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COUNTY COUNCIL

COUNTY OF MAUI
200 S. HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.MauiCounty.us

February 29, 2024

Mr. Shayne Agawa, Director
Department of Environmental Management
County of Maui
Wailuku, Hawaii 96793

Dear Mr. Agawa:

SUBJECT: BILL 40 (2024), AMENDING THE FISCAL YEAR 2024 BUDGET: REVENUES, DEPARTMENT OF FINANCE (COUNTYWIDE COSTS, SUPPLEMENTAL TRANSFER TO THE SOLID WASTE FUND); CAPITAL IMPROVEMENT PROJECTS, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT (COUNTYWIDE, SANITATION); AND APPENDIX C, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT (COUNTYWIDE, LĀHAINĀ WILDFIRE DISPOSAL SITES) (BFED-87)

The Budget, Finance, and Economic Development Committee is in receipt of Bill 40, which recognizes and appropriates \$7,304,000 for your Department for the Lāhainā wildfire disposal sites. A copy of Bill 40 is attached for your reference.

May I please request your response to the following:

1. Provide a breakdown of how the \$7,304,000 appropriation will be used.
2. The proposed Appendix C project description includes operational costs for the disposal sites. Why are operational costs being paid as a capital improvement project appropriation instead of as a Category B (Operations and Equipment) appropriation? Please explain.

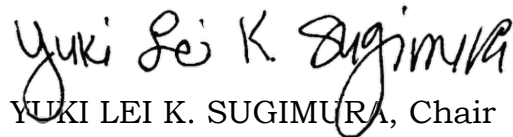
Mr. Shayne Agawa
February 29, 2024
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3. Have the temporary site for the alternative debris removal program and the permanent disposal site been selected? If so, please provide the selected site locations. If not, please provide the site locations under consideration and explain when the selections will be made.
4. How much of the requested funds is for the design and planning costs the Department incurred for the previously proposed permanent disposal site at Olowalu? Could the design and plans be used for the new site? Why or why not?

May I further request you transmit your response to bfed.committee@mauicounty.us by **4:30 p.m. on March 4, 2024**. To ensure efficient processing, please include the relevant Committee item number in the subject line of your response.

Should you have any questions, please contact me or the Committee staff (James Krueger at ext. 7761, or Yvette Bouthillier at ext. 7758).

Sincerely,



YUKI LEI K. SUGIMURA, Chair
Budget, Finance, and Economic
Development Committee

bfed:ltr:087aem01:jgk

Attachment

cc: Mayor Richard T. Bissen, Jr.
Interim Budget Director

ORDINANCE NO. _____

BILL NO. 40 (2024)

A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2024
BUDGET FOR THE COUNTY OF MAUI, REVENUES;
DEPARTMENT OF FINANCE, COUNTYWIDE COSTS, SUPPLEMENTAL
TRANSFER TO THE SOLID WASTE FUND; CAPITAL IMPROVEMENT
PROJECTS, DEPARTMENT OF ENVIRONMENTAL MANAGEMENT,
COUNTYWIDE, SANITATION; AND APPENDIX C,
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT,
COUNTYWIDE

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Ordinance No. 5528, Bill No. 22, CD1, FD2 (2023), as amended, "Fiscal Year 2024 Budget", Section 2, Estimated Revenues, is amended to increase Carryover/Savings, General Fund in the amount of \$7,304,000, increase Interfund Transfers in the amount of \$7,304,000, and increase the total accordingly, to read as follows:

"ESTIMATED REVENUES

FROM TAXES, FEES AND ASSESSMENTS:

Real Property Taxes		534,949,079
Circuit Breaker Adjustment		(325,398)
Transient Accommodations Tax		60,000,000
Charges for Current Services		172,264,662
Public Service Company Tax		7,000,000
Licenses/Permits/Others		45,268,317
Fuel and Franchise Taxes		23,500,000
Special Assessments		6,700,000
Other Intergovernmental		19,150,000

FROM OTHER SOURCES:

Interfund Transfers	[76,491,088]	<u>83,795,088</u>
Bond/Lapsed Bond		61,545,000
Carryover/Savings:		
General Fund	[70,591,201]	<u>77,895,201</u>
Sewer Fund		10,073,191
Highway Fund		8,000,039
Solid Waste Management Fund		4,945,233
Environmental Protection and Sustainability Fund		665,143
Liquor Fund		855,282
Bikeway Fund		199,760
Water Fund		<u>9,905,110</u>

TOTAL ESTIMATED REVENUES [1,111,777,707] 1,126,385,707"

SECTION 2. Fiscal Year 2024 Budget Section 3.B.5.g.(6), Department of Finance, Countywide Costs, Supplemental Transfer to the Solid Waste Fund, is amended to reflect an increase of \$7,304,000 in Category B – Operations & Equipment, and to adjust the total accordingly, to read as follows:

<u>“FUNCTION AND PROGRAMS</u>	<u>A - Salaries</u>	<u>B – Operations & Equipment</u>	<u>Total</u>
4. Department of Finance			
g. Countywide Costs			
(6) Supplemental Transfer to the Solid Waste Fund	0	[8,929,310] <u>16,233,310</u>	[8,929,310] <u>16,233,310”</u>

SECTION 3. Fiscal Year 2024 Budget, Total Operating Appropriations, is amended to reflect an increase of \$7,304,000 in Category B – Operations & Equipment and to adjust the total accordingly, to read as follows:

<u>“FUNCTION AND PROGRAMS</u>	<u>A - Salaries</u>	<u>B – Operations & Equipment</u>	<u>Total</u>
TOTAL OPERATING APPROPRIATIONS	241,153,134	[718,221,239] <u>725,525,239</u>	[959,374,373] <u>966,678,373”</u>

