molina. Yes, and so what we actually try to do is now I believe the Division is trying to partner up with...there's a lot of different places like PB Sullivan's and TJ Gomes, and all these other entities that recycle inert material. And they're...we try to work with them to get these...and they crush the rocks and they mix it and whatever is qualified to meet our regulations. And then we're able to reduce that cost that way.

COUNCILMEMBER MOLINA: Okay.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MR. NAKAGAWA: So, I believe as we continue to move forward, maybe one of the visions is really to kind of in the lines of Mr. Hokama, what he proposes is really to try to see if you can divert all of that stuff and then try to legislate that, and then try to figure out. That will allow them to get their take and as well as provide us with that material, yeah. So, it's some kinda out of the box kinda --

COUNCILMEMBER MOLINA: Okay.

MR. NAKAGAWA: --theory, yeah.

COUNCILMEMBER MOLINA: All right. Well, thank you for your responses. You know, you're kind of under one audition for your confirmation process coming over here. You're doing well so far. Thank you, Mr. Nakagawa. Thank you, Chair.

MR. NAKAGAWA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. So, Member Molina, you had no proposed --

COUNCILMEMBER MOLINA: No. That's it.

CHAIR RAWLINS-FERNANDEZ: --amendments? Okay. Member Sinenci?

COUNCILMEMBER SINENCI: Thank you, Chair. Thank you, Mr. Nakagawa, for being here. I, too, agree with my colleague from Lanai about having our residents be responsible about their, recycling their cars. However, being from East Maui, my community has some...needs some help in at least bringing it from East Maui here. And so, abandoned vehicles has kind of been our...a challenge for us on east...on the east end. So, I was looking at any way where we could not give a free ride or anything but just assist, a kind of jolt them and encourage them to bring in their abandoned vehicles or their derelict vehicles so that they're not trashing up my...our streets in Hana. So, I welcome any ideas for us in East Maui. Thank you.

CHAIR RAWLINS-FERNANDEZ: Director?

MR. NAKAGAWA: Yes, Chair. Yeah, thank you, Member Sinenci. So, there...we do currently have a program, which is the Junk Vehicle Disposal Assistance Program, where one person, I mean one vehicle per year per resident is allowed to be towed away and disposed of properly. So, maybe you can help your community and let them know that. And that way, it's already funded through the Highway Beautification Fund that's been set up and they can take advantage of that. And that kind of just helps promote like you said is get rid of those abandoned cars along the roadways, yeah.

COUNCILMEMBER SINENCI: Do they have to have a current registration on those abandoned vehicles? Like some of 'em has been there for a little while. I don't know about paying those back taxes to get 'em over here.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Director?

COUNCILMEMBER SINENCI: The struggle is real.

MR. NAKAGAWA: Sorry for laughing. Yes, Member Sinenci. I can check on the exact protocol for that. But I would believe it needs to be only because you need to tie it to a residency, yeah.

COUNCILMEMBER SINENCI: Thank you. Thank you for your advice. Mahalo. Mahalo, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Okay. We got everybody. Okay. My turn. Okay. Okay. I'll start with Molokai Landfill. Okay. So, one of my priorities, Mr. Nakagawa, was to...so, on Molokai, I'm sure you know that trash pick-up is still done by Public Works. And so, every week on Wednesday and Thursdays, Public Works loses two operators and one laborer. And I'm trying to address this problem by adding two Operators, and I was going to put it into Public Works. As a body, we discussed why DEM wouldn't take over that kuleana since it's a kuleana that they do on Maui. And so, if I put two Operators under DEM on Molokai, do you see that addressing the situation I just described on Molokai with trash pick-up?

MR. NAKAGAWA: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Director?

MR. NAKAGAWA: So, on Molokai, when we were all together, Public Works and Environmental Management, I believe, and this is I think has been a challenge of a lot of the outer islands is that when we ended up splitting up, I guess Public...the reason why Public Works continued on doing that...those duties is really that they're...my understanding and I can check, and get it to you in writing, but my understanding is just that there wasn't enough work if you have a full-time two-people staff. I mean me personally, I mean I would welcome it but the question comes down to is really, is there enough work for that, you know, that five eights? You know what I mean? And so, what I believed what happened was because there isn't enough and so they...they are able to do Public Works stuff, they're still be able to fix the roadways, drainage, as well as pick up the trash. That's kind of just how it's been. And what happened is we do a interfund transfer to Public Works to compensate for that portion of work. So, although I'm always welcome to have more people, more money, and, you know, and that kind of stuff, it really comes down to really...without crunching the numbers and making...seeing if it's practical or not, like I would...I couldn't really give you a definite answer of yes that would be worth it or not, yeah. So, maybe if you put it in writing and then I can actually show you the numbers and that kind of stuff.

CHAIR RAWLINS-FERNANDEZ: Okay. So, what I'd like to propose is that a comprehensive landfill plan for Molokai done. And I think our community would be willing to give up the \$200,000 allocated for the new scalehouse, which is in the Program Budget,

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

Page 679, and it's a CIP, and I'm not discussing it. But I am proposing to cut it from the Budget and take that funding and use it toward a comprehensive plan to...right now, our landfill is a patchwork. And I think our community would benefit from there being more cohesion in the operations within the landfill. Green waste is separate. Metals is separate. Recycling is separate. And perhaps the work that the two new positions could do is to coordinate...is to basically take over that instead of contracting it out. And so, I, you know, perhaps we can discuss this a little more but that will be my amendment to the Budget. And I received consensus to add an LTA to Wastewater. So, that when the Supervisor retires, there will be someone...there will be...it will go back to three positions. So, it will temporarily be four positions so that when the Supervisor retires, there will be two people to...who have about a year's worth of experience instead of just one.

MR. NAKAGAWA: I see what you mean, yeah.

CHAIR RAWLINS-FERNANDEZ: Yeah. Okay. And then I was told or before I ask that, on Page 185 of the Program Budget, there's a \$170,000 for 40 roll-off containers, would you be able to briefly explain what those 40 roll-off containers would go toward?

MR. NAKAGAWA: Chair, how much did you say? Forty?

CHAIR RAWLINS-FERNANDEZ: A 170,000 for --

MR. NAKAGAWA: Oh.

CHAIR RAWLINS-FERNANDEZ: --40 CY roll-off container. Page 185.

MR. NAKAGAWA: One eighty-five. One eighty-five.

CHAIR RAWLINS-FERNANDEZ: And I have a minute-and-a-half left. So, while you're looking for that, I'm going to talk about my other item, my last thing. And I was told by someone who works at the CML that the proposal is...would not sufficiently cover the expansion to opening on the Sundays. And so, if there's time, if you could speak to that? Okay. So, roll-off containers.

MR. NAKAGAWA: Yeah, okay, yeah. Thank you, Chair, so, I just got a little confused. It's a...so, basically, the 40 is just the size, it's 40 cubic yards.

CHAIR RAWLINS-FERNANDEZ: Oh, okay.

MR. NAKAGAWA: And these roll-off containers are pretty much the workhorse at the landfills. It's basically when you guys pull in, you guys back up, those containers that are over there, you got ten of them. Those you dump your trash in, our guys take it from --

CHAIR RAWLINS-FERNANDEZ: Okay.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MR. NAKAGAWA: --the trash.

CHAIR RAWLINS-FERNANDEZ: I only have 30 seconds --

MR. NAKAGAWA: Yeah.

CHAIR RAWLINS-FERNANDEZ: --left.

MR. NAKAGAWA: Oh, sorry.

CHAIR RAWLINS-FERNANDEZ: Okay. So, sorry, so, during the natural disasters, there was a proposal for a natural disaster plan on the west side because they need the roll-off containers. And so, when I saw that, I was thinking oh, maybe they heard the community on the west side and they need roll-off containers, you know, just in preparation of natural disasters that we know will happen. And so, I thought maybe that that was what it was. Okay. So, I ran out of time. So, I don't know if Members would like to hear the response to the expansion of the Sunday for the Central Maui Landfill? Okay. Go ahead.

MR. NAKAGAWA: All right. Thank you, Chair. But sorry, could you...I was looking for the answer for the other one. So, could you repeat what the...sorry about that.

CHAIR RAWLINS-FERNANDEZ: Yeah. Okay. So, for...at one of the district meetings, I was approached by someone who works at the Central Maui Landfill, and was told that what was proposed in the Budget is insufficient to cover this expansion, the amount that's been allocated. Would you be able to speak to that?

MR. NAKAGAWA: Yes, Chair. So, I can direct you to EM, 'cause that was in your guys'...one of you guys' questions. And so basically, what we've...what the Division Chief has calculated out was all the expenses...let me...I just need to turn to it.

CHAIR RAWLINS-FERNANDEZ: Yeah, I see most of the breakdown on...in the Program Budget 184 and 185.

MR. NAKAGAWA: Yeah.

CHAIR RAWLINS-FERNANDEZ: And then I can look at the response --

MR. NAKAGAWA: Okay.

CHAIR RAWLINS-FERNANDEZ: --after.

MR. NAKAGAWA: And so basically, at a minimum, those were the minimum positions required as well as the minimum funding based on that request to open on one Sunday. And so, the way we calculated the tipping fees and that kind of stuff was based off of that. But I believe that based on the response, we would need additional General Funds to cover that one Sunday. And I believe in our response back, it was

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

roughly I think it was like...I see a \$107 or something, which was the tipping fee in order to cover that one Sunday. And there was a \$104...103, yeah. So, basically, to kind of answer your question in short, we would require a little bit of General Fund money to cover opening on Sundays, on that one Sunday, yeah.

CHAIR RAWLINS-FERNANDEZ: One Sunday a month?

MR. NAKAGAWA: Yeah.

CHAIR RAWLINS-FERNANDEZ: Right. Okay. Okay. Members, any final...Member Hokama?

COUNCILMEMBER HOKAMA: Just a question for clarification please. Director, I know you're kind of new but --

CHAIR RAWLINS-FERNANDEZ: Kind of new.

COUNCILMEMBER HOKAMA: --that to assist you especially with the vehicle thing, and Corp. Counsel is here, under HRS 243-6, under the Fuel tax and dispositions, you know, fuel sold for or on the island of Molokai and Lanai is returned to the island specifically. And so, I'm just wondering how is that verified? Because I think we can use some of these funds to deal with the Derelict Abandoned Vehicle Program. And I'm just wondering if you can help verify with the Director of Finance 'cause it goes...supposed to go into our Highway Fund eventually but it's dedicated for specific points of designation. So, I know about Lanai, and then I double-checked, it's also for Molokai. And I'm wondering if we, upon verification, these funds could assist you on this highway issue for safety, beautification, whatever it be. So, Chair, you know, I...he...they can...he can respond later 'cause I know this is a kind of big curve ball. I'm not too sure if many people are aware of this State Statute requirement. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Ms. Yoshimura, did you...were you able to find the information on Member Kama's proposal?

MS. YOSHIMURA: Yes, Chair. It's a CIP appropriation. And it's under the Department of Finance. For the Central Maui Landfill, it's \$1.5 million for one roll-off truck, one D5 dozer, and one D8 dozer. And for Lanai Landfill, it's one 4,000-gallon water truck for \$330,000.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Ms. Yoshimura. Okay. Any final comments or questions? Seeing none, thank you so much for assisting us, Director.

MR. NAKAGAWA: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: I hope --

MR. NAKAGAWA: Thank you --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: --you had --

MR. NAKAGAWA: --Members.

CHAIR RAWLINS-FERNANDEZ: --fun.

MR. NAKAGAWA: Yeah.

CHAIR RAWLINS-FERNANDEZ: Yeah.

MR. NAKAGAWA: Lots of laughs.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo.

UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Now, it's going to be even more fun. Okay.

**DEPARTMENT OF PUBLIC WORKS**

CHAIR RAWLINS-FERNANDEZ: So, Members, next we have Public Works. And you're doing such a fabulous job. We're like ahead of schedule. So, with us we have Acting Director Rowena Dagdag. And I'll explain the process while she's setting up. So, the Members now have seven minutes to ask their questions of the departments, and to have the departments as concisely and quickly and thoroughly respond to the Members' questions. Members have seven minutes to...for the dialogue and to propose their amendments, adjustments to the Department's budget. Okay. Do you have any questions on the process?

