

# MINUTES

of the

## COUNCIL OF THE COUNTY OF MAUI

August 5, 2022

THE REGULAR MEETING OF THE COUNCIL OF THE COUNTY OF MAUI, STATE OF HAWAII, WAS HELD IN THE MAYOR'S CONFERENCE ROOM, KALANA O MAUI BUILDING, WAILUKU, HAWAII AND ONLINE VIA BLUEJEANS, ON FRIDAY, AUGUST 5, 2022, BEGINNING AT 9:01 A.M., WITH CHAIR ALICE L. LEE PRESIDING.

COUNCIL CHAIR ALICE L. LEE: Will the Maui County Council regular Council meeting of August 5, 2022, please come to order.

Aloha and good morning, everyone. The morning greeting is from Belgium, from Europe, and is salut.

So, starting off with roll call. Mr. Clerk.

### ROLL CALL

DEPUTY COUNTY CLERK JAMES G.M. KRUEGER: Chair, proceeding with roll call. Members participating from non-public locations should state who, if anyone, except minors, is present with them as part of roll call.

Councilmember Shane Sinenci.

COUNCILMEMBER SINENCI: Salut, Chair. And aloha kakahiaka kakou my Maui hikina. For the record, this morning, we are broadcasting from our courtesy site in East Maui at the Hana Cultural Center and Museum at 4974 Uakea Road. And currently, I'm here with my district staff Napua Lono. And there are no persons here to testify at the moment.

CHAIR LEE: Thank you.

DEPUTY COUNTY CLERK: Councilmember Mike Molina.

CHAIR LEE: Excused. Mr. Clerk, are you in a tunnel or something?

DEPUTY COUNTY CLERK: No, Chair. Just the setup in the Mayor's lounge requires me to be--

CHAIR LEE: Oh, oh, the Mayor's lounge. Okay. Okay.

DEPUTY COUNTY CLERK: Yeah.

CHAIR LEE: Alright. Thanks. Proceed.

DEPUTY COUNTY CLERK: Councilmember Kelly Takaya King.

CHAIR LEE: Excused.

DEPUTY COUNTY CLERK: Councilmember Gabe Johnson.

COUNCILMEMBER JOHNSON: Good morning, Chair, Councilmembers, community members. Salut to all of you. I am home alone in my, in my house on, in Lanai City. The birds are chirping, and the dogs are snoring. And there are no testifiers at the District Office. And I'm here to make good necessary trouble just like my coffee cup. Thank you, Chair.

CHAIR LEE: Thank you.

DEPUTY COUNTY CLERK: Councilmember Tamara Paltin.

COUNCILMEMBER PALTIN: Salut and aloha kakahiaka kakou. I'm broadcasting live and direct from my home in Napili, where I have one minor, who's name shall not be disclosed, and a pocket pit. And to my knowledge, we have no testifiers at the Lahaina District Office. Thank you.

CHAIR LEE: Thank you.

DEPUTY COUNTY CLERK: Councilmember Yuki Lei Sugimura.

COUNCILMEMBER SUGIMURA: Salut, everybody. I'm in Kula and looking forward to a fast meeting with 59, 59 items to go. Thanks.

CHAIR LEE: And you're home alone? Are you home alone?

COUNCILMEMBER SUGIMURA: My husband's downstairs, but I guess that's considered almost alone.

CHAIR LEE: Okay. Thank you.

DEPUTY COUNTY CLERK: Presiding Officer Pro Tempore Tasha Kama.

COUNCILMEMBER KAMA: Aloha kakahiaka, Chair. And salut to all of my colleagues and everyone out there in Akaku land. I am home in my workspace. And in the next room is my daughter and her caregiver. And I'm looking forward to a wonderfully brief Council meeting. Amen. Amen. Amen. Thank you, Chair.

CHAIR LEE: Hallelujah. Okay.

DEPUTY COUNTY CLERK: Council Vice-Chair Keani Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Aloha kakahiaka, my Maui Nui a kama. That sounds good, Member Kama, I second that. I am at a friend's residence in Makawao alone in the room. I forgot that I couldn't participate in the meeting from my office on the 8th floor because of the live ballots. So, I'm here right now. And I'm keeping my video off so that my audio is stronger. Mahalo Chair.

CHAIR LEE: Thank you, Vice-Chair.

Now, Members, I believe that Members King and Molina will be joining us later and so they're excused for now. But I'm pretty sure they're going to be joining us.

So, my name is Alice Lee, and I am the Chair, wishing you all a very good morning. And I'm home alone transmitting from my home office. And salut to all of you and to all, everyone who's joining us today.

As you know, all of us have been notified that we need to conclude this meeting before 4:30. So, I would say 4:25 will be the deadline for us, so that we can close down what we're doing at, in the Mayor's Office, Mayor's Conference Room on the 9th floor. They close at 4:30 sharp, so we need to respect that. So, I'm hoping that your questions and comments will be concise.

In the future, I just want to let you know that we may be experimenting, in a sense, with testimony for Council meetings. For Council meetings, not necessarily Committee meetings, because the Council meetings have a lot of items. Like today, we have 59 items. So, what we are planning to do, not today, but the next, going forward, is to call up testimony before each category of items. We have six categories, so, they have six opportunities to speak. And we're going to eliminate the one, the testimony in the beginning. So, we have checked with OIP and we're going to see if that might work better for us. Then, then, we can probably confine our meetings to nine hours instead of, you know, twelve, and, and try and work it that way. I don't see where the

Committees need to change necessarily, because you only have one to four items, generally. But today, we have 59 items, and we have, we have seven categories.

Any questions so far, Members? I didn't want to switch to the new system yet, because I think people need to know in advance. Maybe people were expecting to testify at the beginning of the meeting and I didn't want to inconvenience anyone.

Yes, Mr. Sinenci? You have a question?

COUNCILMEMBER SINENCI: Thank you, Chair. And mahalo for letting us know about our hard stop today. Should we go over that, you're considering recessing to another date?

CHAIR LEE: Yes. And probably Monday. But I, I don't see that we have any, I shouldn't say this, but I don't think we have any controversial items coming up that I'm aware of. But you know, this, this group of characters, our Council, you know, you never can, you know, you never can say no. We need to be open and flexible, you know, and just take things as they come. Alright any more questions?

If not, Mr. Clerk.

PRESENT: COUNCILMEMBERS SHANE M. SINENCI, GABRIEL JOHNSON, TAMARA A.M. PALTIN, YUKI LEI K. SUGIMURA, NATALIE A. KAMA, VICE-CHAIR KEANI N.W. RAWLINS-FERNANDEZ, AND CHAIR ALICE L. LEE.

EXCUSED: COUNCILMEMBERS MICHAEL J. MOLINA AND KELLY T. KING.

*(Councilmembers Molina and King were not present when the roll was called; however, they arrived at 9:24 a.m. and 10:44 a.m., respectively.)*

DEPUTY COUNTY CLERK: Chair, with your presence, there are seven Members present, two Members excused. A quorum is present to conduct the business of the Council.

For the record, I am Deputy County Clerk James Krueger. Also present from the Office of the County Clerk are Legislative Division staff Joyce Murashige and Lauren Saldana.

Joining the meeting from the Department of the Corporation Counsel are Corporation Counsel Moana Lutey and First Deputy Corporation Counsel Richelle Thomson.

CHAIR LEE: Okay. Members, I did get a text that Member Molina should be joining us in about 10 minutes or 15 minutes. And Member King may be in around 10 a.m., just for your information.

At this time, I would like to invite Councilmember Tamara Paltin to provide opening remarks.

### OPENING REMARKS

The opening remarks were offered by Councilmember Tamara Paltin.

CHAIR LEE: Thank you. Well said. Thank you very much.

Now, Members, I invite you to join me in the Pledge of Allegiance.

### PLEDGE OF ALLEGIANCE

The Members of the Council rose and recited the Pledge of Allegiance.

CHAIR LEE: Okay. Now, everyone, before we proceed with today's agenda, may I please request that everyone keep their microphones muted unless it is your time to speak. Decorum shall be maintained at all times.

Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, proceeding with testimony on setting the Consent Calendar. Members of the public may testify in the Mayor's Conference Room on the 9th floor of the Kalana O Maui Building, at courtesy testimony sites, or remotely through the information listed on the meeting agenda.

Individuals in the Mayor's Conference Room may sign up to testify with the staff located at the desk in the back of the room. Individuals at courtesy testimony sites may sign up with staff at the site. Individuals participating remotely may sign up in the meeting chat.

If you're connected to the meeting by phone, you will automatically be added to the testifier list. Individuals connected by phone are currently on mute and will be unmuted when it is their time to testify.

Individuals connected by video conference should keep both their video and microphones off and should turn them on only when it is their time to testify.

Testimony is limited to the items listed on the agenda. Individuals may testify for three minutes with up to one minute to conclude per item. When testifying, please state your name and the name of any organization you represent, as well as the items on which you will be testifying. Please also identify to the Council if you're a paid lobbyist.

Individuals may be disconnected from the meeting at any time for breaking decorum.

At this time, we will call individuals to testify on the setting of the Consent Calendar. And Chair, there are no individuals signed up to testify on this item. If anyone does want to testify on the setting of the Consent Calendar, please identify yourself now. Last call.

Chair, there is no one to testify.

CHAIR LEE: Alright. Please proceed with the Consent Calendar.

DEPUTY COUNTY CLERK: Chair, at this time, the Council may set the Consent Calendar, or may add or remove items at this time.

CHAIR LEE: I'm sorry, I didn't quite hear you.

DEPUTY COUNTY CLERK: Oh, apologies, Chair. At this time, it's the, if the Council is, at this time, if there's no objection, the Council could close testimony on the setting of the Consent Calendar and then proceed to set the Consent Calendar.

CHAIR LEE: Members, are there any objections to closing testimony on the Consent Calendar?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay. So, ordered.

Okay, Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, at this time, the Members can set the Consent Calendar. They can add items or remove items.

### SET THE CONSENT CALENDAR

CHAIR LEE: Alright. Members, are you ready to set the Consent Calendar. Okay.

If not, Mr. Clerk, can you go over the Consent Calendar?

DEPUTY COUNTY CLERK: Chair, there are currently, there are, there appear to be about 13 communications listed on the Consent Calendar. If the Members are okay with leaving those items on the Consent Calendar and do not wish to add any other items or remove the, they can proceed with setting it.

CHAIR LEE: Okay, Members, any--

COUNCILMEMBER KAMA:

SO MOVED, CHAIR.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Okay, moved by Member Kama, seconded by Member Sugimura, to set the Consent Calendar.

Any discussion? Okay, all those in favor of the motion, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, PALTIN,  
SINENCI, SUGIMURA, VICE-CHAIR RAWLINS-  
FERNANDEZ, AND CHAIR LEE.

NOES: NONE.

EXCUSED: COUNCILMEMBERS KING AND MOLINA.

CHAIR LEE: We have one audio "aye" from Member Keani Rawlins-Fernandez. Alright. So, the "ayes" have it. The Consent Calendar is set.

Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, proceeding with the presentation of testimony on remaining agenda items. At this time, individuals may testify on all remaining agenda items. Testimony will also be allowed before each category of today's agenda. So, individuals can choose to instead testify during the testimony period before the appropriate agenda category.

Individuals who do not indicate to staff when they would like to testify will be called during this testimony period.

For the public's information at future Council meetings, the Council may receive testimony before each category of the agenda only.

Chair, the first individual we have signed up to testify is Sean Lester. To be followed by Andrew Choi.

CHAIR LEE: Mr. Lester.

MR. SEAN LESTER [testifying on Committee Report Nos. 22-70, 22-71, 22-73, & 22-76; and Bill Nos. 93 (2022) and 110 CD1 (2022)]:

Yes, ma'am. I'm just trying to figure out how to unmute my video. Here we go. Aloha kakou. Hi. It's wonderful to see all of your faces and those which we cannot see because of the voting and those who are on their way to, from the airport. So, thank you all for being here. I just want to take 30, I'm going to literally, I've got five or six things, but I'll try to make it in three to four minutes.

The first thing though, I want to take 30 seconds and just say how extraordinary it is to have our form of government. In a transitory time in a few months, this entire body will change. We'll do it with kindness. We will do it with awareness. And we will pass it on to next people that will be on the Council, or those which are staying. I just want to take a second to really let that soak in how precious that is in this world that we live in.

First thing I'd like to speak to is the Bill 110, CD1, for the ordinance, for relating to homes of unmarried surviving spouses of veterans and severely disabled veterans. I cannot tell you how much I appreciate this body taking this to heart, and pushing it fast so that we can get these veterans taken care of as quickly as possible. You, once again, the Maui County Council is setting precedence for the State, and perhaps, for a good portion of the United States. So, thank you for having that forward vision. And I highly recommend this be passed as quickly as possible.

The second is on 93, the bill for ordinance amending Section 3.48.450 relating to homeowner exemptions. Once again, I think that this is a good first step, because you're starting to really help people, as well as push to try to get our, our, our renters to, to be motivated to do that. I think that perhaps next, next year there'll be much more of a possibility of bringing in more taxes to try to help with affordable housing. But thank you so much for this step. I know it's been a lot of work.

Onto Committee Report 22-70 on affordable housing, relating to the use of vehicles for human habitation on County property. I know this is not an easy one to, to, to work with, yet we have to find some solutions, some interim solutions. And I really, once again, appreciate you taking a look at this. I know it's only a first step. But I highly recommend that to be passed on. And, and I, I'm for that.

22-71, dealing with agricultural fencing. Yes, over seven-foot is really great for the deer. We just have to make sure this doesn't end up with mega houses putting in 20-foot walls. So, if there needs to be any changes to that, I would say perhaps look in the direction of making sure it's being applied for what it's supposed to be, not helping millionaires make their, make their, their places into fortresses. So, that's something I'd really be concerned about.

22-73, as far as the 22-159, dealing with the house or whatever that mega-mansion is on Lower Honoapi'ilani in Napili. Yes, there needs to be questions asked. I mean, how this, how this Administration, how the Victorino Administration allowed this to happen is a travesty. And to take your time to have to go back and straighten out something that the Administration had is just unconscionable. And I'm sorry that you have to spend your time like this going in to actually look at what the Mayor and his Administration has done. But again, thank you for taking the yeoman's tasks that you do as a Council.

Onto 22-76, reading the State Judiciary Children's Justice Center for Maui. Wow, that, that's so amazing. Thank you so much for doing that. It's to provide services for children victims of sexual and physical abuse and child witnesses of domestic violence. There's nowhere for these folks to go. And thank you so much for doing that. There's a kindness and compassion that's profound with that. And I think that's all I had to speak about. So again, thank you for being there. Thank you for your work. And a hui hou.

CHAIR LEE: Members, any questions for Mr. Lester? If not, thank you very much, Sean, and good to see you.

MR. LESTER: Thank you.

CHAIR LEE: Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, the next person we have signed up to testify is Andrew Choy. To be followed by Kapono'ai Molitau.

CHAIR LEE: Good morning.

MR. ANDREW CHOY, DEPARTMENT OF HAWAIIAN HOMELANDS [testifying on Bill No. 121 (2022)]:

Aloha, Chair Lee. Good morning, Vice-Chair Rawlins-Fernandez and Members of the Council. My name is Andrew Choy and I'm testifying on behalf of the Department of Hawaiian Homelands on Bill No. 121. The Department of Hawaiian Homelands is in strong support of this bill.

The proposed amendments to the County Code Section 3.48.455 will provide financial relief to beneficiaries that have a homestead lease within the County. Often, homestead lessees who are in arrears of property tax payment find themselves in that situation due to unfortunate traumatic events. Preventing a homestead lessee from claiming a home exemption and creating a higher tax burden for the lessee will make it even harder for the lessee to make payments on back taxes owed to the County, and further put the homesteader in arrears. This bill will help to break this cycle and increase the likelihood that a lessee will comply with a repayment plan to the County. Mahalo nui for your consideration of the department's testimony.

CHAIR LEE: Thank you. Members are there any questions? If not, thank you very much.

Mr. Clerk.

(Councilmember Molina arrived at the meeting at 9:24 a.m.)

DEPUTY COUNTY CLERK: Chair, the next person we have signed up to testify is Kapono'ai Molitau. To be followed by Todd Cullison.

MR. KAPONO'AI MOLITAU [testifying on Bill No. 123 (2022)]:

*(Spoke in Hawaiian.)*

Thank you very much for allowing me to speak. My name is Kapono'ai Molitau.

*(Spoke in Hawaiian.)*

Aloha, my name is Kapono'ai Molitau, and I'm a Kumu Hula of Halau Nā Hanona Kūlike 'O Pi'ilani. My mother tongue is my language of Hawaii. The richness of this language from border to border is important indeed to all and the vast enlightenment of our ancestral wisdom is found within the lands we learn from.

As an educator in both public and private schools in Hawaii for over 20 years, I have seen the amazing growth of our students that have 'aina-based educations and have been grounded in ancestral wisdoms, Hawaiian cultural values, and the use of their mother tongue in their own homeland. As a Kumu Hula for the past 29 years, I have witnessed the growth of many of my students that have gone on to further their educations to come back and serve our communities of 21st century learners in both public and private schools here on Maui.

Today, this Bill No. 123 has the opportunity to continue to help provide an amazing 'aina-based educational school that continues to educate the future learners and leaders of Maui Nui. I have been involved with Ke Kula O Pi'ilani from its inception and have seen firsthand the amazing determination, will, and aloha that this school, staff, and leadership has shown to its haumāna and its 'ohana that it serves. I strongly encourage all of you to support this bill for Ke Kula O Pi'ilani and their strong stewardship presence in 'Īao Valley.

In a time of change in an ever presence influx of overwhelming uncertainties in our world, it is amazing to see healthy stewardship of 'aina, which we know as aloha 'āina and malama 'āina and the ever present sounds of our keiki thriving in a space that allows them to see the world and learn through the lens of their kūpuna.

*(Spoke in Hawaiian.)*

Thank you very much for your time. Any . . . Any questions?

CHAIR LEE: Thank you, Kapono'ai. Members, are there any questions? If not, thank you.

MR. MOLITAU: Aloha.

CHAIR LEE: Aloha. See you at home.

MR. MOLITAU: Bye.

CHAIR LEE: Next testifier.

Oh, we have present with us, Member Mike Molina. Welcome. Good morning.

COUNCILMEMBER MOLINA: Good morning and aloha, Madam Chair. Sorry for being a little late today for our Council meeting. For the record, I am transmitting out of the Paia District Office and there are no testifiers. And I'm accompanied by my executive assistant Ana Lillis. Mahalo.

CHAIR LEE: Thank you and welcome.

Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, the next person we have signed up to testify is Todd Cullison. To be followed by Mike Moran.

CHAIR LEE: Good morning.

MR. TODD CULLISON, HAWAII NATURE CENTER (testifying on Resolution No. 22-186):

Aloha, Chair Lee and Members of the Council. My name is Todd Cullison. I'm the executive director of the Hawaii Nature Center. Mahalo for allowing the Hawaii Nature Center to provide testimony regarding agenda item 22-186. Since 1981 on Oahu, and in the 1990's on Maui, the Hawaii Nature Center has been connecting kids and adults to nature. In this time, over one million keiki have passed through our facility to discover the wonders of this, of nature.

So, I'm here today to support the above referenced resolution for the purchase of this parcel. However, in providing this support, I wanted to make sure that our elected officials and the broader community understand this potential sale does not mark the end of Hawaii Nature Center's time in Maui. Rather, we see this as an opportunity for us to strengthen our programming, connect with more underserved kids, and invest in our community via environmental education programs. So, the Hawaii Nature Center is excited and appreciates this opportunity that will allow us to stay connected to Maui and do what we do best, and that's connect kids to nature. So, I'm happy to answer any questions, if there are any.

CHAIR LEE: Thank you. Members, are there any questions? If not, thank you very much.

MR. CULLISON: Mahalo.

COUNCILMEMBER SINENCI: Chair. Chair.

CHAIR LEE: Oh, I'm sorry, we have a question. Member Sinenci.

COUNCILMEMBER SINENCI: Thank you. Did we lose Mr. Cullison? Aloha, Mr. Cullison.  
Just for clarification, the Hawaii Nature Center is a willing . . .

MR. CULLISON: I'm having a hard time hearing you Councilmember. Is a willing?

COUNCILMEMBER SINENCI: Seller.

MR. CULLISON: Yeah, it's a winning seller, absolutely.

COUNCILMEMBER SINENCI: Okay, great. Thank you.

MR. CULLISON: Thank you.

CHAIR LEE: Member Sugimura.

COUNCILMEMBER SUGIMURA: Yeah and connected to that then, you will still be on Maui,  
but not necessarily at the location, since you're selling it, or are you also going to  
continue working with the current organization there?

MR. CULLISON: Yes. That, you know, that's not fully determined. We will be working with  
the KKOP to see if there's opportunities for us to stay on-site for some duration. But  
we do not plan on leaving Maui at all. And this just, it kind of depending on that  
particular location their needs.

COUNCILMEMBER SUGIMURA: Thank you.

MR. CULLISON: Thank you.

CHAIR LEE: Anyone else? Member Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. Thank you, Mr. Cullison, for your testimony.  
I just wanted to clarify, are, are we, the County, locked into this purchase? Or is there  
danger that somebody else could purchase the property?

MR. CULLISON: Is that question to me, Councilmember?

CHAIR LEE: Yes, to you.

MR. CULLISON: Oh, I certainly can't speak for the Council. We have letters of intent that have been signed by, by the County of Maui. And my understanding, I'm not a professional . . . that's not a binding agreement. But there's a letter of intent, and then it has to pass whatever committees and votes here. And then the due diligence would start. And again, I'm not trying to speak for the County. I'm just kind of repeating what I've learned through the process. And it has to move through the process like any other real estate transaction. I hope I'm accurate in saying that. And hopefully I answered your questions.

COUNCILMEMBER PALTIN: So, it's beneficial to take action today to move that process along is what you're saying?

MR. CULLISON: I would agree with that, yeah. I mean, again, I'm not a real estate expert, but we have a signed letter of intent, I think is what it's called. And there's been some other documents passing back and forth, but nothing is binding at this point.

COUNCILMEMBER PALTIN: Thank you.

MR. CULLISON: Thank you.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair.

CHAIR LEE: Yes. Vice-Chair, is that you?

VICE-CHAIR RAWLINS-FERNANDEZ: Yes. Mahalo, Chair. Aloha, Mr., oh, I don't see your last name, Mr. Todd. Mahalo for your testimony this morning in supporting this acquisition. So, I wanted to follow-up on Member Paltin's question. As I understand the question, which wasn't a question about our processes, we as a Council understand how we operate and how we would go enter into an acquisition. I believe the question was more about on your end, on whether the property is still on the market? And regarding the urgency of taking action as quickly as possible, since another buyer could potentially swoop in and purchase this property before the County has the ability to do so.

MR. CULLISON: Okay. Thank you for clarifying. Sorry if I misspoken, trying to, you know, review what you guys already know. But I guess the short answer is yes it's on the market. To be quite honest, it's not like this has been heavily marketed. You know, we were approached by the County, and it seems to be the best fit, quite honestly, you know, given that the park down below and other public property up there.

You know, I think that if we want a better answer than I can give you, I can definitely defer to our board members who have more experience in this. But at this point, we don't have any other buyers to be honest with you, you know? To be frankly, you know, we have no others. So, we're moving forward with, with the County of Maui. But I suppose if this deal didn't happen, then it would go back out to a marketing campaign to try to sell it.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo for your response to my question. Mahalo Chair.

MR. CULLISON: Mahalo. Thank you.

CHAIR LEE: Member Kama.

COUNCILMEMBER KAMA: Thank you, Chair. Thank you, Mr. Cullison, for being here. So, you know in your letter of intent, is there a deadline that says you need to get back to us before a certain date? Because I think what the, at least in my mind as a Councilmember is, because normally this would go to a Committee and we would talk about it. But I'm also hearing that we can also bring it up on the floor at some moment today.

But I just want to make sure that if we have time, you know, to take it to Committee and, and talk about it and make sure we get all the answers, because, you know, this is, to me, this is really important. And I want to be able to make sure if we're going to do this, let's do it right first time around. And I really want the, I would want the advantages to belong to the organization, so that our kids will always be there in perpetuity. That they'll always have a place that they can call their own, right? Because this is their place of learning and that's where we all begin. You know, it's like our second home. So, would you know if there is a deadline on that letter of intent?

MR. CULLISON: I do not believe that there is. I do not believe that there is. Yes.

COUNCILMEMBER KAMA: Okay. Well, thank you, sir. Thank you, Chair.

MR. CULLISON: Thank you.

CHAIR LEE: Are there any more questions?

Member Sugimura.

COUNCILMEMBER SUGIMURA: So, just point of information for the body that when this item comes up, Michele Yoshimura is also going to be available and answer some of these questions. Thank you.

MR. CULLISON: I would add that I will do my best to be online when this agenda item happens if there's additional questions. And I'll answer to the best of my ability.

CHAIR LEE: Alright. Thank you.

Member Kama.

COUNCILMEMBER KAMA: So, then, is it okay to make Mr. Cullison a resource person for when the item does come up, Chair?

COUNCILMEMBER SINENCI: No objections.

CHAIR LEE: Any objections, Members?

MEMBERS VOICED NO OBJECTION.

MR. CULLISON: A lot of pressure, but yes, I'll be a resource person.

COUNCILMEMBER KAMA: Thank you. Thank you, Chair.

CHAIR LEE: We'll try and, if you put your number in the chat, we can call.

MR. CULLISON: Okay.

CHAIR LEE: If you want.

MR. CULLISON: For what agenda--

CHAIR LEE: You don't have to watch the entire meeting.

MR. CULLISON: Oh, that'd be wonderful.

CHAIR LEE: Okay. Alright. Thank you.

Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, the next person signed up to testify is Mike Moran. To be followed by Junya Nakoa.

MR. MIKE MORAN, KIHEI COMMUNITY ASSOCIATION (testifying on Committee Report Nos. 22-70 & 22-72; and Resolution Nos. 22-174 & 22-181):

Good morning, Chair Lee, and the best Council that I have seen. And the next guys, obviously going to have changes, so 2023 has a high bar to achieve. So, we want to continue to express that. I'm speaking for the Kihei Community Association, and we have four items that we want to speak of in support of all of them. And most of them have been spoken about before.

First is 22-70, the vehicles for the purpose of human habitat. I know she's not here yet, but her trusty staff is watching. Our South Maui Councilmember King proposed this in her first year. We supported it then, we continue to support it now. We definitely have people in our community who are the people that we want to serve. These are families that both parents work, sometimes one or even two kids going to school. They just can't make rent. And they just need someplace where, as awkward as it is to have three or four people sleeping in a car, if that's the best they can do, the least we can do is provide a safe spot for them to have uninterrupted sleep. So, we hope this can finally move forward.

Moving onto 22-72. We have mentioned this before on cesspools. We have that whole neighborhood of Maui Meadows, which is unsewered. So, obviously, there's many cesspools and maybe septic tanks there, but our understanding is a septic tank is only as good as it's being maintained. Otherwise, it also reverts to that pretty much being a hole in the ground. So, any action that can be taken to make this get rid of these cesspools. So, how far will a million dollars go countywide? Every step forward is a good step. So, we are in support of that.

The third item is 22-174, and this is for the Maui Planning Commission. We have addressed this numerous times, the need to get good, qualified mix of people on that Maui Planning Commission. And in Committee we talked about not, about Dr. Mark Deakos. We hope we can get him in place as soon as possible to give that strong voice for the natural environment into that, so it's not only support for the built environment.

And last one is 22-181. This, again, is a practical matter. We have not seen too much of this yet, or least we're not getting too many reports of it yet in South Maui. But, you know, we need to control the number of visitors. Every time we give them a new place to stay, we're inviting more people to come, and probably for a less expensive way to

come. So, we are in support of this, getting this under control. And we thank our Member from the west side, who told us they have a proliferation of them over there. So, we don't want them over here, you know, but you don't need them over there either. So, we are in support of this as well. So, thank you very much for the opportunity to testify on these items this morning. A hui hou.

CHAIR LEE: Members, any there any questions for Mike?

Yes, Pro Temp Kama.

COUNCILMEMBER KAMA: Thank you, Chair. Thank you for being here again, Mr. Moran. I kind of like having you hanging around with us. You're almost like the ninth board member. But, so my question to you is, is it only homes in Maui Meadows that has this problem, or are there other subdivisions in the Kihei area?

MR. MORAN: We don't believe there's any subdivisions that are unsewered. There are sporadic spots where there's a cesspool here or a cesspool there. But that's the major one that is unsewered. And so, we look at that as the major problem, you know. Picking out the big one first and then filling the little pukas later on.

COUNCILMEMBER KAMA: Do you know how many homes there are out there?

MR. MORAN: Yeah, I, I sent an email to the, that community group this morning but I didn't give them much time cause I wasn't sure how many homes there are up there. So, I don't want to take a guess.

COUNCILMEMBER KAMA: Okay. Okay. Thank you so very much. Thank you, Chair.

MR. MORAN: Thank you for your questions.

CHAIR LEE: Any more questions, Members? If not, thank you, Mike. Have a great weekend.

MR. MORAN: You guys, too. Short meeting, short meeting.

CHAIR LEE: Yeah. Alright.

Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, the next person we have signed up to testify is Junya Nakoa. To be followed by Sam Small.

MR. JUNYA NAKOA (testifying on Committee Report No. 22-73):

Good morning.

CHAIR LEE: Good morning.

MR. NAKOA: How's it? How's it? How's it, yeah? Talking about that investigation of the Planning Department and the Public Works Department. You guys know how long I've been asking for something, you know, we need one TIG or whatever, you know. But at least it's happening. Because we all watch the news. We see all the kine crooked stuff happening on the other islands. Oh, yeah, in fact, I stay Oahu so on this island and all that kine stuff yeah. So, you know, let's go just make sure it's not happening in our island, on our island, and in this Administration.

I tried contacting all of you guys yesterday and this morning, let you guys know that the Mayor finally when commit to one meeting with the Lahaina people at the Lahaina Civic. And I know Yuki Lei and Alice Lee, at the GREAT Committee, you guys was asking, you guys like hear about, hear from the community, yeah. Thank you guys for that, cause you guys when light one fire underneath my okole for go, you know, for get this buggah going. And so, the buggah coming. So, if you guys like listen to the community, try come, cause I going mobilize and organize for get everybody for come over there . . .