SECTION 4. Fiscal Year 2024 Budget, Section 4.A.1.a.(1), Department of Environmental Management, Countywide, Sanitation is amended to add a new appropriation for Sanitation, Solid Waste Management Fund, entitled “Lāhainā Wildfire Disposal Sites” in the amount of \$7,304,000, to read as follows:

<u>“PROJECT TITLE</u>	<u>APPROPRIATION</u>
A. Department of Environmental Management	
1. Countywide	
a. Sanitation	
(1) Solid Waste Management Fund	
(i) Environmental Compliance System Design and Construction	750,000
(ii) Partial Closures of Active Landfills	50,000
(iii) <u>Lāhainā Wildfire Disposal Sites</u>	<u>7,304,000”</u>

SECTION 5. Fiscal Year 2024 Budget, Total Capital Improvement Project Appropriations, is amended to reflect an increase of \$7,304,000, to read as follows:

“TOTAL CAPITAL IMPROVEMENT PROJECT APPROPRIATIONS	[152,403,334]	<u>159,707,334”</u>
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SECTION 6. Fiscal Year 2024 Budget, Total Appropriations (Operating and Capital Improvement Projects), is amended to reflect an increase of \$14,608,000, to read as follows:

“TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)	[1,111,777,707]	<u>1,126,385,707”</u>
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SECTION 7. Fiscal Year 2024 Budget, Appendix C – Capital Improvement Projects, Department of Environmental Management, Countywide is amended to add a new project and project description entitled “Lāhainā Wildfire Disposal Sites” in the amount of \$7,304,000, to read as follows:

"APPENDIX C – Capital Improvement Projects		
CBS NO.	PROJECT TITLE/DESCRIPTION	APPROPRIATION
	Department of Environmental Management	
	1. Countywide	
CBS-1132	a. Countywide Environmental Protection Agency (EPA) Compliance Projects	1,000,000
	Investigation, assessment, design, permitting, construction and rehabilitation of wastewater collection lines as required by the Environmental Protection Agency (EPA)/Hawaii Department of Health (DOH) issued a Consent Decree (CD) dated November 8, 1999. The scope of current projects includes CCTV/hydraulic analysis of existing lines, collection system rehabilitation to eliminate infiltration and inflow and additional assessments/repairs as required.	
CBS-1119	b. Countywide Environmental Protection Agency (EPA) Compliance Wastewater Reclamation Facility Renovation Projects	4,150,000
	Design and construction, renovation or upgrade of assets/equipment at the Wastewater Reclamation Facilities as required by the 20-Year Rehabilitation and Replacement Plan developed under the 1999 Consent Decree and other minor facility upgrades. Projects for FY 2024 include, but are not limited to: 1) Process and facility improvements at Kahului Wastewater Reclamation Facilities, 2) Clarifier and basin rehabilitation, 3) Solids Building renovations, 4) Piping Rehabilitation, 5) Injection well rehabilitation/modifications/drilling and 6) Various roofing repair/replacements and other minor projects.	
CBS-7878	c. Countywide Wastewater Project Management	2,000,000
	Management of large construction projects, including, but not limited to construction inspections, review of submittals, request for information review, coordination of construction with Wastewater Reclamation Division staff, review change order requests, review construction progress and schedules, prepare reports as needed, solve construction-related issues with contractor and engineering consultants, etc.	
CBS-1128	d. Countywide Wastewater System Modifications	3,000,000
	Additional funding to be used as required for projects where construction/design bids exceed the funding appropriation. Bid amount overruns have commonly occurred with the strong construction climate in Maui County and global uncertainty of material and energy prices and supply chain interruptions	
CBS-3182	e. Environmental Compliance System Design and Construction	750,000
	This project will provide design, construction, and related services to address environmental compliance opportunities and operational improvements at all County Solid Waste Management facilities in alignment with state and federal requirements.	

CBS-7867	f. Partial Closures of Active Landfills	50,000
	The State of Hawaii Department of Health is requiring a demonstration of closure cap effectiveness prior to closing landfill cells. The proposed project will develop test methodology and conduct testing and reporting to satisfy this requirement. The closure cap construction approved by DOH will be utilized to begin partial closure of active landfills.	
CBS-xxxx	g. Lāhainā Wildfire Disposal Sites	7,304,000"
	<u>Site, plan, design, and operation of a temporary site for the alternative debris removal program and a permanent disposal site related to August 8, 2023 severe weather and Lāhainā Wildfires.</u>	

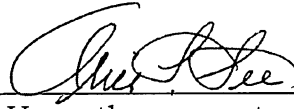
SECTION 8. Material to be repealed is bracketed. New material is underscored.

SECTION 9. This Ordinance takes effect on approval.

APPROVED AS TO FORM AND LEGALITY:

KRISTINA C. TOSHIKIYO
Deputy Corporation Counsel

INTRODUCED BY:

A handwritten signature in cursive script, appearing to read "The Mayor", written above a horizontal line.

Upon the request of the Mayor.

BFED Committee

From: BFED Committee
Sent: Thursday, February 29, 2024 3:48 PM
To: Shayne.Agawa@co.maui.hi.us
Cc: BFED Committee; Robert Schmidt; Nadine Orikasa; Michelle Santos; Zeke Kalua; Lesley Milner; kristina.cabbat@co.maui.hi.us
Subject: PLEASE READ attached letter re: (BFED-87); reply by 3/4/24
Attachments: 087aem01 signed.pdf

Mr. Agawa: Please refer to the attached letter from the Budget, Finance, and Economic Development (BFED) Committee Chair, dated February 29, 2024. **Please respond by March 4, 2024.**

Mayor's Office (attention: Michelle Santos and Zeke Kalua): Please forward the attached letter to Mayor Bissen for his information.