MS. DAGDAG-ANDAYA: No, thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Okay.

MS. DAGDAG-ANDAYA: And just for the record, I have here with me Michael Busch. He's our fiscal analyst in the Department of Public Works, and he works in our Office, the Administration Office.

CHAIR RAWLINS-FERNANDEZ: Aloha, Mr. Busch. Mahalo for joining us. Okay. So, for Public Works, I had everyone interested in asking questions. Okay. So, I'll start on my left this time. Member Sinenci, are you ready?

COUNCILMEMBER SINENCI: I want to pass, Chair, for now.

CHAIR RAWLINS-FERNANDEZ: Okay.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER SINENCI: If you could come back to me afterwards.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SINENCI: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Member Molina?

COUNCILMEMBER MOLINA: Yes, thank you, Madam Chair. I just have one question, one big one. So, hopefully it won't take seven minutes. Good evening, Ms. Dagdag and Mr. Busch. Members, Page 563 in your Budget Proposal and 17-12 in your Budget Details. The first question is, from a correspondence that was dated April 16<sup>th</sup>, you indicated that the Engineering Division would need to hire a consultant to perform a survey on the Eucalyptus tree and boundary survey is required. And I'm bringing this up because we heard it during the Budget hearings about that concern with the trees along, I believe Olinda Road. Can you provide an estimated cost for how much of an appropriation will be required to perform this tree survey and boundary survey?

MS. DAGDAG-ANDAYA: Thank you, Chair and --

CHAIR RAWLINS-FERNANDEZ: Director?

MS. DAGDAG-ANDAYA: --thank you, Member Molina. So, when we met internally in our Office, I think we had agreed that, you know, the 500,000 would be enough to cover a portion of the surveying and maybe some of the tree removal and tree abatement costs. So, I think we would be fine with that number if that were added to our existing Special Maintenance budget for.

COUNCILMEMBER MOLINA: It should be about 50,000 or so --

MS. DAGDAG-ANDAYA: Yeah, I think --

COUNCILMEMBER MOLINA: --rough estimate.

MS. DAGDAG-ANDAYA: --that would be it.

COUNCILMEMBER MOLINA: Okay. All right. And then on April 11, I submitted questions to your Budget Committee Staff, Madam Chair. And unfortunately, relative to the removal of the trees along Olinda Road, but unfortunately, Committee and to their credit, did inform me that they did not transmit the questions to the Mayor. But I believe it did also go to Ms. Dagdag. I'm still trying to figure that out. But anyway, I want to try to ask you in the hopes that you can provide answers to these questions that I submitted that didn't get to the Mayor. In...back last year, if you can recall, the Council approved a Budget amendment to fund the removal of the trees along Piiholo Road from the Emergency Fund. And the emergency was declared because the potential of imminent danger of death and injury and property damage too. And the residents have indicated to us that they believe the trees along Olinda Road also pose

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

the same threat and danger to the community. If the Mayor asked, could you support or justify a declaration of an emergency for the trees along Olinda Road?

MS. DAGDAG-ANDAYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MS. DAGDAG-ANDAYA: I think that would be something that we'd have to again discuss with the Mayor. And then we'd have to establish the justification for the emergency. When the emergency declaration was made last year, it was a result of some information that we had received from the National Weather Service with respect to the upcoming storms and wet weather conditions that we were anticipating for the following year. So, if that were to happen again in this case, we could probably, you know, use that as part of the emergency declaration. But again, it would have to meet a certain set of criteria. And I can't remember off the top of my head what that criteria is. But in order to establish an emergency declaration, I think you would have to really give it some thought and provide that --

COUNCILMEMBER MOLINA: Okay.

MS. DAGDAG-ANDAYA: --kind of input. However, with respect to the tree issues, that's something that we're also partnering up with Maui Electric. Because in...during natural disasters or times of hurricane, you know, potential hurricanes, wet weather seasons, there are issues with trees, falling trees. And so, we've discussed several ways in which...well, we've discussed possible ways in which we could address them. And one of them is looking into hazard mitigation grants as well.

COUNCILMEMBER MOLINA: Okay.

MS. DAGDAG-ANDAYA: I haven't fully looked into it yet. I haven't had a chance to.

COUNCILMEMBER MOLINA: Okay.

MS. DAGDAG-ANDAYA: But that's something that I think the Department should pursue --

COUNCILMEMBER MOLINA: Okay.

MS. DAGDAG-ANDAYA: --is looking at grants for --

COUNCILMEMBER MOLINA: Okay.

MS. DAGDAG-ANDAYA: --removal and abatement.

COUNCILMEMBER MOLINA: Yeah, thank you. I appreciate and I understand you got to get the word from the Mayor as well too. So, my only hope is that you guys can, you know, a decision can be made soon because of course, the residents will be expressing their concerns to us. And, you know, I...we certainly don't want a disaster...potential

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

disaster happening and being held up, you know, our attempts to try and address this problem. So, thank you for the answers. And, Madam Chair, I do have a consideration to...for the...this matter. So, if Staff is ready. I'd like to propose to increase the appropriation, 50,000.

CHAIR RAWLINS-FERNANDEZ: Is this on Page 563?

COUNCILMEMBER MOLINA: Yeah, this --

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER MOLINA: --is for the survey that we've just been talking about.

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER MOLINA: And increasing the appropriation of 50,000 for Olinda tree removal service.

CHAIR RAWLINS-FERNANDEZ: Okay. That...

COUNCILMEMBER MOLINA: And that's it.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina.

COUNCILMEMBER MOLINA: Okay. Thank you.

CHAIR RAWLINS-FERNANDEZ: Member Lee?

COUNCILMEMBER LEE: Thank you, Madam Chair. Good evening, Rowena.

MS. DAGDAG-ANDAYA: Good evening.

COUNCILMEMBER LEE: So, what is your Department's number one complaint that you receive every day?

MS. DAGDAG-ANDAYA: Potholes.

COUNCILMEMBER LEE: That was exactly on my mind.

MS. DAGDAG-ANDAYA: Yes.

COUNCILMEMBER LEE: What's the process for that, you know, 'cause we all get complaints continually about potholes everywhere. So, other than...is that something that you plan ahead on? Like you'll...you're...you plan to do Central Avenue this week and High Street next week. Can you tell us what your protocol is and what...if you have a master maintenance plan?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MS. DAGDAG-ANDAYA: Yes, Chair. And thank you for the question, Member Lee. So, with respect to individual potholes or potholes that get reported, they either come through our Office or they go through Highways Division. Sometimes we get them from your Office and we try to address them as quickly as possible, at least within 24 hours. And that's within our performance measures. I just wanted to share with just as a visual, our Highways Pavement Preservation Planning for the rest of the year. So, we do have targeted areas that are laid out. And our staff does this planning..

COUNCILMEMBER LEE: Which areas are they?

MS. DAGDAG-ANDAYA: These are throughout the County. So, it also includes some areas on I believe we had targeted Hana. We probably did Molokai already. And then I know we also did Lanai as well. But a lot of Central Maui, Lahaina, we try to target every district with our pavement preservation. In addition to pavement preservation, we also plan for resurfacing. And we leverage...we try to leverage Federal funding for reconstruction projects as well. And those reconstruction projects, the Federal-aid projects have to go through the MPO process. So, that also gets evaluated at that level through the Technical Review Committee and the Policy Committee as well. And then...

COUNCILMEMBER LEE: Okay. So --

MS. DAGDAG-ANDAYA: Yeah.

COUNCILMEMBER LEE: --if you...do you think you would be needing additional monies for the pothole projects?

MS. DAGDAG-ANDAYA: Chair? Typically, the pothole patching, it's through our operations funding in Roads, Highways, and...Roads, Bridges, Drainage Program. So, we have monies for materials that we use to address the potholes on a day-to-day basis. For pavement preservation, we utilize funding from the Resurfacing CIP allotment. So, that we generally use about 700,000 and a little bit more than that each year. And our Highways Division works collaboratively with Engineering to plan how the monies are spent throughout the year. And...

COUNCILMEMBER LEE: Is that money from the Highway Fund?

MS. DAGDAG-ANDAYA: That is money from the Highway Fund, correct.

COUNCILMEMBER LEE: Right now, is your Highway Fund totally earmarked?

MS. DAGDAG-ANDAYA: Chair, I think maybe, yeah, it's...we have it all budgeted.

COUNCILMEMBER LEE: All budgeted? All right. Thank you very much. I have nothing to propose since she said she doesn't need it. Okay. And nothing to propose.

MS. DAGDAG-ANDAYA: Chair, may I add?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: The DSA?

MS. DAGDAG-ANDAYA: Oh.

CHAIR RAWLINS-FERNANDEZ: The...

MS. DAGDAG-ANDAYA: May I add some more?

CHAIR RAWLINS-FERNANDEZ: Oh, I'm sorry.

MS. DAGDAG-ANDAYA: So, in terms of pavement preservation, I just wanted to also note that within four years, I think we only were able to...within the span of four years, we hit or not hit, but addressed at least I mean at the, I think about 5 percent of our roads. So, every year we get about 5.5 million. And depending on the cost of materials, contracts, you know, we try to, you know, make the most use of that money. And we've used a lot of different techniques, I think right now slurry seal, utilization of that kind of technique has also helped us preserve the road. I know there's a push for more repaving. There's always a big need for funding in our Resurfacing budget. But I know...

COUNCILMEMBER LEE: But, Rowena, if we added to that budget with regard to materials, at some point we're going to need to add bodies right?

MS. DAGDAG-ANDAYA: Yes, that's correct.

COUNCILMEMBER LEE: Okay.

MS. DAGDAG-ANDAYA: That's correct, Councilmember.

COUNCILMEMBER LEE: Okay. That's all I have for now.

MS. DAGDAG-ANDAYA: Yeah.

COUNCILMEMBER LEE: Thank you very much.

CHAIR RAWLINS-FERNANDEZ: Member Lee, since you still have time, during our...was it last week, priorities, when we're discussing, and oh no, it was concerns, and you proposed adding three E/Ps --

COUNCILMEMBER LEE: Oh --

CHAIR RAWLINS-FERNANDEZ: --to --

COUNCILMEMBER LEE: --yeah, yeah.

CHAIR RAWLINS-FERNANDEZ: --DSA?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER LEE: Oh, yeah, DSA. I was just talking Highways but yeah, we're adding three positions to DSA from using the funds from the Revolving Fund.

MS. DAGDAG-ANDAYA: Okay.

COUNCILMEMBER LEE: Yeah. And this is part of our overarching sort of priority is to get more and more affordable housing produced. And in order to do that, we really need to step up with the review process and the permitting process, and expedite the permitting process. So, that's the reason why I proposed that.

MS. DAGDAG-ANDAYA: Okay.

COUNCILMEMBER LEE: Yeah.

MS. DAGDAG-ANDAYA: Chair, may I respond --

CHAIR RAWLINS-FERNANDEZ: Yes --

MS. DAGDAG-ANDAYA: --to that?

CHAIR RAWLINS-FERNANDEZ: --please.

MS. DAGDAG-ANDAYA: And thank you for that consideration. There's a lot of factors that are involved in the review process, and a lot --

COUNCILMEMBER LEE: Yeah.

MS. DAGDAG-ANDAYA: --of different departments as well. So, I, you know, I do appreciate that consideration. But yeah, it would be I think we would want to evaluate that a little bit to see how best --

COUNCILMEMBER LEE: Sure.

MS. DAGDAG-ANDAYA: --it could --

COUNCILMEMBER LEE: I mean --

MS. DAGDAG-ANDAYA: --be used.

COUNCILMEMBER LEE: --the idea is we're proposing it, but in the end, it...whether you expend it, that's up to you.

MS. DAGDAG-ANDAYA: Okay.

COUNCILMEMBER LEE: Yeah.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MS. DAGDAG-ANDAYA: Thank you. Thank you.

COUNCILMEMBER LEE: Okay. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Lee. Member Hokama?