It's going to be August 21, 10:30 in the morning. It's a Sunday. I never, I never make the arrangements, the Mayor did. So, that's when it is. So, you guys come over there listen to us. We going scream. We going yell. I don't know how they going, I don't know how he going do um. But you guys gotta, should come check, please come check um out, and hear from the people.

Cause, I mean, I not, the Planning Department, I know you guys get um for the Greg Brown house, but I been trying to get local, local developers to help them get their permits passed. But I tell you right now, in that three months I was trying, one guy lost his house, lost ability because the loan, he couldn't get the loan because the thing took too long. Yeah, so something's got to be changed. I know you guys when go build the, you guys got the audit from that other group, the kine you when go try do . . . but let's just make it right. One local family just lost out on getting one house. And I thought, I thought that's your guys hard work, trying to get local people in homes, you know. You guys, that's what you guys do. You guy's, I give you guys credit for all the stuff you guys doing to help the locals get into the homes like that. Awesome, awesome, awesome. So, let's make sure that the permitting process, it gets cleaned up and fixed and what not.

So, just letting you guys know, I fully support this investigation. It needs to be done. I hope not only, I hope that they just start something where not only the Greg Brown house, but everything about that Planning Department and everything about Public Works, whoever is in charge with the permitting process. Because come on man, I just, in only three months I had to deal with um and I was sick and tired of the system. Can you imagine these local developers that live here all their life. They trying to just make a living for all the fellow contractors, you know, and all that kind stuff. And they cannot even get one, they cannot work because of the permitting process.

My braddah, the one I talking about, he just got one house approved. And that, you know, hard work, you know? So, let's help make this system bad ass like you guys are bad ass. This Council is bad ass. I've been saying that how many times? Let's make this permitting process bad ass. Okay, you guys have a good one. Imua Napili, State championship, yessah.

CHAIR LEE: Yeah, imua Napili. Any questions?

Member Sugimura.

COUNCILMEMBER SUGIMURA: Hey, Junya. Nice to see you all handsome with your new look. Clarifying, clarifying question. Where is this August 21, meeting at 10:30? The location?

MR. NAKOA: Oh my bad, my bad. It's Lahaina Civic Center. But it's not in the hall. He get, he getting um, he making um inside the gym, not in the hall. Not on the downstairs, in the, in the upstairs in the gym.

COUNCILMEMBER SUGIMURA: Okay. Thank you.

MR. NAKOA: You're welcome.

CHAIR LEE: Okay. Member Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. Thank you, Mr. Nakoa, for your testimony. I just was wondering in your reference to the Feds and the Oahu Planning, and Hawaii Island Planning, have you reached out to them about Maui County Planning?

MR. NAKOA: I figure I try, you know, I figure I go through the process, yeah, and try go to you guys, in respect to you guys. Again, just could start something. I when call um up, but I never get too far with them. So, maybe, maybe with this happening, get, may light one fire under their okole too, you know what I mean? So, yeah, I think it's going to be very crucial to have this investigation.

COUNCILMEMBER PALTIN: Okay, I just was clarifying cause, as you know, whatever happens, we cannot take action. They would be the ones, or somebody else would be the one to take action.

MR. NAKOA: Correct. And that's why, that's why I was saying that maybe with all this stuff, they can take action. You know, sometime we gotta light the fire underneath somebody's okole, yeah, for go make them do something like that. So, with this start, yeah, and I know that you guys no can take action, but with this start, maybe the Feds can take action. And that's what I like cause when I talk to the Mayor, he told me for go sue Greg Brown. And I told him, brah, if I have to, then I going to sue the County.

COUNCILMEMBER PALTIN: One other clarifying question. Are you aware, since you brought up Hawaii County and Oahu actions, was that preceded by a Council investigation, or did they just do it a different way?

MR. NAKOA: I think they did um one different, I think they did um one different way according to the guys I when talk to, cause then we do that COVID, the COVID thing. And the braddah stay running for office right now. He told me that it was done by private, somebody like, not one, not you guys, not the Council or whatever. Somebody when bring um up and when do due diligence to go pursue the investigation.

COUNCILMEMBER PALTIN: Okay, thank you. Thank you for that clarification.

CHAIR LEE: Anymore questions, Members? If not, thank you, Junya.

MR. NAKOA: You guys have a good one, yessah.

CHAIR LEE: You too.

Mr. Clerk.

DEPUTY COUNTY CLERK: The next person we have signed up to testify is Sam Small. To be followed by Robin Knox.

CHAIR LEE: Good morning, Sam.

MR. SAM SMALL, (testifying on Committee Report No. 22-73):

Good morning, Chair Lee. Thank you. As always, it's an honor to be participating in this process. I'm so thrilled actually that, you know, you folks are pursuing this

investigation, regardless of what's, you know, Federal actions have happened in other places. I think it's indicative of what's coming here on Maui.

It's obvious that, you know, there are deep-rooted problems, and the Council does have the responsibility to pursue any issue that comes before the Council. That's what this investigation is. It's historic. We're thrilled that the Council recognizes its authority to be able to launch this kind of investigation. It's never happened before. It's a, it represents a level of accountability that is absolutely sorely needed at this time.

The audit of the Planning Department was brutal. It's out of control. The, the statements made by the Director McLean are, are completely inappropriate. They are totally without precedent. They're doing, they're pulling strings, they're making stuff up to protect Greg Brown. You have a development with, you have stacking of permits on top of each other that have never happened before. An after the fact SMA minor permit has never happened before. You have a, a, a, I mean, how do you remove square footage from a structure that's already been built? I mean, just the logic of it.

We have accusations, you know, affidavits of, of, you know, an understanding that bribes have been taken. Resignations because of that kind of stuff. So, it's, it's, you know, and, and the Department is desperate to try and stop you from doing this. Director McLean submitted testimony, a written testimony, it's a whole PowerPoint presentation through the Mayor's Office in, in the last Council session. They were not invited. The, the Director was not invited to participate in those sessions. And she says, I'm sending this because, you know, you're not giving me the courtesy. Well, they don't deserve the courtesy at this point. The Department, Michele McLean herself is a named defendant in a case that wraps around to Greg Brown. And she is likely to be investigated in your investigation. And so, how is that, that she can comment even?

And Corp. Counsel is the same way, just like, you know, with the lighting bill that Corp. Counsel was told only to comment on legality and form. And yet, they hired a consultant and they rewrote the entire legislation. Completely inappropriate, overstepping their bounds. So, I urge you to use this investigation to understand where legislation needs to be fixed. That is your job. And, and we thank you for approaching it. Use this investigation to expose the loopholes, fix the loopholes, and restore the credibility of our departments. Thank you.

CHAIR LEE: Thank you. Members, questions? If not, thank you very much.

MR. SMALL: A hui hou.

CHAIR LEE: Good to see you. Thank you.

Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, the next person we have signed up is Robin Knox. To be followed by Lisa Darcy.

MS. ROBIN KNOX [testifying on Committee Report Nos. 22-70, 22-72, & 22-73; Resolution No. 22-181; and Bill No. 118 (2022)]:

Aloha. Good morning, Councilmembers. Good morning, Chair Lee. Thank you for allowing us to testify on this agenda that's just jam packed with really wonderful things. I'm just wish I was focused enough to comment on all of them, but I'm just going to limit myself to five or six.

22-70, the vehicle habitation. This is so important and urgently needed. I do know people who are living in their cars. And I do know that getting sleep is a major component of health. And these people that I know, some are families with children, some are couples who both work, people who own businesses and they're living in their cars. And if we could remove that anxiety associated with not knowing if the police are going to wake you up and make you move, or the anxiety of thinking that you're in danger from criminals who, you know, prey on people like that. You know, if we can remove that level of anxiety, I think we'll see a big improvement in the health of these folks who are in a really difficult situation. And I do want to support them in that way. So, I'm in support of that bill.

For 22-72, the State Revolving Loan for cesspools. I attended recently at UH Maui College, a seminar given by water, I'm sorry, Wastewater Alternative Innovations, that's a nonprofit group, along with Ridge to Reefs, and Sunshine . . . Solutions, which is a local Maui business. And they have some really innovative ideas about how to replace cesspools and how to replace them with something better than septic tanks, which are especially difficult to install if your lot's small or if you're on blue rock, where there would literally have to be blasting to put in a septic tank. So, I, it was said in that, in that seminar that the lack of funding from the State Revolving Loan was a big obstacle. And that if we could get that funding, we could help homeowners, there could be a grant to a nonprofit and the nonprofit could help homeowners with replacement of cesspools.

And to answer Pro Temp Kama's question about the numbers, this may not be the most accurate number, but I do recall that it's in excess of 600 cesspools in Maui Meadows. And when I was doing research with University of Hawaii, we were looking at the stable isotopes of nitrogen. And we did see a small signal at Keawakapu Beach that led us to believe that we might be seeing the effects of cesspools in the ocean there. So, that's very important. Cesspools put raw waste right into our drinking water,

right into the water that's blowing into the oceans. So, using State funds that are at one percent interest, I believe, for those loans and some of those can be grants, that's just a no-brainer to me. We should definitely do that and I support that.

Napili house, 22-73, I am very much in support of continuing investigations and to find out what's going on with the Planning Department. And I'll just say in my observation, it's not just the Greg Brown house in Napili, that there seems to be a pattern of behavior. And so, the more we can find out about that, and correct that, the better off we will be countywide with all development.

Bill 118, with the USGS. I'll just say they are the best science people in the world for water. And we definitely want to support having arrangements with them where we can have their support in managing our . . .

And then, lastly 21, I'm sorry, 22-181, regulating this new phenomenon of, you know, mobile vacation rentals. This is really important to nip this in the bud. There's so many implications. And I'm glad that you're seeing the distinction between the vacation rentals and the people who are living in their cars. The vacation rentals, if they're not at a, a County or State park, the concern, of course, is where is their waste going? Are they illegally parking? Are they affecting neighborhoods? And then, if they're parking, or if they're camping in a legal campground, then they're taking up space that local families would want to camp. And you know, my experience is it's hard to, to go camping because there's not enough spaces. So, I think, you know, we definitely need to regulate that activity to the benefit of Maui County residents. And that's all I had. Thank you for your time.

CHAIR LEE: Any questions for Ms. Knox?

If not, oh Member, Pro Temp Kama has a question.

COUNCILMEMBER KAMA: Thank you, Chair. So, thank you for being here this morning. So, you know, earlier there was someone who testified, oh, I think it was Mr. Moran that talked about the million dollars that was going to be put, that from the Department of Health that our Mayor is entering into an agreement to get this million dollars to help with what you are talking about. So, and I was looking at the homes in Maui Meadows as one of those to be able to help take care of those issues too. So, when you're talking about the matching, were you referring to that million dollars, too, or were you talking about something else?

MS. KNOX: No, I was referring to the State Revolving Loan Fund--

COUNCILMEMBER KAMA: Okay.

MS. KNOX: --which is my understanding of what we're talking about.

COUNCILMEMBER KAMA: Yes.

MS. KNOX: And prior to this point, what the people at WAI told me was that, you know, the Mayor hadn't agreed to it and that's why it wasn't going forward. So, anything we can do to make that happen. You know, a million dollars will go a long way to help these homeowners. Because really, you know, if you think about it, it's not fair. They built legally, and now, you know, they've been told this is not good and they need to replace it and it's really costly.

COUNCILMEMBER KAMA: Yeah. Yeah, it is. Okay. Well, thank you. Thank you, Chair.

MS. KNOX: You're welcome.

CHAIR LEE: Any other questions? If not, thank you, Robin.

MS. KNOX: You're welcome.

CHAIR LEE: Bye.

Alright. Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, the next person we have signed up to testify is Lisa Darcy. To be followed by Faith Chase.

MS. LISA DARCY, SHARE YOUR MANA (testifying on Committee Report No. 22-70):

Good morning, Council.

CHAIR LEE: Good morning.

MS. DARCY: Nice to see everyone. My name is Lisa Darcy, and I am the founder of Share Your Mana. And I am also a commissioner on Healing Solutions for Homelessness. And I have long COVID, so I didn't get a chance to look at the entire agenda like Robin said.

But I would like to testify on 22-70. And I just want to acknowledge that this Council, through a lot of discomfort, has listened to people with lived experience. And there is, was a lot of time during the pandemic where Share Your Mana brought forward

information that was very uncomfortable. And this group embodied it. And I just want to publicly thank all of the people who, who trusted Share Your Mana in the vision that when this Council understood what they were going through, they would act. They would act. And this bill demonstrates that you listened, and you heard them, and you're acting. So, one is, I just want to say, I want to thank all the people with lived experience who did share everything. I also want to thank the Council for listening, and really listening through all of the harshness of it.

And lastly, I just want to say that this brings hope. It's one of those invisible ingredients that we don't capture in data. Hope doesn't get a piece of a report. And this is actually something that demonstrates hope. And as we know hope can be a lifeline for every one of us as a human being. And I'm fully supporting it. And I never thought this day would come. And that it has got, you know, support.

And I'm sorry, maybe I didn't, it's not that I didn't trust everybody, but it was so hard. You didn't see what I was seeing all the time. And people were terrified to share this. And now that so many community members have also jumped in and said, hey, I see this too, this is really important. We're just going to have to win the Administration over with, we're so stoked for success. And you know, if your, if you don't, if you're cautious, be cautious. But it's, it's, it's ready to go. It's making reasonable steps. And I am, I am so grateful to every being, and all of the people that have trusted this process. And it is a difficult process. So, hurray. Thank you. And thank you for being there. Really appreciate this Council.

CHAIR LEE: Thank you, Lisa. We have a question for you from Member Johnson.

COUNCILMEMBER JOHNSON: Thank you, Chair. Good morning, Commissioner Darcy. Good to see you. I know you do a lot of outreach, so I'm, can you come and let the committee know, or the Council know the feedback you've gotten from this? Is everyone, what's the word on the street? Are they really happy about this?

MS. DARCY: Yeah, I should actually, I should make a video. But you know, I do everything, so it's hard. The, the word on the street, if I were to use local speak is nah. Nah. That's what I get, nah, it's really happening? I go, I told you, I told you, you got to jump in on this train for the long haul. This is not something that we're going to make one, we aren't going to take one little protest or one, you know, or one begging. This is a long haul. You got to jump on the train. And I just, people are in shock. They're in shock.

COUNCILMEMBER JOHNSON: Great, that's wonderful to hear.

MS. DARCY: Yeah. So, thank you. And thank you for historically bringing individuals who had the experience. They're the experts. I've learned everything from them. I mean, I have a lot of, I've studied a lot, and I've read a lot of reports, and I've met a lot of people internationally and nationally. Anyway, but you are the one who brought those individuals up to, to hear it through their experience. And that's where we learn. That's where the rubber meets the road, so.

COUNCILMEMBER JOHNSON: Thank you.

MS. DARCY: Thank you.

COUNCILMEMBER JOHNSON: There's a lot of moments that we have in this, in this Council that we'll never forget. And that was one of them, when those folks came out to testify. So, thank you so much. Thank you, Chair. I have no further questions.

CHAIR LEE: Any more questions, Members? If not, thank you very much, Lisa. Good to see you.

MS. DARCY: Mahalo.

CHAIR LEE: Mr. Clerk.

DEPUTY COUNTY CLERK: The next person we have signed up to testify is Faith Chase. Faith Chase is actually the last person we have signed up to testify during this time period. So, if anyone would like to testify on all remaining agenda items at this time, please identify yourself in the meeting chat. Thank you.

Faith Chase.

MS. FAITH CHASE (Committee Report Nos. 22-70 & 22-71):

Good morning.

CHAIR LEE: Good morning.

MS. CHASE: Good morning, Chair Lee. Good morning, Council. I, I am in very much support of this, this changing of the Charter, I guess, what is it? It's the County Code, I'm sorry, relating to the use of vehicle for purposes of human habitation. It's a long time, we spoke about this in Committee. I'm a little, I'm a little concerned about, I watched the mayoral debate on PBS Insights last night and I'm a little concerned about some of the comments made about the parking lots being reserved for the tourists. And I don't

think that's, I don't think that's a necessary conversation right now, as it relates to the parking lot. It's taken us so long to get where we are.

I just want to say, I appreciate it and I hope it's a unanimous vote. But also, to kind of highlight the interesting, you know, the Mayor . . . you know, in, in the interim of this being solid and pau, I would really hope if there's any representation from the Maui Police Department and Mayor's Office, that we are conscientious about any tickets that are, shouldn't be given. Because until, until a said parking lot is chosen, and the beautiful \$200,000 for a safe parking lot is actually, you know, complete. But in the interim, can we just be really, really compassionate and understanding of those who are needing that vehicle space until then?

I know I've said it before in Committee, but, you know, I've spent 60 hours talking to the community policing, whoever was on duty, trying to make sure that people don't get arrested for human habitation. Even \$35 for a human habitation on a County piece of land is hard, is a hardship for people. So, just please, if everybody could just keep that in mind. Because if you think about it, this is, this is an act of admission that we have a problem. So, until we get there, please be conscientious. It's exhausting trying to support people. My, my eldest daughter and Lisa Darcy spent tireless hours going to court representing people that get into these situations. Thank you. I, I echo a lot of what the previous testifier, Lisa Darcy, said. I'm happy for her hard work coming to full fruition.

I wanted to make one comment on the axis deer piece. The fencing, I didn't get to go to that Committee meeting, but I just wanted to say to keep an open mind about that grant that is also related to paying for fencing to help protect farms, gardens, ranches, people's properties. The overall feedback from that is that 12 acres is actually a big stretch. So, if there is feedback that comes back, or if not all applicants go to use, go to Lokahi Pacific to, to seek funding because their lots are not 12 acres or more, please keep that in mind and find some flexibility, or some exceptions, or whatever. I predict that that's going to be around the corner. Not everybody is large landowners. Thank you for your time.

CHAIR LEE: Thank you. Members, questions? If not, thank you very much, Faith.

MS. CHASE: Aloha.

CHAIR LEE: Aloha.

Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, the next person we have signed up to testify is Kanamu Balinbin.

CHAIR LEE: Kanamu?

MR. KANAMU BALINBIN, NAPILI BAY COMMUNITY ASSOCIATION (testifying on Committee Report No. 22-73):

Yes, good morning, everybody.

CHAIR LEE: Good morning.

MR. KANAMU: Can you hear me?

CHAIR LEE: Yep.

MR. KANAMU: Thank you very much. First of all, I would like to thank you guys for holding this meeting today and allowing me to testify. I'm testifying on behalf of the Napili Bay Community Association, and the people that live directly across Greg Brown's house, the Kulukulualani's, the Kalua's, the Espiritu's, the Wahinehookae, the McCabe, Akana's, Reimann's, Medeiros Family across the street that, that are very upset about this, about this building being erected by Greg Brown.

You know, I'm, I'm testifying in support of 22-73, auditing the Planning Department and Public Works. I'd like to thank Tamara Paltin for addressing this issue. You know, I, I have a couple of concerns. You know, I seen the letter that, that Michele McLean had wrote with the, with the Mayor's stamp. You know, and she has some whereas this, whereas that, whereas this. You know, I, I really, the one whereas that I remember, when she came to the meeting with us down there, she flat-out said if she was in the office at the time, she would not have approved this permit. You know, but yet, she's still trying to fight this investigation and, and writing testimony, writing written testimony.

. . . went to you guys or just to the executive committee. But there's some Sunshine Laws, I think, was violated with her doing that, if she's allowed to do that kind of, you know, her and Corp. Counsel seem like they always trying to block, block things that you guys are doing for the betterment of the community. But I'd like to commend you guys for going through with this.

You know, I would like, also like, you know, I don't know how you guys going do this, but independent counsel needs to be involved. I don't know if Corp. Counsel, you know, I, I had a Board of Ethics complaint with, you know, with Moana Lutey and Corp.

Counsel with my allegations of bribery that I've seen and, and witnessed at, in the Planning Department.

First, what happened with the, with, with Rulan Waikiki back in the Arakawa Administration, there should be documentation on that. It happened, probably, I think in 2012, around there. And it was hard back then. You know, I wasn't in, I was, I wasn't into the political scene at that time, but when we brought it up to Mayor Arakawa's Administration, you know, there was, there was some push-back. You know, he kept saying you know how hard it is to fire, fire or investigate a public employee.

And we really want this to move forward. And I commend you people for, Tamara, thank you very much for introducing this. And Mike Molina, hopefully, hopefully maybe you, Mike Molina, you can do an independent investigation. Because, cause what Moana said in, in your meeting, the GREAT meeting was in, was in Council chambers and . . . Thank you for allowing me to testify. You guys all have a great day.

CHAIR LEE: Okay. Questions? Member Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. Thank you, Mr. Balinbin, for your testimony. My clarifying question is, when, when you said that you were testifying on behalf of the Napili Bay Community Association, last time when we had this item in Committee, some of your members was saying that they were going to get to us some affidavits or something. And just clarifying that we never did receive any of those. My, my recollection also was that it went before the Board of Variances and, and that was filed as well. So, I was wondering, when were the documents, cause I'm not planning to scheduling it until we receive those documents, cause that's the new information that you guys were saying in Committee, right?

MR. BALINBIN: Right. Affidavits regarding, regarding Corp. Counsel?

COUNCILMEMBER PALTIN: I don't know. I didn't receive them. You guys were saying you had all these things and I never receive anything.

MR. BALINBIN: Oh no, I have, I have, I still have the affidavits. So, yes, I will, I will definitely, I had forwarded over to, to another board member. So, we need to, I'll get that to you as soon as possible, Tamara. Thank you for the, for clarifying.

COUNCILMEMBER PALTIN: Thank you.

MR. BALINBIN: And bringing that to my attention.

CHAIR LEE: Any other questions, Members?

Member Pro Temp Kama.

COUNCILMEMBER KAMA: Thank you, Chair. Thank you for being here, Mr. Balinbin. So, you know, you mentioned in your testimony that you would like to see the GREAT Committee do a, a further investigation. So are you looking, so the PSLU is going to look into a formal investigation. What are you asking the GREAT Committee to do?

MR. BALINBIN: Well, you know, well, Moana had made some statements about her doing, you know, that's what my Board of Ethics complaint was, was filed on. You know, she had stated during the GREAT Committee that that Planning had done an investigation. And I had stated that, you know, usually when you, and she had told me herself to call CID to get information on the, on, on their investigation. And I did. And CID told me that they didn't have anything. No, no, no record of anything from Corp. Counsel, or Planning, or any type of that, of alleged bribes.

So, so, you know, as a, as a private citizen who has some lawyers in their family, you know, lawyers usually got to tell the truth. So, if she going, she going send me to, send me to other entities to, to find documents and then they're not there, then, you know, why would she do that? That's my understanding.

You know, it's, she, my Board of Ethics complaint was referred to the ODC. I was referred to, by Corp. Counsel to, to, to further it to the ODC because, because of Charter, because of Charter amendments. They're not, it's not their jurisdiction to settle these complaints. So, that's what, that's where this, my Board of Ethics complaint is going next is to the ODC.

So, you know, I, I don't know what I can do, Ms. Kama. I just don't, I, for me, as a, as a dad, and a businessowner, and somebody who's really busy, I no more time for go chase around at the, at the request from Moana Lutey to, you know, ask her when, when was it done, when . . . ? She told me well it was a independent in-house investigation. And CID, because bribery was, was said, that CID would have, you know, they would have to have called CID, which I did, and they didn't have a record. So, you know, it's, I just kind of want answers, if they really did one investigation. If it just . . . or, or wala'au or just, you know. She told me they did.

And you know she's, the thing that really gets me is that she used to live right there, right in that area of Greg Brown, and I went to school with her. So, with her telling me something, I kind of feel, as a Lahainaluna graduate and fellow classmate, she's one year older than me, good friends with my cousin guys, cheerleader, I played on the

football team, all of that, it all came into play to me, telling me like, wow, this is how, this is what our, this to me it was frustrating because she is the Director of Corp. Counsel and she led me on like the wild goose chase that something that never even happened.

So, I, I'm, I am, I'm upset about that, took me, you know, it wasted an hour, to me it wasted an hour of my time that I could have spent with my kids surfing or coaching kids in football like we do right now, throwing the football. You know, just hanging out with, doing things other than--

CHAIR LEE: Kanamu, I think you have answered her question.

COUNCILMEMBER KAMA: Yes.

CHAIR LEE: And there will be opportunities to further discuss this matter.

MR. BALINBIN: Thank you very much. Okay, sorry for taking so long. I get, I'm passionate . . . okay.

CHAIR LEE: I know you are. We know you are. Any more questions--

MR. BALINBIN: Thank you.

CHAIR LEE: --Members? If not, thank you Kanamu.

MR. BALINBIN: You guys have a good day.

CHAIR LEE: You too.

MR. BALINBIN: Okay. Aloha.

CHAIR LEE: Aloha.

DEPUTY COUNTY CLERK: Chair, the next person we have signed up to testify is Kala Tanaka.

MS. KALA TANAKA [testifying on Bill No. 123 (2022)]:

Mahalo. Aloha everyone. Aloha ia kakou. Aloha to all of you. I'm really excited about this County Council. A lot of good things that I've been passionate about have really been moving forward and I think this is one of them. So, just thank you for the good

that you're doing, and you continue to do for the betterment of our community. And especially in seeing the value of working towards places that provide impactful aina-based education and that are of extreme value to our culture.

And Ke Kula 'o Pi'ilani is certainly a school that I believe that provides for this vital educational setting. And just as a short background, I just graduated from this amazing graduate program offered through the College of Education at the University of Manoa, and my focus was curriculum studies. And, you know, there's a huge value and importance for place-based learning, as well as being very critical about the curriculum that we are teaching to our students. And I know that can be a challenge in the Department of Education in public DOE. And that, so there's, so such extreme value for schools that have more freedom to teach and do what they want to do. And I think Ke Kula 'o Pi'ilani is one of them.

And so, I just wanted to offer my support today in favor of Bill No. 123. And I am a parent, actually, of a child who attends this school. He is currently in 5th grade, but he has been attending that school since he was in kindergarten. So, he's been a student for the past five years, which means that his family, as well, has been a part of this school for this, for this five years.

And I wanted to add that I've witnessed just firsthand his growth as a child, you know, as a keiki and a student, and interweaving diverse systems of knowledge. And I'm talking about Hawaiian knowledge, Hawaiian ways of knowing, as well as western ways of knowing, as well, too. And his understanding of place and learning from place. And in turn, that just has fostered a true aloha for our place, our home, Maui, 'Āo, just this aina of Wailuku. And especially a love for learning.

And I think all children need to have that, really and truly, that foundation of a love for learning, and that sets them up for their future as well, too. And I've seen his strengths in being grounded of, in Hawaiian values and practices. And at the same time, he's also learning science and math that his peers in other, I would say, DOE settings are also learning as well too. And I really attribute this to Ke Kula 'o Pi'ilani for grounding him in where he comes from and nurturing him to be a life-long learner.

So, this morning I asked him, you know, why? Why does he like Ke Kula 'o Pi'ilani so much? Cause he is certainly one of those kids that are so excited to go to school. He'd rather be at school than be at home. And he said to me, we do a lot of fun stuff. We go to the kahawai and oli. We holoholo. We do experiments at the stream. . . . if there is lead in the stream. And he's like, I like my school, because we do a lot of exploring.

And so, if you think about it, this is what my hope and dream is for every child in Hawaii. And so, again, I just wanted to offer my support in that bill for an ordinance of the Bill

No. 123. And I really hope that you move forward for this because, for all of our keiki of Hawaii. But this, especially, this is such an amazing place of learning. So, mahalo to all of you. Thank you for the opportunity to speak.

CHAIR LEE: Thank you. Members, are there any questions? If not, thank you very much for your testimony. Thank you.

Okay. So, Mr. Clerk, do we have any more testifiers?

DEPUTY COUNTY CLERK: Chair, there are no other testifiers who are indicating that they would like to testify during this time period. But we'll do a last call if there is anybody who wants to testify.

MS. FRANCINE AARONA (testifying on Committee Report No. 22-70):

There is one more.

CHAIR LEE: One more?

DEPUTY COUNTY CLERK: Oh. Hello?

MS. AARONA: Yeah, sorry. I just punched in.

CHAIR LEE: Oh, Aunty Mopsy.

MS. AARONA: Yes.

CHAIR LEE: Good morning. Good morning.

MS. AARONA: Good morning. I'm sorry to just barge in. I just needed to--

CHAIR LEE: No, no, no. But for the record, can you state your name, so that we got you down on record.

MS. AARONA: My name is Francine Aarona. I'm also known as Aunty Mopsy. And mahalo so much for all that you do for us for the County of Maui. I normally listen, try to listen to the meetings, and believe it or not I'm washing clothes out here, trying to get things done.

But anyway, I'm concerned about CR 22-70. And I just speak for Paia alone. I am all for caring for the homeless and caring for a place for them to sleep. However, I have

reservations in the areas that you choose, especially the public areas, just looking at Paia. And I know you heard about the fire we had last Friday, where this vacant lot across the street has millions of cars. But some of those cars are people that use, they use to sleep in.

So, in moving forward with this bill and with this process, I beg you to take everything into consideration, the safety of people, the public areas that you choose that belong to the County of Maui. If there's vacant places that you can purchase, that can create a parking lot, safety for these people to, to put their heads down. I know there's many of them. I categorize them as homeless and helpless. And we need to keep the helpless out there, take care of them, but we also need to care for the people that have to rest their heads, and care for their children, bathroom facility, showers, all of that is involved in all this.

So, I just, I am in favor of you moving forward with this, but with reservations of where you have it, how you set up the security, and the fencing . . . If you're going to have locked gates, then you really need 24/7 of security there so if anything happens, they'll be able to exit with caution. So, mahalo for all you do again. Mahalo for allowing me to barge in and share my manao. You all have a blessed day.

CHAIR LEE: Thank you. Members, do we have any questions for Aunty Mopsy? If not, thank you very much for joining us today. Aloha.

MS. AARONA: Aloha.

CHAIR LEE: Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, we have been notified that there is someone to testify at the South Maui District Office.

CHAIR LEE: Alright. Daniel, do you have someone for us, a testifier?

MS. CARA FLORES (testifying on Committee Report Nos. 22-70 & 22-72):

Aloha.

CHAIR LEE: Aloha. Good morning.

MS. FLORES: It's Cara Flores. . . . I just got through the Kihei traffic. I hope you can hear me. I'm just--

CHAIR LEE: Could you speak a little louder?

MS. FLORES: Yes, I'll try to talk a little bit louder. Okay. So, I'm testifying in support of 22-70. I think it's important that we decriminalize poverty, and I think that's a good step towards doing that, making sure it's not illegal for people to sleep in their car. And also providing them the ability to do that safely is really important.

On 22-72, I support this. There's a lot of property owners with cesspools who can't afford to convert them. And it's something that we really need to do and so I'd like to see that happen. So, I think that's a good step towards solving that problem.

And there was one more, sorry. Well, I think that's it. I was just testifying in support. And mostly I wanted to say thank you guys for passing some good legislation to help people and try to, especially help the most dis-trodden among us. So, thank you.

CHAIR LEE: Thank you. Any questions for Ms. Flores?

Member Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. Thank you, Ms. Flores for your testimony. I just wanted to clarify on your criminalization of those sleeping in their cars, doesn't relate to those taking vacation and sleeping in their cars, that they would . . .

MS. FLORES: Yeah. Yeah. Well, yeah, we don't want more people using, you know, Airbnb type of trailers and sleeping in them. So, yeah, just habitation for people who live here. I think that's important.

COUNCILMEMBER PALTIN: Okay. Just cause that's a different item on there. So, just clarifying that you're not speaking against that item.

MS. FLORES: No. I'm sorry, I'm trying to look at my phone. Yeah.

COUNCILMEMBER PALTIN: Okay, thank you.

MS. FLORES: Thank you.

CHAIR LEE: Alright. Any more questions? If not, thank you very much, Ms. Flores.

Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, the last person we have signed up to testify is Brad Salter.

CHAIR LEE: Mr. Salter?

MR. BRAD SALTER (testifying on Committee Report No. 22-73):

Good morning. Good morning.

CHAIR LEE: Good morning.

MR. SALTER: I just wanted to respond to Councilperson Paltin's request for information that the Napili Bay, I'm a, I'm a board member on the Napili Bay Community Association. And I understand that Kanamu Balinbin did not have some information that was requested. And really, that information is forthcoming once we know that this investigation has been approved. Really before that, there's no forum to submit that information. But I assure you that it will be submitted. I'm going to try to see if I can come on video right now, I don't know. At any rate, I want to make sure that the Council knows that we will submit information that will go to Mr. Brown's violations. They will be specific.

And I just don't think, I think it's a bit premature to do that until this investigation has been launched. And then, and then, I promise that we will have enough information that will make it very easy for, for this Committee to continue this investigation into the, you know, the bad behavior. I don't think we want to reward the bad behavior of Mr. Brown in deceiving the County with the building plans, and size, and dimension of his, of his structure.

So, I just wanted to clarify that. You know, we're, we're busy putting that together, and we will provide that for Council once this investigation has been approved. Then we will give you lots of information regarding that. So, I wanted to clarify that for Council.

CHAIR LEE: Any more questions?

Member Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. And I just wanted to clarify that that information should be sent to [pslu.committee@mauicounty.us](mailto:pslu.committee@mauicounty.us) and that it won't be agendized until we receive it. Thank you.

MR. SALTER: Thank you very much, Councilmember Paltin.

CHAIR LEE: Okay. Anybody else, questions? If not, thank you very much.

Mr. Clerk, do we have any more testifiers?

DEPUTY COUNTY CLERK: Chair, there are no other individuals signed up to testify at this time. We'll do last call again. If there is anybody else who would like to testify right now, please identify yourself now. Again, last call.

CHAIR LEE: Members, do you have any objections to a ten-minute break at this point?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: So, ordered.

WRITTEN TESTIMONY RECEIVED FROM THE FOLLOWING  
WERE MADE A PART OF THE RECORD OF THIS MEETING:

1. Kumu Kapono'ai Molitau;
2. Kahu Kekai Robinson, Ke Kula 'o Pi'ilani;
3. Ivan and Maria Akau;
4. Jamie Ka'iulani Athearn;
5. Rachael Au Hoon;
6. Alyson N. Barrows;
7. Barbara Barry;
8. Renee S. Bayes;
9. Evelyn Brito;
10. Gary A.L. Brito;
11. Jeff and Mary Caye Carlson;
12. Shelley Caparso;
13. Christina Cervantes;
14. Chaylise K. Chang;
15. Margaret Haleloke Garcia Dalzell;
16. Konane de la Nux;
17. Diana;
18. Erin Drayer;
19. Lindsey Drayer;
20. Mary Drayer;
21. Krystin Kanani Duarte;
22. Eric L. Dustman, Montessori School of Maui;

23. Anna Eckart-Dodd;
24. Lani Eckart-Dodd;
25. Jay Franey;
26. Denby Freeland;
27. William E. Garcia Jr.;
28. Ron Han Jr., State of Hawaii Office of Veterans Services;
29. Ivy Lou Hibbit;
30. Keala Ka'ōpūiki-Santos;
31. 'Ohana Kalawaia;
32. Johanna Kamaunu;
33. Kaleleonālani Kekauoha-Schultz;
34. Michael A. Lilly;
35. Abigail Llewellyn;
36. Cummins K. Mahoe III;
37. Gloria Marlowe;
38. Lahela Mata-Goldmann;
39. Rebecca McLean;
40. Pōhaikealoha Naihe;
41. Julie Marie Niem;
42. Carmela Noneza, HANONA;
43. Kaleilani Olsen;
44. Daniel Ornellas;
45. Joylynn Paman, Kimoqueo Foundation;
46. William C.S. Park;
47. Andrew Perry;
48. Miki'ala Poepoe;
49. Leimana Pu'u;
50. Ellen Kahanu Raiser;
51. Keali'i Reichel and Henohea Kāne;
52. Nalu Robinson, Ke Kula 'o Pi'ilani;
53. Paul Robinson;
54. Louise Rockett;
55. Chris Salem;
56. Leah Santos;
57. Kayla Shaw;
58. Amy Stephens;
59. Hau'oli Thielk;
60. Pamela Tumpap, Maui Chamber of Commerce; and
61. JD Wyatt.

CHAIR LEE: Okay, so I have 10:31. So let's resume at 10:41. Meeting in recess.

(THE MEETING WAS RECESSED BY THE CHAIR AT 10:31 A.M., AND WAS RECONVENED AT 10:42 A.M., WITH ALL MEMBERS PRESENT, EXCEPT COUNCILMEMBER KING "EXCUSED".)

CHAIR LEE: Will the Council meeting of August 5, 2022, please reconvene.

Mr. Clerk, let's resume where we left off.

DEPUTY COUNTY CLERK: Chair, proceeding with testimony on minutes. At this time there are no individuals who have signed up to testify on minutes, but we'll do a last call. If there are, is anybody who would like to testify on the minutes, please identify yourself now. Again, last call. Chair, there is no one to testify on minutes.

CHAIR LEE: Members, any objections to closing testimony on the minutes?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay, so ordered.

Mr. Clerk, please proceed with the minutes.

DEPUTY COUNTY CLERK: Chair, proceeding with minutes.

## MINUTES

The minutes of the Council of the County of Maui's regular meeting of April 22, 2022, was presented at this time.

CHAIR LEE: Okay. Vice-Chair.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO APPROVE THE MINUTES AS READ BY THE CLERK.

COUNCILMEMBER SUGIMURA:

SECOND.

COUNCILMEMBER KAMA: Second.

CHAIR LEE: Moved by Vice-Chair Rawlins-Fernandez, seconded by Member Sugimura, to approve the minutes as read by the Clerk.

Any discussion? If not, all those in favor of the motion, raise your hand and say "aye", please.

(Councilmember King arrived at the meeting at 10:44 a.m.)

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN; SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Okay, I see one, two, three, four, five, six, seven, eight "ayes", and I hear one "aye". So, nine "ayes", motion carries. All "ayes", no "noes"; motion carries.

Mr. Clerk, let the, oh yes, let the record show that Member King has joined us. Good morning.

COUNCILMEMBER KING: Aloha, Chair. Thank you for, for, excuse my tardiness. I advise anybody who doesn't need to come in or out of Kihei to not do that until sometime this afternoon.

CHAIR LEE: Was there an accident?

COUNCILMEMBER KING: There was some downed powerlines and so that's all stop and go traffic in and out of Kihei, both on Veterans Highway and on Honoapi'ilani going through North Kihei Road. So, you'll get stuck in traffic anyway you try to come in and out.

CHAIR LEE: Okay. Good to see you and glad you could join us.

Mr. Clerk, please proceed.

DEPUTY COUNTY CLERK: Chair, proceeding with testimony on the Consent Calendar. No individuals have signed up to testify on items within the Consent Calendar. We'll do a last call. If anyone would like to testify on any of these items, please identify yourself now. Again, last call.

CHAIR LEE: Members, any objections to closing testimony on the Consent Calendar?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay. So, ordered.

Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, proceeding with the Consent Calendar.

## ACTION ON THE CONSENT CALENDAR

### COUNTY COMMUNICATIONS

NO. 22-171 - LORI TSUHAKO, DIRECTOR OF HOUSING AND HUMAN CONCERNS, (dated June 27, 2022)

Transmitting a copy of the notice of grant award from the U.S. Department of Housing & Urban Development for the Section 8 Housing Program, in the amount of \$26,499,121.

NO. 22-172 - LORI TSUHAKO, DIRECTOR OF HOUSING AND HUMAN CONCERNS, (dated July 7, 2022)

Transmitting a copy of the notice of grant award from the State of Hawaii, Executive Office on Aging, for the Nutrition Services Incentive Program, in the amount of \$83,225.

NO. 22-173 - LORI TSUHAKO, DIRECTOR OF HOUSING AND HUMAN CONCERNS, (dated June 27, 2022)

Notifying of anticipated voluntary contributions to be received from seniors participating in the Congregate Meals Program, in the amount of \$90,000, with no letter of intent.

NO. 22-174 - LORI TSUHAKO, DIRECTOR OF HOUSING AND HUMAN CONCERNS, (dated June 27, 2022)

Notifying of anticipated voluntary contributions to be received from seniors participating in the Home Delivered Meals Program, in the amount of \$116,748, with no letter of intent.

NO. 22-175 - ANDREW H. MARTIN, PROSECUTING ATTORNEY, (dated July 1, 2022)

Transmitting a copy of the modified grant agreement from the State of Hawaii, Department of Transportation for the Maui Prosecutor's Office Impaired Driving increasing the grant amount to \$8,491.02.

NO. 22-176 - ANDREW H. MARTIN, PROSECUTING ATTORNEY, (dated July 14, 2022)

Transmitting a copy of the notice of grant award from the State of Hawaii, Department of the Attorney General, Crime Prevention and Justice Assistance Division, for the Special Needs Advocacy Project (SNAP) totaling \$841,813, which includes \$1,000 in administrative costs and \$168,163 in matching funds.

NO. 22-177 - ANDREW H. MARTIN, PROSECUTING ATTORNEY, (dated July 14, 2022)

Transmitting a copy of the notice of grant award from the State of Hawaii, Department of the Attorney General, Crime Prevention and Justice Assistance Division, for the STOP Violence Against Women Formula Grant Program totaling \$71,623, which includes \$17,906 in matching funds.

COUNCILMEMBER KAMA: Oh, I'm sorry, she's not here at the moment. This is her mom.

CHAIR LEE: Member Kama, could you turn off your mic?

Mr. Clerk, please proceed.

DEPUTY COUNTY CLERK: Yes, Chair.

NO. 22-178 - KARLA PETERS, DIRECTOR OF PARKS AND RECREATION,  
(dated July 13, 2022)

Transmitting the notice of grant award from the State of Hawaii, Department of Education for the Play and Learn Sessions (PALS) Food Service Program in the amount of \$100,000.

NO. 22-179 - SCOTT K. TERUYA, DIRECTOR OF FINANCE,  
(dated July 19, 2022)

Informing of the acceptance of Waterline Easement W-1, Earl and Allison Ichimura Office and Warehouse, Lot 8 of the Burns Tract, TMK: (2) 3-4-025:026 POR.

NO. 22-180 - SCOTT K. TERUYA, DIRECTOR OF FINANCE,  
(dated July 21, 2022)

Informing of the acceptance of a Warranty Deed for Roadway/Road Widening Lots, Maui Business Park – Phase II, TMK: (2) 3-8-001:268, 270, & 272, (2) 3-8-006:080 & 091, (2) 3-8-101:037 – 039, (2) 3-8-102:002 & 003, and (2) 3-8-103:031 & 032 POR.

NO. 22-181 - MICHAEL P. VICTORINO, MAYOR,  
(dated July 11, 2022)

Informing of a vacancy on the Fire and Public Safety Commission due to the resignation of Dylan Andrion, effective July 11, 2022.

NO. 22-182 - MICHAEL P. VICTORINO, MAYOR,  
(dated July 12, 2022)

Informing of a vacancy on the Board of Ethics due to the resignation of Linda Kay Okamoto, effective March 31, 2022.

NO. 22-183 - MICHAEL P. VICTORINO, MAYOR,  
(dated July 15, 2022)

Informing of a vacancy on the Maui Planning Commission due to the resignation of William Gordon Greig, effective July 13, 2022.

CHAIR LEE: Council Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. If there are no objections, I, oh sorry.

I MOVE TO FILE ALL ITEMS ON THE CONSENT CALENDAR.

COUNCILMEMBER SUGIMURA:

SECOND.

COUNCILMEMBER SINENCI: Second.

CHAIR LEE: Moved by Council Vice-Chair Rawlins-Fernandez, seconded by Member Sugimura to file all items on the Consent Calendar.

Discussion? No discussion? All those in favor of the motion, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Vice-Chair says, "aye". So, I see all "ayes", zero "noes"; motion carries.

Communications, Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, proceeding with testimony on county communications and general communications. Chair, at this time, no individuals have signed up to testify on either county communications or general communications, but we will make this a last call. If there is anybody who would like to testify on these items, please identify yourself now. Again, last call.

CHAIR LEE: Members, any objections to closing testimony on communications and general communications?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: No objections. So, ordered. Thank you.

Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, proceeding with county communications.

### COUNTY COMMUNICATIONS

NO. 22-184 - SCOTT K. TERUYA, DIRECTOR OF FINANCE,  
(dated July 8, 2022)

Transmitting 137 contracts/grants for June 2022.

CHAIR LEE: Council Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO FILE COUNTY COMMUNICATION 22-184, EXCEPT  
FOR THOSE GRANTS AND CONTRACTS THAT  
COUNCILMEMBERS REQUEST FOR COMMITTEE  
REFERRAL.

CHAIR LEE: Second?

COUNCILMEMBER KING:

SECOND.

CHAIR LEE: Moved by Vice-Chair Rawlins-Fernandez, seconded by Member King, to file all  
of the items, unless requested otherwise by any Members. Discussion?

Member King and then Member Johnson.

COUNCILMEMBER KING: Okay, thank you, Chair.

I WOULD LIKE TO REQUEST C, ITEM C7432, 34 AND 37-1, BE  
REFERRED TO THE CARE COMMITTEE. THESE ARE ALL  
RELATED TO THE CLIMATE CHANGE, SUSTAINABILITY,  
AND RESILIENCE WHOLE-SYSTEM SOLUTIONS IN THE  
OFFICE OF THE MAYOR.

I ALSO WANTED TO REQUEST C7410-1, WHICH IS ELECTRIC VEHICLE SUPPLY EQUIPMENT. AND I, I'M HOPING MAYBE I CAN REFER THAT TO MEMBER SUGIMURA'S COMMITTEE, THE, THE INFRASTRUCTURE COMMITTEE.

I think you were dealing with a lot of the infrastructure for EV's, is that correct?

COUNCILMEMBER SUGIMURA: Yes.

COUNCILMEMBER KING: Are you willing to take that one?

COUNCILMEMBER SUGIMURA: Sure.

COUNCILMEMBER KING: Okay, great. Thank you.

AND THEN, THE LAST ONE IS, IS G5465-1, WHICH IS THE, THE GRANT FOR, I DON'T SEE THAT ON HERE. 5461, IS A PLANTING TREES GRANT. OKAY, G5465-1, TREE PLANTING IN MAUI COUNTY, IT'S A TIME-EXTENSION ON THAT ONE.

CHAIR LEE: Alright. Anymore?

COUNCILMEMBER KING:

YEAH, THE LAST ONE IS C7676-1, LAUNIUPOKO BEACH PARK GRAYWATER REUSE SYSTEM.

CHAIR LEE: Okay.

COUNCILMEMBER KING:

TO THE CARE COMMITTEE.

CHAIR LEE: Alright. Any objections, Members?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay, so all, all of the, as mentioned by Member King referred, to be referred to the CARE Committee, except for the one having to do with the EV vehicles to the IT Committee, right?

DEPUTY COUNTY CLERK: Chair?

CHAIR LEE: And then, I saw another hand up. Was it Mr. Johnson?

COUNCILMEMBER JOHNSON: Yes, Chair. I also see the Clerk's hand up as well.

CHAIR LEE: Mr. Clerk?

DEPUTY COUNTY CLERK: Chair, apologies to interrupt. Just want clarification on what Committee will G5465-1 go to?

CHAIR LEE: To the CARE Committee, right? All to the CARE Committee, except for the EV vehicle matter.

DEPUTY COUNTY CLERK: Thank you.

COUNCILMEMBER KING: Thank you.

CHAIR LEE: Okay. Mr. Johnson.

COUNCILMEMBER JOHNSON: Thank you, Chair.

I WOULD LIKE TO REQUEST TO PULL GRANT G5686 INTO THE AFFORDABLE HOUSING COMMITTEE, NAMED HIEHIE HOMELESS OUTREACH, PROJECT VISION OF HAWAII, FOR \$62,500 PLEASE.

CHAIR LEE: Any objections, Members? To the request?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay. So, ordered.

COUNCILMEMBER JOHNSON: Mahalo, Members.

CHAIR LEE: Anybody else want to pull any other grants?

Member Sugimura.

COUNCILMEMBER SUGIMURA: Thank you.

G5708, BOVINE TB RESPONSE. AND C, AS IN CHARLIE,  
7318-2, PULEHU AND HANSEN ROAD SAFETY EVALUATION  
TO IT PLEASE.

CHAIR LEE: Any objections, Members?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay, so ordered, for those two contracts. Anymore contracts?

Alright, Members. We will vote on the motion which was to file all of these contracts, except for the ones noted by, individually by the Members. So, all those in favor of that motion, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Okay. All "ayes", zero "noes"; motion carries.

Mr. Clerk.

NO. 22-185 - MICHAEL J. MOLINA, CHAIR, GOVERNMENT RELATIONS,  
ETHICS, AND TRANSPARENCY COMMITTEE,  
(dated July 28, 2022)

Transmitting a proposed amendment to Bill 22 (2022) entitled "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF HAWAII JUDICIARY FOR A FOUR-YEAR AND ELEVEN MONTH LEASE OF 2,070 SQUARE FEET OF OFFICE SPACE AT 2103 WELLS STREET, WAILUKU, MAUI, HAWAII 96793".

CHAIR LEE: And this is recommended for referral to the Budget, the BFED Committee? No?

COUNCILMEMBER MOLINA: No.

CHAIR LEE: Okay. Then, we'll, I'll just call on Member Molina.

COUNCILMEMBER MOLINA: Yeah, thank you, Madam Chair. Can we defer action on this ASF until we take up Committee Report 22-76, if there are no objections?

CHAIR LEE: Any objections, Members?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay. This one will go with Committee Report, what did you say?

COUNCILMEMBER MOLINA: 22-76.

CHAIR LEE: 22, okay, we'll defer this until this CR comes up.

(See page 66 through 71 for discussion and action.)

CHAIR LEE: Proceed, Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, proceeding with communications for referral.

NO. 22-186 - SANDY BAZ, MANAGING DIRECTOR,  
(dated July 20, 2022)

Transmitting the Fiscal Year 2022 4<sup>th</sup> Quarter CIP Reports.

The recommended action is that County Communication No. 22-186 be referred to the Budget, Finance, and Economic Development Committee.

NO. 22-187 - SCOTT K. TERUYA, FINANCE DIRECTOR,  
(dated July 22, 2022)

Reporting on temporary transfers/loans from the General Fund and Department of Water Supply Revenue Fund to the General Obligation Bonds Series 2022 Fund as of June 30, 2022.

The recommended action is that County Communication No. 22-187 be referred to the Budget, Finance, and Economic Development Committee.

NO. 22-188 - SCOTT K. TERUYA, FINANCE DIRECTOR,  
(dated July 27, 2022)

Transmitting the Short-Term Investment Reports as of June 30, 2022 (Fiscal Year 2022 Fourth Quarter).

The recommended action is that County Communication No. 22-188 be referred to the Budget, Finance, and Economic Development Committee.

NO. 22-189 - MICHELE M. YOSHIMURA, BUDGET DIRECTOR,  
(dated July 28, 2022)

Transmitting a list of approved unbudgeted equipment requests for Fiscal Year 2022, from April 1, 2022 to June 30, 2022.

The recommended action is that County Communication No. 22-189 be referred to the Budget, Finance, and Economic Development Committee.

NO. 22-190 - MICHELE M. YOSHIMURA, BUDGET DIRECTOR,  
(dated July 28, 2022)

Transmitting the Budget Implementation Report as of June 30, 2022 (Fiscal Year 2022 Fourth Quarter).

The recommended action is that County Communication No. 22-190 be referred to the Budget, Finance, and Economic Development Committee.

NO. 22-191 - SCOTT K. TERUYA, FINANCE DIRECTOR,  
(dated July 29, 2022)

Transmitting two reports on the settlement of claims as of June 30, 2022.

The recommended action is that County Communication No. 22-191 be referred to the Budget, Finance, and Economic Development Committee.

NO. 22-192 - HELENE KAU, DIRECTOR OF WATER SUPPLY,  
(dated July 21, 2022)

Transmitting the State of Hawaii Commission on Water Resource Management water use reports for May 2022 for all registered well reporters in the County of Maui.

The recommended action is that County Communication No. 22-192 be referred to the Infrastructure and Transportation Committee.

### GENERAL COMMUNICATIONS

NO. 22-3 - CAROL K. REIMANN, A & B PROPERTIES HAWAII, LLC,  
(dated July 6, 2022)

Submitting the 2022 Annual Report pursuant to Condition No. 19 of Ordinance No. 3559, Maui Business Park Phase II Change in Zoning.

The recommended action is that General Communication No. 22-3 be referred to the Planning and Sustainable Land Use Committee.

CHAIR LEE: Members, any objections to the referrals?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay. No objections. So, ordered.

Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, proceeding with testimony on committee reports. Chair, we currently do not have any individuals signed up to testify on committee reports. We will do a last call now. If there is anyone who is wanting to testify on any committee report, please identify yourself now. I repeat, last call.

CHAIR LEE: Members, any objections to closing testimony on committee reports?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: So, ordered.

Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, proceeding with committee reports.

## COMMITTEE REPORTS

COMMITTEE REPORT  
NO. 22-70 - AFFORDABLE HOUSING COMMITTEE:

Recommending that Bill 108, CD1 (2022), entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 10.76 AND SECTION 13.04A.070, MAUI COUNTY CODE, RELATING TO USE OF VEHICLES FOR PURPOSES OF HUMAN HABITATION AT COUNTY PARKING LOTS," be PASSED ON FIRST READING and be ORDERED TO PRINT.

CHAIR LEE: Councilmember Johnson.

COUNCILMEMBER JOHNSON: Thank you, Chair.

I MOVE TO ADOPT THE RECOMMENDATIONS IN  
COMMITTEE REPORT 22-70.

COUNCILMEMBER KING:

SECOND.

CHAIR LEE: Moved by Member Johnson, seconded by Member King, to approve the recommendations in Committee Report 22-70.

Discussion, Mr. Johnson.

COUNCILMEMBER JOHNSON: Thank you, Chair. Your Committee met on July 14 to discuss Bill 108 entitled, "A BILL FOR AN ORDINANCE AMENDING CHAPTER 10.76 AND SECTION 13.04A.070, MAUI COUNTY CODE, RELATED TO THE USE OF VEHICLES FOR PURPOSES OF HUMAN HABITATION IN COUNTY PARKING LOTS".

Bill 108's purpose is to lay the groundwork for establishing a pilot project for houseless persons to temporarily use their vehicles for the purpose of human habitation on County property.

Under current State law, it is prohibited to use any vehicle for human habitation between the hours of 6:00 p.m. to 6:00 a.m. while parked on any roadway, street, highway, or other public-private property. However, State law allows each County to enact their own ordinances, such as Bill 108, regulating the uses of vehicles for purposes of human habitation.

Bill 108 would enable the County to establish a safe sleeping zone for our houseless folks. A pilot project for this received an allocation of up to \$200,000 in the Fiscal Year 2023 Budget.

Your Committee heard from testifiers about the challenging, challenges people face when they have no choice but to sleep in their vehicles including: police complaints; need to relocate frequently; fear of theft or assault; and lack of basic necessities such as water and restrooms.

Safe sleeping sites at parking lots that are controlled, selected, and supervised by the County would help protect and support our most vulnerable community members, including off, offering on-site wrap-around services to help those transition into better living situations. These and other parameters of the pilot project would be discussed once the project is ready to be introduced.

Before us today is the enabling legislation to establish the project as a temporary response to houselessness. Your Committee voted 7-0 to recommend the passages of Bill 108, CD1 (2022) on first reading. I respectfully request the Members support of my motion.

CHAIR LEE: Any further discussion?

Member King.

COUNCILMEMBER KING: Thank you, Chair. I, I just want to thank Councilmember Gabe Johnson, the Chair of the Affordable Housing Committee, for expediting this on your agenda, Mr. Johnson. It's very important to move the grant project along, as you know, and also, for having the foresight to bring on.

And I want to thank the testifiers, and resource people that we had. Because we had Lisa Darcy, who pushed through her COVID illness and came on virtually to be a resource person. We had three of our most expert people, who are actually living the experience, you know, not ever thinking they would be in this situation, who came and advised the Committee. And I thought that was very brave.

And I want to thank the Committee, also, for the level of respect and reverence they gave to these people for coming forward and sharing their experience with us. So, I speak in strong support of the motion and really looking forward to moving ahead with the grant project. Thank you.

CHAIR LEE: Thank you. Any more discussion?

Member Sugimura.

COUNCILMEMBER SUGIMURA: Yeah, just a question for Chair Johnson on this. So, I know that Parks did not come to your meeting. And I wondered from that time to now, if you had a chance to talk to them? Cause they have a lot of properties for County properties, I just wondered what effort was made in between?

COUNCILMEMBER JOHNSON: Thank you.

CHAIR LEE: Mr. Johnson.

COUNCILMEMBER JOHNSON: Thank you, Chair. Thank you for that question, Councilmember Sugimura. I have not spoken with Parks at this time, but we certainly could send them a letter and see if they can get a response. Thank you, Chair.

CHAIR LEE: Member King.

COUNCILMEMBER KING: Chair, thank you. As the proposer of this bill, I did personally speak to Karla Peters about this issue, and I think I mentioned that at the Committee meeting as well, that she is open to looking at potential park. And working with a . . . project if we can identify a spot.

CHAIR LEE: Okay. Any more comments or questions? All those in favor of the motion, please raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Everyone "aye", so nine "ayes", zero "noes"; motion carries.

COUNCILMEMBER KING: Thank you, Members.

CHAIR LEE: Mr. Clerk.

COMMITTEE REPORT  
NO. 22-71 - AGRICULTURE AND PUBLIC TRUST COMMITTEE:

Recommending that Bill 101 CD1 (2022), entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 16.26B.105, MAUI COUNTY CODE, RELATING TO FENCE HEIGHTS FOR AXIS DEER CONTROL", be PASSED ON FIRST READING and be ORDERED TO PRINT.

CHAIR LEE: Member Sinenci.

COUNCILMEMBER SINENCI: Mahalo, Chair.

MOVE TO ADOPT THE RECOMMENDATIONS IN COMMITTEE  
REPORT 22-71.

CHAIR LEE: Second?

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Moved by Member Sinenci, seconded by Member Sugimura, to approve committee reports, the recommendations in Committee Report 22-71.

Discussion, Mr. Sinenci.

COUNCILMEMBER SINENCI: Mahalo, Chair. Your Committee met July 12 and discussed Bill 101 entitled, "A BILL FOR AN ORDINANCE AMENDING SECTION 16.26B.105 OF THE MAUI COUNTY CODE, RELATING TO FENCE HEIGHTS FOR AXIS DEER CONTROL".

Bill 101's purpose is to allow the construction and existing use of fences over seven feet in height without a building permit when such fences are used for axis deer mitigation.

Your Committee noted an estimated 60,000 axis deer in Maui County with axis deer on Molokai on pace to outnumber residents ten to one.

Your Committee also noted previous axis deer related Emergency Proclamations by the Governor, which has already resulted in fences over seven feet high.

Your Committee discussed the benefits of allowing these fences to protect agricultural operations from the extensive and costly damage that axis deer can cause to pastures, native vegetation, vegetation, irrigation, animals, and crops.

Chair, your Committee amended Bill 101 to also protect conservation areas, cultural sites, and public roadways from axis deer incursion; used the definition of "fences" provided in Title 19. While fencing will not solve the problem of unmanageable axis deer populations, Bill 101 as amended, will allow some measure of protections for our farmers, ranchers, conservations.

So, your Committee voted 6-0 to recommend passage of Bill 101, CD1 (2022) on first reading. I respectfully request the Members support of my motion. Thank you.

CHAIR LEE: Thank you. Any more discussion?

Member Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. I just wanted to add to the discussion that the definition of "fence" is separate from the definition of "wall", for the testifiers comment and for the record. Thank you.

CHAIR LEE: Okay. Member Sugimura.

COUNCILMEMBER SUGIMURA: Thank you. So, just so the Committee knows, I checked with Lance De Silva with DLNR and, on this bill, and they said that their fences with DLNR regarding mitigation is over eight feet, is their kind of standard. And he also said that they also follow State Law Chapter 343, Environmental Compliance. And so, they, their height is somewhat regulated, or they have the liberties based upon that. And he said that this bill will be good for private landowners to help them with mitigation.

Whenever we have a Governor's Proclamation, which we're now in, I think the third one, that putting up fences, and it allows action to be taken without going through the normal process, and one of it is the permitting process. So, if there are organizations that are trying to put up fences now in the Emergency Proclamation, they can do it without going through the rigorous process. Or if they do the, the Emergency Proclamation will help them through the process. That's probably a better way of saying it.

But thank you, Mr. Sinenci for doing this. There are a lot of axis deer and we're all trying to do our little piece to conquer these critters. Thanks.