COUNCILMEMBER HOKAMA: Thank you, Chair. It sounds like we need to increase Highway taxes since everything you've got, you've expended and for...and we're still behind the eight ball especially since you mentioned repaving, that's...costs more than slurry. But I want to commend Mr. Rob Sanches and his crew on Lanai. They've done great work. They've...they did the slurry seal project and I've had positive comments from the community. And again, they're an inexperienced crew. But hearing your responses to Ms. Lee, we've invested a lot of money on repaving equipment. Okay. So, are we already maxed out on the capacity of our own equipment and personnel on resurfacing and repaving?

CHAIR RAWLINS-FERNANDEZ: Director?

MS. DAGDAG-ANDAYA: Chair? You know just for resurfacing on the island, in order to be competitive, I, you know, the price of material sometimes because we don't own our own batch plant so that's a factor in the cost.

COUNCILMEMBER HOKAMA: Why don't you ask us for a batch plant?

MS. DAGDAG-ANDAYA: I think we've discussed that previously. And, the, you know, if we evaluate it, you know, we come up with issues relating to permitting and the development of an actual batch plant. I guess maybe that's something that we could probably discuss --

COUNCILMEMBER HOKAMA: We're government.

MS. DAGDAG-ANDAYA: --in...

COUNCILMEMBER HOKAMA: We can adjust. We own land. There's no reason why we cannot come up with the best price. Because from the test results your Department gave, we had...we get 30 percent more productivity per dollar than the private sector. So, I don't know why we're not pursuing 'cause you've had Council support to move that initiative to the next stage, yeah. I not, you know, again, we have only so much money, if you can do it better than the private sector, too bad for them.

MS. DAGDAG-ANDAYA: We definitely can do great work --

COUNCILMEMBER HOKAMA: Yes, you do.

MS. DAGDAG-ANDAYA: --with our pavement preservation. Our staff is very highly skilled. And I think maybe I know we've talked about in the past getting that batch plant, but

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

maybe additional talks with the Council might be warranted and some thought in the actual --

COUNCILMEMBER HOKAMA: We can all buy --

MS. DAGDAG-ANDAYA: --action plan.

COUNCILMEMBER HOKAMA: --with all the counties combined, yeah, we can get a critical mass sufficient for good discounts. So, we all need the same materials. I did query your Department and I'm waiting for a response but I need a game plan and a cost estimate for Keomoku Road on Lanai.

MS. DAGDAG-ANDAYA: Yes.

COUNCILMEMBER HOKAMA: Yeah. It is not a high priority. For me, I want the city to be taken care of number one but unfortunately, it's been a long time and it's our liability now.

MS. DAGDAG-ANDAYA: Yes.

COUNCILMEMBER HOKAMA: So, to reduce that liability to the County and us paying money not to fix the road but to settle a claim, I need your people to come up with a assessment and a game plan that I can help support and ask the Members for consideration.

MS. DAGDAG-ANDAYA: Yes, Chair, and...

COUNCILMEMBER HOKAMA: The sooner the better.

MS. DAGDAG-ANDAYA: Yeah, and that response should be coming in shortly. We did some land research and found some old documents that we're trying to piece together right now.

COUNCILMEMBER HOKAMA: Okay. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Member Paltin?

COUNCILMEMBER PALTIN: Yeah, before I start I just wanted to clarify. Some of my priorities were CIPs but are we not talking about that?

CHAIR RAWLINS-FERNANDEZ: We're not asking questions. If you want to propose cutting it and putting the money toward something in managing, then, I mean Operations but...

COUNCILMEMBER PALTIN: Or adding to the CIPs?

CHAIR RAWLINS-FERNANDEZ: No.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER PALTIN: Oh.

CHAIR RAWLINS-FERNANDEZ: Operations.

COUNCILMEMBER PALTIN: Okay. So, don't...no flashing crosswalks right now, later?

CHAIR RAWLINS-FERNANDEZ: Later.

COUNCILMEMBER PALTIN: Okay. On...or PW-9, question number five, in your response it says, this Federal-aid project is impacted by one deferral agreement because any financial obligation must be based on the actual cost of roadway improvements. Notification of an assessment will not be sent to affected landowners until final construction costs have been determined. I can understand that but is there a formula once the final cost is? Like I mean we can use a formula with the variable as the final cost. Is there one?

MS. DAGDAG-ANDAYA: Chair?

CHAIR RAWLINS-FERNANDEZ: Director?

MS. DAGDAG-ANDAYA: I think we can respond via an additional question if you'd like to send a letter, we can...

COUNCILMEMBER PALTIN: So, ask the question in writing?

MS. DAGDAG-ANDAYA: Yeah, in...but in writing, yes.

COUNCILMEMBER PALTIN: And then I mean I guess this is Operations I think, when it says Page 30 of the Budget bills has Kahana Nui Bridge replacement, Napili 4-5 Culvert at Lower Honoapiilani Road, West Maui Drain Line Assessment. It's like these things are planning for the next 20 to 30 years but we don't know where the ocean is going to be in the next 20 to 30 years. So, it's not like a CIP but like an overall policy like where are we going? Is there a comprehensive vision before we expend a lot of money going in one direction and then that's not the direction ultimately we're going in?

MS. DAGDAG-ANDAYA: Chair? And Councilmember --

CHAIR RAWLINS-FERNANDEZ: Director?

MS. DAGDAG-ANDAYA: --Paltin, that's...those are CIP items as part of the Budget bills. And one of the...one of our other CIP items does include a study of that area just to determine what our needs are for that specific area, so.

COUNCILMEMBER PALTIN: Yeah, I saw that and I just am wondering are we doing a study at the same time where we're taking action in a specific direction? Because it seems a little bit like we're conflicting ourselves without a long-term vision of what's going to

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

happen on the Lower Road. We're expending a lot of money to fix it. So, it's almost as though we're holding up for the next 30 years right there if we're spending money on the culvert and the bridge and all of these things.

MS. DAGDAG-ANDAYA: Chair, I think, you know, I'd like to be able to respond via writing and evaluate that more with our staff. So, if that's okay with you.

CHAIR RAWLINS-FERNANDEZ: Yes. Mahalo.

COUNCILMEMBER PALTIN: I'd like to amend it to get Kahana Nui --

CHAIR RAWLINS-FERNANDEZ: Kahana Nui.

COUNCILMEMBER PALTIN: --Sediment Retention Basin into the Maintenance Program Operations. I'd like to put some money in there to make sure that that starts getting addressed.

CHAIR RAWLINS-FERNANDEZ: What page?

COUNCILMEMBER PALTIN: Wherever Ms. Dagdag-Andaya --

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER PALTIN: --would like it to go.

CHAIR RAWLINS-FERNANDEZ: Okay.

MS. DAGDAG-ANDAYA: Chair, would that be a CIP?

CHAIR RAWLINS-FERNANDEZ: She's saying the maintenance --

COUNCILMEMBER PALTIN: Operations --

CHAIR RAWLINS-FERNANDEZ: --of it.

MS. DAGDAG-ANDAYA: Oh --

COUNCILMEMBER PALTIN: --maintenance

MS. DAGDAG-ANDAYA: --Operations.

CHAIR RAWLINS-FERNANDEZ: So, it --

COUNCILMEMBER PALTIN: It --

CHAIR RAWLINS-FERNANDEZ: --would be like...

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER PALTIN: --can be a CIP if you want it as well.

CHAIR RAWLINS-FERNANDEZ: Special --

COUNCILMEMBER PALTIN: I'm putting it --

CHAIR RAWLINS-FERNANDEZ: --maintenance.

COUNCILMEMBER PALTIN: --in all sorts of places.

MS. DAGDAG-ANDAYA: Yeah, I...

CHAIR RAWLINS-FERNANDEZ: So, if the basin was created and it needed management.

MS. DAGDAG-ANDAYA: Chair, I think for Kahana Nui Basin, it would be the sediment removal. So, there's an existing basin that's regulated by DLNR. And we've identified, I think the West Maui Soil and Water Conservation District, they're going to be doing some work. They got a grant in 2018 for the removal of about 4,000 cubic yards. And that would allow us to expose a, an existing valve that's buried underneath. So, having that work done will allow us to be able to, you know, lower the water levels in the basin and then be able to kind of chunk at them, you know, kind of grab at them little by little. I guess, you know, I want to give that more thought as to how much that money would be. I know in a previous e-mail, there was a indication, that was back in March that about...it would cost about 1.2 million for the actual removal. But that would be a contract that would have to be contracted out. But if you're looking at having the work done in-house and providing us with existing monies, I think I'd want to give that number a little bit more thought 'cause I'm not sure at this point what that number would be.

COUNCILMEMBER PALTIN: Okay. Thank you very much.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Member Sugimura?

COUNCILMEMBER SUGIMURA: Yeah, so, thank you very much for always helping with road concerns that, you know, come up from my constituents, and you've really helped a lot. So, I want to thank you for that. And when we talk about CIP, I...you have things that you're working on. I appreciate that. In...we had a whole discussion regarding the Veterans Cemetery in Makawao. And I know we take care of it and there was concerns brought up by our members about us being now responsible for the maintenance of the cemetery. I think when General Shinseki was there, he gave all that money so that it could be Shrine status. We bought the...oh, the Federal through the...Federal through State bought all the additional lands for the expansion of the cemetery. So, my question to you is are we okay with whatever we need to do for maintenance? And we didn't have to change the grass so it's still the, you know, the Kikuyu grass. But if there's other things that we need to take care of, if you could let me know or if you let us know for that?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MS. DAGDAG-ANDAYA: Chair? Yes --

CHAIR RAWLINS-FERNANDEZ: Director?

MS. DAGDAG-ANDAYA: --I think the biggest concern was the staffing for the Veteran Cemetery. So, initially we had just one caretaker. But now we've added a clerk and a supervisor.

COUNCILMEMBER SUGIMURA: Right.

MS. DAGDAG-ANDAYA: So, that takes care of the staffing issues. And operationally, you know, there is some assistance from the Makawao Baseyard staff. So, I think at this point, the monies according to our staff are sufficient, the funding --

COUNCILMEMBER SUGIMURA: Okay.

MS. DAGDAG-ANDAYA: --for the maintenance is sufficient at this time.

COUNCILMEMBER SUGIMURA: Okay. 'Cause I know the workload expanded. So, thank you for that. And I have no more.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura.

COUNCILMEMBER SUGIMURA: No.

CHAIR RAWLINS-FERNANDEZ: Member Kama?

COUNCILMEMBER KAMA: Chair, I have no questions, no comments, and no amendments.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Okay. Maybe I have a question. Okay. It's my turn. We'll come back to me. Member Sinenci, you ready?

COUNCILMEMBER SINENCI: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SINENCI: Sorry my papers were buried under other papers.

CHAIR RAWLINS-FERNANDEZ: Mine's too.

COUNCILMEMBER SINENCI: Okay. Ms. Andaya, on Page 587, 916809B-6060, Small Equipment, well, deletion of appropriation for streetlight conversion. And there's a decrease of a 1,900,000. And my question was, was this for the Streetlight Ordinance?

MS. DAGDAG-ANDAYA: Chair? Yes --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Director?

MS. DAGDAG-ANDAYA: --that was for the streetlight conversion, the LED conversion, which we have put on hold at this time.

COUNCILMEMBER SINENCI: Is that gonna...this I mean I don't know if I can speak to it but...so, that's in the planning and or are we planning to retrofit them?

MS. DAGDAG-ANDAYA: Chair? The monies have been encumbered. And installation has been done in certain areas; however, it's in litigation right now so we have that project on hold.

COUNCILMEMBER SINENCI: Okay. Thank you. And then for my amendment, on Page 557, under Services, I wanted to add 50,000 towards a user fee study, and very similar to my planning ask. This was one of my good governance priorities and concerns on the first week for equitable fees. And I wanted to fund a user fee study to determine the actual cost of permitting and percentage of funds subsidized by taxpayers, and identify best management practices and make recommendations to analyze, examine taxpayers subsidies for building, subdivision, electrical, plumbing, grubbing and grading permits that was issued by the Department of Public Works.

MS. DAGDAG-ANDAYA: Chair, may I suggest from...

CHAIR RAWLINS-FERNANDEZ: Director?

MS. DAGDAG-ANDAYA: Thank you. Councilmember Sinenci, I think we can accommodate that. I would suggest it either being put into the DSA General Fund or in the DSA Revolving Fund.

COUNCILMEMBER SINENCI: I was going to say...

MS. DAGDAG-ANDAYA: So, instead of Administration Program.

COUNCILMEMBER SINENCI: Okay. 'Cause all of the fees are collected in the Revolving Fund?

MS. DAGDAG-ANDAYA: Yes.

COUNCILMEMBER SINENCI: Okay. We'll do that --

MS. DAGDAG-ANDAYA: Okay.

COUNCILMEMBER SINENCI: --instead. Thank you. That's all.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Okay. I have two questions. On Page 577, will you please clarify the number of personnel that will require training on

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

new procedures and use of Intergov, justifying the proposed increase of \$95,000 within the Other Premium Pay category and referenced in PW-8?

MS. DAGDAG-ANDAYA: Thank you, Chair. Five seventy --

CHAIR RAWLINS-FERNANDEZ: Director?

MS. DAGDAG-ANDAYA: --seven, that is under Building...DSA Building Permit Revolving Fund Program. And your question is the number of staff who would be utilizing from or utilizing MAPPS from this fund? I...it would be all. In fact, all of our DSA staff would be utilizing MAPPS whether it be intake of permits, reviewing of permits, inspecting buildings, or inspecting electrical or plumbing. So, all of our DSA employees would be involved in the MAPPS program. Right now, we have key people in our Department who are involved in doing the research and kind of spearheading the program for the rest of the DSA staff. But eventually in the end, everybody in DSA is going to have to have some training including those in the Administration Program such as myself as the Director. And perhaps also some people in Engineering Division. However, the request for training for the overtime, it would be used for DSA staff.

CHAIR RAWLINS-FERNANDEZ: Okay.

MS. DAGDAG-ANDAYA: So, I'm sorry too, in addition to the 16, you would also be looking at the General Funded-positions, that's 37 on Page 574.

CHAIR RAWLINS-FERNANDEZ: Okay.

MS. DAGDAG-ANDAYA: I think.

CHAIR RAWLINS-FERNANDEZ: So, you have the breakdown of the 95,000? That's just...that's for all the DSA training for all the...

MS. DAGDAG-ANDAYA: I'm sorry, Chair?

CHAIR RAWLINS-FERNANDEZ: The 95,000 you have that broken down?

MS. DAGDAG-ANDAYA: Ninety-five thousand.

CHAIR RAWLINS-FERNANDEZ: For the --

MS. DAGDAG-ANDAYA: Chair?

CHAIR RAWLINS-FERNANDEZ: --Other Premium Pay category? Is that all for training?

MS. DAGDAG-ANDAYA: Yes, Chair, that would be for the MAPPS program.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MS. DAGDAG-ANDAYA: And I'm sorry, I cannot see right now. It's so small and my eyes. Yes. Okay. Yes, go live during 2020, \$95,000 is being allocated for both General Fund and Building Revolving Fund employees.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Okay. And with training, do you know if your DSA enforcement or inspectors have any kind of cultural training workshop?

MS. DAGDAG-ANDAYA: Chair, at this time, no, we have not programmed cultural training workshops. But that is something that we are...we would like to have in the future. In fact, we did something with Highways Division about a year ago where we invited Kai Markell from OHA, as well as Skippy Hau, and I believe Hokuao Pellegrino had also come. Because we were doing some maintenance work in our Army Corps of Engineers, the flood control areas. And so, one of the concerns from the community was that it...the practices that we had in maintaining those areas would have an impact on native plant life and animals...animal or animal life. So, we wanted to bring experts in to come and talk to our staff. And I think moving in the future we would like to have more of those workshops. And I do have a plan to call Kai, he's my buddy at OHA, and I just haven't had a chance to because of Budget and being by myself at the Department. But that is something that we'd like to incorporate --

CHAIR RAWLINS-FERNANDEZ: Okay. That would --

MS. DAGDAG-ANDAYA: --in our training program.

CHAIR RAWLINS-FERNANDEZ: --really be good. There was an incident on Molokai where one of our sand dunes was completely bulldozed for a brand new house, someone on the West End and they wanted to be able to see the beach. And, you know, in dunes, iwi are generally buried there.

MS. DAGDAG-ANDAYA: Yes.

CHAIR RAWLINS-FERNANDEZ: And the inspector didn't see that as a problem that the dunes was bulldozed, and didn't see that really as like illegal grading and grubbing. So, do you have enough...so the funding that you have is sufficient to continue having these kinds of cultural workshops for your inspectors?

MS. DAGDAG-ANDAYA: Chair, I...if anything, we would probably utilize our Administration Program monies. And I think we have about 10,000 right now. What we had planned was for team building, supervisor training. Those are things that were identified in our employee survey that we did last year. But I think, you know, we would want to increase the Budget for any kind of cultural training programs.

CHAIR RAWLINS-FERNANDEZ: So, to have more than like one a year, what would that cost?

MS. DAGDAG-ANDAYA: Chair, I'm not sure at this point. I'd have to take a look into that.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Okay.

MS. DAGDAG-ANDAYA: Yeah.

CHAIR RAWLINS-FERNANDEZ: Okay. If you can get back to me, I'd appreciate it. Okay. Members, any last questions or comments?

COUNCILMEMBER MOLINA: Recommendation?

CHAIR RAWLINS-FERNANDEZ: My recommendation is to bring the next department on the floor and thank Director after I take Member Paltin's question or comment.

COUNCILMEMBER PALTIN: I just had a question. Was I supposed to write the question and send it to you? Or was that somebody was going to do that for me?

CHAIR RAWLINS-FERNANDEZ: So, turnaround time with Staff, you probably wouldn't get it in time for decisions. So, if, Director, you know what Member Paltin's question --

MS. DAGDAG-ANDAYA: I --

CHAIR RAWLINS-FERNANDEZ: --is, yeah?

MS. DAGDAG-ANDAYA: --believe so, regarding the sea level rise and consideration for that when we're planning for projects?

COUNCILMEMBER PALTIN: As well as the deferral agreement formula.

MS. DAGDAG-ANDAYA: Deferral agreement. Okay. I think I would need some help. Just clarification on what those questions are. So, if..

COUNCILMEMBER PALTIN: E-mail to you a question?

MS. DAGDAG-ANDAYA: Yeah, I guess so.

CHAIR RAWLINS-FERNANDEZ: I mean --

MS. DAGDAG-ANDAYA: I'm not sure what the --

CHAIR RAWLINS-FERNANDEZ: --that would be okay with --

MS. DAGDAG-ANDAYA: --process is.

CHAIR RAWLINS-FERNANDEZ: --me as...

MS. DAGDAG-ANDAYA: Yeah.

CHAIR RAWLINS-FERNANDEZ: If that's okay?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

MS. DAGDAG-ANDAYA: Yeah, I guess you could e-mail it to me, and if that's what the process is, yeah.

CHAIR RAWLINS-FERNANDEZ: Yeah.

MS. DAGDAG-ANDAYA: Okay.

CHAIR RAWLINS-FERNANDEZ: At this point. Okay. Mahalo, Member Paltin.

COUNCILMEMBER PALTIN: Mahalo.

CHAIR RAWLINS-FERNANDEZ: Member Hokama?

COUNCILMEMBER HOKAMA: Just one quick question. And I...maybe Mr. Ueoka can respond when he...in a appropriate time. We allow people to come with the after-the-fact permits, is the County...because we've heard this on Molokai about the incident that our Chair has brought up, can we do after-the-fact citations?

MS. DAGDAG-ANDAYA: Chair?

COUNCILMEMBER HOKAMA: We allow people to do after-the-fact permits.

CHAIR RAWLINS-FERNANDEZ: I can respond to that. So, it was...there was an after-the-fact permit I believe. And actually, I'll let Mr. Ueoka explain, and then I'll just let you know that the person was fined \$1,000. And that was...

COUNCILMEMBER HOKAMA: Well --

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER HOKAMA: --then you answered my question 'cause there should be responsibility for actions done. So --

CHAIR RAWLINS-FERNANDEZ: Absolutely.

COUNCILMEMBER HOKAMA: --thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama.

MS. DAGDAG-ANDAYA: Yes, Chair, may I? And yeah --

CHAIR RAWLINS-FERNANDEZ: Yes.

MS. DAGDAG-ANDAYA: --it's in our Code, too, yeah, any after-the-fact work, you have to have...I mean there's a fine and a bond for the work, yeah.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Right. And it's irreparable damage for a \$1,000. Now, he gets to see the beach. Okay. Mahalo nui, Public Works --

MS. DAGDAG-ANDAYA: Mahalo. Mahalo nui -

CHAIR RAWLINS-FERNANDEZ: --for your help --

MS. DAGDAG-ANDAYA: --Chair --

CHAIR RAWLINS-FERNANDEZ: --with this review.

MS. DAGDAG-ANDAYA: --and Members. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay.

**DEPARTMENT OF PROSECUTING ATTORNEY**

CHAIR RAWLINS-FERNANDEZ: We're going to now invite Prosecuting Attorneys. Oh, where did he go?

UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Of course. Okay. I'll give Members a five-minute break? Five minutes? Okay. So, nine o'clock. Okay. It is 8:54. The Economic Development and Budget Committee will return at nine o'clock. We are now in recess. . . .*(gavel)*. . .

RECESS: 8:54 p.m.  
RECONVENE: 9:01 p.m.

CHAIR RAWLINS-FERNANDEZ: . . .*(gavel)*. . . Will the Economic Development and Budget Committee please return to order. It is 9:01 on April 18<sup>th</sup>. We're continuing our review of the departments' Operations Budget. And we have before us, the Prosecutor's Office, the Department of the Prosecutor's. And we have head Prosecutor, Don Guzman, and Administrative Officer, Wendy Nobriga.

MR. GUZMAN: Oh, thank you, Chair. Thank you...

CHAIR RAWLINS-FERNANDEZ: Aloha. Okay. So, I think it was just me but, Members, if you...okay, and then Member Paltin. Member Paltin, would you like to go first?

COUNCILMEMBER PALTIN: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Okay. All right. Okay. We got my timer? Okay. Good. Okay. Mr. Guzman, during confirmations, one of the big questions that I had asked

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

was regarding the outrageous amount of overtime, over \$700,000 in overtime at \$70,000 per person. That could have been ten more live bodies. Can you tell me what, you know, what we can do to help to stop that excessive amount of overtime in your Department?

MR. GUZMAN: Thank you, Chair. Thank you for the question. I...thereafter, I was able to conduct a audit on all of the overtime, which actually from the last fiscal year totaled a 122,000 in overtime. Approximately 46,000 of that came from the Administration side, which is basically my area, and we currently have three personnel that had been in those positions. There's never been an increase in terms of adding positions in the administrative side. And so, currently, in the Mayor's Budget, I had asked for one full-time Office Operations Assistant II. And that was when I just got into the Department and the Budget was due I believe that week. And so, thereafter, I realized that I needed two additional Office Assistant IIs at a part-time level. And I think I can take care of the overtime with one full-time and two part-time Office Assistant IIs. And so, what I'm asking for the two part-timers, there would be no fringe. Basically, I would be looking for those who had worked in the Department before and would have that experience. And so, a total for the two part-timers would be probably around 27,200.

CHAIR RAWLINS-FERNANDEZ: Each?

MR. GUZMAN: No, for both.

CHAIR RAWLINS-FERNANDEZ: Oh, 27,200?

MR. GUZMAN: Yes.

CHAIR RAWLINS-FERNANDEZ: And that would eliminate --

MR. GUZMAN: Yeah --

CHAIR RAWLINS-FERNANDEZ: --the --

MR. GUZMAN: --I think --

CHAIR RAWLINS-FERNANDEZ: --100...

MR. GUZMAN: --it would dramatically reduce the overtime in the administrative department. I do have...I have issues on the Prosecutor side, which is the attorneys. I've got two positions that have been vacant for quite some time because of military leave. According to the Federal guidelines and laws, we have to keep those positions open up to five years. So, those two positions haven't been filled for three years and there had been no effort to bring in LTAs or...so, I definitely would request at least a, an additional E/P for that Prosecutor position, unfunded, so that I can go out and try to get some grant funds for that position.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Okay. So --

MR. GUZMAN: Yeah, so, I really would be...