CHAIR LEE: Any more discussion? Questions? If not, all those in favor of the motion to approve Committee Report 22-71, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Okay. Okay, now we can see the Vice-Chair. And the vote was unanimous; all "ayes", zero "noes". Motion carries.

Mr. Clerk.

COMMITTEE REPORT  
NO. 22-72 - BUDGET AND FINANCE COMMITTEE:

Recommending that Bill 111 (2022), entitled "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF HAWAII DEPARTMENT OF HEALTH FOR A LOAN FROM THE STATE WATER POLLUTION CONTROL REVOLVING FUND FOR THE COUNTYWIDE RESIDENTIAL CESSPOOL CONVERSION PROGRAM," be PASSED ON FIRST READING and be ORDERED TO PRINT.

CHAIR LEE: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO ADOPT THE RECOMMENDATIONS IN  
COMMITTEE REPORT 22-72.

COUNCILMEMBER SUGIMURA:

SECOND.

COUNCILMEMBER SINENCI: Second.

CHAIR LEE: Moved by Vice-Chair Rawlins-Fernandez, seconded by Member Sugimura, to approve the recommendations in Committee Report 22-72.

Discussion? Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Your Budget, Finance, and Economic Development Committee met on July 13, 2022, to discuss Bill 111 (2022). This bill would authorize the Mayor to enter into an intergovernmental agreement with the State of Hawaii Department of Health for a loan from the Clean Water State Revolving Fund for the Countywide Residential Cesspool Conversion Program in an amount not to exceed \$1 million.

Your Committee discussed the proposed pilot project and confirmed that the final amount of funding will depend on how many other counties apply. Maui County has applied for \$500,000 in funding but could receive up to \$1 million.

A representative from the Mayor's Office of Climate Change, Resiliency, and Sustainability said that the County's own program is still in the beginning phase, in the beginning phases of development, to include the manner, to include the manner the program would be rolled out to the public and the identification targeted areas; however, the County does anticipate starting the program with Upcountry Maui.

Your Committee voted 9-0 to recommend passage on first reading of Bill 111 (2022). I respectfully ask the Councilmembers support of the motion. Mahalo, Chair.

CHAIR LEE: Any more discussion, Members? If not, all those in favor of the motion, please raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Nine "ayes", zero "noes"; motion carries.

Mr. Clerk.

COMMITTEE REPORT  
NO. 22-73 - CLIMATE ACTION, RESILIENCE, AND ENVIRONMENT  
COMMITTEE:

Recommending that Resolution 22-159, CD1, entitled "AUTHORIZING A COUNCIL COMMITTEE TO CONDUCT A FORMAL INVESTIGATION OF THE DEPARTMENT OF PLANNING AND THE DEPARTMENT OF PUBLIC WORKS RELATED TO THE COUNTY'S ISSUANCE OF DEVELOPMENT APPROVALS FOR REAL PROPERTY LOCATED AT 5385 LOWER HONOAPI'LANI ROAD, NAPILI, MAUI, HAWAI'I," be ADOPTED.

CHAIR LEE: Councilmember King.

COUNCILMEMBER KING: Sorry about that. I had a hard time with that button. Thank you, Chair.

I MOVE TO ADOPT THE RECOMMENDATIONS IN  
COMMITTEE REPORT 22-73.

CHAIR LEE: Second?

COUNCILMEMBER SINENCI:

SECOND.

CHAIR LEE: Moved by Member King, seconded by Member Sinenci, to approve the recommendations in Committee Report 22-73.

Discussion, Member King.

COUNCILMEMBER KING: Thank you, Chair. Your Climate Action, Resilience, and Environment Committee met on July 13, 2022, to discuss Resolution 22-159, to authorize your Planning and Sustainable Land Use Committee, PSLU, to conduct a formal investigation of the Department of Planning and Department of Public Works on permitting processes and operating procedures concerning the County's issuance of development approvals for real property located at 5385 Lower Honoapi'ilani Road, Napili, Maui, Hawai'i, otherwise known as the "Greg Brown Development".

Your Committee notes that your Government Relations, Ethics, and Transparency Committee, GREAT, met on June 29, 2021; November 16, 2021; November 24, 2021, as a reconvening, reconvened meeting; March 15, 2022; March 22, 2022, a reconvening, reconvening of that meeting; and March 24, 2022, another reconvening;

and May 24, 2022, to discuss community concerns over ongoing construction for the Greg Brown Development.

As discussed by your GREAT Committee, the Department of Planning granted the Greg Brown Development an exemption from the requirement for a Special Management Area or SMA use permit as a "single-family residence". The Department of Public Works later issued, and then rescinded, a stop-work order for the project.

After concerns were raised by the community last year, the Council enacted Ordinance 5233 to prohibit new hotel use and limit building heights to 35 feet in the Napili Bay Civic Improvement District, which is where the Greg Brown Development is located.

Your Committee notes Resolution 22-159's adoption would trigger limited powers to subpoena County officers and employees, but the subpoena power does not extend to former County employees or members of the public.

Your Committee notes Section 3-6 (3) of the Revised Charter of the County of Maui (1983), as amended, authorizes the Council to "conduct investigations of" . . . "the operation of any department or function of the County".

Your Committee further notes the Council or a designated Council committee is authorized by Section 78-9, Hawaii Revised Statutes, to compel persons elected, appointed, or employed by the County "to testify to answer any question regarding" . . . "the government, property, or affairs" of the County under oath or affirmation when conducting a formal investigation.

In addition, your Committee notes the purpose of a legislative investigation is to gather and analyze facts to help the legislative body make well-informed policy decisions on potential future legislation. For the Council, the potential future legislation could include annual budget ordinances, amendments to the County Code, and proposed Charter amendments. Legislative bodies, such as the Council, and its standing committees, are not enforcement agencies or courts of law and have no authority to adjudicate penalties. By definition, a legislative investigation is not punitive. A formal investigation allows the Council committee to use, if necessary, the full range of powers afforded to a legislative body.

Your Committee further notes your GREAT Committee has spent extensive resources discussing and receiving oral and written testimony on the Greg Brown Development this term; however, the testimony was not received under oath or affirmation.

Your Committee notes members of the public have expressed lingering concerns with the Greg Brown Development, including the following: 1) That the Department of

Planning may be issuing SMA permits on behalf of the Maui Planning Commission without confirming the accuracy of applicants' development valuations, as required by the Commission's SMA rules; 2) That the Planning Director may not have followed the established process for SMA enforcement after alleged SMA permit violations were brought to the Department of Planning's attention; 3) That the Department of Planning may be failing to adequately review private developers' civil engineering drawings to confirm that construction complies with SMA rules and the Coastal Zone Management Act.

Your Committee agreed to amend Resolution 22-159 for clarity and accuracy, including as follows: delete references to swimming pool setbacks; delete a reference to the West Maui Community Plan land use designation relating to building permit plans and application standards; state the outcome of the May 12, 2022, Board of Variance and Appeals' meeting involving an appeal of the Planning Director's decision to treat a building permit for the Greg Brown Development as valid; and extend the date for your PSLU Committee to submit its findings and recommendations to the Council to December 31, 2022.

Your Committee expressed concern with suggestions to limit or outline the scope of an investigation, hire special counsel, or take other related action, and instead recommended your PSLU Committee be entrusted with the investigation. Under Resolution 21-4, Draft 1, your PSLU Committee is charged with conducting oversight of the Department of Planning, and implementing the General Plan objective to promote sustainable land use and growth management.

Your Committee voted 6-0 to recommend adoption of Resolution 22-159, CD1. Committee, myself as Committee Chair, Vice-Chair Sinenci, and Members Johnson, Molina, Paltin, and Sugimura voted "aye". Councilmember Lee was excused. I respectfully ask for the Council's support of your Committee's recommendations. Thank you, Chair.

CHAIR LEE: Any more discussion?

Member Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. There's one thing that I didn't hear referenced in the committee report that was agreed to by the Members to meet the deadline was off-week meeting. That was an agreement made in Committee that in order to meet the deadlines of Charter items and others, this item, Members in the Committee agreed to meeting on off-weeks to get this done. So, I just wanted that added into the committee report.

COUNCILMEMBER KING: Okay . . .

CHAIR LEE: Member King, any comments?

COUNCILMEMBER KING: No. That was, that was said. It was, I guess it was an agreement that we made, so it wasn't put into the committee report. But it is on record. And we can certainly add that to the committee report if there are no objections?

CHAIR LEE: Any objections, Members--

COUNCILMEMBER KING: And thank you for including that--

CHAIR LEE: --to making that addition to the committee report?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Alright, no further discussion. All those in favor of the motion, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: All "ayes", zero "noes"; motion carries.

Mr. Clerk.

COUNCILMEMBER KING: Thank you, Members. Thank you, Member Paltin.

COMMITTEE REPORT

NO. 22-74 - GOVERNMENT RELATIONS, ETHICS, AND TRANSPARENCY  
COMMITTEE:

Recommending that Resolution 22-161, entitled "AUTHORIZING SETTLEMENT OF RONDA SMYTHE AND LIANA P. KANNO V. BRANDON SAFFEELS, ET AL., CASE CV 21-00056 LEK-RT AND ALISHA N.K. CONSTANTINO V. BRANDON SAFFEELS, AT AL., CASE CV 21-00316 LEK-RT," be ADOPTED.

CHAIR LEE: Sorry, I had to sneeze.

Member Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair. Gesundheit.

CHAIR LEE: Thank you.

COUNCILMEMBER MOLINA:

I MOVE TO ADOPT RESOLUTION 22-161.

CHAIR LEE: Second?

COUNCILMEMBER SUGIMURA:

SECOND.

COUNCILMEMBER KAMA: Second.

CHAIR LEE: Okay. Moved by Member Molina and seconded by Member Sugimura, to adopt Committee Report, what was that again, 22--

COUNCILMEMBER MOLINA: 22-161.

CHAIR LEE: --161.

Discussion, Member Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair. Your Government Relations, Ethics, and Transparency Committee met on July 12, 2022, and received an overview of the claim in open session by Deputy Corporation Counsel.

The claim alleges various acts of misconduct committed by former Police Officer Brandon Saffuels and further brings claim against the County of Maui for an alleged failure to train and supervise former Officer Saffuels.

At the request of the Deputy Corporation Council, your Committee held an executive session meeting to discuss confidential information related to the claim.

The purpose of the proposed resolution is to authorize the Department of Corporation Counsel to settle the claim under terms set forth in the executive session meeting.

Your Committee voted 7-0 to recommend adoption of Resolution 22-161, with Chair Lee and Member Sugimura were excused that day. I ask for the Members full support of this motion. Mahalo.

CHAIR LEE: Okay, any further discussion? And the motion is to approve Committee Report 22-74, which includes Resolution 22-161. No further discussion. All those in favor of the motion, please raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Nine "ayes", zero "noes"; motion carries.

Mr. Clerk.

COMMITTEE REPORT  
NO. 22-75 - GOVERNMENT RELATIONS, ETHICS, AND TRANSPARENCY  
COMMITTEE:

Recommending that Resolution 22-167, entitled "AUTHORIZING SETTLEMENT OF VIRGINIA A. CHAPMAN V. COUNTY OF MAUI, DISABILITY COMPENSATION DIVISION CASE NO. 7-18-01109," be ADOPTED.

CHAIR LEE: Member Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair.

MOVE TO ADOPT RESOLUTION 22-167.

COUNCILMEMBER KAMA:

SECOND.

CHAIR LEE: Moved by Member Molina, seconded by Pro Temp Kama, to adopt Resolution 22-167.

Discussion? Member Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair. Your Government Relations, Ethics, and Transparency Committee met on this matter July 12, 2022, and received an overview of the claim in open session by Deputy Corporation Counsel.

Claim alleges work-related injuries sustained from lifting a box on July 6, 2018.

At the request of the Deputy Corporation Counsel, your Committee held an executive session meeting to discuss confidential information related to the claim.

The purpose of the proposed resolution is to authorize the Department of Corporation Counsel to settle the claim under terms set forth in the executive session meeting.

And your Committee voted 7-0 to recommend adoption of Resolution 22-167, with Chair Lee and Member Sugimura excused from the vote for that day. I ask for the Members support of this motion. Mahalo.

CHAIR LEE: Any more discussion? Okay. I wonder where I went, Mr. Molina? I'm thinking, I generally don't miss your meetings.

All those in favor of the motion, please raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Okay. Nine "ayes", zero "noes"; motion carries.

Mr. Clerk.

COMMITTEE REPORT  
NO. 22-76 - GOVERNMENT RELATIONS, ETHICS, AND TRANSPARENCY  
COMMITTEE:

Recommending that Bill 22 (2022), entitled "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF HAWAII JUDICIARY FOR A FOUR-YEAR AND ELEVEN MONTH LEASE OF 2,070 SQUARE FEET OF OFFICE SPACE AT 2103 WELLS STREET, WAILUKU, MAUI, HAWAII 96793," be PASSED ON FIRST READING and be ORDERED TO PRINT.

CHAIR LEE: Member Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair.

I MOVE TO PASS BILL 22 (2022) ON FIRST READING

COUNCILMEMBER JOHNSON:

SECOND.

CHAIR LEE: Moved by Member Molina, seconded by Member Johnson, to pass Bill 22 (2022) on first reading.

Discussion? Member Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair. Your GREAT Committee met on July 12, 2022, to discuss Bill 22 (2022), which would authorize an intergovernmental agreement between the County and the State of Hawaii Judiciary for a lease of 2,070 square feet of office space located at 2103 Wells Street in Wailuku, for the State Judiciary's Children's Justice Center of Maui, to provide services for child victims of sexual and physical abuse and child witnesses of domestic violence.

The Department of the Prosecuting Attorney's Children's Peace Center will be located adjacent to the Maui CJC, which would allow for joint services between the two entities and enable a collaborative approach to help child victims and child witnesses.

Staff including the Maui CJC's Program Director, a secretary, a forensic interviewer, and the Friends of the Children's Justice Center of Maui's Executive Director are anticipated to occupy the space by the end of the year.

And the Prosecuting Attorney said the Maui CJC would be the first of its kind in the State of Hawaii.

And by Resolution 22-15, the Council at its meeting of January 21, 2022, authorized acceptance of the Friends of the Children's Justice Center of Maui's donation of paint, painting, carpet and installation, cabinetry, and countertops to the County.

And your Committee also noted that it would like to continue supporting the establishment of this center and expressed appreciation to the Department of the Prosecuting Attorney for coordinating this project.

Your Committee voted 8-0 to recommend passing it on first reading. That day, Member Sugimura was excused.

And under the lease attached to Bill 22, the State Judiciary would pay the County a rental fee of \$3400 a month for a lease term of four years and eleven months. Since the meeting, however, a Corporation Counsel has notified the Committee Chair that the rent amount was renegotiated to \$3100 instead of \$3400. And Madam Chair, in order to make this revision, I posted an ASF on today's agenda as County Communication 22-185.

AND WITH THAT SAID, I'D LIKE TO RE-OPEN COUNTY COMMUNICATION 22-185 AND MOVE TO SUBSTITUTE THE PROPOSED FD1 VERSION OF BILL 22 (2022) ATTACHED TO THE ASF, WHICH INCORPORATES THE FOLLOWING AMENDMENTS:

1. UNDER SECTION 1 ON THE FIRST PAGE OF THE BILL, REPLACES "THREE THOUSAND FOUR HUNDRED DOLLARS (\$3,400)" WITH "THREE THOUSAND ONE HUNDRED DOLLARS (\$3,100); AND
2. REPLACES EXHIBIT "1" WITH A REVISED EXHIBIT "1" CONTAINING UPDATED NUMBERS.

I ask for the Members full support of this amendment. And then, should it pass, the main motion as amended. So that is my amendment to this motion, Madam Chair.

CHAIR LEE: Second?

COUNCILMEMBER SUGIMURA:

SECOND.

COUNCILMEMBER KAMA: Second.

CHAIR LEE: Okay, moved by Member Molina, seconded by Member Sugimura, to amend the main motion as, and as read just now. Any further discussion on the amendment?

Member King.

COUNCILMEMBER KING: Yeah, just a quick question, Madam Chair. Councilmember Molina, was there a reason given for the drop in the monthly rent, or the annual rent?

COUNCILMEMBER MOLINA: You know, it was, I guess no specific reason other than the fact that it was renegotiated down to, from \$3400 to \$3100. So, you know, sounds like a no-brainer to me, we save \$300 more a month.

COUNCILMEMBER KING: I thought this is what the State was paying us.

COUNCILMEMBER MOLINA: Yeah.

COUNCILMEMBER KING: So, we're, isn't that what we . . . So, we're actually losing \$300.

COUNCILMEMBER MOLINA: Yeah. Sorry, about that. Yeah, let me make, stand and correct that. We didn't get a specific, I can't recall, maybe, I don't know if Mr. Martin is on the line?

COUNCILMEMBER KING: Yeah, Mr. Kunkel on the . . . Look like he just popped up and he wants to respond.

CHAIR LEE: Corp. Counsel?

DEPUTY CORPORATION COUNSEL DANIEL KUNKEL: Yes. Thank you. Yes, my name is Dan Kunkel. I've been assisting Andrew Martin with the negotiation of this lease. And the reason why the rent was reduced, well we thought we had finished negotiating everything back in December of 2021. And then we submitted the ordinance to approve it in January.

But right about when the GREAT Committee was reviewing this, the State Judiciary said that in light of the fact that janitorial services are not covered by that rent, they wanted the rent reduced by, from \$3,400 to \$3,100 per month. Janitorial services cannot be included. Since the State will be occupying that space, we cannot use County Department of Public Works custodian staff. And so, the State Judiciary is responsible for obtaining their own janitorial services.

And we're sorry about this late amendment, but again we, it was, we thought it was completely negotiated last December. But just recently, the State Judiciary requested that reduction because of janitorial services.

COUNCILMEMBER KING: Okay. That's a good explanation. Thank you for that. Appreciate knowing why the reduction. Thank you, Chair.

CHAIR LEE: Yeah. Thank you for the clarification. Any more discussion on the amendment? If not, all those in favor, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Nine "ayes", zero "noes"; motion carries.

Now, the main motion as amended. Any more discussion? If not, all those in favor of the main motion as amended, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Nine "ayes", zero "noes"; motion carries.

Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, the County Communication is still before the body for disposition.

NO. 22-185 - MICHAEL J. MOLINA, CHAIR, GOVERNMENT RELATIONS, ETHICS, AND TRANSPARENCY COMMITTEE,  
(dated July 28, 2022)

Transmitting a proposed amendment to Bill 22 (2022) entitled "A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF HAWAII JUDICIARY FOR A FOUR-YEAR AND ELEVEN MONTH LEASE OF 2,070 SQUARE FEET OF OFFICE SPACE AT 2103 WELLS STREET, WAILUKU, MAUI, HAWAII 96793".

CHAIR LEE: Mr. Molina.

COUNCILMEMBER MOLINA: I'm sorry, Madam Chair? I'm sorry, I . . .

CHAIR LEE: You want to file the communication? Make a motion to file the communication.

COUNCILMEMBER MOLINA: Yeah. Yeah.

SO MOVED TO FILE.

COUNCILMEMBER KING:

SECOND.

COUNCILMEMBER KAMA: Second.

CHAIR LEE: Moved by Member Molina, second by Member King, to file the communication.

Any discussion? If not, all those in favor of the motion, raise, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Nine "ayes", zero "noes"; motion carries.

Mr. Clerk.

COMMITTEE REPORT  
NO. 22-77 - INFRASTRUCTURE AND TRANSPORTATION COMMITTEE:

Recommending the following:

1. That Bill 120 (2022), entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 12.40, MAUI COUNTY CODE, TO RENAME KULA COMMUNITY CENTER TO VON TEMPSKY 'OHANA COMMUNITY CENTER COMPLEX," be PASSED ON FIRST READING and be ORDERED TO PRINT; and
2. That County Communication 21-456, from Councilmember Yuki Lei K. Sugimura, be FILED.

CHAIR LEE: Member Sugimura.

COUNCILMEMBER SUGIMURA: Thank you.

I MOVE TO ADOPT THE RECOMMENDATIONS IN  
COMMITTEE REPORT 22-77.

COUNCILMEMBER KAMA:

SECOND.

CHAIR LEE: Moved by Member Sugimura, seconded by Pro Temp Kama, to approve the recommendations in Committee Report 22-77.

Discussion? Member Sugimura.

COUNCILMEMBER SUGIMURA: Thank you, Chair. Your Infrastructure Transportation Committee met on September 27, 2021, September, sorry, November 15, 2021, and July 11, 2022, to discuss a proposed bill entitled, "A BILL FOR AN ORDINANCE AMENDING CHAPTER 12.40, MAUI COUNTY CODE, TO RENAME KULA COMMUNITY CENTER TO VON TEMPSKY COMMUNITY CENTER COMPLEX".

Your Committee notes, at its meeting of June 21, 2022, the Council passed Bill No. 100 (2022) to allow County parks and facilities to be named after families.

On October 15, 1952 *[sic]*, Robert Gordon "Boy" von Tempsky granted the Kula Community Center a 99-year lease of the property where the Kula Community Center is located. The Kula Community Club then subleased the property to the County.

A Deputy Corporation Counsel confirmed that the sublease agreement, which expires on November 30, 2050, does not prohibit the County from renaming the facility.

Your Committee also notes that the Public Works Commission and the Maui County Cultural Resources Commission both reviewed the acquisition, application to rename Kula Community Center and recommended approval.

Your Committee recognized and expresses appreciation to the legacy and contributions of the von Tempsky family to Maui and the Kula area, and includes their involvement, included their involvement with the Maui County Fair; their active participation in local polo tournaments, rodeos, flower and vegetable shows; and lease of pasture land to local farmers for crop cultivation.

Your Committee voted 5-0 to recommend passage of Bill 120 (2022) on first reading. I respectfully ask for the Members support of my motion. Thank you.

CHAIR LEE: Any more discussion?

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. I am supportive of the motion.

I WOULD LIKE TO MOVE TO AMEND THE MAIN MOTION TO STRIKE THE WORD "OHANA". SO, I MOVE TO AMEND BILL 120, BY STRIKING THE WORD "OHANA" AND ADDING IN "KULA" TO THE END, SO THAT IT WOULD READ VON TEMPSKY, KULA, SORRY. "VON TEMPSKY COMMUNITY CENTER COMPLEX IN KULA".

CHAIR LEE: Any discussion on that? Well, let's see, do we have a second?

COUNCILMEMBER JOHNSON:

I'LL GET A SECOND ON THAT.

CHAIR LEE: Okay, Vice-Chair Rawlins-Fernandez moved, and Member Johnson seconded to make that change. Any further discussion?

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Very briefly. I think it's understood without having to say ohana that it implies the ohana. So, von Tempsky Community Center Complex.

And in previous discussions that we've had, we identified the importance of recognizing the place, so that the facility is named after the individual or family, and the place is not, is also recognized and honored. So, in recognizing Kula in the official name. Mahalo, Chair.

CHAIR LEE: Okay. Any other?

Mr. Krueger.

DEPUTY COUNTY CLERK: Thank you, Chair. Just to clarify for staff, is the amendment to make that change for all instances where von Tempsky Ohana Community Center Complex appears in the bill, including the title?

VICE-CHAIR RAWLINS-FERNANDEZ: Yes.

DEPUTY COUNTY CLERK: Thank you.

CHAIR LEE: Okay. Any, any more discussion?

Pro Temp Kama.

COUNCILMEMBER KAMA: Thank you, Chair. Thank you for the amendment, Councilmember Rawlins-Fernandez. So, does that mean that, you know, when we're going to have to publicize it, or we're going to have to put a plaque that there's a name, you know, we always name our community centers' name. So, is that the name that's going to go on the plaque that's going to be fronting or, however we're going to put this sign, that's what the sign is going to say?

CHAIR LEE: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Yes.

CHAIR LEE: Okay.

COUNCILMEMBER KAMA: Thank you.

CHAIR LEE: Anybody else?

Member Molina, did you want to say something? No?

COUNCILMEMBER MOLINA: No, no. It's just interesting discussion.

CHAIR LEE: I, I, yes, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. I forgot to add that I did not discuss it with the entire family, but it was discussed with a member of the family. Mahalo, Chair.

CHAIR LEE: Alright. I just want to say I fully support renaming this center, because I know growing up that the von Tempsky family were, they were like kamaaina. I mean, that they, they were as local as can be. They fully gave of themselves, volunteered freely, and were an integral part of the community, and I'm happy to support the family.

Any further discussion? All those in favor, I assume we voted on the amendment already? Okay, so all those in favor of the amendment, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Nine "ayes", zero "noes"; motion carries on the amendment.

So, the main motion as amended. Any more discussion? If not, all those in favor, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Okay, nine "ayes", zero "noes"; motion carries.

Mr. Clerk.

Member Paltin, did you have a question?

COUNCILMEMBER PALTIN: Sorry, slow on putting down my hand.

CHAIR LEE: Oh, okay.

Mr. Clerk.

COMMITTEE REPORT  
NO. 22-78 - PLANNING AND SUSTAINABLE LAND USE COMMITTEE:

Recommending that Resolution 22-151, CD1, entitled "REFERRING TO THE PLANNING COMMISSIONS A PROPOSED BILL RELATING TO OFF-STREET PARKING AND LOADING", be ADOPTED.

CHAIR LEE: Okay. This would be for Planning and Land Use Committee.

Member Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair.

I MOVE TO ADOPT THE RECOMMENDATION IN COMMITTEE REPORT 22-78.

COUNCILMEMBER KING:

SECOND.

CHAIR LEE: Second? Moved by Member Paltin, seconded Member King, to approve the recommendations in Committee Report 22-78.

Discussion? Member Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. Your Planning and Sustainable Land Use Committee met on June 16, 2022 *[sic]*, and discussed Resolution 22-151, referring to the Maui Planning Commissions a proposed bill related to off-street parking.

The purpose of the proposed bill is to regulate the number of cars allowed to be parked on a residential property operating as an automobile rental or car sharing service.

Your Committee noted the proposed bill would address an increased number of cars parked in residential areas. A representative from the Department of Planning said parking for residential properties is regulated for home businesses under Chapter 19.67, Maui County Code.

Your Committee noted Section 19.67.030(E) allows for a maximum of four parking spaces for the home business on lots of less than one acre and restricts on-street parking of vehicles associated with the home business.

Your Committee further noted the overnight parking of any vehicle is subject to Section 10.48.110, Maui County Code, which prohibits parking on roadways "for a period of time longer than sixty minutes between the hours of two a.m. and six a.m. of any day."

Your Committee discussed whether an automobile rental or car sharing service such as Turo is considered a home business.

Your Committee agreed to revise the proposed bill to meet the general parking standards and restrictions similar to those for home businesses under Section 19.67.030(E). And your Committee voted 8-0 to recommend adoption of Resolution 22-151, CD1. I respectfully ask for the Members support of my motion.

CHAIR LEE: Any further discussion, Members? Okay. Thank you, Member Paltin for taking up this very important matter, especially it affects many places in the central area.

All those in favor of the motion, please raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

CHAIR LEE: Opposed, "nay".

NOES: NONE.

CHAIR LEE: Motion carries. Nine "ayes", zero "noes"; motion carries.

Mr. Clerk, are we on resolutions now?

DEPUTY COUNTY CLERK: Yes, Chair. Proceeding with testimony on resolutions. We currently have one individual who's signed up to testify on resolutions. That would be Kekai Robinson. If anyone would like to testify on a resolution, please identify yourself now.

Kekai, Robinson, it is your time to testify.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair.

CHAIR LEE: Yes, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. In the chat it said Ms. Robinson clarified that, wanted to testify before the bills come up, bill section, instead of the resolution section.

CHAIR LEE: Okay, we'll make a note of that.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

CHAIR LEE: Mr. Clerk, make a note of that, okay? So, you want to call up any more testifiers for the resolutions?

DEPUTY COUNTY CLERK: Chair, there's no one else signed up to testify on resolutions. I have noted down Kekai Robinson to testify on Reso 22-186 and then again on bills, Bills 121 and 123.

CHAIR LEE: On Reso 22-186, did you say?

DEPUTY COUNTY CLERK: Yes.

CHAIR LEE: Okay. So, does he want to provide that now?

MS. KEKAI ROBINSON, KE KULA 'O PI'ILANI (testifying on Resolution No. 22-186):

Hi. Aloha mai kakou. This is Kekai Robinson. Aloha mai. I would just say shortly that I'd like to testify in support of Bill 121. I will come back again and, and, and testify in regards to Ke Kula 'o Pi'ilani. But very shortly, on Resolution 121, am I saying it correct? Oh, Bill 121, is that okay?

DEPUTY COUNTY CLERK: Chair.

CHAIR LEE: 123. I think it's 123, isn't it?

MS. ROBINSON: 123 is the other one that I would like to also testify on.

CHAIR LEE: Oh, okay.

DEPUTY COUNTY CLERK: Chair?

CHAIR LEE: Yes, Mr. Clerk.

DEPUTY COUNTY CLERK: Apologies. Before proceeding, right now, we're only accepting testimony on the category for resolutions. So, I just wanted to clarify with you, Chair, in case you were willing to accept testimony on other remaining items at this time.

CHAIR LEE: Okay. No, I thought I heard her say she wanted to testify on a resolution as well as a bill, but I guess not. Right, Ms. Robinson? You wanted to testify on which bill again? 1, 121.

COUNCILMEMBER KAMA: One. Yeah, but.

CHAIR LEE: 23, 123, okay.

COUNCILMEMBER KAMA: I think the Resolution is 22-186.

CHAIR LEE: Okay, 22-186. So, that's what we heard. Mr., Mr. Clerk, we heard her say Resolution 22-186 and Bill 121.

DEPUTY COUNTY CLERK: Yes, Chair. So, if--

COUNCILMEMBER PALTIN: And Bill 123.

DEPUTY COUNTY CLERK: We have that all noted down. So, right now, we were going to call testimony on the resolutions. And then once the Council completes that and completes discussion of resolutions, then we would open up testimony for bills when the bills category came up.

CHAIR LEE: So, she should be, she would be able to testify now then on Resolution 22-186?

DEPUTY COUNTY CLERK: Yes, Chair.

CHAIR LEE: Okay. So, let's call her back. Ms. Robinson? Ms. Robinson?

VICE-CHAIR RAWLINS-FERNANDEZ: Chair.

CHAIR LEE: Vice-Chair.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Ms. Robinson indicated that she would, she's supporting Resolution 1, 186, but will be testifying before the bill section when Bill 123 will be taken up, as well as Bill 121, at that time of the section of the bills. Mahalo, Chair.