CHAIR RAWLINS-FERNANDEZ: --Prosecutor.

MR. GUZMAN: Yeah.

CHAIR RAWLINS-FERNANDEZ: Prosecuting Attorney.

MR. GUZMAN: Yeah, so basically, I would be requesting if I could add on one E/P as a Prosecutor, a Deputy Prosecutor, unfunded. I do...I am searching for a grant, I'm very hopeful to be grabbing a grant for that specific attorney position. So, that's all I would be asking for.

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. GUZMAN: Just an additional E/P on the attorney side.

CHAIR RAWLINS-FERNANDEZ: Okay. So, on the Admin side, two Office Assistant IIs, part-time.

MR. GUZMAN: Yeah. Yeah, part-time. So, it would be like 13,610 each, no benefits.

CHAIR RAWLINS-FERNANDEZ: Okay. Thirteen thousand --

MR. GUZMAN: At ten-month funding.

CHAIR RAWLINS-FERNANDEZ: --six hundred...

MR. GUZMAN: Yeah.

CHAIR RAWLINS-FERNANDEZ: Ten-month?

MR. GUZMAN: Yeah.

CHAIR RAWLINS-FERNANDEZ: Oh, okay. So, pretty ambitious. Usually it's eight months, yeah?

MR. GUZMAN: Yeah.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. So, two part-time at 13,610 each, no fringe benefits, and one Deputy Prosecutor's...Prosecuting Attorney E/P, unfunded?

MR. GUZMAN: Yes.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. Okay. That was all my questions and my proposals.

MR. GUZMAN: Okay.

CHAIR RAWLINS-FERNANDEZ: Mahalo --

MR. GUZMAN: Thank you.

CHAIR RAWLINS-FERNANDEZ: --Mr. Guzman.

MR. GUZMAN: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Member Paltin?

COUNCILMEMBER PALTIN: Wondering if there's any vacant positions within the Department?

MR. GUZMAN: Yes, we do have vacancies. We have four vacancies in the Deputy Prosecuting side, two of those are left open because of the military leave, and therefore that's why I was asking for an additional E/P so I can...I...there's a possibility of a grant fund that I can grab to fund that additional E/P. And we also have some positions open in the clerical side. And we just interviewed today for one of our clerical sides. And I believe that's...well...yeah, Office Operations II, which is at a lower level, yeah. And then we have three vacancies in the Victim Witness Counselors. And I believe two vacancies in the Investigative Unit. Oh, we just hired one. So, like for the Victim Witness. When I got on board, there was actually no applicants. And now we have I believe six applicants for the Victim Witness Counselors and four for the Investigative Unit and 14 for the attorney side. And that just all came in within the last two weeks. I did a very aggressive advertisement and basically called UH Law School and just hustled. 'Cause I knew that if I could get these vacancies filled, the additional monies, the Carryover/Savings wouldn't be used for OT. And if I can get an administrative two part-timers in there, they would have no excuse for OT. So, that's my plan.

COUNCILMEMBER PALTIN: Okay. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Okay. Seeing no other questions or comments, that's it.

MR. GUZMAN: Okay.

CHAIR RAWLINS-FERNANDEZ: Mahalo --

MR. GUZMAN: Thank you.

CHAIR RAWLINS-FERNANDEZ: --Mr. Guzman and Ms. Nobriga, for your help.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MR. GUZMAN: Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay.

**DEPARTMENT OF TRANSPORTATION**

CHAIR RAWLINS-FERNANDEZ: The next that we have on our list is the Transportation, and Transportation is in the audience. Okay. I'll repeat our...oh well, actually for Transportation, we had Member Sugimura and did any...Member Kama. Okay. And then I'll see what questions you ask. And if you asked my questions, then I won't have any questions. Okay. Mahalo, Director Takamori. Aloha. Mahalo for joining us.

MR. TAKAMORI: Hello.

CHAIR RAWLINS-FERNANDEZ: So, we have...so our process is where we are going to have the Members ask questions and if they have any proposed amendments. They may ask for your comments on it. And they'll have seven minutes. So, if you can be as concise as you can to the Members' questions. And if you don't have the information with you at this time, just let the Member know and then if you could follow up with us. Okay. Okay. You ready, Member Sugimura?

COUNCILMEMBER SUGIMURA: I go first?

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR RAWLINS-FERNANDEZ: You, and then Member Kama.

COUNCILMEMBER SUGIMURA: Okay. So, as you can...I don't really have a question for the Department 'cause I consider this my department 'cause of my Committee. But I wanted the Members to have a chance to ask him questions because the Department has basically a flat budget and has told me...so this is like a...I don't know if I have a question but I just want to introduce this in this way is that what they're doing is they're doing community outreach. And they're going out there to find out what kind of concerns the community has to...and to look at bus ridership and figure out how we can improve services. So, I want to kind of turn it over to the Members. I do have a proposal that I would like to propose at the appropriate time or is this it? Is this it? This is...

CHAIR RAWLINS-FERNANDEZ: You and Member Kama. So, if...

COUNCILMEMBER SUGIMURA: Okay.

CHAIR RAWLINS-FERNANDEZ: And your timer is going.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER SUGIMURA: All right. So, this is my proposal. Because of the...what they're doing in terms of going and doing community outreach for rates and fees, I was wondering if we would entertain like \$50,000 to, you know, to do a study of rates and fees so that next year, we...you can come up with a proposal if it seems we need to do that for, you know, our Department. I just want to throw it out there. They're going out on their own. They, meaning the Director as well as Deputy Director Michael Du Pont. I mean they...I saw what they did at the Kula Community Association, it was just fabulous. So, that would be what I would suggest. And I'm a little bit open to what the Members have to say. If you think that, you know, their research at the end of this period that they're going out and doing community outreach is going to be sufficient for the Councilmembers. I feel okay with it 'cause I know the good work that they're doing but I'm open to that but I would like to suggest that. So, that's it.

CHAIR RAWLINS-FERNANDEZ: Okay. Then perhaps we'll save your five minutes and we'll come back to you after if you have any additional...

COUNCILMEMBER SUGIMURA: After I listen.

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. Member Kama?

COUNCILMEMBER KAMA: I didn't know you could save time. Cool. Okay. We're doing --

CHAIR RAWLINS-FERNANDEZ: This is our second to the last --

COUNCILMEMBER KAMA: --extraordinary --

CHAIR RAWLINS-FERNANDEZ: --Department.

COUNCILMEMBER KAMA: --things over here. So, I don't know where this belongs but last...this...I can't remember when he came but he came twice. An elderly gentleman came and he said, you know, I go and I'm a caretaker for, I don't know if he said was his cousin or somebody, but every time he goes to the house, the cousin says take me out. He wants to go. So...but in order to go, they gotta make arrangements with Paratransit. And then even then it costs money for them to get on the Paratransit. And all he was asking for was one pass, just asking for a pass, monthly pass. I'm not sure why or how come they don't get a monthly pass. Maybe they don't qualify 'cause they're not old enough or maybe they're not a student. But what came after him this week was the coordinator for the...not disability...she's with State Council of [sic] Developmental Disabilities. And she came and was asking for bus passes for the IDD population, which is the Intellectual and Developmental Disabled [sic]. So, I'm going to keep chirping on that until we can figure out a way how we can get those

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

bus passes for this particular populous. So, we give bus passes to our kids that ride bus, right? We give bus passes to those elders who are over what, 55? So, why we're not doing it for the IDD population? These are the least of our people. They're the guys on Medicaid. They're the young children who don't have anything. So, I just...I don't know. I thought it would be on Page 604 because I see over here a budgetary item of \$570,000 for five buses. So, that's the closest link I could link it to a Paratransit bus pass. But if that's not a good place so show me where and tell me how we can do this. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TAKAMORI: Thank you. I guess your question is where we can...okay, so, for the Paratransits, I guess for the...our Department of Transportation, we do have multiple services. So, this person could potentially utilize the Human Services Transportation, which is actually a grant that's provided to MEO, where they actually have different programs that this client could potentially fall under, and it's actually a free program. So, you don't actually pay anything to ride that service. It's 100 percent subsidized by the General Fund. But for the Paratransit side, we do charge a fare, which you are aware of. We do follow Federal law. And so, you are correct, with regards to our Paratransit fares, you have student, student pass, you have a senior pass, you have daily pass. So, technically they could use the daily pass and...but pay \$4 and travel as much as they want throughout that day. But...

COUNCILMEMBER KAMA: But they don't have a monthly pass?

MR. TAKAMORI: But there is no monthly pass for if you fall outside of a student --

COUNCILMEMBER KAMA: Well, why can't you --

MR. TAKAMORI: --or...

COUNCILMEMBER KAMA: --create a monthly pass?

MR. TAKAMORI: Council can create --

COUNCILMEMBER KAMA: Okay.

MR. TAKAMORI: --a pass. Yes. That is up to the...this body to create the rates and fees.  
Yes.

COUNCILMEMBER KAMA: Sorry, if I keep rushing you but, you know, we're on a timer here.  
Seven --

MR. TAKAMORI: I know.

COUNCILMEMBER KAMA: --minutes don't... --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MR. TAKAMORI: I'm sorry.

COUNCILMEMBER KAMA: --go by too fast so I just want to hurry up and get our questions out and get the responses back in. So, okay, so if Council created that, then we can find some place in this Budget, Chair, where we could put it?

MR. TAKAMORI: It would be under Appendix B. And I do...I would like to...Page 46, Appendix B, that's where you can find our fares. I guess just with regards to Paratransit service, it is...I have this printout and I don't know if this is the right time to share it. But with having unlimited rides on Paratransit, the cost can substantially increase. And so, I have this printout where I have the top 50 clients. And in terms of the costs for these clients, it can range between 105,000 down to \$15,000 that we're paying per client to ride the service. So, I'm just stating --

COUNCILMEMBER KAMA: Yes.

MR. TAKAMORI: --that --

COUNCILMEMBER KAMA: Potential.

MR. TAKAMORI: --it is --

COUNCILMEMBER KAMA: Yeah.

MR. TAKAMORI: --a costly service but if the body...if the County Council feels that this is a service that we shall still provide at a unlimited rate, then it is up to you folks. I just wanted to point that out because it is...unlimited rides and it's costly.

COUNCILMEMBER KAMA: Expecting that when you ride Paratransit, it's not like you get on the bus at Kaahumanu and then you go to the movie house at Maui Mall, and then you get off and you get...because you have to make a 24-hour in advance call. So, if you're going to do a 24-hour in advance call, you...then you have the 30-minute window between each pick-up and each drop-off. So, if you wanted to go to some place at 12:00 in the afternoon, you'd have to call the day before. And then you would have to tell them what time you want to be at that place at 12:00, and they will tell you, your pick-up time will be between maybe 11:10 and 11:30. So, for you to get to your 12 o'clock appointment. So, you know, Paratransit riders wait long time because of the 30-minute window before and after. So, it's not like we're going to be traversing or travelling all over the place. I just want our people to be able to have access especially those individuals who are developmentally disabled. That's all. Thank you, Chair. Thank you, sir.

MR. TAKAMORI: Thank you. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama. Okay. Member Hokama?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER HOKAMA: Chair, I don't have a problem with reasonable transportation assistance. Unlimited to me is not reasonable. Not when we're like that client one, 1,218 completed trips; 18 no shows; 1,383 of the reported hours; completed miles, 39,178; and this is the one, cost of service, \$105,000. If they pay as you go, which is a...the fee...our current fee schedule, that person would have returned to the County \$2,436, and it's costing us \$105,000. Okay. Because those of us, to make up that difference, is those of us who are not using the service. We're paying for that subsidy. Okay. So, I need fairness to those that pay the subsidy as well. So, I don't have a problem with providing reasonable transportation, Chair. I think we need to try and assist our community as best as we can but unlimited to me is not fair to those that pay the subsidy. Okay. 'Cause those that pay have needs also. You cannot ignore their needs as well. Or how...who...because for me, and then who is going to pay the subsidy if we don't take care of those that are paying? Okay. Fair is fair. So, my question to you is as it regards to the cost for service based on service hours, is the service provider scheduling the drivers and everything, 'cause that's one of my issues, labor costs, have you rechecked and looked at the scheduling of how they're assigning drivers so that we are maximizing the amount of dollars we're getting without adding overtime or the need for these increases? 'Cause it's killing us.