CHAIR LEE: Okay, thank you. So, is that correct, Ms. Robinson? You, you don't want to testify on Resolution 22-186 at this time. Right? You're going to testify on the bills later.

MS. ROBINSON: Yes. Mahalo, that's correct.

CHAIR LEE: Okay. Very good.

MS. ROBINSON: Thank you.

CHAIR LEE: Okay, any objections, Members, to closing testimony on resolution.

Oh, Member Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. I just wanted to let the Members know, and I'm not sure the procedure is, Mr. Mark Deakos doesn't need to present any testimony, but he is available if Members have any questions regarding previous commitments before taking the Planning Commission. So, I'm not sure if the procedure would be designating him a resource at this point. But he's on the line available if Members have questions.

CHAIR LEE: Members, you have, do you want to designate Mr. Deakos as a resource person later when that item comes up? Or you don't have questions?

VICE-CHAIR RAWLINS-FERNANDEZ: I don't have questions for Mr. Deakos, Chair.

COUNCILMEMBER KING: I don't have questions or any concerns.

COUNCILMEMBER MOLINA: Same here.

CHAIR LEE: Nobody seems to have any questions or concerns at this point.

COUNCILMEMBER PALTIN: Okay.

CHAIR LEE: Okay. Can you let him know? Thanks.

COUNCILMEMBER PALTIN: Sure.

CHAIR LEE: Okay, so any objections to closing testimony on resolutions at this time?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay. So, ordered. No, testimony is closed on resolutions.

Mr. Clerk, proceed with resolutions.

DEPUTY COUNTY CLERK: Proceeding with resolutions.

## RESOLUTIONS

RESOLUTION  
NO. 22-170

RELATING TO THE APPOINTMENT OF ANDREE-MICHELLE CONLEY-  
KAPOI TO THE MAUI COUNTY CULTURAL RESOURCES COMMISSION

CHAIR LEE: Member Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair.

MOVE TO DISCHARGE THE GOVERNMENT RELATIONS,  
ETHICS, AND TRANSPARENCY COMMITTEE FROM  
FURTHER CONSIDERATION OF RESOLUTION 22-170.

VICE-CHAIR RAWLINS-FERNANDEZ:

SECOND.

CHAIR LEE: Moved by Member Molina, seconded by Vice-Chair Rawlins-Fernandez, to discharge the Committee of this item.

And Mr. Molina, your discussion?

COUNCILMEMBER MOLINA: Yes, thank you, Madam Chair. The Council's deadline to approve or disapprove this nomination is August 8, 2022. If we don't take action today, the nomination will automatically be deemed approved, which is the reason for today's discharge request. Mahalo.

CHAIR LEE: Anymore discussion? All those in favor of the discharge request, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Nine "ayes", zero "noes"; motion carries.

Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair.

MOVE TO WAIVE THE REQUIREMENT OF COMMITTEE  
REFERRAL AND REPORT FOR RESOLUTION 22-170, IN  
ACCORDANCE WITH RULE 7.G OF THE RULES OF THE  
COUNCIL.

VICE-CHAIR RAWLINS-FERNANDEZ:

SECOND.

CHAIR LEE: Moved by Member Molina, seconded by Vice-Chair Rawlins-Fernandez, to  
waive the Rules of the Council regarding the Committee referral.

Discussion, Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair. Same reasons as I gave for the  
discharge, this is a time sensitive matter, so we need to take this up. Otherwise, we  
end up, the nomination just gets automatically deemed approved. Thank you.

CHAIR LEE: Anymore discussion? If not, all those in favor of the motion, raise your hand  
and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Nine "ayes", zero "noes"; motion carries.

Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair.

MOVE TO ADOPT RESOLUTION 22-170.

CHAIR LEE: Second?

COUNCILMEMBER SINENCI:

SECOND.

CHAIR LEE: Moved by Mr. Molina, seconded by Mr. Sinenci, to adopt Resolution 22-170.

And discussion, Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair. During the August 2, 2022, meeting this week in the GREAT Committee, we discussed the Mayor's nomination of Andree-Michelle Conley-Kapoi to the Maui County Cultural Resources Commission for a term expiring on March 31, 2023, to fill a vacancy replacing Ian Bassford.

Ms. Conley-Kapoi is a Principle Investigator for the Archaeological & Ethnographic Consultants Hawaii, LLC and a board member of the Maui Historical Society. And she previously served as a board member for the Helekunihi Cultural Foundation.

And Members, I'm very confident that this nominee will be a great asset to the Maui County Cultural Resources Commission. And I would like to thank her for her willingness to serve. And I ask for the Members full support of this motion. Thank you.

CHAIR LEE: Any further discussion? If not, all those in favor of the motion, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Nine "ayes", zero "noes"; motion carries.

Mr. Clerk.

RESOLUTION  
NO. 22-174

APPOINTMENT OF A MEMBER TO THE  
MAUI PLANNING COMMISSION FOR THE COUNTY OF MAUI

CHAIR LEE: Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair.

MOVE TO DISCHARGE THE GOVERNMENT RELATIONS,  
ETHICS, AND TRANSPARENCY COMMITTEE FROM  
FURTHER CONSIDERATION OF RESOLUTION 22-174.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Okay, moved by Member Molina, seconded by Member Sugimura, on the motion to discharge.

Discussion, Mr. Molina.

COUNCILMEMBER MOLINA: Yes, thank you, Madam Chair. The Council's deadline to approve or disapprove the nomination of Mark Henry Deakos is August 22, 2022. If we don't take action today, the nomination will automatically be deemed approved, which is the reason for today's discharge request. Thank you.

CHAIR LEE: Anymore discussion? All those in favor of the discharge request, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Nine "ayes", zero "noes"; motion carries.

Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair.

MOVE TO WAIVE THE REQUIREMENT OF COMMITTEE REFERRAL AND REPORT FOR RESOLUTION 22-174, IN ACCORDANCE WITH RULE 7.G. OF THE RULES OF THE COUNCIL.

CHAIR LEE: Second?

VICE-CHAIR RAWLINS-FERNANDEZ:

SECOND.

CHAIR LEE: Moved by Member Molina, seconded by Vice-Chair Rawlins-Fernandez, on the waiver of Committee referral.

Discussion, Member Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair. This matter is a time sensitive matter, for the reasons stated during the discussion of the discharge request. No further discussion. Thank you.

CHAIR LEE: Anymore discussion? If not, all those in favor of the motion, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING, MOLINA, PALTIN, SINENCI, SUGIMURA, VICE-CHAIR RAWLINS-FERNANDEZ, AND CHAIR LEE.

NOES: NONE.

CHAIR LEE: Nine "ayes", zero "noes"; motion carries.

Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair.

MOVE TO ADOPT RESOLUTION 22-174.

COUNCILMEMBER KING:

SECOND.

VICE-CHAIR RAWLINS-FERNANDEZ: Second.

COUNCILMEMBER KAMA: Second.

CHAIR LEE: Moved by Mr. Molina, seconded by Member King, to adopt Resolution 22-1, did you say 174 or 76?

COUNCILMEMBER MOLINA: Correct. 174.

CHAIR LEE: 174. Okay, 174.

And discussion?

COUNCILMEMBER MOLINA: Yeah. Thank you, Madam Chair. No, not much discussion. I guess we all know Mr. Deakos and his qualifications. And again, this would be for a term that expires on March 31, 2027. So, being that, you know, we know Mr. Deakos and he's very, quite knowledgeable in this field, I believe he would make an excellent nominee to the Maui Planning Commission. And I ask for the Members full support of his nomination. Thank you.

CHAIR LEE: Anymore discussion?

Mr. Krueger.

DEPUTY COUNTY CLERK: Thank you, Chair. I just want to alert the body that for this resolution, the, this is one with attachments attached to it and currently, Exhibits "B" and "C" are blank. So, in order to effectuate an appointment, they would need to have a name placed on the appropriate exhibit. Thank you, Chair.

CHAIR LEE: So, what are you suggesting, Mr. Krueger?

DEPUTY COUNTY CLERK: Chair, for, for, particular for Resolution 22-174, there's an Exhibit "B" where approved members names are and Exhibit "C" where disapproved members names are. So, if the body intends to approve the appointment of Mark Henry Deakos, they would need to amend the resolution to have his name placed on Exhibit "B". Thank you, Chair.

COUNCILMEMBER MOLINA:

OKAY, MADAM CHAIR, I MOVE TO AMEND BY PLACING THE NAME OF MARK DEAKOS ON EXHIBIT "B", WHICH IS TO APPROVE HIS NOMINATION TO THE MAUI PLANNING COMMISSION.

COUNCILMEMBER KAMA:

SECOND.

CHAIR LEE: Moved by Member Molina, seconded by Member Pro Temp Kama to place Mr. Deakos name on Exhibit "B".

Any further discussion?

COUNCILMEMBER MOLINA: No further discussion, Madam Chair.

CHAIR LEE: Vice-Chair Rawlins-Fernandez? Okay, all those in favor of the motion, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING, MOLINA, PALTIN, SINENCI, SUGIMURA, VICE-CHAIR RAWLINS-FERNANDEZ, AND CHAIR LEE.

NOES: NONE.

CHAIR LEE: Okay. Nine "ayes", zero "noes"; motion carries.

Mr. Clerk.

VICE-CHAIR RAWLINS-FERNANDEZ: Main motion as amended.

CHAIR LEE: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair for my opportunity to speak to the main motion as amended. I speak in strong support of the motion. We did discuss this in Committee, and we did, as Member Paltin alluded to a little earlier, discuss that, you know, Mr. Deakos and would be starting a little earlier because of commitments prior to being asked to serve on the Commission. So, that it's understood by this Council and the Administration via Mr. Mossman that he would be starting in November.

And I'm appreciative of the Administration and the Mayor for working with this Council in agreeing that someone with his expertise and background in coastal management should also serve on the planning commissions, all the planning commissions, this one particularly the Maui Planning Commission. So, mahalo to the Mayor. Mahalo to all the Members for their support of this . . . And mahalo Mr. Deakos for his willingness to serve on the Commission. Mahalo Chair.

CHAIR LEE: Okay. Wondering why about the two different exhibits. Any more discussion? Okay, all those in favor of the motion, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Okay. Nine "ayes", zero "noes".

Mr. Clerk, anything else on this item?

DEPUTY COUNTY CLERK: No, Chair.

CHAIR LEE: Okay. Proceed.

DEPUTY COUNTY CLERK: So, just to clarify that, that was the main motion as amended; nine "ayes", zero "noes", right?

CHAIR LEE: Yes.

DEPUTY COUNTY CLERK: Okay. Apologies for that, Chair.

RESOLUTION  
NO. 22-175

APPOINTMENT OF A MEMBER TO THE  
POLICE COMMISSION FOR THE COUNTY OF MAUI

CHAIR LEE: Member Molina.

COUNCILMEMBER MOLINA: Madam Chair. If there are no objections, I'd like to call, ask the Clerk to call up Resolution 22-176 so we can take up these both, these two matters in one motion if no, if there are no objections?

CHAIR LEE: Any objections, Members?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: If not, if not, thank you.

Mr. Clerk, can you bring up 176 as well?

DEPUTY COUNTY CLERK: Yes, Chair.

RESOLUTION  
NO. 22-176

APPOINTMENT OF A MEMBER TO THE  
PUBLIC WORKS COMMISSION FOR THE COUNTY OF MAUI

CHAIR LEE: Member Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair.

I MOVE TO DISCHARGE THE GOVERNMENT RELATIONS,  
ETHICS, AND TRANSPARENCY COMMITTEE FROM  
FURTHER CONSIDERATION OF RESOLUTION 22-175 AND  
RESOLUTION 22-176.

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Moved by Member Molina, second by Member Sugimura, to, regarding the discharge requests on Resolutions 22-175 and 22-176.

Discussion, Member Molina.

COUNCILMEMBER MOLINA: Yes, thank you very much, Madam Chair. The Council's deadline to approve or disapprove the nominations of Arragon Kekoawiwaole Mowat is August 16, 2022, as well as the nomination of Nathan Kalani Ignacio, same day. So which is why the reason for today's discharge request because if we don't take it up they're both going to be automatically deemed approved. Thank you.

CHAIR LEE: Anymore discussion? All those in favor of the motion, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Nine "ayes", zero "noes"; motion carries.

Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair.

MOVE TO WAIVE THE REQUIREMENT OF COMMITTEE  
REFERRAL AND REPORT FOR RESOLUTION 22-175 AND  
RESOLUTION 22-176, IN ACCORDANCE WITH RULE 7.G OF  
THE RULES OF THE COUNCIL.

CHAIR LEE: Second?

COUNCILMEMBER SUGIMURA:

SECOND.

CHAIR LEE: Okay. Moved by Member Molina, seconded by Member Sugimura, to waive the Rules of the Council regarding this matter.

Discussion, Member Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair. Both matters are time sensitive for the reasons stated during the discussion of the discharge request. Thank you.

CHAIR LEE: Anymore discussion? All those in favor of the motion, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Nine "ayes", zero "noes", with regard to the waiver. Motion carries.

Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair.

MOVE TO ADOPT RESOLUTION 22-175 AND RESOLUTION  
22-176.

VICE-CHAIR RAWLINS-FERNANDEZ:

SECOND.

CHAIR LEE: Moved by Mr. Molina, seconded by Vice-Chair Rawlins-Fernandez, to adopt the Resolutions 22-175, 22-176?

Discussion, Mr. Molina.

COUNCILMEMBER MOLINA: Thank you, Madam Chair. During the August 2, 2022, GREAT Committee meeting the Committee discussed the Mayor's nominations of Arragon Kekoawiwaole Mowat to the Police Commission for a term expiring on March 21, 2027; and also the nomination of Mr. Nathan Kalani Ignacio, as well, to the Public Works Commission.

First, for Mr. Mowat, he's the Director of Security, Telecommunications & Guest Services at the Hyatt Regency Maui Resort and Spa, and a Lahainaluna Varsity football coach. And he expressed interest in serving on the Police Commission because it's the Commission he feels where his skills and knowledge are most valuable. And he

also stated he's interested in being part of a process to re-establish the faith and trust in the Police Chief and Police Department. I'm confident Mr. Mowat will be a fine asset to the Police Commission.

Now, as it relates to Mr. Ignacio, he is a Molokai resident and retired Maui County Firefighter. And in, in addition to his years of public service as a County first responder, he is also a Little League and high school baseball coach, and a member of the EOC Evacuation and Disaster Management Team. I'm confident that Mr. Ignacio, with his life experiences and experience working for the County of Maui, he will certainly be an asset to the Public Works Commission.

And so, therefore, I ask for the Members full support of both of these nominees. Thank you.

CHAIR LEE: Any discussion, Members?

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo Chair. Real quick. Strong support of the motion. Always supportive of getting Molokai voices on there, both born and raised Molokai. And with Mr. Mowat, it's, we get a double bonus of Molokai perspective as well as a West Maui perspective. And that Commission has been absent of a West Maui perspective for too long. So, very supportive of getting that on, that perspective on the West Maui voice onto the Commission. Mahalo Chair.

CHAIR LEE: Anymore discussion? If not, all those in favor of the motion for 22-175, 22-176, to approve--

VICE-CHAIR RAWLINS-FERNANDEZ: . . . the Clerk.

CHAIR LEE: Mr. Clerk?

DEPUTY COUNTY CLERK: Chair, apologies to interject. But just to notify the body, these resolutions are structured similarly to Resolution 22-174. So, in order to effectuate an appointment, they would need to, the body needs to amend these resolutions to place the appropriate names on Exhibit "B" of each resolution. So, for Resolution 22-175, that would be Arragon Kekoawiwaole Mowat and for Resolution 22-176, that'd be Nathan Kalani Ignacio, to place those names on the appropriate Exhibit "B"s.

CHAIR LEE: Okay. And I'll let Mr. Molina make that motion.

COUNCILMEMBER MOLINA: Okay, mahalo, Madam Chair.

I MOVE TO AMEND TO ADD THE NAME OF MR. MOWAT TO THE EXHIBIT "B" FOR APPROVAL TO THE MAUI COUNTY POLICE COMMISSION.

AND THEN, FOR MR. IGNACIO, I MOVE TO ADD HIS NAME TO EXHIBIT "B" AS THE NOMINEE TO THE PUBLIC WORKS COMMISSION.

VICE-CHAIR RAWLINS-FERNANDEZ:

SECOND.

COUNCILMEMBER KAMA: Second.

CHAIR LEE: Moved by Member Molina, seconded by Vice-Chair Rawlins-Fernandez, to move the two appointees to the Exhibit "B".

Any discussion? If not, this is an amendment to the main motion. All those in favor, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING, MOLINA, PALTIN, SINENCI, SUGIMURA, VICE-CHAIR RAWLINS-FERNANDEZ, AND CHAIR LEE.

NOES: NONE.

CHAIR LEE: Nine "ayes", zero "noes"; motion carries.

Mr. Molina, anything else?

COUNCILMEMBER MOLINA: No further discussion. Thank you.

CHAIR LEE: Okay, now the main motion as amended. Any more discussion? None. All those in favor, raise your hand, say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: The main motion as amended. Okay. Nine "ayes", zero "noes"; motion carries.

Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, recommended for referral to your Government Relations, Ethics, and Transparency Committee are:

RESOLUTION  
NO. 22-177

RELATING TO THE APPOINTMENT OF DALE JULIAN PARSONS JR. TO  
THE FIRE AND PUBLIC SAFETY COMMISSION FOR THE  
COUNTY OF MAUI

The recommended action is that Resolution No. 22-177 be referred to the Government Relations, Ethics, and Transparency Committee.

RESOLUTION  
NO. 22-178

APPROVING THE APPOINTMENT OF  
ROGERENE "KALI" ARCE AS THE  
DIRECTOR OF AGRICULTURE

The recommended action is that Resolution No. 22-178 be referred to the Government Relations, Ethics, and Transparency Committee.

RESOLUTION  
NO. 22-179

REMOVAL OF KALIKOLEHUA ELIZABETH  
KEANUENUEONALANI STORER FROM THE BOARD OF  
WATER SUPPLY FOR THE COUNTY OF MAUI

The recommended action is that Resolution No. 22-179 be referred to the Government Relations, Ethics, and Transparency Committee.

*(RESOLUTION NO. 22-179 WAS ADOPTED LATER IN THE MEETING. See page nos. 96 through 99 for discussion and action.)*

RESOLUTION  
NO. 22-180

AUTHORIZING AN AMENDMENT TO RESOLUTION 21-158 REGARDING THE DATES UPON WHICH THE HANA BALL PARK/MULTIPURPOSE FIELD, OUTDOOR TENNIS AND BASKETBALL COURTS, HELENE HALL, AND THE HANA COMMUNITY CENTER WILL BE USED FOR THE HANA FESTIVALS OF ALOHA IN ACCORDANCE WITH SECTION 13.04A.100, MAUI COUNTY CODE

The recommended action is that Resolution No. 22-180 be referred to the Human Concerns and Parks Committee.

*(RESOLUTION NO. 22-180 WAS ADOPTED LATER IN THE MEETING. See page nos. 100 through 103 for discussion and action.)*

RESOLUTION  
NO. 22-181

REFERRING TO THE PLANNING COMMISSIONS  
A PROPOSED BILL RELATING TO MOBILE  
VACATION DWELLINGS

The recommended action is that Resolution No. 22-181 be referred to the Planning and Sustainable Land Use Committee.

CHAIR LEE: Okay, any objections, Members, to these referrals?

Member Paltin.

DISCUSSION AND ACTION RELATING TO  
RESOLUTION NO. 22-179

COUNCILMEMBER PALTIN: Chair, with your permission and Member Molina's permission, I would like to request, if it's possible, if we take action on 22-179. I, I did speak with Ms. Storer last night and she did write a resignation letter, she just forgot to press send and that's what triggered this. And we were in discussion in trying to find another West Maui candidate. We're going to approach Kahu Karen Kanekoa. But I don't know that we need to drag the process out if other Members are okay with taking action today and can trust that I spoke with her last night.

CHAIR LEE: Members. Members, we were going to make all of these referrals, but Member Paltin is asking that we take action on 22-179, because she spoke with the board member. And so, any objections to taking action on this particular resolution and referring the rest?

COUNCILMEMBER MOLINA: No objections.

COUNCILMEMBER KAMA: No objections.

CHAIR LEE: No objections.

VICE-CHAIR RAWLINS-FERNANDEZ: Objection. Objection.

CHAIR LEE: Yes.

VICE-CHAIR RAWLINS-FERNANDEZ: I have no objection to taking action on this resolution, but there are two resolutions that I'm requesting action be taken today and not referred.

CHAIR LEE: Okay. Let's take them one at a time. Are yours before hers? What numbers are yours?

VICE-CHAIR RAWLINS-FERNANDEZ: Member Paltin has the floor. I'm happy to yield to her and take up the next two after her.

CHAIR LEE: Okay. Member Paltin, would you like to make a motion?

COUNCILMEMBER PALTIN: Sure.

I MOVE TO APPROVE THE RESOLUTION 22-179.

CHAIR LEE: Second?

COUNCILMEMBER MOLINA:

SECOND.

CHAIR LEE: Okay. Moved by Member Paltin, seconded by Member Molina, to approve the resolution, the recommendation in Resolution 22-179.

And Ms., Ms. Paltin, what is your discussion?

COUNCILMEMBER PALTIN: That I spoke with--

DEPUTY COUNTY CLERK: I think Mr. Krueger wants to stop us.

CHAIR LEE: Okay. No, I was, I was wondering if you were going to pronounce her name as terrific as he did. That's, that's quite a hard one.

Mr. Krueger, what did, why did you appear on screen.

DEPUTY COUNTY CLERK: Apologies, Chair. I just wanted to notify the body that Rule 7.G. likely applies in this situation.

CHAIR LEE: Oh, okay. So, you'll have to do, go through that process.

COUNCILMEMBER PALTIN:

I MOVE TO WAIVE RULE 7.G IN ACCORDANCE WITH THE  
COUNCIL RULES.

VICE-CHAIR RAWLINS-FERNANDEZ:

SECOND.

CHAIR LEE: Who made that noise? Okay, moved by Member Paltin, seconded by Vice-Chair Rawlins-Fernandez, to waive the Rules of the Council.

Discussion, Member Paltin.

COUNCILMEMBER PALTIN: Thank you. The waiver of this Rule is necessary to take action today and save precious time for Member Molina's Committee.

CHAIR LEE: Anymore discission on the waiver? All those in favor, raise your hand, say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Okay, we have nine "ayes", zero "noes"; motion carries.

Back to you, Member Paltin.

COUNCILMEMBER PALTIN: Shall I make the motion again, on?

I MOVE THAT WE APPROVE THE RECOMMENDATION IN  
RESOLUTION 22-179.

COUNCILMEMBER KAMA:

SECOND.

CHAIR LEE: Moved by Member Paltin, seconded by Pro Temp Kama, to approve the recommendation in Resolution 22-179.

Discussion, Member Paltin.

COUNCILMEMBER PALTIN: Thank you. And for you, Chair, I had a conversation with Kalikolehua Elizabeth Keanueneonalani Storer last night. And she is, she is overwhelmed with makua kuleana, with many children in immersion, two full-time jobs. And you know, sometimes we just want to say "yes" when opportunity presents itself and we end up over-extending ourselves. She works full-time for the hotel industry, full-time for Puu Kukui, and she's a mother to immersion school kids. And she's so

busy, she wrote a resignation letter and forgot to hit send. She texted it to me last night. And we were trying to brainstorm on finding another candidate for Mr. Mossman. And hopefully this will help the situation.

CHAIR LEE: Okay. Very good your pronunciation.

Alright, anymore discission? All those in favor of the motion, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Nine "ayes", zero "noes"; motion carries.

Do we have to do anything else on this, Mr. Krueger?

DEPUTY COUNTY CLERK: No, Chair. Our understanding is the body just adopted that resolution. Thank you.

CHAIR LEE: Okay. Alright. Now, we have another one not to refer. Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo Chair.

I MOVE TO ADOPT RESOLUTION 22-182.

COUNCILMEMBER KAMA:

SECOND.

CHAIR LEE: Okay. Moved by Vice-Chair Rawlins-Fernandez, seconded by Pro Temp Kama, to adopt Resolution 22-182.

Discussion, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: I see Mr. Krueger.

CHAIR LEE: Mr. Krueger? Oh, we have to do the waiver?

DEPUTY COUNTY CLERK: No, Chair. No, Chair. It's just I didn't call up this item yet. Apologies, Chair.

CHAIR LEE: Oh, okay. That's right, that's right. That's true, that's true. Okay, we'll have. Please call this one up. And what is the other one? Did you want to handle it separately? You said you had two.

VICE-CHAIR RAWLINS-FERNANDEZ: Yeah, 186.

CHAIR LEE: You want that called up too, or later? After?

VICE-CHAIR RAWLINS-FERNANDEZ: I see Member Sinenci urgently trying to get your attention. So, I'll yield to Member Sinenci.

CHAIR LEE: Oh, Mr., Mr. Sinenci.

DISCUSSION AND ACTION RELATING TO  
RESOLUTION NO. 22-180

COUNCILMEMBER SINENCI: Thank you, Chair. I had consideration for 22-180. So, if you want to take it up now . . .

CHAIR LEE: Okay. Yeah, if you don't mind, Vice-Chair, so we can take it up in chronological order, numerical order, yeah.

Okay. Mr. Sinenci.

COUNCILMEMBER SINENCI: Mahalo, Chair.

MOVE TO WAIVE THE REQUIREMENT OF COMMITTEE  
REFERRAL AND REPORT FOR RESOLUTION 22-180, IN  
ACCORDANCE WITH RULE 7.G OF THE RULES OF THE  
COUNCIL.

COUNCILMEMBER MOLINA:

SECOND.

COUNCILMEMBER SUGIMURA: Second.

CHAIR LEE: Second? Moved by Member Sinenci, seconded by Member Molina, on the waiver, Council Rules on, with regard to resolution. Oh, I'm sorry, this wasn't called up either. Can you wait for that?

Mr. Krueger?

COUNCILMEMBER SINENCI: No, it was.

DEPUTY COUNTY CLERK: Apologies, Chair. I called resolutions, during that time, I called Resolutions 22-177 through 22-181.

CHAIR LEE: Oh, okay.

DEPUTY COUNTY CLERK: So, those five were called.

CHAIR LEE: Oh, okay. No wonder you didn't appear on the screen. Okay, so could you make your motion again, Mr., Mr. Sinenci?

COUNCILMEMBER SINENCI: That was the motion to waive the Committee referral and report--

CHAIR LEE: Okay.

COUNCILMEMBER SINENCI: --in accordance with Rule 7.G.

CHAIR LEE: And then, who was the seconded, seconder? Did somebody second the motion? Mr. Molina seconded the motion.

COUNCILMEMBER MOLINA: Yeah.

CHAIR LEE: Okay, discussion, Mr. Sinenci.

COUNCILMEMBER SINENCI: Thank you, Chair. The 2022 Hana Festivals of Aloha is scheduled for October 15 - 22, 2022, a little more than two months away, but are not the dates that were listed in Resolution 21-158. Adopting this resolution today would ensure that we make that correction in the, in time for the event.

CHAIR LEE: Okay. Anymore discission? All those in favor of the motion, raise your hand. This is on the waiver, right?

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Nine "ayes", zero "noes"; motion carries.

Mr. Sinenci.

COUNCILMEMBER SINENCI: Mahalo, Chair.

MOVE TO ADOPT RESOLUTION 22-180.

COUNCILMEMBER MOLINA:

SECOND.

COUNCILMEMBER SUGIMURA: Second.

CHAIR LEE: Moved by Member Sinenci, seconded by Member Molina, to adopt Resolution 22-180.

Discussion, Mr. Sinenci.

COUNCILMEMBER SINENCI: Mahalo, Members. This resolution would allow Lokahi Pacific the flexibility in scheduling the eleven-day Hana Festivals of Aloha event each October rather than holding them to the specific dates referenced in Resolution 21-158. Allowing for this flexibility will assist the event coordinators in the scheduling of much needed services and necessary participants. So, I appreciate the Members consideration of passing this resolution today. Thank you.

CHAIR LEE: Okay. Any more discussion, Members?

Member, Vice, Pro Temp Kama and then Member Sugimura.

COUNCILMEMBER KAMA: So, Mr. Sinenci, when you looked at the time clock, and you looked at, you know, how to get everything in position so that at the time that you think that if things roll out well, it should end up perfectly, right, so that everything's going to be okie dokie, yeah? So, when you thought about that, so does what we're doing today meet with the new schedule? Because you said that the dates in the reso were wrong.

COUNCILMEMBER SINENCI: Yeah, thank you, Pro Temp Kama. And it also extends the flexibility the entire month of October for future events down the road.

COUNCILMEMBER KAMA: So, it's the whole month of October?

COUNCILMEMBER SINENCI: Not necessarily. The, yeah, just the eleven days within the month of October.

COUNCILMEMBER KAMA: Okay. So, it says 21-31. And then, it says 18-28. But it's eleven days in that section.

COUNCILMEMBER SINENCI: Correct.

COUNCILMEMBER KAMA: In those, okay. I get that. Okay. Thank you. Thank you, Chair.

CHAIR LEE: Member Sugimura, you had a question?

COUNCILMEMBER SUGIMURA: Yeah, I just want to say I support this as I know Hana does a great job in terms of putting your events together. And I think this came up, because Tina Thompson, you remember Tina Thompson, who used to work in the offices? She still does Festivals of Aloha. So, I got a email from her saying, hey, we have a problem here and that's how detailed she is. So, I'm glad you guys are all still working together. And thank you, Tina Thompson. Thank you, Daryl and Neil Hasegawa, and your whole crew. I'm sorry, I forgot your main coordinator there, but he's awesome. So, thanks for doing this, Mr. Sinenci.

CHAIR LEE: Alright. Anymore discission? All those in favor of the motion, raise your hand and say "aye".

Pro Temp Kama?

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Nine "ayes", zero "noes"; motion carries.

Mr. Krueger.

DEPUTY COUNTY CLERK: Chair, just want to confirm with the body if there are any objections to the referrals for Resolutions 22-177, 178, and 181?

CHAIR LEE: Members, any objections to those referrals?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Alright. Proceed.

RESOLUTION  
NO. 22-182

APPROVING THE APPOINTMENT OF NĀLANI  
FUJIHARA AS HAWAIIAN LANGUAGE  
COMMUNICATIONS SPECIALIST IN THE  
OFFICE OF COUNCIL SERVICES

CHAIR LEE: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO ADOPT RESOLUTION 22-182.