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TAKAMORI: Thank you. With regards to your question, yes, we utilize a computer system that is called the Ecolane scheduling software that looks at different parameters and figures out the best way to save money. So, what happens is that if we don't have enough drivers, we tend to see our on-time performance dip a little bit. But as long as we stay above...our goal for our Department is staying above 90 percent, and MEO is doing a really good job at staying above 90 percent on time. But there are days where if you don't have enough drivers, our on-time performance tends to dip a little bit. But I can tell you for sure, it is something that we continuously look at just because we know that this is a very on-demand cost-type service that as long as there's a lot of people riding, and that means then the cost will just continue to increase.

COUNCILMEMBER HOKAMA: So, are you still following what the audit says on what is our national standards?

MR. TAKAMORI: Yes, yes, we are. And we're still working on implementing other items from the audit.

COUNCILMEMBER HOKAMA: Okay. Very good. Thank you.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Member Hokama, do you have a proposal of what would be...what you would consider reasonable that maybe the body can consider?

COUNCILMEMBER HOKAMA: You know, I would look at Mr. Takamori and MEO to come up with a recommendation. They deal with it on a daily basis. 'Cause I believe we can

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

also cut too deep and, Chair, you know, hurt the program. That is not my intent. But again, I'm open to reasonable assistance, yeah, 'cause I need to protect this middle-class that pays the bill.

MR. TAKAMORI: Thank you.

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TAKAMORI: So, with regards to that, I believe Member Sugimura kind of brought up the fact that we are trying to do community outreach going into this upcoming new fiscal year. And one of the things we're looking at is expansion of services but bringing also...relooking at the fares, the fare structure. And that's part of the reason why Member Sugimura mentioned that maybe we should have professional help with regards to a professional transportation services that will look at maybe different ways of maybe how we do our fare structure. I mean there's certain agencies that will do their fare structure based on distance, right? So, if you're travelling far, then you pay a little bit more. If you stay within a certain geographic area, maybe you pay a little less. Or you have a coupon book where maybe instead of having unlimited trips, you pay so much and maybe for \$50, you'll get maybe a bunch of different trips, and the higher the amount, maybe \$80 then maybe the trip cost, every time you board it's slightly less. I mean there's different ways of looking at it. And so, I don't know if maybe the proposal from Sugimura...Member Sugimura would help us in really determining, with community outreach, something that would work with the community that we can bring back to the Council to say hey, this is the findings from the consultant through community outreach along with, you know, our working with MEO, our service provider, to see something that's fair.

COUNCILMEMBER HOKAMA: Thank you. No, no, thank you for that comment. Because for one year, 39,000 miles, you know, it takes me five years to put on 39,000 miles. Okay. This person did it in one year. That's a lot of miles.

MR. TAKAMORI: Yes. So, to answer your question, this person does travel from Central to the west side weekly.

COUNCILMEMBER HOKAMA: Twelve hundred eighteen trips.

UNIDENTIFIED SPEAKER: . . .*(inaudible - from the gallery)*. . .

COUNCILMEMBER HOKAMA: Okay.

UNIDENTIFIED SPEAKER: . . .*(inaudible- from the gallery)*. . .

MR. TAKAMORI: Oh --

COUNCILMEMBER HOKAMA: If they're going to speak --

MR. TAKAMORI: --from Kula --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER HOKAMA: --they need to be on the record --

MR. TAKAMORI: --to Kapalua.

COUNCILMEMBER HOKAMA: --Chair.

MR. TAKAMORI: Oh.

COUNCILMEMBER HOKAMA: I'm not going to deal with --

MR. TAKAMORI: Sorry.

COUNCILMEMBER HOKAMA: --discussion from the gallery.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Okay. Member Sugimura?

COUNCILMEMBER SUGIMURA: Yeah. So, question to you is in this discussion of monthly passes, what do the other counties have in the State of Hawaii? So, Honolulu, Kauai, Big Island, do you know?

MR. TAKAMORI: Yes. So, Honolulu doesn't actually allow any passes. I believe the County of Hawaii doesn't allow any passes. I think County of Kauai might have some type of monthly pass. But it is a little bit more uncommon just because it's...it is a little bit more expensive service. There are other agencies though throughout the US that do offer passes as well. So, I mean there is a give and take. It really comes down to this type of body to determine what they see fair.

COUNCILMEMBER SUGIMURA: So, what I am going to do once we're done with Budget and we start up with Committee, the Department has been working on the audit and the findings of the audit. And at some point when we're ready, I know you and Mr. Du Pont are working on it, I do know that the audit that was done or the short-term...Short-Range --

MR. TAKAMORI: Transit Plan.

COUNCILMEMBER SUGIMURA: --Transit Plan recommends no monthly passes just because of...

MR. TAKAMORI: No passes.

COUNCILMEMBER SUGIMURA: No passes, right. Sorry, no passes like what Oahu does, and made comparisons with that. So, that is something that, you know, has come up before, although that wasn't when I was in the Council. So, it was something that happened before I got there. So, it is not a new subject. So, I just want to put that out there. I will take it up and so, but I appreciate this discussion 'cause it's something that, you know, we need to have. And it is going to take this body's

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

decision to make that kind of change. So, for this Department, I would like to then propose to do a outside consultant to do a fee study so that we can look at, you know, these kind of issues in a deeper way. Although I will have a discussion with the Department just to see if maybe the findings of the audit, you're comfortable with that, or if, you know, if we need to delve into this deeper. 'Cause I know you had no rates or fees increases for this fiscal year because you wanted to do the study and do community outreach. So, I really appreciate that. So, that's all I have, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura. Member Hokama?

COUNCILMEMBER HOKAMA: Just a quick question. You know, other counties got kind of innovative, yeah. So, if another type of option is available that can take care of the needs of our special needs community such us Uber, 'cause, you know, if we contract enough you can get certain price breaks. Is that something that your Department has already reviewed or is open to reviewing as another option of how to provide that transportation at a lower cost to us?

CHAIR RAWLINS-FERNANDEZ: Director?

MR. TAKAMORI: Thank you. I think anything is open for discussions.

COUNCILMEMBER HOKAMA: Thank you.

MR. TAKAMORI: Yeah.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo. Okay. I just have a couple of questions. On Page 607 of the Program Budget, under Equipment, Machinery and Equipment, would you please explain what the \$1.2 million will be used toward?

UNIDENTIFIED SPEAKER: What page?

CHAIR RAWLINS-FERNANDEZ: Six o seven. It wasn't really clear in the summary.

MR. TAKAMORI: Yes, I can answer that. So, the 1.2 increase that you're seeing, maybe it's easier to see on Budget Details. If I'm...okay, if I'm not mistaken, the 1.2 for our equipment I believe that's coming out of our Grant Revenue Fund. So, those are just all the different Federal funds that we receive. And so, the Department is requesting additional Grant Revenue Funds so that we can spend down Federal funds. So, the fund...the County match that we are requesting, and I believe it is on Page 18-11 on...in our Transportation Admin Program, Highway Fund. We are asking for 740,000 of matching funds so we can match Federal funds. And that is what is showing up under the Grant Revenue, Page 607, under the Machinery and Equipment.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo.

MR. TAKAMORI: Yeah.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. And I think, you know, going off of what Member Kama was mentioning, we did...we had a testifier last night that came and suggested a low-income eligibility for all ages and abilities. I'm sure that will be part of the rates and fees. So, it's not really in Operations. It's in Appendix B, Rates and Fees. So, I guess we can have that discussion when we discuss rates and fees. Okay. Did you want to comment on anything? Okay.

MR. TAKAMORI: No.

CHAIR RAWLINS-FERNANDEZ: Okay. Members...

MR. TAKAMORI: I...maybe I do. Okay.

CHAIR RAWLINS-FERNANDEZ: Okay. Go ahead --

MR. TAKAMORI: So, with --

CHAIR RAWLINS-FERNANDEZ: --Director.

MR. TAKAMORI: --regards to the...to your comment with regards to low-income for I believe you were mentioning that for Paratransit service?

CHAIR RAWLINS-FERNANDEZ: I don't think it was exclusive to Paratransit. Yeah. I think it was for like the bus, just the fixed routes.

MR. TAKAMORI: Oh, okay. Okay. No, I...okay. So, my last comment is typically whenever you're given a monthly pass or daily pass, in general, that tends to be a discount of some sort. Just by offering a monthly pass or daily pass, you can use it unlimited times. So, that tends to be offered as a discounted price. But again, that's something that the...if the body wants to consider then that's fine.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. Mahalo, Director. Okay. I see no more questions or comments from the Members. So, we'll thank Director Takamori for joining us tonight. Thank you so much for all your help and --

MR. TAKAMORI: Thank you.

CHAIR RAWLINS-FERNANDEZ: --responding to our questions.

**DEPARTMENT OF EMERGENCY MANAGEMENT AGENCY**

CHAIR RAWLINS-FERNANDEZ: And our next Department is Emergency Management. Okay. Do Members need a quick --

UNIDENTIFIED SPEAKER: ...*(inaudible)*...

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: --break? Okay.

UNIDENTIFIED SPEAKER: . . .*(inaudible)*. . .

CHAIR RAWLINS-FERNANDEZ: Okay. Here we go. All right. And so, we have with us from Emergency Management, Emergency Management Administrator, Mr. Andaya. Aloha, Mr. Andaya.

MR. ANDAYA: Good evening, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Okay. So, our Members have some questions. We have time restrictions, and so, if you could please be as concise as possible on responding to the Members. And if you don't have the information that they're asking for in front of you, just please let them know and, you know, we can move on to the next question.

MR. ANDAYA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. Members, are you ready? Okay. All right. So, we'll start from Member Hokama and then we'll go that way and then Member Molina and go that way.

COUNCILMEMBER HOKAMA: Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Member Hokama?

COUNCILMEMBER HOKAMA: Again, I just have...just a few questions for Mr. Andaya. But first, I want to commend you and your people for doing good work. You know, you've done the best to protect our County, our citizens. So, I think it needs to be said that we appreciate your efforts first of all. You have a important task. It impacts health and safety and people's lives. So, thank you.

MR. ANDAYA: Thank you.

COUNCILMEMBER HOKAMA: My thing in reviewing your Department's or your Agency's request, Mr. Andaya, is that funding you're requesting for some renovation work I believe, I have come to the conclusion knowing how it's been over 20 years of your site that you're working at, the amount of personnel required to respond during a declaration of emergency or in preparedness, that I'd rather look...I look at this as smart money. So, I rather you look at a new site for a new facility that can accommodate the needs of the Agency so that we have sufficient space, enough room for the equipment and technology to get the best updated current information that you can share with the community so that they can also prepare and respond better. So, that's what I'm looking at. I, you know, I'm pretty tight with the money. Everybody knows that I squeak when I walk. Okay. But I don't have a problem spending smart money. And I consider this smart money to now get to the 21<sup>st</sup> Century of emergency management operations and physical space because it's going to have to last us for quite a while. I'm looking at a 30 to 50-year lifespan of a new facility as...and maybe

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

you need to be closer to MPD and Dispatch, you know. I mean I'm just throwing it, I...that may not be the right answer at all, Mr. Andaya. But I'm saying I'm happy to support you with smart money to allow you folks to continue the good work and even advance the work to even greater levels. So, you have any comment you would like to share with us this evening?

MR. ANDAYA: Thank you, Councilmember Hokama, for those comments. Yes, it's true. We've outlived our EOC as it is right now. Whenever we have an activation, we have about 60 to 80 people that come to our EOC. It wasn't built for that. And because of that, the AC can't handle those many...that many people. And so, that's the reason why we're looking at upgrading the AC so that it could handle that. The other thing too is the power load can't handle that many people. And so, everyone brings their laptops. And so, for that reason, we're looking to upgrade the power, you know, circuits as well so it can handle that size. The space, most definitely and, you know, I know you've been there. I know Councilmember Sugimura has been there as well. She's brought food for us during activations. And, you know, you've seen how the room gets very packed. And so, yeah, we...it's either we make more renovations or we find another site.

COUNCILMEMBER HOKAMA: Okay. So, two quick questions, yeah.

MR. ANDAYA: Yes.

COUNCILMEMBER HOKAMA: As quick follow-ups. One, can you sustain at least for one year, another year, your current situation and the part of the money you're requesting us for the renovation, we put into planning and start designing for a new operational center at a smart site? Any comments?

MR. ANDAYA: We're handling right now as it is. So, if we can wait a year, then yeah, we can do that if that's...

COUNCILMEMBER HOKAMA: Because my intent is, let's put your...some of the money you're requesting to plan for a new site already, and I'll do my best to convince my colleagues that that's the right thing for us to do now is to get to the next level and a 21<sup>st</sup> Century operational center.

MR. ANDAYA: Okay.

COUNCILMEMBER HOKAMA: Are you okay with that?

MR. ANDAYA: Yes, Councilmember. And, you know, maybe those monies can be used towards assessments and studies to show like what would be the best...

COUNCILMEMBER HOKAMA: 'Cause, you know, we have space. We have County land that we already own around the current Kahului Police Station area. I don't know if the new station we built in South Maui has sufficient land. But we have blue rock issues

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

so that might not be the best site. But I'm open to giving you the right facility to continue to protect our residents. Thank you.

MR. ANDAYA: Thank you --

COUNCILMEMBER HOKAMA: Thank you, Chair.

MR. ANDAYA: --Councilmember.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Hokama. Member Paltin?

COUNCILMEMBER PALTIN: Thank you, Chair. I had some questions that we didn't receive the answer yet. What is the total reimbursement amount the County has received from the FEMA to date, and if you can provide a breakdown of each FEMA reimbursement by amount and you're including the reason for reimbursement?

MR. ANDAYA: Okay. We did come up...we did draft a response for you. The Mayor just hasn't signed it yet. So, that's the reason why we didn't transmit it to you. But the total reimbursement right now that we received, and this is just going back to 2008, is 1,157,745. The obligated, and this is the Federal share, so the Federal share is 75 percent, our share is 25 percent, so the total amount is \$5,105,034. And so, we're still waiting to get the rest of these monies. I can tell you that it's a very complicated process. In fact, we have someone from the State in our Office five days a week, for the past eight months since Hurricane Lane still putting together all the documentation for that event. And so, yeah, it's a very long process. We're still waiting for things that...for events that happened in...back in 2008 as a matter of fact.

COUNCILMEMBER PALTIN: So, do you have a timeline for when the after-action report for Hurricane Lane is going to come out?

MR. ANDAYA: Madam Chair? We are --

CHAIR RAWLINS-FERNANDEZ: Mr. Andaya?

MR. ANDAYA: --still putting together the after-action report. We've gone through the hotwash. Right after the event, we did a hotwash with everybody. And so, we're still putting that together.

COUNCILMEMBER PALTIN: Any estimated timeline of when it would be available to the public?

MR. ANDAYA: I'm not sure about availability to the public but we're looking at maybe a month or so.

COUNCILMEMBER PALTIN: Thank you. And my last question is how's the vacancies?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MR. ANDAYA: So, right now we just filled our Secretary position and we have one more position that we're trying to fill. So, I believe they just closed recruitment this past Sunday. So, we're hoping to get someone onboard.

COUNCILMEMBER PALTIN: Oh, one more, I still get a little bit more time. I was wondering --

CHAIR RAWLINS-FERNANDEZ: Four minutes.

COUNCILMEMBER PALTIN: --about, you know, like what we were talking about before about like containers and like that. And I didn't really notice any funds for I guess equipment that would be like after-disaster kind of necessities. Is there a reason that you weren't into putting that in for a request?

MR. ANDAYA: So, we do have containers out in Hana, I believe in Lahaina as well, and in Lanai. In those containers we have...there's a long list of things like from helmets to gloves to...especially on Lanai we have tarp, blue tarp, and nail guns, and then there's also first aid supplies in there as well. So, there are containers, supply containers --

COUNCILMEMBER PALTIN: Oh, that wasn't --

MR. ANDAYA: --out there.

COUNCILMEMBER PALTIN: --the type of container I was meaning like --

MR. ANDAYA: Oh.

COUNCILMEMBER PALTIN: --you know, like with the flood and the fire, there's always the need to...all the debris that is generated. Like the fire, we had to throw away all the burnt things --

CHAIR RAWLINS-FERNANDEZ: Like the roll-off --

COUNCILMEMBER PALTIN: --and...

CHAIR RAWLINS-FERNANDEZ: --containers.

COUNCILMEMBER PALTIN: Roll-off containers and then, you know, portables for like if you can activate large groups of community, then if they're in a area where there's no restrooms, that's kind of...like those in back-to-back natural disasters like roll-off containers and portables is kinda like necessities. And in learning from past events like just wondering why there wasn't like just some money set aside or planning if...or if maybe there is and I couldn't find it in there.

MR. ANDAYA: Madam Chair?

CHAIR RAWLINS-FERNANDEZ: Mr. Andaya?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

MR. ANDAYA: We do have a debris management plan in place. And so, Department of Environmental Management is in charge of that. And so, in fact, they were the ones who took the lead during both Hurricane Lane and Hurricane Olivia. With respect to the roll-offs, a lot of it was taken care of by DEM. And so, that's their responsibility. So, they were, you know. And I'm...I guess their budget is padded so, you know, for these types of emergencies as well as any other department. They do pad their budget for...in case of an emergency, yeah.

COUNCILMEMBER PALTIN: Okay. And so, then your role in coordinating that is just to talk to the Department of Environmental Management?

MR. ANDAYA: So, during activation, we're already...one of my objectives is already looking at recovery, looking at, you know, in terms of like debris cleanup. With Hurricane Lane, it was kind of a challenge. Because in order to get reimbursed by FEMA, the debris has to be like on a County road or government road. When Hurricane Lane, there was no government roads close by. And so, that was kind of a challenge. But what we did was we asked FEMA for an exemption. And so, we were able to get an okay from them to put a roll-off closer to where the houses were so they could bring their debris to that area.

COUNCILMEMBER PALTIN: Okay. Thank you.

MR. ANDAYA: You're welcome.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Paltin. Member Sugimura? Member Kama?

COUNCILMEMBER KAMA: Thank you, Chair. I was going to talk about expansion of the...of EOC but I think Mr. Hokama covered that. But I do have one question that I'm going to ask. When you were talking to Member Paltin, what is a hotwash?

MR. ANDAYA: Madam Chair?

CHAIR RAWLINS-FERNANDEZ: Mr. Andaya?

MR. ANDAYA: A hotwash is we go through all...everything that went wrong, everything that went right. So, we just have this informal talk and we...everybody, you know, we bring everybody back together again, 60 to 80 people, and we just have this conversation about what went right and what went wrong. And then based on that, we put together...we can put together the after-action report.

COUNCILMEMBER KAMA: Okay. Thank you. Thank you, Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama. Member Molina?

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER MOLINA: Yeah, thank you, Madam Chair. Good evening, Mr. Andaya. Thank you for the long wait and enduring. But you...I just want to make a clarification. You did forget about me. I was in that EOC a few times as a member of the former Administration. And I can agree, it's not the most pleasant place to work especially when it's packed. You know, having to help man the call center on my four or five-hour shift. Do you folks have regular inspections, you know, for mold and any issues with leaks in there?

CHAIR RAWLINS-FERNANDEZ: Mr. Andaya?

MR. ANDAYA: Madam Chair? So, there was a study done last year and they did find mold. So, they're trying to remedy that right now. And so, that's the reason why we're looking at remodeling and to deal with the mold issue.

COUNCILMEMBER MOLINA: Okay. Yeah, it's high time for it. So, I definitely support the process of looking for a more modernized place especially with the way Maui has grown. It's almost like going into a bunker sometimes, you know. It just seems so, yeah, like a throwback, going back in time. But anyway, thank you. Thank you, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Molina. Member Sinenci?

COUNCILMEMBER SINENCI: Thank you, Chair. Thank you, Mr. Andaya, for being here this late. Yeah, I agree, you have a very important job. My fondest memories of growing up is just being able to walk safely, growing up in Maui and walk safely throughout the streets without parent supervision. So, I hope that, you know, we get to still do that for our next generation of kids, the keiki. When looking at Emergency Management, I...I'm instantly reminded of that one commercial where the cities are somehow connected, and they've got all these different systems that are on one plan so everything kinda works in unison. But my question was, and some of my East Maui residents brought that up, because oftentimes during emergencies, we lose contact, we lose cell phone service. And so, they were...they had some kind of a network that other counties may have adopted where you've got antennas that would kind of span the coastline. And so, it would be just I guess I'm just thinking ahead, and if there was some kind of system during emergencies where we could continue with that contact if you're aware of any?

CHAIR RAWLINS-FERNANDEZ: Mr. Andaya?

MR. ANDAYA: Thank you for the question. We are right now working with AT&T. They have what's called a COW, it's Cellular on Wheels. And so, whenever cellular service goes down, they can bring this...it's a trailer, bring it out to the area, and then they can restore cellular service temporarily. So, there's that. But what we're also doing for East Maui is 'cause that's very important to us. We want to be able to communicate, be able to make sure that everything is okay on the east side. And so, we're creating what's called an ICP, an Incident Command Post. And Captain Gale Notestone is the Incident Commander out there in East Maui. And we're looking at...we got a grant

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

from the Homeland Security, and we're planning to put video conferencing capabilities out there in Hana, also on Lanai, and Molokai as well. We're also looking at getting sat phones. So, that's going to be part of the EOC renovations for the...on the...for Hana, Lanai, and Molokai. So, we'll get a new sat phone for you, as well as a ham radio. The lessons we learned from Puerto Rico is that the ham radio was the only device that worked actually. And so, that's how they kept...they were able to communicate with each other there. And so, that's another thing that we want to get out there in Hana as well.

COUNCILMEMBER SINENCI: All right. Thank you. Thank you, Director [sic].

MR. ANDAYA: Thank you.

COUNCILMEMBER SINENCI: Thank you, Chair. That's it.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sinenci. Okay. We got everybody? Okay. I just have a few questions. Do you have information on when Molokai can expect our OEC [sic] Center at the Kaunakakai Fire Station to be completed?

MR. ANDAYA: So, that is a project that the Fire Department is...and so, from what I understand, it should be happening shortly. We want to make sure that it happens before hurricane season, which is in June. So, I was told that that's what will happen. We also, through the Homeland Security Grant, we're able to get funding for equipment for Molokai as well. And so, we want to make sure that that happens quickly so that we can get those equipment over to Molokai so it will be ready for hurricane season.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. You mentioned that you just closed a position, which position is that? Is that one of the six positions?

MR. ANDAYA: Yes, Madam Chair.

CHAIR RAWLINS-FERNANDEZ: Okay. Which position is that?

MR. ANDAYA: It's the Hazard Mitigation Specialist position.

CHAIR RAWLINS-FERNANDEZ: I don't see that. Hazard Mitigation...

MR. ANDAYA: Hazard Mitigation Specialist.

CHAIR RAWLINS-FERNANDEZ: Okay. Okay. I see that you've requested an additional E/P, EM Specialist I. Do you think that will be sufficient for you to carry out the vision of improving the Department to serve our community especially in times of disasters?

MR. ANDAYA: We could always use more, Madam Chair. But the reason why we put in the Recovery Specialist, we put at least one is because of all the positions that we have, the four phases of the...of an emergency is preparation, response, recovery, and

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

mitigation. We have somebody that's primarily tasked with each of those phases except recovery. And as you've...as we've learned through our Hurricane Lane, that was where we fell short. And so, it's for that reason that we want to have a position that's primarily tasked with recovery. If there was another...if we could have another position, we would want one that would deal primarily with grants. We have...the grants management has become quite a hefty task. So, in the past, it's been our Hazard Mitigation Specialist who's been handling that. And that's like 20 percent of her job. And it's really something substantially more. And so, I think we could...we would be able to manage the grants better and write for grants if there was a person who was focused primarily on that.