COUNCILMEMBER KAMA:

SECOND.

CHAIR LEE: Okay. Moved by Vice-Chair Rawlins-Fernandez, seconded by Pro Temp Kama, to adopt Resolution 22-182.

Discussion?

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

CHAIR LEE: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Ms. Fujihara received her bachelor's degree in Hawaiian Language at the University of Hawaii at Manoa. She's currently employed as a writer with Ke Pānānā Aloha Writers' Institute at the University of Hawaii at Manoa.

Prior to her current employment, Ms. Fujihara was a tutor with Kāko'o Student Support at University of Hawaii at Maui. Ms. Fujihara's education and background in Hawaiian language, journalism, visual arts, design, technology, and communication will make her a great asset in OCS. This first of its kind position in the County calls for proficiency in Hawaiian values-based literacy and speaking, and professional Hawaiian language translation.

In meeting with Ms. Fujihara, I found her to be very qualified, pleasant to work with, and eager to collaborate with us, as the Councilmembers, our offices, and others to advance this historic effort to put into practice the constitutional provision recognizing Hawaii's two official languages.

She is a Maui born and raised. Our opio who went away for school and has returned to contribute to our community. It's so exciting to welcome her home and offer this opportunity. At this time, I would love to invite Ms. Fujihara to very briefly share some mana'o to celebrate this moment. Aloha e Nalani. (*Spoke in Hawaiian.*)

MS. NALANI FUJIHARA: (*Spoke in Hawaiian.*) Aloha, my name is Riann Fujihara. I'm from Kahului, Maui. I just wanted to give my thanks and aloha for considering me for this position. I'm so excited because I really look forward to seeing 'Ōlelo Hawai'i and Ike Hawai'i not only in the classroom setting, but also in spaces like this where people are making very important decisions for our community and for Kanaka Hawai'i. So, mahalo nui and I look forward to working with all of you.

CHAIR LEE: Thank you. Members, questions?

Member King.

COUNCILMEMBER KING: Yeah, just a question on procedure. I don't remember getting a request for interviews. I don't know if I missed something, cause I, you know, was gone during June.

Ms. Fujiwara [*sic*] have you met with, or Fujihara, have you met with other Councilmembers?

MS. FUJIHARA: Yes. I've spoken to Councilmember Sugimura, as well as Councilmember Rawlins-Fernandez. And that is it.

COUNCILMEMBER KING: Okay. So, was that, Chair was that an opportunity that the rest of us were afforded?

CHAIR LEE: I think so. I, I had an email sent to me asking, you know, if we wanted to have a meeting, but I think my schedule didn't allow that for me anyway. But that's standard procedure.

COUNCILMEMBER KING: Yeah, I know. I just I hadn't, I don't remember seeing it, so I just wanted to make sure that that was an opportunity. I mean, you sound wonderful, so, it's, you know, I just wanted to make sure that we are, you know, going through procedure and we all had a chance to do that interview.

But can we, is, can we get any comments from OCS, since she'll be working under Traci and the rest of the OCS team?

CHAIR LEE: Traci, are you on the call? Traci?

DIRECTOR OF COUNCIL SERVICES TRACI FUJITA: Yes. I'm here.

CHAIR LEE: Did you hear the question? You have any comments?

DIRECTOR OF COUNCIL SERVICES: An email did go out to all the Members, EA's, and District Offices.

CHAIR LEE: I think, I think she wanted to know more about, you know--

COUNCILMEMBER KING: I just wanted to--

CHAIR LEE: --to working with Ms. Fujihara with and, you know.

COUNCILMEMBER KING: Yeah, I just wanted to hear from you because I'm assuming you made the recommendation.

DIRECTOR OF COUNCIL SERVICES: Yes. So, our office, it was a unanimous decision to recommend Nalani as this new, brand new Hawaiian Language Communications Specialist. It seems like the position was made for her. You know, it's just, we were just so lucky that she applied, you know, when we sent out the recruitment notice because she checked all the boxes, you know. So, we are very excited. And, you know, it's a position that's brand new, so it's going to be a, you know, kind of developed and evolving as she's in that position. So, from, from the feedback that we've gotten from her reference checks is that she is very flexible, you know, and is able to adapt. And I think she'll, she's just perfect in almost, in every aspect that we could ask for. You know, she fills that, that need for us.

COUNCILMEMBER KING: Okay. That's great. Thank you so much for that, Traci. We really appreciate it.

And Ms. Fujihara, I just want to apologize for missing the opportunity to meet with you. Sometimes these things come up and we're given a very short window of having an interview. And you know, we're all so busy right now. But, yeah, I, I'm very satisfied and I thank you for applying for the position. Thank you, Chair.

MS. FUJIHARA: Mahalo.

CHAIR LEE: Thank you. Any more questions?

Member Sugimura.

COUNCILMEMBER SUGIMURA: So, for me, interesting, right. I got a call from the community even before I knew that she was, you know, was on our agenda. So, that's how well-respected she is, Members. And I did have a chance to talk to her. And she's very enthusiastic and, you know, wanting to make a difference. And I welcome her to join our team. So, thank you very much. I appreciate you a lot.

MS. FUJIHARA: Mahalo nui.

CHAIR LEE: Okay. Very good. Any more questions, Members?

Member Paltin?

COUNCILMEMBER PALTIN: Oh, I don't have a question. I just have a discussion that, you know, I'm very pleased that it worked out so that my minor is able to witness this historic moment. And I told her, you know, if she studies hard in school, that could be her one day.

CHAIR LEE: Terrific. Very good. Okay. Now, we have a--

Yes, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Just a quick comment. I know we're all very excited, but I promised Ms. Fujihara, since this is a new position, that we wouldn't bombard her with a ton of work right away, that it would be a slow, slower rollout, so that we don't overwhelm her and, and scare her away. We want to, we want to hold onto her. Because, you know, as in our interview, we spoke about we are building the plane as we are flying. Mahalo, Chair.

CHAIR LEE: Very good. All those in favor of the motion, raise your hand and say "aye".  
Okay, this is to, yeah, very good, to adopt the resolution.

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

CHAIR LEE: Opposed "nay".

NOES: NONE.

CHAIR LEE: Motion carries. Welcome aboard. Thank you.

MS. FUJIHARA: Mahalo.

CHAIR LEE: Members, we haven't taken a lunch break, but you know, we only have four  
more pages. You, you want to try do this? Or come back after? You want to have  
lunch? Okay.

COUNCILMEMBER KING: Lunch.

CHAIR LEE: Alright. Alright. It's, you want to come back at 1:30? One hour. Is one hour  
enough? Alright, Members, we'll take a lunch break and return at 1:30.

COUNCILMEMBER KING: Chair?

CHAIR LEE: Yes?

COUNCILMEMBER KING: I just wanted to inform you, I have a meeting at one, so I may be  
a little bit late coming back.

CHAIR LEE: Okay.

COUNCILMEMBER KING: You know, it might not be 1:30 just to let you know.

CHAIR LEE: Okay. Well, if any of your things come up, we'll just wait. We'll leave it till the  
end of the calendar.

COUNCILMEMBER KING: I don't think I have any more things. But I just wanted to let you  
know because I know we have a few more things we'll be voting on.

CHAIR LEE: Okay.

Member Molina.

COUNCILMEMBER MOLINA: Yeah, Chair, can I, can I amend the time maybe 1:45, if no objections?

CHAIR LEE: 1:45?

COUNCILMEMBER MOLINA: Yeah.

CHAIR LEE: Anybody object to 1:45? Okay, that's fine.

COUNCILMEMBER KING: Thank you, Mr. Molina.

CHAIR LEE: Alright, Members, without objections, we're going to have a recess, a lunch recess.

Oh, Member Paltin.

COUNCILMEMBER PALTIN: Oh, I just was, did we finish Section L?

COUNCILMEMBER KAMA: No.

COUNCILMEMBER PALTIN: Oh, okay.

CHAIR LEE: No, we're not finished with the resolutions yet.

COUNCILMEMBER PALTIN: Okay. We didn't want to, we didn't want to finish that one and then start on testimony for the bills, or no?

CHAIR LEE: No, I think they, I think they want to take a break now so they can come back at 1:45.

COUNCILMEMBER PALTIN: Oh, okay.

CHAIR LEE: Yeah.

COUNCILMEMBER PALTIN: Just checking.

CHAIR LEE: Okay. So, this meeting is in recess until 1:45.

(THE MEETING WAS RECESSED BY THE CHAIR AT 12:25 P.M., AND WAS RECONVENED AT 1:46 P.M., WITH ALL MEMBERS PRESENT, EXCEPT COUNCILMEMBER KING AND VICE-CHAIR RAWLINS-FERNANDEZ, "EXCUSED".)

CHAIR LEE: Will the Council meeting of August 5, 2022, please reconvene.

Okay, Mr. Clerk, shall we continue on the resolutions?

DEPUTY COUNTY CLERK: Yes, Chair.

RESOLUTION  
NO. 22-183

APPOINTMENT OF CHARLEEN "NAOMI" CROZIER TO THE  
COMMISSION ON HEALING SOLUTIONS FOR HOMELESSNESS

The recommended action is that Resolution No. 22-183 be referred to the Government Relations, Ethics, and Transparency Committee.

CHAIR LEE: Okay.

DEPUTY COUNTY CLERK: Oh, just to confirm with the body if there's any objections to that referral?

CHAIR LEE: Well, any, any objections to that referral? We're going to go one by one. Any, anybody?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: No objections. So, ordered.

Next.

RESOLUTION  
NO. 22-184

REFERRING TO THE PLANNING COMMISSIONS  
A PROPOSED BILL RELATING TO  
AGRICULTURAL LAND USE FOR HOUSING

CHAIR LEE: Any objections, Members, to referring this to the BFED Committee?

COUNCILMEMBER JOHNSON: No objections.

COUNCILMEMBER MOLINA: No objections.

CHAIR LEE: Oops, we have a question.

Member Sugimura.

COUNCILMEMBER SUGIMURA: So, on you're 22-184, correct?

CHAIR LEE: Yes.

COUNCILMEMBER SUGIMURA: Okay. So, this is regarding agriculture land use for housing. And I wanted to ask if you could defer this and place on the Clerk's desk and take it up at the next Council meeting? The draft ordinance was discussed at the Kula Community Association meeting with the Kula Ag Park Chair there.

(Councilmember King returned to the meeting at 1:48 p.m.)

COUNCILMEMBER SUGIMURA: And they wanted some time to look at it and they may have some revisions after they meet next, the Ag Working Group is going to meet next week Thursday, so they wanted to take a look at it. And so, if you could hold it, defer it, hold it on the Clerk's desk till next Council meeting.

CHAIR LEE: Members, any questions or objections?

COUNCILMEMBER JOHNSON: No objections.

CHAIR LEE: Member Paltin.

COUNCILMEMBER PALTIN: Oh, I just wanted to clarify. It sounded like you said B, it was going to be referred to BFED.

COUNCILMEMBER SUGIMURA: PSLU.

COUNCILMEMBER PALTIN: Yeah. Is it PSLU?

COUNCILMEMBER SUGIMURA: It should have been.

COUNCILMEMBER PALTIN: Okay.

CHAIR LEE: Yeah. I, apparently this is a mistake. On my sheet of paper, it says for referral to your Budget, Finance, and Economic Development Committee.

COUNCILMEMBER SUGIMURA: Yeah, should be PSLU.

CHAIR LEE: Okay.

COUNCILMEMBER SUGIMURA: Thank you. Thank you, Members. And I'll let you know at the next Council meeting, because they may or may not have some revisions. I wanted to give--

CHAIR LEE: Okay.

COUNCILMEMBER SUGIMURA: --Tamara a clean bill to look at.

CHAIR LEE: Okay, so I'm going to just repeat. No, Members, any objections to tabling Resolution 22-184 until the next Council meeting? Any objections?

COUNCILMEMBER SUGIMURA: Thank you.

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay. No objections.

COUNCILMEMBER KING: Can I ask a question, Chair?

CHAIR LEE: Yes.

COUNCILMEMBER KING: I'm just wondering why this is under resolutions instead of bills?

COUNCILMEMBER SUGIMURA: As, oh here.

CHAIR LEE: Okay, because Member Sugimura is going to explain that.

COUNCILMEMBER SUGIMURA: It was a reso to, once PSLU looked at the bill, it was going to get referred to the planning commissions.

COUNCILMEMBER KING: Oh, okay.

COUNCILMEMBER SUGIMURA: Cause it's a Chapter 19, yeah. Thank you. Thanks, Members.

CHAIR LEE: So, let the record show there are no objections, but we have one Member excused, and that is Vice-Chair Rawlins-Fernandez. So, the vote is eight, eight in favor, one excused.

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR LEE: So, now we're on Resolution 185.

Mr. Clerk.

DEPUTY COUNTY CLERK: Yes, Chair.

RESOLUTION  
NO. 22-185

APPROVING COST ITEMS FOR BARGAINING UNIT 15,  
OCEAN SAFETY OFFICERS

The recommended action is that Resolution No. 22-185 be referred to the Budget, Finance, and Economic Development Committee.

(Vice-Chair Rawlins-Fernandez returned to the meeting at 1:50 p.m.)

CHAIR LEE: Okay, maybe we should wait until the Vice-Chair comes back to take that up. Why don't we skip that.

COUNCILMEMBER KING: She's back. She's back.

CHAIR LEE: She's back? Okay. Alright.

So, Vice-Chair, we are now on Resolution 22-185. Do you want--

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Can you hear me okay?

CHAIR LEE: Yes. Is this an action item, or is this going to be referred to the Human Concerns and Parks Committee?

VICE-CHAIR RAWLINS-FERNANDEZ: . . . The BFED Committee?

CHAIR LEE: Well, I guess the way my notes are on, are on the page. It looks like, yeah, BFED could've, yeah, be for the 22-185 and then maybe 22-186 is HCP. Okay, so but, did you want to take action on this, approving the Cost Items for the Bargaining Unit 15, or to refer it to Committee?

VICE-CHAIR RAWLINS-FERNANDEZ: Refer 22-185 to Committee, to the BFED Committee.

CHAIR LEE: Okay. Any objections, Members?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: No objections. So, ordered on 22-185.

Mr. Clerk, can we have, call up the next one?

RESOLUTION  
NO. 22-186

AUTHORIZING THE ACQUISITION OF APPROXIMATELY 0.930 ACRES  
IDENTIFIED AS TAX MAP KEY NO. (2) 3-3-003:006  
AND APPROXIMATELY 0.498 ACRES IDENTIFIED AS  
TAX MAP KEY NO. (2) 3-3-003:008 SITUATED AT WAILUKU, MAUI,  
HAWAII, FOR AN AMOUNT NOT TO EXCEED \$1,500,000.00

CHAIR LEE: Is this an action item? Vice-Chair Rawlins-Fernandez?

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. If there are no objections, may I request that we defer Resolution 22-186 until Bill 123 is taken up?

CHAIR LEE: Any objections.

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay. So, ordered.

(RESOLUTION NO. 22-186 WAS ADOPTED LATER IN THE  
MEETING. See pages 128 through 141 for discussion and action.)

CHAIR LEE: Mr. Clerk. We need to request testimony on bills.

DEPUTY COUNTY CLERK: Yes, Chair. Proceeding with testimony on bills. Apologies. Chair, for testimony on bills, the first person signed up to testify is Kekai Robinson. To be followed by Kimberly Thayer.

CHAIR LEE: Okay. Robinson?

MS. KEKAI ROBINSON, KE KULA 'O PI'ILANI [testifying on Bill Nos. 121 (2022) and 123 (2022)]:

Hi. Aloha.

CHAIR LEE: Hi.

MS. ROBINSON: Mahalo. (*Spoke in Hawaiian.*)

Warmest greetings, Chair Lee and Councilmembers. Kekai Robinson and I serve as the head of Ke Kula 'o Pi'ilani at Māniana, just above Kepaniwai in 'Īao Valley. I'm testifying in support of item 22-186, or Bill 123, that allows for the County to partner with us in securing a home for Ke Kula 'o Pi'ilani here in 'Īao.

Our organization is committed to uplifting our people, our aina, our language and culture. Our vision is to nurture fluency in traditional Hawaiian wisdom and values, and to cultivate extraordinary leaders for today, articulate community leaders for tomorrow, who are grounded and have deep-rooted connection to each other, to Maui's environment, and to the elements that sustain us all. We strive to integrate indigenous wisdom with modern academics to support the development of strong, healthy, intelligent humans to grow kanaka here in the heart of the valley.

So, every morning, our voices ring through the valleys above Wailuku. You will hear (*Spoke in Hawaiian.*) Our children start their day by asking permission to learn and to gain and to grow in this space, recognizing the richness of our aina and emanating mana out from our little space in the valley to the rest of our island of Maui. Our five and six year olds experience aloha through intimate relationship with aina and kuleana guides the ways in which they move through the world. As they grow older they deepen their sense of community, of service, of self-confidence and identity as kanaka . . . , children of these lands. After grade 5, they leave us as passionate and skilled oiwi with strong foundations knowing that 'Īao will always be their piko.

. . . Pi'ilani connected people and resources, one of our Maui kings, via the alaloa, bringing solidarity and unity to the people of Maui. And as our namesake, we strive to continue his legacy. The alaloa is a road built upon earth, ili'ili, pohaku. The physical

minerals of our ancestors is aina, meaning that the past is the very firmament upon which we stand. Our challenge is aina-based learning dependent on aina. So, I would emphasize that where learning happens is as important, is so important to indigenous wisdom.

I know that's my time, but I'm here if you have questions. Thank you very much especially to this particular Council, this specific Council for always supporting Native Hawaiian language and culture. Thank you.

CHAIR LEE: Thank you. I see we have a question.

Member King.

COUNCILMEMBER KING: Thank you, Chair. I was just going to ask if we were planning to have Ms. Robinson as a resource person when we get to that item? She seems to be involved.

CHAIR LEE: Yeah. Well, yes. I think she, well, we have another person that's with the Nature Conservancy. But Ms. Robinson, would you be able to stay when, for a while until we discuss this matter?

MS. ROBINSON: Yes. Mahalo.

COUNCILMEMBER KING: Basically, basically what I was going to ask you, and you can wait till later if you want, but I was just going to ask you what's your relationship to the Hawaii Nature Center is as far as like do you guys, are you a tenant, are you, you know, what's your long-term situation is there? So, I can wait till we get to the item. Thank you. Thank you, Chair.

CHAIR LEE: Well, actually, we, we are on the item.

COUNCILMEMBER KING: I thought we were--

CHAIR LEE: Mr. Clerk.

COUNCILMEMBER KING: I thought we were at the beginning of all the bills?

CHAIR LEE: Mr. Clerk, did you, let's see, oh that is 123, that's right. So, it'll be a few--

COUNCILMEMBER KING: Yeah, it's at the end of the bills.

CHAIR LEE: A few minutes before we actually get to that. You're right. Any other clarifying questions for the testifier in the meantime?

Member Paltin. Clarification questions only.

COUNCILMEMBER PALTIN: Oh, I just wanted to clarify, she can have another three minutes for 121 as well, right?

CHAIR LEE: Yeah.

COUNCILMEMBER PALTIN: Okay.

CHAIR LEE: And longer than that if we have other questions, yeah. This is probably one of the main items we were going to discuss this afternoon.

Mr. Sinenci, did you have your hand up? No?

COUNCILMEMBER SINENCI: That was my question. Ms. Robinson wanted to also testify on 121.

CHAIR LEE: Yeah. 121 and 123, I think. But in the meantime, does anyone have clarifying questions for Ms. Robinson? If not, but you're going to stay on the line, right? Ms. Robinson, right?

MS. ROBINSON: Yes.

CHAIR LEE: Okay, very good. Yeah. No objections, Members, to having Ms. Robinson as a resource person?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay. So, ordered.

Okay, so, then Mr. Clerk, you may continue.

DEPUTY COUNTY CLERK: Chair, if Ms. Robinson, it's also her opportunity to testify on Bill 121 at this time.

CHAIR LEE: Well--

MS. ROBINSON: Thank you.

CHAIR LEE: Excuse me. But she's going to be here for, as a, as a resource person. Don't we have another testifier?

DEPUTY COUNTY CLERK: Chair, apologies. Apologies, Chair. So, Ms. Robinson signed up to testify on Bill 121 and 123. My understanding was the testimony we received was just on Bill 123. So, if Ms. Robinson was also going to testify on Bill 121, now is her opportunity to do so. And then we can, after she's finished with her testimony, we can call on the next testifier which will be Kimberly Thayer.

CHAIR LEE: Okay. The whole point is that we want to close testimony so we can get to the work, yeah? So, that's what we want to do, and not leave the pipeline open, you know, forever. So, would you like to testify on those bills now, Ms. Robinson? The 21 *[sic]* and 123?

MS. ROBINSON: Thank you. That was my testimony on Bill 123. This, I would just shortly say that on Bill 121, I am strong support. I am also a DHHL homeowner, and have experienced trauma that, you know, caused us to miss our payment on our real estate taxes and then caused us to lose our exemption. So, I would strongly support if the County would be so kind enough to support the bill, where, you know, for Department of Hawaiian Homeland lessees, we would, you know, have that relief of not being penalized and losing our exemptions if we miss our payment for a sec. We're all caught up now. But thank you for the time to, to testify in support of also Bill 121. But yes, I'm here mainly for Bill 123. Thank you.

CHAIR LEE: Yeah. Okay. Members, do you have any questions for Ms. Robinson on, on the other Bill 121? No. No questions. Okay, so now we're going to ask for other testifiers.

Mr. Clerk.

DEPUTY COUNTY CLERK: Yes. The only other individual we have signed up to testify on bills is Kimberly Thayer. If there are any other individuals who would like to testify on bills, please sign up.

CHAIR LEE: Hello, Ms. Thayer.

MS. KIMBERLY THAYER, KE KULA 'O PI'ILANI [testifying on Bill 23 (2022)]:

Hi. Aloha. I guess it's my turn. So, aloha mai kakou . . . Kimberly Thayer. (*Spoke in Hawaiian.*)

So, my name is Kimberly Thayer, and I am here to testify in strong support of Bill No. 123, regarding the acquisition of the 'Āao Valley property for Ke Kula 'o Pi'ilani. So, I serve as the board treasurer for Ke Kula. We are a 501(c)(3) nonprofit, with a nine-member board of directors. I am also a proud and grateful mother of two haumana of this school. And our ohana has been very intimately involved in the school since the very beginning.

So, almost six years ago exactly, we opened our doors with just six kids in a tent and one young teacher on the grounds of Po'okela Church. We were the very first independent tuition-based Hawaiian immersion elementary school in existence. In our second year we were, we very excitedly moved to our dream location in 'Āao Valley, where we have been to this day.

That year, we also received our first batch of funding from Kamehameha Schools, and they also continue to support us. We received our first private donation that gave us a set of ukulele for our kids. That gave birth to a mele program. We struck up a relationship with Ola Mau Farms that started our Kalo program and our Mahi'ai program.

In our third year, we tripled our enrollment to 18 students and we started a Ka Piko Kaiao which is a program to educate makua, parents and ohana to create a village of speakers around our kids. And our capstone project that year was the handcrafting of two pahu drums that the parents did on our own. And it really gelled us together. We learned how to harvest hau and weave kaula and carve the wood for the drums. And it was an extremely meaningful experience.

In our fourth year, we received funding from the First Nations Development Institute to create a papa and pōhaku ku'i 'ai, poi board and stone that were made by each family. And to this day, every new family of our school, we teach them how to do that on their own. So, every family as a poi board and stone in their homes now.

In our fifth year, we were struck with COVID, but we were able to maintain our enrollment, despite the challenges. And we had the flexibility and funding support from OED to create digital learning resources that are still available on our YouTube channel to this day.

And this last year, we just completed our sixth-year in existence. We graduated our first batch of kindergartners out of fifth grade. Our son was one of those first kindergartners, and it's been amazing that we made it this far.

And sorry, I know that's my time. But I just wanted to say we're on the verge of our seventh year with over 40 students enrolled. We have a staff of nine, and we work with a whole bunch of cultural practitioners who directly pass their knowledge onto our students. I think it's been life changing for everybody who's been part of our school and we would be so grateful for the opportunity to secure our home and continue to steward this wahi for the community that we are a part of. Mahalo.

CHAIR LEE: Great. Questions, Members? I have a question, Ms. Thayer. Can you tell me how much you receive from OED? OED, meaning the County.

MS. THAYER: Yes. So, OED, sorry, before we received about \$65,000. And this year we received \$50,000, which has, yeah, like I said, led to the creation of digital resources to support professional development for our kumu.

CHAIR LEE: I guess they forget to tell you that a good portion of that came from the County Council.

MS. THAYER: Yes. Yes. And you were instrumental in that, so thank you. Thank you.

CHAIR LEE: Yeah. My district funds.

MS. THAYER: Yes. We, it's . . .

CHAIR LEE: But that's okay. I mean, you know, we're all in this together.

MS. THAYER: Yes.

CHAIR LEE: Any other questions, Members?

Yes, Member King.

COUNCILMEMBER KING: Thank you, Chair. So, I guess I'll ask you the question, Ms. Thayer. And thanks for being here. I've actually visited your school before. And I don't know if you remember when I was, when I made that trek over there at Tiare Lawrence's request. But, so, you're, are you currently paying rent to the Hawaii Nature Center?

MS. THAYER: Yes, we are.

COUNCILMEMBER KING: Okay. And, and so you want to, you would want to continue that same model, but with the County having ownership of the property.

MS. THAYER: Yes, we would be open to that. Solidifying, so, we're on a year-to-year lease at this point and to have the security of knowing that we have a permanent home would be--

COUNCILMEMBER KING: So, you'd be looking for like a five or ten-year lease at that point if the County were able to purchase.

MS. THAYER: Oh, at least. We were hoping for more, if possible, because we need to make upgrades to the school for licensing and accreditation. And to have, you know, long-term control of the space gives us more of an ability to secure funding to make the improvements that we need to be licensed and accredited.

COUNCILMEMBER KING: Okay. And is your, is your lease like just for the space where the school is, or is it an expanded space beyond just the facility there?

MS. THAYER: It's, we've, well--

COUNCILMEMBER KING: Or is it the entire space that's owned by the Nature Center right now?

MS. THAYER: So, the entire space is owned by the Nature Center. And as we've grown, we've needed to utilize more and more space. And so, with our growth, our costs have gone up, which, you know, we are a nonprofit, like I said, and we're tuition based. Tuition doesn't cover all of our costs. And so, wherever we can make the most of our limited resources is what we would like to do. So, if we can put our money into improving the space versus paying more and more lease rent, that would very much help us make ends meet and do what we want to do of putting our money towards our students, and our ohana, and our kumu, and our community.

COUNCILMEMBER KING: Okay. Thank you. Thanks for that explanation. When I was there, I didn't, I wasn't, you know, cause I've been, I've been, I've spent a lot of time at the Nature Center before you guys put your school there. And so, I wasn't sure where the boundaries were for the Nature Center. But it sounds like you've expanded into all of that space at this point?

MS. THAYER: Not quite everything. So, we, as of our new lease this year, I know you're familiar with the main building that used to have the museum in it with the solarium.

COUNCILMEMBER KING: Right.

MS. THAYER: So, we're pretty much utilizing all of that. And then, one part of one of the back buildings. So, there's the two back buildings and we have part of one of them.

COUNCILMEMBER KING: Okay. But you, it sounds like you'd like to have all of the buildings there?

MS. THAYER: Yeah. So, our, our pie-in-the-sky dream is to expand beyond elementary school, into middle school, and one day, high school. And so, as our school grows and we try and educate more students, we would need more and more space to do that.

COUNCILMEMBER KING: Okay. And that, that would be, and there's enough space there for you to expand to your end goal?

MS. THAYER: Not for the high school. It would give us a full elementary school, at least, and probably maybe the start of a middle school. But in time, we would probably need to have another space, which we would like to keep in that ahupua'a of Wailuku and have, one day, have, you know, a preschool, elementary, middle and high school all the way down the ahupua'a. And so, our program would build one kind of grade level to the next all the way up, and really do the full education of our students from when they are very young until they are adults.

COUNCILMEMBER KING: Okay, great. Well, that's a great vision. I love that. Thank you.

MS. THAYER: Thank you.

COUNCILMEMBER KING: Thank you, Chair.

CHAIR LEE: I think Pro Temp Kama had her hand up. You have a question?

COUNCILMEMBER KAMA: Yes, I did, Chair. I just have two. Thank you for being here, Ms. Thayer and for helping us to understand what you are all doing there. So, I have just two questions. One, what is the tuition? And if you have multiple children, do you offer scholarships for that? That's one. And then, the second one is are you NAECY *[sic]* accredited?

MS. THAYER: Okay, so the first question. We are tuition-based, and the vast majority of our families receive financial aid. So, our tuition is \$8,000. We have not made any increases in tuition over the last few years, because a lot of the families at our school, even with the aid we are able to give, still have a hard time affording the tuition. And so, we are always, always have really hard decisions at this time of year to say, you know, how much can we give to enable families to come? And we've had several families over the past few years where even with the assistance we offer, they are still not able to afford it. Even though they, like, some people tell us nowadays, like, this is their dream for where they want their kids to go to school, but some of them just can't

afford it. And we work with them as much as possible to find creative solutions. But it is, it is always a challenge being tuition-based.

And Kekai is, as our head of school, she's the one that is really kind of on the ground, working towards our accreditation. So, I would like to let her speak towards that process, cause she is much more in touch with that than I am.

CHAIR LEE: But could you, could you answer the second question?

MS. THAYER: Oh, sorry. Yeah, we are working with the Hawaii Association of Independent Schools to, or for licensure and we are entering in the first year of our accreditation. Sorry, the, the organization, NAECY *[sic]*.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair?

CHAIR LEE: Yes?

VICE-CHAIR RAWLINS-FERNANDEZ: Chair. Chair. Mahalo. We asked Kahu Robinson to serve as a resource for us when this item comes up, so that we're not deliberating during public testimony. And yet, we have gone over and above clarifying questions for our testifier, Ms. Thayer. So, should, should we ask Ms. Thayer to also serve as a resource person when this item comes up instead of continuing deliberations during public testimony.

CHAIR LEE: Okay, I don't, I don't think we were deliberating. I think Member Kama just wanted to, wanted little more information. But would you be able to stay as a resource person as well?

MS. THAYER: Sure. Yes. Yes, I would love to.