CHAIR RAWLINS-FERNANDEZ: Okay. Is your Department...like do you think it would be helpful to have the Department available like part of the night as well? Like what time do you close?

MR. ANDAYA: So, Madam Chair, we have someone who's on call throughout the night.

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. ANDAYA: That's the reason why we have kind of a high like premium --

UNIDENTIFIED SPEAKER: Standby.

MR. ANDAYA: --yeah, standby pay. So, and when something happens in the night, then that person pushes out a alert through Makaala, that's the County alert system. And so, that...at that point, that person gets paid overtime. And then, there's also times when we need to activate the Emergency Operation Center, the EOC. And so, everyone gets called in at that point. So, we are 24 hours, yeah. We just don't need to be at the EOC like 24 hours, yeah. But during activations, we are 24 hours. So, when a hurricane is on its way, then we go into full activation, which is a 24-hour operation.

CHAIR RAWLINS-FERNANDEZ: I see. Mahalo. Okay. And I know you were kind of talking about it a little earlier or I think that's what you're talking about, a Comprehensive Countywide Emergency Action Plan. Was that something that you're talking to one of the Members about? And if it wasn't, that's my question. Do you...is there an intention to complete a Comprehensive Countywide Emergency Action Plan this year?

MR. ANDAYA: I think what you're referring to is the Emergency Operations Plan, the EOP. So, the Council passed a grant at a \$100,000 for the completion of that plan. And so, that plan has been completed. We're just making some changes to it and it will be available soon.

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. ANDAYA: The...I think what you're referring to is the IAP, the Incident Action Plan. So, that's a plan that's created during activation. So, we have the planning element, the planning section create the Incident Action Plan for the next operational period.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Okay. And that plan would include some of the ideas that Member Paltin talked about with having like roll-off containers? I know that wouldn't fall under your Department but in collaboration with the other departments.

MR. ANDAYA: So, that's the Debris Management Plan.

CHAIR RAWLINS-FERNANDEZ: Oh.

MR. ANDAYA: Yeah, so that's a different plan.

CHAIR RAWLINS-FERNANDEZ: There's a lot of plans.

MR. ANDAYA: The EOP is much more...it's more broad. But what Councilmember Paltin was talking about is contained already in our Debris Management Plan.

CHAIR RAWLINS-FERNANDEZ: Okay. Are all these plans listed on the website?

MR. ANDAYA: I know some of the plans are listed. I don't know...some I know are for official use only. So, we don't have those plans on our website, and it's for security purposes.

CHAIR RAWLINS-FERNANDEZ: Okay. Understandable. Can we get a list of all the plans that you work on even if it's like limited distribution, yeah, I just I'd like to see --

MR. ANDAYA: We can transmit --

CHAIR RAWLINS-FERNANDEZ: --like...

MR. ANDAYA: --that to you, Councilmember.

CHAIR RAWLINS-FERNANDEZ: Yeah, 'cause I wouldn't have thought that a Debris Management Plan would have been different from the other --

MR. ANDAYA: If you...

CHAIR RAWLINS-FERNANDEZ: --EOP and IEP [sic].

MR. ANDAYA: Yeah. If you come to our EOC, you will see the entire wall is filled with plans. So, we have everything from even to like reservoir. So, every reservoir on Maui, we have a plan for that as well. So, yeah.

CHAIR RAWLINS-FERNANDEZ: Okay.

MR. ANDAYA: And there's many on Maui. There's like 50 or so.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Mr. Andaya. We have a question from Member Kama.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER KAMA: Yes, so, when do your tours begin?

MR. ANDAYA: Our tours...oh yeah, no, I...you're...of course, all the Councilmembers are welcome to come down and take a tour of our EOC, you know. Yeah, we'll gladly show, you know, how it looks like, how we operate. I think it's good for you to know, yeah.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama. Okay. Seeing no more...oh, Member Hokama?

COUNCILMEMBER HOKAMA: So, Chair, if you would allow me, I'd like to touch base with our County Engineer. I think one of the more quick solutions might be sufficient space at the new service center if that make sense. And then I'll make the appropriate financial request to start the planning design in consultation with Mr. Andaya. If it makes sense, yeah, and then I'll provide the dollar amounts to make the adjustments, Chair. Thank you.

CHAIR RAWLINS-FERNANDEZ: Okay. Mahalo, Member Hokama. Okay. Members, I guess that completes our review of Emergency Management. Member Sugimura?

COUNCILMEMBER SUGIMURA: Oh, I have no . . . *(inaudible)* . . .

CHAIR RAWLINS-FERNANDEZ: Oh, after? Okay. Okay. Mahalo nui, Mr. Andaya, for being with us and staying up to this late hour to help us complete this portion.

MR. ANDAYA: Thank you.

CHAIR RAWLINS-FERNANDEZ: We appreciate it. We all appreciate it. Thank you. Okay. Okay. Member Sugimura?

COUNCILMEMBER SUGIMURA: I just want to let you know that when I...this is regarding a proposal that I made I think it was last night, for Soil and Water Conservation, I said half-a-million dollars, and it was a big mistake. I looked at the spreadsheet that they had for the expenses. I pulled the wrong number. It's supposed to be 20,000. I said thank God because --

CHAIR RAWLINS-FERNANDEZ: Minor.

COUNCILMEMBER SUGIMURA: --otherwise --

CHAIR RAWLINS-FERNANDEZ: Minor mistake.

COUNCILMEMBER SUGIMURA: --I'm going to have to find half-a-million dollars somewhere and cut that in order to make up for that. So, can you make that correction?

CHAIR RAWLINS-FERNANDEZ: Absolutely.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES**  
**Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER SUGIMURA: Thank you. And then I...

UNIDENTIFIED SPEAKER: ...*(inaudible)*...

COUNCILMEMBER SUGIMURA: Yeah, I know. That was a big mistake but I just wanted you to know because, yeah, big difference.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Sugimura.

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR RAWLINS-FERNANDEZ: Anyone else have \$400,000 mistakes? Anyone? Anyone? Shucks. Okay. I guess we have a lot of money to figure out how we're going to cover all these things. Okay. Okay. Members, we are at the end of our department Operating Budget review. Please give yourselves a hand. We did such a good job. Okay. Oh...Miss...okay. Okay. So, ola. Okay. So, let's see, it's Thursday. And on...

COUNCILMEMBER SUGIMURA: ...*(inaudible)*...

CHAIR RAWLINS-FERNANDEZ: No, we're not coming to work on Saturday. You did a good job tonight. We completed the departments' Operations. So, you don't have to come in tomorrow. You can have your holiday, and you don't have to come in on Saturday. But next week, we're going to...we have a lot of work to do to balance the Budget together. And so, on Monday, we'll be covering the CIPs. Again, it will kind of be a quick process. And we'll be starting with the departments that have --

UNIDENTIFIED SPEAKER: ...*(inaudible)*...

CHAIR RAWLINS-FERNANDEZ: --yeah, revisits.

UNIDENTIFIED SPEAKER: ...*(inaudible)*...

CHAIR RAWLINS-FERNANDEZ: Yeah. We'll start with the ones that only have one to three CIPs. And we'll get that out of the way first, and then we'll do the larger departments after lunch. Okay.

UNIDENTIFIED SPEAKER: ...*(inaudible)*...

CHAIR RAWLINS-FERNANDEZ: Yes.

UNIDENTIFIED SPEAKER: ...*(inaudible)*...

CHAIR RAWLINS-FERNANDEZ: Yes. Oh, sorry, Member Sugimura, please use the mic.

COUNCILMEMBER SUGIMURA: Oh sorry, do you expect to finish...you're going to have the department directors here for questions --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER SUGIMURA: --when we do the departments' CIP. Are you thinking we're going to finish by 11 o'clock on Monday night --

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER SUGIMURA: --on all of this? Really?

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR RAWLINS-FERNANDEZ: Look at how many departments we just got through. You're totally --

COUNCILMEMBER SUGIMURA: I think it --

CHAIR RAWLINS-FERNANDEZ: --capable of it.

COUNCILMEMBER SUGIMURA: --took us several days but...

COUNCILMEMBER SINENCI: Chair?

COUNCILMEMBER SUGIMURA: And then we're going to do decision-making? What is the format --

CHAIR RAWLINS-FERNANDEZ: Yes.

COUNCILMEMBER SUGIMURA: --for decision-making the next few days?

CHAIR RAWLINS-FERNANDEZ: So, I'm going to read it to you on Monday.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER SUGIMURA: You don't want us study over the weekend?

CHAIR RAWLINS-FERNANDEZ: Basically, just be prepared to propose cuts or whatever your proposals are to help to balance the Budget 'cause we're going to be doing that together, yeah.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay.

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER SUGIMURA: And when are you going to look at the taxes? I mean the...we're going to have a public --

CHAIR RAWLINS-FERNANDEZ: Yeah.

COUNCILMEMBER SUGIMURA: --hearing right or next week Wednesday?

CHAIR RAWLINS-FERNANDEZ: Right. The rates and fees --

COUNCILMEMBER SUGIMURA: The rates and fees, so how does that --

CHAIR RAWLINS-FERNANDEZ: --and RPT.

COUNCILMEMBER SUGIMURA: --work? We're going to have decision --

CHAIR RAWLINS-FERNANDEZ: The weight taxes.

COUNCILMEMBER SUGIMURA: --making or...

CHAIR RAWLINS-FERNANDEZ: Yes. Yeah.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay.

COUNCILMEMBER SUGIMURA: Member Paltin? Almost.

COUNCILMEMBER PALTIN: I just had a question if we're cutting CIPs to balance the Budget, is that like if they're like bond, does that work out on balancing?

CHAIR RAWLINS-FERNANDEZ: No. Yeah, so it...we'll have to look at all the funds. But as far as like the bonds, yeah, not really.

COUNCILMEMBER PALTIN: So, cutting the CIPs doesn't really balance the Budget?

CHAIR RAWLINS-FERNANDEZ: It depends. Not all CIPs are covered by bonds. Some of them have different...Special Funds. And some of 'em had General Funds as well.

COUNCILMEMBER PALTIN: Okay.

CHAIR RAWLINS-FERNANDEZ: Okay. Member Kama?

COUNCILMEMBER KAMA: So, we...but we will have our Budget Director to help us, right, as we go through that --

COUNCILMEMBER SUGIMURA: You notice --

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

---

COUNCILMEMBER KAMA: --process?

COUNCILMEMBER SUGIMURA: --how she's been sitting there listening.

COUNCILMEMBER KAMA: Yeah, she's part of the team already.

CHAIR RAWLINS-FERNANDEZ: Mahalo, Member Kama. Member Sinenci?

COUNCILMEMBER SINENCI: Start time on Monday?

CHAIR RAWLINS-FERNANDEZ: Nine o'clock. You will have the...

UNIDENTIFIED SPEAKER: ...*(inaudible)*...

CHAIR RAWLINS-FERNANDEZ: No, oh, it's not? Ten thirty? Oh, okay, 10:30.

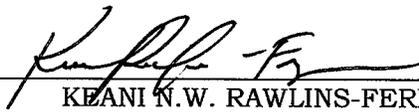
COUNCILMEMBER SINENCI: Thank you.

CHAIR RAWLINS-FERNANDEZ: Yeah, sorry, sorry. Okay. Any other questions? Okay. All right, it's 10:06 on April 18<sup>th</sup>. The Budget and Finance Committee is now adjourned. ...*(gavel)*...

**ACTION: DEFER pending further discussion.**

ADJOURN: 10:06 p.m.

APPROVED:



KEANI N.W. RAWLINS-FERNANDEZ, Chair  
Economic Development and Budget Committee

edb:min:190418:acqp

Transcribed by: Ann Carmel Q. Pugh

**ECONOMIC DEVELOPMENT AND BUDGET COMMITTEE MINUTES  
Council of the County of Maui**

**April 18, 2019**

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CERTIFICATE

I, Ann Carmel Q. Pugh, hereby certify that the foregoing represents to the best of my ability, a true and correct transcript of the proceedings. I further certify that I am not in any way concerned with the cause.

DATED the 14<sup>th</sup> day of May, 2019, in Kihei, Hawaii



Ann Carmel Q. Pugh