CHAIR LEE: Okay. Okay, so in the meantime, are there any other questions for Ms. Thayer?

If not, by the way, Pro Temp Kama, did, were your questions answered?

COUNCILMEMBER KAMA: Yes, it was, Chair. Thank you so very much. And thank you, Ms. Thayer.

CHAIR LEE: Okay. Do we have any more testifiers, Mr. Clerk?

DEPUTY COUNTY CLERK: Yes, Chair. The next person signed up to testify is Bryce Thayer. To be followed by the individual calling in from the phone number ending with these last four digits, 0041.

CHAIR LEE: Could you call that person up again, please?

DEPUTY COUNTY CLERK: Yes. Right now, Bryce Thayer, it is your opportunity to testify. You're muted on your end. I cannot unmute you.

MR. BRYCE THAYER, KE KULA 'O PI'ILANI [testifying on Bill No. 123 (2022):

Okay. Okay. Hello. Aloha kakou. Sorry, you just spoke to my wife who is much better and more eloquent than I. But aloha kakou. My name is Bryce Thayer, and I am the current president of the board of Ke Kula 'o Pi'ilani. I am testing, or testifying in support of Bill 123. I currently have haumana there at the school.

So, my wife Kimberly and I, we are not Hawaiian. So, when we embarked upon this journey to create a Hawaiian school seven years ago, I think some people were confused as to why we would do such a thing. And well, the reason is that we were both exposed in college to study abroad. And so, we had the benefit of seeing the value of learning through an entirely different lens through another language and culture. And so we decided that we wanted this experience for our children to learn reading, writing, and arithmetic, but to layer on another language and culture to enrich that experience.

And thanks to the work of giants who came before us here on Maui, that opportunity was available to us and to our children at a very young age here on Maui. So, this experience has endeared my family to Hawaiian culture, and this aina. My wife and I, we were both born and raised here, but until we started to scratch the surface of Hawaiian culture through our involvement in our children's schooling, only then did we really begin to realize that not only is this a direction that would ground our children and create a springboard for them to thrive in this world, but also made us realize that our culture, the Hawaiian culture is critical to our survival as a people and as a land.

If we don't have culture, then what do we have here? You know, we have nice beaches and waterfalls, and friendly people, but you can find those things anywhere. Our culture is really what is going to keep us relevant and thriving in this world. And so, this purchase will help Ke Kula 'o Pi'ilani on its path to do exactly that, preserve our culture through the education of Maui keiki.

This purchase will also strengthen the Hawaii Nature Center and their ability to provide program here on Maui to teach our children the importance of aina. That it provides for us, but only if we care for it. And now more than ever, right? It blows my mind. As I talk to young kids, you know, I can see that they've lost this connection to aina.

They're on their cell phones, they're in the metaverse. You know, we talk about the brain drain and how that is detrimental to our progress here on the islands, and especially on the neighbor islands. Well, these are the kids that are prone to leave or not return. And we will be forced to continue to import this talent when it was here all along. We just let it go.

So, the purchase will also strengthen the County by preserving this cultural, culturally significant wahi in 'Īao. 'Īao needs to be preserved as a place of learning, a place for the community. And Ke Kula 'o Pi'ilani is ready to carry this torch into the future and keep 'Īao available for Maui County for that purpose. I feel like it is a win-win-win for the County, the Nature Center, and Ke Kula 'o Pi'ilani.

But I do feel like there is some, a little bit of urgency here. Like HNC was saying earlier, Todd Cullison, that, you know, we, we do not have a binding agreement. So, it is not something that is set in stone. Thank you very much.

CHAIR LEE: Members, do you have any questions?

Member King.

COUNCILMEMBER KING: Thank you. Yeah, I do have a clarifying question. Thank you for being here, Mr. Thayer. When you mentioned that, are you still here?

MR. THAYER: Yes.

CHAIR LEE: Yeah, he's on.

COUNCILMEMBER KING: So, you mentioned that it would make the Hawaii Nature Center stronger, too. So, so, your, your vision is that the Hawaii Nature Center would still be there, but the County would own the property, not the Nature Center?

MR. THAYER: So, in talking to the Nature . . . to continue the program there in 'Īao Valley.

COUNCILMEMBER KING: You're breaking up.

MR. THAYER: . . . that their ability to deliver program there, because of the weather is a bit problematic. And they are finding, and sorry, I don't mean to speak for, Todd can reinforce all of this, but my understanding is that their ability to deliver program in other places on the island is greater. They get more participation. So, and my understanding is that one of the things that they're going to do with these funds is to create scholarships and financial aid, so that more folks can participate in their program at a reasonable cost.

COUNCILMEMBER KING: But their program would be somewhere else?

MR. THAYER: That remains to be seen. You know we're talking about them continuing to do some level of program for some period of time. But again, it is, their program seems to be gravitating towards other places on the island.

COUNCILMEMBER KING: Oh, okay. Okay, yeah, I was just clarifying what you meant, what you meant by it would make them stronger, cause I thought we would be buying it from them and they would be vacating the space.

MR. THAYER: Yeah, so again, they're just retooling how they deliver program, and it sounds like they have a plan to be better and stronger here on Maui.

COUNCILMEMBER KING: Okay. Alright. Thank you. Thank you, Chair. You're muted.

CHAIR LEE: I thought I was causing an echo before. So, thank you, Mr. Thayer.

Can we have the next testifier, Mr. Clerk?

DEPUTY COUNTY CLERK: Chair, there are no other individuals signed up to testify on this item. But if there is anyone else who would like to testify, we'll do a last call now. If anyone would like to testify on bills, please identify yourself now. Again, last call.

CHAIR LEE: This would be the last item, category, right?

DEPUTY COUNTY CLERK: No, Chair. There's still, still before the Council is bills second and final reading.

CHAIR LEE: Okay. Right. Which would be different from these bills?

DEPUTY COUNTY CLERK: Yes.

CHAIR LEE: Okay. So, no one's, any objections to closing testimony on these bills? Not including the bills for second and final reading?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay. So, ordered. Mr. Clerk.

DEPUTY COUNTY CLERK: Chair, proceeding with bills for referral.

BILLS

ORDINANCE NO. \_\_\_\_\_  
BILL NO. 117 (2022)

A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE UNIVERSITY OF HAWAII FOR THE PROVISION OF HAWAIIAN LANGUAGE AND HAWAIIAN STUDIES WORKSHOPS FOR EMPLOYEES OF THE COUNTY OF MAUI

The recommended action is that Bill No. 117 (2022) be referred to the Government Relations, Ethics, and Transparency Committee.

ORDINANCE NO. \_\_\_\_\_  
BILL NO. 118 (2022)

A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH U.S. GEOLOGICAL SURVEY, PACIFIC ISLANDS WATER SCIENCE CENTER, UNITED STATES DEPARTMENT OF THE INTERIOR (COOPERATIVE WATER-RESOURCE MONITORING PROGRAM)

The recommended action is that Bill No. 118 (2022) be referred to the Government Relations, Ethics, and Transparency Committee.

ORDINANCE NO. \_\_\_\_\_  
BILL NO. 122 (2022)

A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE DEPARTMENT OF THE ATTORNEY GENERAL, STATE OF HAWAII, FOR A STOP VIOLENCE AGAINST WOMEN FORMULA GRANT

The recommended action is that Bill No. 122 (2022) be referred to the Government Relations, Ethics, and Transparency Committee.

ORDINANCE NO. \_\_\_\_\_  
BILL NO. 119 (2022)

A BILL FOR AN ORDINANCE AMENDING  
SECTION 3.44.015, MAUI COUNTY CODE, RELATING TO  
CONVEYANCE OF EASEMENTS TO THE COUNTY OF MAUI

The recommended action is that Bill No. 119 (2022) be referred to the Infrastructure and Transportation Committee.

ORDINANCE NO. \_\_\_\_\_  
BILL NO. 121 (2022)

A BILL FOR AN ORDINANCE AMENDING SECTION 3.48.455, MAUI COUNTY  
CODE, RELATING TO REAL PROPERTY TAX EXEMPTIONS

The recommended action is that Bill No. 121 (2022) be referred to the Budget, Finance, and Economic Development Committee.

ORDINANCE NO. \_\_\_\_\_  
BILL NO. 123 (2022)

A BILL FOR AN ORDINANCE AMENDING APPENDIX A  
OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI  
AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES –  
SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,  
ECONOMIC DEVELOPMENT AND CULTURAL PROGRAMS  
REVOLVING FUND

The recommended action is that Bill No. 123 (2022) be referred to the Budget, Finance, and Economic Development Committee.

CHAIR LEE: Members, do you have any requests to take up any of these items for action on the floor?

Vice-Chair Rawlins-Fernandez?

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Consideration for Bill 123.

CHAIR LEE: 23? Any objections, Members, to taking up Bill 123?

MEMBERS VOICED NO OBJECTIONS.

CHAIR LEE: Okay, so ordered.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. And at this time, if there are no objections, I would like to also call up Resolution 22-186.

CHAIR LEE: Any objections, Members?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: If, if not, Mr. Clerk.

VICE-CHAIR RAWLINS-FERNANDEZ: Oh, it's already been called up, right? We deferred it earlier.

CHAIR LEE: Okay.

VICE-CHAIR RAWLINS-FERNANDEZ: So, we'll reopen.

CHAIR LEE: Okay. Can you, reopen? Okay, so proceed.

RESOLUTION  
NO. 22-186

AUTHORIZING THE ACQUISITION OF APPROXIMATELY 0.930 ACRES  
IDENTIFIED AS TAX MAP KEY NO. (2) 3-3-003:006  
AND APPROXIMATELY 0.498 ACRES IDENTIFIED AS  
TAX MAP KEY NO. (2) 3-3-003:008 SITUATED AT WAILUKU, MAUI,  
HAWAII, FOR AN AMOUNT NOT TO EXCEED \$1,500,000.00

VICE-CHAIR RAWLINS-FERNANDEZ: Okay. And that's Resolution 22-186, authorizing the acquisition of approximately .93 acres identified as tax map key that was read earlier, situated at Wailuku, Maui, Hawaii, for an amount not to exceed \$1,500,000.

I MOVE TO WAIVE THE REQUIREMENT OF COMMITTEE REFERRAL AND REPORT FOR RESOLUTION 22-186 AND BILL 123 (2022), IN ACCORDANCE WITH RULE 7.G. OF THE RULES OF THE COUNCIL.

COUNCILMEMBER KAMA:

SECOND.

COUNCILMEMBER SUGIMURA: Second.

CHAIR LEE: Okay. Moved by Vice-Chair Rawlins-Fernandez, seconded by Pro Temp Kama, to waive the Rules of the Council with regard to Resolution 22-186 and Bill 123.

Any more discussion on that? If not, all those in favor of the waiver, raise your hand, say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING, MOLINA, PALTIN, SINENCI, SUGIMURA, VICE-CHAIR RAWLINS-FERNANDEZ, AND CHAIR LEE.

NOES: NONE.

CHAIR LEE: Nine "ayes", zero "noes"; motion carries.

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO ADOPT RESOLUTION 22-186, AND PASS BILL 123 ON FIRST READING.

COUNCILMEMBER KAMA:

SECOND.

COUNCILMEMBER JOHNSON: Second.

CHAIR LEE: Moved by Vice-Chair Rawlins-Fernandez, seconded by Pro Temp Kama, to adopt Resolution 22-186 and pass Bill 123.

Discussion, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Members, Resolution 22-186 would authorize the Mayor or his representative to execute all necessary documents in connection with the acquisition of tax map keys (2) 3-3-003:006 and (2) 3-3-003:008 in Wailuku, Maui, Hawaii for an amount not to exceed \$1.5 million.

Bill 123 (2022) would amend Appendix A, Part II of the Fiscal Year 2023 Budget by adding an appropriation from the Economic Development and Cultural Programs Revolving Fund for acquisition of property on 'Īao Valley Road for \$1.5 million. These properties are currently owned by the Hawaii Nature Center, Inc., and leased to Ke Kula 'o Pi'ilani for use as a Hawaiian immersion elementary school.

Upon approval of the acquisition, the County will propose a long-term lease of the properties to Ke Kula 'o Pi'ilani. An independent appraisal was conducted, and it was concluded that it was valued at \$1.5 million.

We have the Budget Director Michele Yoshimura, Finance Director Scott Teruya, as well as the three testifiers that we invited to serve as resource personnel; Kahu Kekai Robinson, Ms. Kimberly Thayer, and Mr. Todd Cullison, if the Members have further questions. Mahalo, Chair.

CHAIR LEE: Any more discussion?

Mr. Sinenci.

COUNCILMEMBER SINENCI: Yeah, thank you, Chair. I'd like to speak in support of the motion on the floor. I think we all realize that when it comes to immersion schools, as well as charter schools, these schools don't always get the full funding from the State, like other Department of Education schools.

Oftentimes, these alternative cultural schools have to pay their own rent, pay their own electricity bills. They need to also pay for their own lunch, as well as transportation. So, I think this will definitely help the small schools like Ke Kula 'o Pi'ilani to thrive. Mahalo.

CHAIR LEE: Any more questions?

Member King.

COUNCILMEMBER KING: Thank you, Chair. I support this motion. The only thing I was wondering is, I know, Vice-Chair, you mentioned that the upon acquisition of the

property that there would be a lease executed. And I was just trying to see if that was mentioned in the resolution or the bill? I, I didn't see--

CHAIR LEE: Vice-Chair Rawlins, do have a question for her?

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. We do have the Administration on. So, if they would like to invite someone from the Administration to speak to Member King's question?

CHAIR LEE: Budget Director, or Finance Director, are you on the call?

BUDGET DIRECTOR MICHELE YOSHIMURA: Chair.

CHAIR LEE: Hi.

BUDGET DIRECTOR: Can you, hi. Okay. So, I'm not sure if it's mentioned in the lease. I know it's not mentioned in the budget amendment that there was going to be a long-term lease. But that is the intent to at least give them a 50-year lease, so that they can secure funding to make improvements at school and to do any type of expansion that they need. So, in order to, for them to get other financing resources, we were looking at a 50-year lease. Right now, they're on year-to-year, I believe, with the Hawaii Nature Center.

COUNCILMEMBER KING: Do, is that something that should be put in the resolution? And there's no mention of us doing that. There's no commitment to either the bill or the resolution. Maybe Ms. Thomson--

BUDGET DIRECTOR: I'm not, oh, okay.

COUNCILMEMBER KING: --to that.

CHAIR LEE: Ms. Thomson?

FIRST DEPUTY CORPORATION COUNSEL RICHELLE THOMSON: Thank you. Thank you, Chair. Thank you, Councilmember King. So, the first step of course is the County's acquisition of the property. And then, once that is completed, then we'll come back before you, for approval of the lease.

COUNCILMEMBER KING: Okay. Just want to make sure that the intent is in there somewhere, so that, you know, something different can't happen after the acquisition. But you don't see a problem with that?

FIRST DEPUTY CORPORATION COUNSEL: No, I don't. It's, it is in your record, the intent of this purchase.

COUNCILMEMBER KING: Okay. Alright. Thank you. Thank you, Chair.

CHAIR LEE: Okay, I have a question, Director Yoshimura. This, there's a 31-acre conservation easement portion. What is that?

BUDGET DIRECTOR: Chair, I'm going to defer that to Guy Hironaka. I think he's on the call. He worked on the resolution and the, the metes and bounds, and information for that. So, if you don't mind, I would defer to him.

CHAIR LEE: Guy, are you on the line? Guy? I guess not. Okay.

MR. CULLISON: This is Todd Cullison. I can speak to that, if it's appropriate?

CHAIR LEE: Okay.

MR. CULLISON: So, the Hawaii Nature Center, again, Todd Cullison from Hawaii Nature Center. We had that conservation easement for probably almost the entire time that we've owned the current property we're in discussions with. And that conservation easement was effectively canceled and given back to Wailuku Water probably right around the turn of the calendar year, so by January, of 2022. So, it does not carry forward with this purchase. It's been given back to Wailuku Water, so it's not part of this acquisition, or sale.

CHAIR LEE: So, you're not planning to retain anything?

MR. CULLISON: Correct.

CHAIR LEE: We pay you \$1.5 million, and then we execute a long-term lease with the immersion school, right?

MR. CULLISON: Yes.

CHAIR LEE: And then, so you don't plan to retain any part of the property, or?

MR. CULLISON: Correct, not as owners.

CHAIR LEE: Any part of the premises?

MR. CULLISON: Not as owners, and then we'll continue to work with the charter school about leasing back space, or utilizing space there for some of our programs.

CHAIR LEE: Because I noticed that, because originally that was a lodge, so it was like a little hotel. So, is that, one of the buildings that was condemned was that the lodge portion of the property?

MR. CULLISON: It was more what we'd refer to as the dormitories. So, that one that you're referring to, Chair, is the more mauka one, closest to the road. And Ke Kula 'o Pi'ilani is renting space currently from the more makai portion of the former dormitories.

CHAIR LEE: No, because I thought that would be income, income producing for the school, you know, if, if it were renovated. Or is it possible to renovate some of those old buildings?

MR. CULLISON: I think it's possible. I think that's when, you know, a structural engineer or somebody else would have to come in and, you know, see if, what the integrity of the building is? We haven't utilizing it since the flood of 2018. That's when that one got flooded.

CHAIR LEE: Yeah. Because obviously, the income from the tuition is not enough. It's way insufficient. So, they need additional income producing activities or, whether it's a lodge or, or whatever, leasing to you guys.

MR. CULLISON: Perhaps.

CHAIR LEE: Are you going to be leasing a lot of space?

MR. CULLISON: To be determined. I think one of the reasons that we are interested in selling is that we just don't need that footprint, you know? Our programs, even though maybe our volume is larger per, you know, per annum, how many kids we connect with. We don't need, you know, our program, if it's a school program it's three and a half hours a day or a summer program that's, you know, a weeklong program. So, we don't need that type of footprint. We have a little smaller need.

CHAIR LEE: Okay. Lots more questions.

Yes, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. I just wanted to help refocus us. Mr. Guy Hironaka is on if there were questions for him.

CHAIR LEE: Mr. Hironaka, can you tell us exactly what we're buying in terms of acres, and easements, etc?

MR. GUY HIRONAKA: Okay, so basically what we are buying is we are buying the two portions. The portion that the school is on is, is lot number 6.

CHAIR LEE: Okay.

MR. HIRONAKA: And that, and that, and that lot is .93 acres. Lot 8 is a little under half an acre and that has no improvements on it.

CHAIR LEE: Okay, so I see parcel 6 and 8. Is the, are this, it's part of a little subdivision?

MR. HIRONAKA: They are two separate parcels. And it is, in the middle is that conservation easement, which is water, Wailuku Water land.

CHAIR LEE: Okay. Can I ask who initiated this purchase?

MR. HIRONAKA: I'm not sure . . . because they, you know, I guess, Mayor's Office had a conversation with them. And they offered us, they offered us the property. We reviewed it and we submitted a letter of intent after reviewing the appraisal.

DIRECTOR OF FINANCE SCOTT TERUYA: Chair Lee. I'm not sure if you can hear me. This is Scott Teruya.

CHAIR LEE: Yes, Mr. Teruya?

DIRECTOR OF FINANCE: Okay, I can give you a little background. Back in July, of 2022, I was presented the inquiry from the, inquiry of the County's interest in possibly acquiring the 'Īao Valley campus that was owned by the, or that is owned by the Hawaii Nature Center. So, we had filed a letter of intent to purchase. It's done very quickly and it's before you folks.

Mayor Victorino is supportive of the acquisition, provided that we could keep this land in perpetuity for educational and cultural preservation. So, the intent is for the County to purchase. And then, these parcels that are acquired will be provided through a long-term lease to Ke Kula 'o Pi'ilani. Thank you, Chair.

CHAIR LEE: Okay. Members, questions?

Member Paltin.

COUNCILMEMBER PALTIN: Thank you, Chair. I speak in full support. I had the opportunity to speak with Kahu Robinson. And you know, given the creation of the Halau 'Ōiwi Arts, I see the direct connection and the, you know, how our opio would feed into the bigger picture.

I just had a question for either Mr. Teruya or Ms. Yoshimura on the \$1.5 mil and what portion of the budget that would be coming from?

CHAIR LEE: Yoshimura?

BUDGET DIRECTOR: Chair, just a little bit of background on this. Last year, when we recognized \$15 million of revenue from the TAT, we put a little over \$2 million into a Revolving Fund for Economic Development and Cultural Programs. And we didn't designate any expenditure for that, anticipating looking for projects that we could fund that would fit the category of economic development or cultural.

When this came up, we thought this is a perfect project to put under the Revolving Fund. And so, we're not asking to increase the revenues in any way. We're just asking to put an appropriation under funds that already exist in a Revolving Fund. Thank you, Chair.

COUNCILMEMBER PALTIN: Thank you. So, just my follow-up discussion to that is, you know, when things seem to align so well like this, I feel like it's meant to be. And who am I to say no? Thank you.

BUDGET DIRECTOR: Thank you.

CHAIR LEE: Okay. We have to ask the hard questions.

Member Sugimura.

COUNCILMEMBER SUGIMURA: Thank you. I love this discussion because if Keani wasn't going to do this, I was going to do this. So, thank you very much for moving this forward.

I will tell you that listening to Alice and I, I can tell you stories about when it was a hotel, when it was a restaurant, when there was a bar there, and then you evolve forward, my son, who's now 30, we had birthday parties there. And then, when I saw what Kim Thayer was doing, I thought right on, right? Education. And then, you're right, the Halau 'Ōiwi Arts. I mean, everything is like fitting together.

And you know, my big thing is I would love to see Wailuku be designated as an art district and this all kind of fits in with, you know, everything going on with the lower side of town and this side, and the cultural, historic, and the use of these funds are perfect. So, I stand in full support of this.

I want to thank all the people who sent us many, many testimony to support this. It kind of gave me a history of the people involved. So, really appreciate this. Members when you're ready, let's vote. This is like a perfect, perfect moment.

CHAIR LEE: Anyone else? My last thought would be, you know, I, of course, I'm in support of this. But I think that they're taking on a huge liability and expense of, in a sense that a lot of the structures are outdated and need probably in major repair. So, they're going to need a lot more than the \$1.5 million. So, we, we need to help them come up with a revitalization plan. So, that this, this money will, this property will produce money to pay for them to be there, and to grow. Otherwise, they're always going to be behind the eight-ball trying to keep up with expenses and so forth because that place is old. It is really old.

Okay. Vice-Chair Rawlins-Fernandez, and then Pro Temp Kama.

VICE-CHAIR RAWLINS-FERNANDEZ: I'll yield to Pro Temp Kama at this time, Chair.

CHAIR LEE: Pro Temp Kama. Thank you, Chair. Thank you, Vice-Chair, for allowing me to speak before you. I am speaking in total support of this project. And I want to say, it does almost seem like that's a lot of stuff. But, you know when you think about where not just this group, but other groups similar to them have begun, and what they've overcome, and where they know they want to be. I mean, that's just our history. We are resilient people. I mean, look at us we're still here. And we're still, you know, fighting the good fight. And we're still having hope. And we're still believing that aloha is the way to do things.

And I think just with the traditional values that we are, I like to say that we're born with, but I know that it's within us. But that that's what gives us the, the fortitude to just continue to continue on. So, I have great hopes for them. But you're right, we are in a position to be able to assist them so that they can become more sustainable unto themselves. So, our job is to empower them. So, I am in total support, and I'm ready to vote. Thank you, Chair. Thank you, Vice-Chair.

CHAIR LEE: Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. I just wanted to quickly check with Kahu Robinson. We asked a bunch of questions of Ms. Thayer earlier on, and as the

Kahu, I, I wanted to make sure that in those responses if there was anything that needed to be added on. I wanted to give her that opportunity, since we asked her to stay on and she's been with us all day. Mahalo, Chair.

MS. ROBINSON: Mahalo. Wow.

CHAIR LEE: Do you want to add anything? Would you like to add anything?

MS. ROBINSON: Just my mahalo. I'm trying to keep it together, because I'm so happy about what each of you have said this afternoon. And you know, I've been trying to keep it together for the last two days. Some folks have felt the need to share with me what they sent into you folks. It's just beautiful to have that kind of support. It is like Councilmember Kama has shared, you know, that's something that we typically experience this full kind of support and backing.

And it is hard. It is hard to do, but we are ready to take it up. We've been willing to for over the last seven years and working harder and harder every year. And we will continue that. We are definitely, definitely realize that we've come through many, many impossibilities and impossible situations. But at this moment, I mean, all we could do is put our self out there and ask. And so, thank you folks, sincerely. Thank you.

CHAIR LEE: Member King.

COUNCILMEMBER KING: Thank you, Chair. Did you have any more questions, Keani? I didn't want to, I didn't know if you had any additional before I?

VICE-CHAIR RAWLINS-FERNANDEZ: If you have questions, I just, I had one last comment before we vote.

COUNCILMEMBER KING: Okay. Yeah, I have a question, then I have a comment. Well, I'll make my comment first, because I have complete faith in you folks that you will reach your goal. And I think there's a lot of people in this community who will back you. So, and I know how old that, that, that facility is, because I, I had birthday parties for my children there when it was the Hawaii Nature Center. My company had, had rented that, those spaces for strategic planning a couple of times. And that was before the big flood happened. But it was old then. So, but I, I have complete faith that you are going to find the support that you need in the community, because what you're doing is . . .

My only question was that when this was introduced there was an urgency to this because, and I think it was something about a potential other, you know, some other buyer or something? Can you speak to that, the urgency to, to get this purchase done?

CHAIR LEE: This question is for Ms. Robinson?

COUNCILMEMBER KING: Yes.

CHAIR LEE: Ms. Robinson.

MS. ROBINSON: Sure. We're moving into your next school year. We start on Monday. This has been, I guess, on our plate. And we've been looking at, you know, really finding a home here in 'Īao for quite a number of years. But we're so grateful that the Hawaii Nature Center is giving us the opportunity to, to do so through purchase of this, this land. I mean, right from the start, they believed in us, allowed us space. And as the years have gone on, we, we have a need for increased space. Our program is growing. We, we are growing slow, steady, but we are growing. We'd like to grow in even more ways, more outreach to community, more ways that we can serve our Maui community of learners.

The urgency at this point is that, you know, like everyone, we're experiencing, you know, rising in cost. All kinds of costs, our lease cost, every cost is rising. Additionally, the fear was that if it was made public, that it would get kind of scooped out from under us. Like, I don't know how else to explain or express that, but, you know, it's something that we realize that maybe we were not quite in a position, Ke Kula 'o Pi'ilani to do a million-dollar purchase. But, you know, we wanted to be sure that we were, we would ask and do everything we could do to ask around if we could obtain this aina.

And then, finally, we're at a point in our growth where we've been licensed by the Hawaii Association of Independent Schools. And now, we are moving to being accredited. And so moving in these, you know, these western academic circles, we would have a better chance, a more clearer pathway if we had control over aina and space to, to solidify and make safe, and apply and qualify for those kinds of designations. So, it would definitely ease our way into becoming accredited as we, as we move in that direction.

COUNCILMEMBER KING: Okay, great. That was a great explanation. And I do understand the fear of having this property scooped out from under you, cause that's happened to us recently. So, I'm in full support, Chair, and ready to vote after our Vice-Chair gives her final comments.

CHAIR LEE: Thank you. Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: I think I saw Member Johnson with his hand up.

CHAIR LEE: Oh, I'm sorry. I missed you. Member Johnson.

COUNCILMEMBER JOHNSON: Thank you, Chair. You know, I also rise in full support. And I really want to kind of take a step back and look at the process that has happened today. We had our inbox flooded with emails. People were, from the community came out and said, this is what we wanted. The Administration is on board, all the Councilmembers I'm hearing on board. Everybody's on board. And it's so great to have, like, a school be the center, the school being like the beacon of light that brings everybody together.

So, I'm so happy to be voting, you know, in support of this, because that's what, that's really like what it should be. And that's exactly like we should take this and continue moving forward in that way that we all tend to work together and do things for our community and our kids. So, I don't want to drag out that everybody else has said everything that was, needed to be said. But I rise in full support. Mahalo. Thank you, Chair.

CHAIR LEE: Anybody else?

Member Molina.

COUNCILMEMBER MOLINA: I might as well join in the discussion. This is great to listen to. And, you know, I support anything that perpetuates the host culture through our youth. And you know, mahalo to Ms. Robinson and the Thayer's for this undertaking, cause you know it's quite an achievement. And you know, start small and then of course taking up, dealing with the building and the future improvements it may need. But I always say there's beauty in something old, you know. So, there's, there's, I guess, maybe mana permeates through that building, too, you know. It's going to, you know, be a beacon for, you know, perpetuating the culture through the kids. So, just terrific job, everyone. So, I stand in full support. Thank you.

CHAIR LEE: Thank you. Anybody else? Everybody had a chance to say something?

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: *(Spoke in Hawaiian.)* Let's vote.

CHAIR LEE: Okay, everybody ready to vote? Okay. All those in favor of the motion, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND CHAIR  
LEE.

NOES: NONE.

CHAIR LEE: Nine "ayes", zero "noes"; it's unanimous. Motion carries. Okay, that takes care of the bill and the resolution.

Mr. Clerk, anything else we have to do on this item?

DEPUTY COUNTY CLERK: Not on this item, Chair. But we just want to confirm with the body if there are any other objections to the referrals as read by the Clerk?

CHAIR LEE: Any other, I'm sorry, I didn't hear that last part.

DEPUTY COUNTY CLERK: Oh, are there any objections to the other referrals as read by the Clerk?

CHAIR LEE: Oh, the other, other referrals. Any objections to the other referrals?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay. No objections. So, ordered.

Now, are we at bills second and final reading?

DEPUTY COUNTY CLERK: Yes, Chair. Proceeding with testimony--

CHAIR LEE: Testimony. Okay.

DEPUTY COUNTY CLERK: Proceeding with testimony on bills for second and final reading. Chair, at this time there are no individuals signed up to testify on any bills for second and final reading. But we will do a last call. If there is anyone who would like to testify on any of these items, please identify yourself now. I repeat, last call. Chair, no one has indicated that they would like to testify.

CHAIR LEE: Any Members have objections to closing public testimony and accepting written testimony for bills for second and final reading? Any objections?

MEMBERS VOICED NO OBJECTION.

CHAIR LEE: Okay. So, ordered.

Mr. Clerk.

## ORDINANCES

ORDINANCE NO. \_\_\_\_\_  
BILL NO. 93 (2022)

A BILL FOR AN ORDINANCE AMENDING SECTIONS 3.48.450 AND 3.48.466,  
MAUI COUNTY CODE, RELATING TO HOMEOWNER EXEMPTIONS

CHAIR LEE: Council Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. May I request the Clerk also call up  
Bill 110, CD1 (2022), Bill 112, 113, 114, 115, and 116?

CHAIR LEE: All of them?

VICE-CHAIR RAWLINS-FERNANDEZ: All of em. Give em.

COUNCILMEMBER MOLINA: No objections.

CHAIR LEE: All of them. Okay. Alright. Very good.

Mr. Clerk, did you hear?

DEPUTY COUNTY CLERK: Yes, Chair.

ORDINANCE NO. \_\_\_\_\_  
BILL NO. 110, CD1 (2022)

A BILL FOR AN ORDINANCE AMENDING CHAPTER 3.48,  
MAUI COUNTY CODE, RELATING TO HOMES OF UNMARRIED  
SURVIVING SPOUSES OF VETERANS AND SEVERELY DISABLED VETERANS

ORDINANCE NO. \_\_\_\_\_  
BILL NO. 112 (2022)

A BILL FOR AN ORDINANCE AMENDING SECTION 2.08.060, MAUI COUNTY CODE, TO ESTABLISH THE PAY PLAN FOR A PROCUREMENT SPECIALIST AND A HAWAIIAN LANGUAGE COMMUNICATIONS SPECIALIST IN THE OFFICE OF COUNCIL SERVICES

ORDINANCE NO. \_\_\_\_\_  
BILL NO. 113 (2022)

A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES – SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023, HIGHWAY BEAUTIFICATION AND DISPOSAL OF ABANDONED OR DERELICT VEHICLES REVOLVING FUND, EMERGENCY FUND

ORDINANCE NO. \_\_\_\_\_  
BILL NO. 114 (2022)

A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO ESTIMATED REVENUES; OFFICE OF THE COUNTY COUNCIL, WAILUKU-KAHULUI COMMUNITY PLAN AREA, GOVERNMENT FACILITIES, BOND FUND, OFFICE OF COUNCIL SERVICES OFFICE RENOVATIONS; TOTAL CAPITAL IMPROVEMENTS PROJECT APPROPRIATIONS; TOTAL APPROPRIATIONS (OPERATING AND CAPITAL IMPROVEMENT PROJECTS)

ORDINANCE NO. \_\_\_\_\_  
BILL NO. 115 (2022)

A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO APPENDIX C – CAPITAL IMPROVEMENT PROJECTS, OFFICE OF THE COUNTY COUNCIL, WAILUKU-KAHULUI COMMUNITY PLAN AREA, OFFICE OF COUNCIL SERVICES OFFICE RENOVATIONS

ORDINANCE NO. \_\_\_\_\_  
BILL NO. 116 (2022)

A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 5394,  
BILL NO. 71, CD1, FD2 (2022), RELATING TO THE ISSUANCE  
OF GENERAL OBLIGATION BONDS OF THE COUNTY OF MAUI  
ISSUANCE, SALE AND DELIVERY OF SAID BONDS  
(OFFICE OF COUNCIL SERVICES OFFICE RENOVATIONS)

CHAIR LEE: Council Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair.

I MOVE TO PASS BILL 93; BILL 110, CD1; BILL 112; BILL 113;  
114; 115; AND 116 ON SECOND AND FINAL READING.

COUNCILMEMBER KAMA:

SECOND.

COUNCILMEMBER JOHNSON: Second.

CHAIR LEE: Okay. Wait, I saw your hand up, Member Sugimura. Was that to second the motion? No? No, because then I'll have to, huh? Yes?

COUNCILMEMBER SUGIMURA: I wanted to ask if 110 could be separated out?

CHAIR LEE: Okay, wait. Let's do this first. Seconded by vice, by Pro Temp Kama, to pass all of those bills on second and final reading.

Now, are there, is there any objection to taking which one out? Which one out?

COUNCILMEMBER SUGIMURA: 110, CD1, the Veterans bill. I have an amendment for that, Amendment Summary Form.

CHAIR LEE: Any objection to separating 110?

VICE-CHAIR RAWLINS-FERNANDEZ: Chair?

CHAIR LEE: Yes. Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. Can we not make the amendment in the motion?

CHAIR LEE: I don't know. Is it going to be complicated, Member Sugimura?

COUNCILMEMBER SUGIMURA: I don't think it is, but I don't know if the Members will think.

CHAIR LEE: Okay, go ahead. You can make your amendment to 110 then.

COUNCILMEMBER SUGIMURA: Okay. So, just to let you know when this bill came out through Chair Lee's office, communication was sought and asked for by the Veterans organizations. Captain Michael A. Lilly, U.S. Navy, retired. He's also Governor's Advisory Board on Veterans Affairs. He is also a former Hawaii Attorney General with the State of Hawaii. And he now resides here and does veteran things, as well as Department of Defense Office of Veterans Services. Ron Han, Jr., Director of State Office of Veterans' Services, spoke to this, as well as our local Lloyd Sodemani who is very active with the Veterans organization.

CHAIR LEE: Okay, but can you make the motion on the amendment?

COUNCILMEMBER SUGIMURA: Oh, sorry. Oh, sorry, sorry, sorry.

CHAIR LEE: And by the way, I didn't initiate this bill. I think it was Mr. Molina.

COUNCILMEMBER SUGIMURA: Yeah, it's Mr. Molina's bill. Oh, sorry. I didn't mean to say that you initiated this bill.

CHAIR LEE: Well, if you make the motion and then we can start talking about it.

COUNCILMEMBER SUGIMURA: Okay. At this time, if there is no objections, I would like to proceed with a proposed amendment. And, and all of you should get the ASF. I respectfully ask for the Members support of my motion.

CHAIR LEE: Which is?

COUNCILMEMBER SUGIMURA:

I MOVE TO WAIVE RULE 19.C OF THE RULES OF THE  
COUNCIL TO ALLOW FOR PASSAGE OF THIS BILL TODAY.

CHAIR LEE: Okay. So, we didn't get the ASF yet.

COUNCILMEMBER SUGIMURA: Okay.

COUNCILMEMBER JOHNSON: It came in my box.

CHAIR LEE: It came in your box?

COUNCILMEMBER SUGIMURA: Thank you.

CHAIR LEE: Let me, let me look.

COUNCILMEMBER KAMA: I just got it.

VICE-CHAIR RAWLINS-FERNANDEZ: Chair?

CHAIR LEE: Yes, Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. May I help Member Sugimura?

THE MOTION IS TO AMEND BILL 110, CD1, TO DELETE THE  
THREE INSTANCES OF "50 PERCENT OF THE MINIMUM  
REAL PROPERTY TAX" AND DELETE THE BRACKETS  
AROUND THE THREE INSTANCES OF "\$150".

COUNCILMEMBER SUGIMURA: Right. Where did my paper go? Correct. Correct, correct.

COUNCILMEMBER KAMA:

SECOND.

COUNCILMEMBER SUGIMURA: Correct. Thank you.

VICE-CHAIR RAWLINS-FERNANDEZ: Moved by Member Sugimura. That was her motion.

COUNCILMEMBER SUGIMURA: Thanks.

COUNCILMEMBER KAMA: And I seconded it.

COUNCILMEMBER SUGIMURA: So, thank you.

CHAIR LEE: Did, wait, did everybody hear that motion?

COUNCILMEMBER KAMA: It's in the ASF.

CHAIR LEE: Yeah, I have my copy now. But does everybody, did everybody get a copy of Member Sugimura's ASF? And they also heard, and you also heard what Vice-Chair said?

COUNCILMEMBER SUGIMURA: Yeah. Thanks. Thanks, Keani.

CHAIR LEE: Okay, so the motion is on the floor as just mentioned. And so, who's going to second that motion?

COUNCILMEMBER KAMA: I did, Chair.

COUNCILMEMBER SUGIMURA: She did.

CHAIR LEE: No, you didn't, because it was just read. Okay, so it moved by Member Sugimura, but spoken by Vice-Chair Rawlins-Fernandez, and seconded by Pro Temp Kama. And everybody heard that motion, right? I can repeat it, but it's kind of long.

COUNCILMEMBER KAMA: Yes.

CHAIR LEE: Okay, so now the discussion.

COUNCILMEMBER SUGIMURA: Okay. Thank you.

CHAIR LEE: Member Sugimura.

COUNCILMEMBER SUGIMURA: I guess I started discussing it. So, when this bill by, you're right, by Member Molina came up, it went to the attention of those people that I mentioned. And they, the net effect of what we did and really is probably unintended consequences by putting that 50 percent in, versus taking out the 150 and, \$150. And so what happened was the total disabled, which is 100 percent, versus the 70 percent, the total disabled, then their taxes increased. Because minimum tax is \$350, divided by two, and they would end up actually paying more in the next fiscal year for real property taxes by the motion that we did on the floor.

So therefore, I know it was done in good intentions, but in fighting for the veterans of fairness, what probably Lloyd Sodetani said, we want what's fair and best for all veterans. And I think the motion that we did, we ended up increasing those with 100 percent disability, but yet, making a benefit for those 70, up to that point, right?

And then, the other thing that I learned is that, I didn't even know this because I had a brother who was 100 percent disabled. Lloyd said that a person who has a percentage as a disability it's not fixed for life. It could get, it could change. It could get better, right? So, you know, that's the other thing he said, is he wasn't sure what we were trying to do, but we, the net effect is that we ended up impacting the 100 percent disabled because of that 50 percent.

So, my motion is to bring it back to the \$150, which is, was in the bill from the beginning, so that the total disabled would not get their taxes increased by the motion that we made on the floor the day that this passed on first reading. So, that's my long version of what this motion would do. But anybody have questions? I'm here to answer questions.

CHAIR LEE: Mr. Molina. Do you have any comments to make, Mr. Molina?

COUNCILMEMBER MOLINA: I just, yeah, I guess, if it was an unintended consequence. So, basically, as I'm understand what the proposal is now, everybody gets \$150, right, from the 100 percent onto the 70 percent? And what we had done before, the net effect of that caused the people who are 100 percent to pay now a higher minimum tax? Am I, is that my understanding, Member Sugimura?

COUNCILMEMBER SUGIMURA: Correct. Yeah, that's what happened. So, yeah, it caught the attention of these and the Veteran Services saying I think we did this, you know, unintended consequence. But it really raised the taxes for those that are 100 percent disabled. It's not a small, it's not a large amount, but it's significant enough that, you know, they thought that it wouldn't be fair for them at the 100 percent level to now pay a penalty because we're trying to help something else. So, that's kind of the summary of it.

COUNCILMEMBER MOLINA: Okay. Thank you.

CHAIR LEE: So, we're deleting the three instances of "50 percent of the minimum real property tax"?

COUNCILMEMBER SUGIMURA: Yeah. And substituting back--

CHAIR LEE: And leave the brackets around the three instances.

COUNCILMEMBER SUGIMURA: Right. And substituting--

CHAIR LEE: Okay. Questions? More questions? Comments?

Vice-Chair Rawlins-Fernandez.

VICE-CHAIR RAWLINS-FERNANDEZ: Mahalo, Chair. So, I have one comment and one question. The first is the comment about the 150. So, by tethering it to the minimum tax, like the, when we discussed it at that time, it wasn't necessarily unintended. So, when minimum tax is, so minimum tax isn't fixed. It changes during budget session. We set the minimum tax. And so, if minimum tax goes down, then the 50 percent would also be reduced.

On the other side, if minimum tax goes up, then the 50 percent would be higher. So, if, because we're setting this at \$150, and so that's going to be fixed, it doesn't change during budget session unless we introduce a bill to change it. If minimum tax were to drop to, say, to \$200, so, if minimum tax was set at \$200 and it was 50 percent, then for these that would, for the veterans that would qualify, it would be \$100, instead of \$150.

And so, if we want to set it at a fixed rate of \$150, I'm supportive of that. It, it wasn't, you know, a deal-breaker in any way. I just wanted to make sure that when there's a reduction in the minimum tax that the veterans that qualify would also receive that reduction. But at the same time, if it's, if it's increased, if the minimum tax is increased, then the veterans that would qualify would then pay more than \$150. So that's, that's, that. So, I can be supportive of that amendment, if that's a policy decision for this body.

The second, so the second part, so the question with striking 50 percent of the, oh, I see. Okay, okay. Okay. Never mind. I reread it again. And it's, I understand. Okay. Mahalo, Chair.

CHAIR LEE: Any other questions, Members? You ready to vote on the amendment?

COUNCILMEMBER SUGIMURA: Are you okay, Mr. Molina? Yeah? Okay. That was my big concern.

CHAIR LEE: All those in favor of the amendment, raise your hand and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Nine "ayes", zero "noes"; motion carries.

COUNCILMEMBER SUGIMURA: Thank you, Members. Thank you, Mr. Molina.

CHAIR LEE: Alright. Back to the main motion.

COUNCILMEMBER SUGIMURA: Thank you, Keani.

CHAIR LEE: Back to the main motion, which was to pass all of these bills on second and final reading, including this one, raise your hand and say "aye".

COUNCILMEMBER SINENCI: Aye.

VICE-CHAIR RAWLINS-FERNANDEZ: Aye. Oh.

CHAIR LEE: Oh, no.

VICE-CHAIR RAWLINS-FERNANDEZ:

OH OKAY, I MOVE TO WAIVE RULE 19.C OF THE RULES OF  
THE COUNCIL TO ENABLE US TO TAKE ACTION ON, ON THE  
LEGISLATION AFTER AMENDING IT.

COUNCILMEMBER MOLINA:

SECOND.

COUNCILMEMBER KAMA: Second.

CHAIR LEE: Okay. Moved by Vice-Chair Rawlins-Fernandez, seconded by Member Molina, to waive the Rules of the Council in order for us to be able to take action. Can you explain that, Vice-Chair, for the public?

VICE-CHAIR RAWLINS-FERNANDEZ: Sure. Mahalo, Chair. So, Rule 19.C of the Rules of the Council requires no amendments on the final reading. And we made an amendment, and so this would allow us to take this action on final passage, where we have amended this legislation.

CHAIR LEE: Okay. So, who did your notes, Member Sugimura?

VICE-CHAIR RAWLINS-FERNANDEZ: Oh, no, her notes has it. I read it, I read it from her notes.

CHAIR LEE: You read it from her notes? Okay. Cause I don't see it on mine.

VICE-CHAIR RAWLINS-FERNANDEZ: Oh, it's in the second part of the motion. If the motion is successful, move to waive Rule 19.C of the Rules of the Council.

CHAIR LEE: Oh, I see. Okay. The second part of the motion.

COUNCILMEMBER SUGIMURA: Sorry, I just misplaced all the papers and my papers. So, thank you, Keani.

VICE-CHAIR RAWLINS-FERNANDEZ: You're welcome.

CHAIR LEE: Okay, so we just need to vote on that then, alright? To waive the Rules. All those in favor, raise your hand, and say "aye".

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Okay, motion carries on the waiver.

Now, the main motion as amended. Any discussion on that? If not, all those in favor, say "aye", and raise your hand. Member Paltin? Member Kama?

AYES: COUNCILMEMBERS JOHNSON, KAMA, KING,  
MOLINA, PALTIN, SINENCI, SUGIMURA,  
VICE-CHAIR RAWLINS-FERNANDEZ, AND  
CHAIR LEE.

NOES: NONE.

CHAIR LEE: Okay. Nine "ayes", zero "noes"; motion carries.

Alright, I think that's the end. Mr. Clerk?

DEPUTY COUNTY CLERK: Chair, there is no further business before the Council.

CHAIR LEE: Wow. Very good. Very good, Members. It's just slightly after 3:00, 3:07. Do we have any announcements? Anybody? Okay.

Yes, Member Paltin.

COUNCILMEMBER PALTIN: No more styrofoam boogies for sale next week. Less rubbish in our beach rubbish cans and shorelines, yay.

CHAIR LEE: When was the deadline for the styrofoam ice chests? When was the deadline for that?

COUNCILMEMBER PALTIN: Oh, I'm not sure on that one. You'd have to ask Member King.

CHAIR LEE: I know, you said, you, that's why I was looking at her.

COUNCILMEMBER KING: Same as the boogie boards. We passed it at the same time as the boogie boards.

CHAIR LEE: Oh, we did?

COUNCILMEMBER KING: Yeah.

COUNCILMEMBER PALTIN: So, it would be Monday.

CHAIR LEE: Monday? Okay. So, I have to get rid of mine on Monday. My styrofoam cooler, I have to get rid of on Monday.

COUNCILMEMBER KING: No, you can have it at your house, just don't bring it down to the beach.

CHAIR LEE: Oh, that's not going to happen. I, it's for my dog's barrier. My dog's barrier.

COUNCILMEMBER KING: Yeah, I thought you said you filled it with bricks and you were using it as a barrier. You can do that, as long as you--

CHAIR LEE: I am. I am. I am. But I didn't, I didn't want the styrofoam police coming and seeing that in my, by my yard. Okay. Anything else? Anything else coming up that we should be aware of?

Member Sugimura.

COUNCILMEMBER SUGIMURA: So, tomorrow is Pulehu Posse cleanup, which is the road right by the Central Maui Landfill. So, that will be from 7:30 to 11:00. And then, tomorrow evening, we're collecting--

CHAIR LEE: And, and by the way, you're representing our entire Council. Thank you.

COUNCILMEMBER SUGIMURA: Right, right. Right.

CHAIR LEE: Thank you.

COUNCILMEMBER SUGIMURA: There's, and there's a lot of rubbish people throw, amazing, besides cars.

And then, in the evening from 6:00 to 9:00 at Peggy Sue's in Kihei, there's a back to school supply collection to help with Maui, the Maui Classic Cruisers, that's the American, you know, Classic Cars Club. As well as Brayden Kitagawa, which is a community project for him, and so we're doing back to school supplies to help students in need. Thank you.

CHAIR LEE: Good. Any other events?

Mr. Molina.

COUNCILMEMBER MOLINA: Yeah, thank you, Madam Chair. Just wanted to alert the Members that I'm working on a resolution to, that I hope to have done in the next five days to recognize my wife for being married to me for 31 years on August 10. So, I just come up with all of the whereas's and be it resolve's, so it might take a few years, or a few days.

CHAIR LEE: Yeah, she, you being a veteran, she deserves the Congressional Medal of Honor.

COUNCILMEMBER MOLINA: For sure . . .

COUNCILMEMBER KAMA: No, no, the Purple Heart.

CHAIR LEE: Purple Heart. Oh, boy.

COUNCILMEMBER KAMA: Purple Heart.

CHAIR LEE: Okay. Alright, everybody, and don't forget, August 27. So, you have that much time, Members Johnson, Sinenci, and Molina, to practice. Okay?

COUNCILMEMBER KAMA: The three amigos.

CHAIR LEE: What was that? Okay, so we've come to the end of the calendar. And we are done with our business for today. So, we, I hope you all have a wonderful, wonderful weekend. Stay safe and be happy. This meeting is adjourned.

### ADJOURNMENT

The regular meeting of August 5, 2022, was adjourned by the Chair at 3:11 p.m.



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KATHY KAOHU, COUNTY CLERK  
COUNTY OF MAUI, STATE OF HAWAII

# KUMU KAPONO'AI MOLITAU

August 5, 2022

Maui County Council

LETTER OF SUPPORT FOR BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/ SPECIAL FUNDS FOR FISCAL YEAR 2023, ECONOMIC DEVELOPMENT AND CULTURAL PROGRAMS REVOLVING FUND

Welina ke aloha e ko Mauinui,

Eia no au 'o Kapono'ai Molitau ke kumu o ka hālau Nā Hanona Kūlike 'O Pi'ilani. 'O ka 'ōlelo makuahine ku'u 'ōlelo o ka 'āina o Hawai'i. He waiwai no ia no nā po'e āpau ma kahi kihi a kahi kihi a he mea nui no ke a'o 'ana i ka na'auao o ka 'ike o ko kākou honua.

Aloha, my name is Kapono'ai Molitau and I am Kumu Hula of Hālau Nā Hanona Kūlike 'O Pi'ilani. My mother tongue is my language of Hawai'i. The richness of this language from border to border is important indeed to all and the vast enlightenment of our ancestral wisdom is found within the lands we learn from. As an educator in both public and private schools in Hawai'i for over 20 years I have seen the amazing growth of our students that have 'āina based educations and have been grounded in ancestral wisdoms, Hawaiian cultural values, and the use of their mother tongue in their own homeland. As a Kumu Hula for the past 29 years I have witnessed the growth of many of my students that have gone on to further their educations to come back and serve our communities of 21 century learners in both Public and Private Schools here on Maui.

Today, this Bill No. 123 has the opportunity to continue to help provide an amazing 'āina based educational School continue to educate the future learners and leaders of Mauinui. I have been involved with Ke Kula O Pi'ilani from its inception and have seen firsthand the amazing determination, will, and aloha that this school, staff, and leadership has shown to its haumāna and its 'ohana that it serves. I strongly encourage and support this bill for Ke Kula O Pi'ilani and their strong stewardship presence in 'Īao Valley.

CONTACT

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CONULTY OFFER  
OFFICE OF THE

In a time of change and an ever presence influx of overwhelming uncertainties in our world, it is amazing to see healthy stewardship of 'āina which we know as aloha 'āina and malama 'āina and the ever present sounds of our Keiki thriving in a space that allows them to see the world and learn through the lens of their kūpuna.

Mahalo palena 'ole iā 'oukou pākahi āpau no ka paepae mau i ka pono no nā keiki a me ka 'āina.

Aloha 'āina 'oia 'i'o,

Kapono'aikaulikeikeao Molitau  
Kahuna Nui o Pu'ukoholā Heiau  
Kumu Hula, Nā Hanona Kūlike 'O Pi'ilani  
Owner, Native Intelligence



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Ke Kula 'O Pi'ilani

Independent Hawaiian Immersion Elementary School

875 'Īao Valley Road, Wailuku, Maui, Hawai'i 96793

P.O. Box 1934, Wailuku, Maui, Hawai'i 96793

Office: (808) 214-5006 | admin@kekulaopiilani.com

Visit our website at www.kekulaopiilani.com

Aloha mai kākou,

I'm writing today to ask you to please consider providing written testimony in strong support of Ke Kula 'o Pi'ilani to the Maui County Council. They will be meeting this Friday to authorize the purchase and acquisition of the former 'Īao Lodge at Māniana, mauka of Kepaniwai Park, from its current owners on behalf of the community, specifically to provide a home for Ke Kula 'o Pi'ilani. Now that the sale is public, there is an urgency to preserve our presence on this campus as we move into this next school year.

Ke Kula 'o Pi'ilani is a non-profit, independent Hawaiian culture and language immersion elementary school. We encourage our community of learners to become the living manifestations of aloha, *kindness, compassion and charity*, kuleana, *responsibility, authority and privilege tempered by care and concern*—and 'imi 'ike (*a life-long commitment to seeking awareness, understanding, knowledge, and wisdom*). This purchase and agreement between the County of Maui and Ke Kula 'o Pi'ilani will allow us the opportunity to be the stewards of this sacred place, to uplift a continued native Hawaiian presence in the valley, to authentically share the essence of 'ike kūpuna, *traditional wisdom*, and to root these values in a permanent home and 'āina base for the benefit of our community.

The proposal is called, "BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023, ECONOMIC DEVELOPMENT AND CULTURAL PROGRAMS REVOLVING FUND". Through this bill, the Budget Director of the Mayor's Office has asked the Maui County Council to authorize up to \$1,500,000.00 for acquisition of the land, buildings, and structures associated with TMK No. (2) 3-3-003-006 and TMK No. (2) 3-3-003-008 located at 875 'Īao Valley Road, Wailuku, Maui, Hawai'i from the Hawai'i Nature Center on behalf of Ke Kula 'o Pi'ilani.

Below are some prompts to consider as you compose your written testimony:

- **Address The Maui County Council** - Express your aloha to the Maui County Council.
- **Introduction** - Consider providing information about yourself, your family, where you are from, your connection to Maui, your connection to Hawaiian culture, language, and traditions, and most especially your connection and relationship to Ke Kula 'o Pi'ilani.

HE WAIWAI NUI KA LŌKAHI, HE WAIWAI NUI KE ALOHA

*'O ka nu'u o Ke Kula 'o Pi'ilani e kūlia aku nei, 'o ia ke kūlana pa'a o ka na'auao o kēia au i nā haumāna āpau me ka mālama pū 'ana i ka na'auao o ke au i hala. Aia ka lupulupa mai o ke keiki a mahi pono 'ia kona wahi e ho'ona'auao 'ia ai. Pēia e mau ai kona 'imi na'auao 'ana me ka hiala'ai a lilo ai ho'i 'o ia i mea nāna e alaka'i i ke kaiūlu ma ke ala e pa'a mau ai ka 'ike a me nā loina o ko Hawai'i.*

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- **Clearly State Your Position** - Be concise and clear on your position of support. Your written testimony does not need to be extensive, a few sentences to a few paragraphs will do. Speak from your heart and be guided by your na'au. Let them know why you support Ke Kula 'o Pi'ilani and why you support our continued presence in 'Iao Valley.

Testimony should be e-mailed to the Office of the County Clerk at [county.clerk@mauicounty.us](mailto:county.clerk@mauicounty.us) or faxed to 1-(808)-270-7171. Since our item was expeditiously added to the agenda, we're also asking you to cc each of the councilmembers.

- ◆ Cut-and-paste this section into your e-mail **TO** line:  
county.clerk@mauicounty.us
- ◆ Cut-and-paste this section into your e-mail address **CC** line:  
alice.lee@mauicounty.us, keani.rawlins@mauicounty.us, tamara.paltin@mauicounty.us, shane.sinenci@mauicounty.us, yukilei.sugimura@mauicounty.us, kelly.king@mauicounty.us, tasha.kama@mauicounty.us, mike.molina@mauicounty.us, gabe.johnson@mauicounty.us
- ◆ Cut-and-paste this section into your e-mail **SUBJECT** line:  
WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023, ECONOMIC DEVELOPMENT AND CULTURAL PROGRAMS REVOLVING FUND - KE KULA 'O PI'ILANI, 'IAO, MAUI, HAWAI'I

Nui nō ku'u aloha iā 'oukou pākahi āpau. So much appreciation to our keiki, 'ohana, the Hui Ho'okahua 'o Pi'ilani School Board of Directors, the Hui Ka'a'āina 'o Pi'ilani, and our many community partners over the years. I am so grateful for your time, prompt support, and kōkua.

'O wau iho nō,

Kahu Kekai Robinson, Po'okula  
Head of School, Ke Kula 'o Pi'ilani



## County Clerk

---

**From:** Maria'Dalena T. Akau <maui06ohana@gmail.com>  
**Sent:** Thursday, August 4, 2022 10:47 AM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

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Aloha Mai Kakou Maui County Council,

We are Ivan & Maria'Dalena Akau of Kahului , Maui. We are of Hawaiian ancestry and everyday is a learning day of our culture , language and traditions. We have 3 grandchildren that have and will attend this school year 2022-2023 at Ke Kula 'O Pi'ilani a non-profit Hawaiian culture and language immersion elementary school.

We are in awe of how well our grandchildren have learned their culture Hawaiian language so quickly in a matter of months and come home and teaches us the adults on how to speak our language that was not so easily assessable to us growing up. It is a beautiful thing to see the students learn both indoors curriculum in Olelo Hawaii , language ,math, color, science , art etc. .. and outdoors one on one with the aina the land, learning how to plant and harvest sustainable food to carry into their/our future of sustainability and more...

The students also learn Aloha which is kindness, compassion etc.. Kuleana which is responsibility , care and concern , 'imi 'ike commitment to lifelong seeking awareness , understanding ,knowledge and wisdom.

We as grandparents( open to others too) are also invited to participate in cultural work shops and learning of our Hawaiian language too. We are very honored to be a part of Ke Kula 'O Pi'ilani Ohana.

We are firm supporters of Ke Kula 'O Pi'ilani and the education they provide to our students and families. The property that is currently owned by the Hawaii Nature Center would be an awesome property to be owned by Ke Kula 'O Pi'ilani , they would be now and into the future committed stewards of both the area and land, in the sense of the history the whole area has and a place that families are welcomed to learn a life time of commitment to the Hawaiian culture. As well as having a place to provide or expand on to more grade levels in the future.

We appreciate this opportunity to speak on behalf of Ke Kula 'O Pi'ilani and we thank you Maui County Council for your support and aloha.

Sincerely,  
Ivan and Maria'Dalena Akau

## County Clerk

---

**From:** Jamie Ka'iulani Athearn <jamiekathearn@gmail.com>  
**Sent:** Thursday, August 4, 2022 12:42 PM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

Some people who received this message don't often get email from jamiekathearn@gmail.com. [Learn why this is important](#)

Aloha e Members of the Maui County Council,

Mahalo for all your hard work serving Maui County. I am writing on behalf of Ke Kula 'o Pi'ilani, in full support of their efforts to remain at their current campus in 'Īao Valley to continue their stewardship of that sacred space. I urgently encourage you to support the bill that would provide this school with an irreplaceable permanent campus.

My name is Jamie Ka'iulani Athearn. I was born and raised in upcountry Maui and now live in Waiehu. My mauna is mauna Kahalawai, my kahawai is Wailuku river, and my kahakai is Olowalu. I have spent most of my adult life reclaiming, relearning and reconnecting to the Hawaiian culture, language and all that was lost within my own family through years of limited access. I wish I could have had better access to Hawaiian culture and language as a child and would have my daughter enrolled at Ke Kula 'o Pi'ilani had she been the right age for their program.

I am a member of Halau o Hanona Kuliike o Pi'ilani, and have come to know several families, students, and teachers who have been committed members of Ke Kula o Pi'ilani. I have experienced the valuable work of this school and am enthusiastic and hopeful for their longevity and growth in the years to come. I am certain that their efforts to build up our keiki will have a long lasting and positive impact in Maui County and 'Īao Valley specifically. Supporting their efforts to secure the 'Īao Lodge at Maniania would not only allow their continued efforts but also further provide for the foundation needed to sustain the future of Maui.

At election time, it is imperative that we see our political leaders take action in support of all efforts of Native Hawaiian communities so that they can rebuild their relationship to their culture through, and in part by, educating our keiki. Support of this bill and Ke Kula 'o Pi'ilani is such needed action.

Mahalo for your consideration and I am optimistic to read the good news of your approval in the coming weeks.

Me ke aloha no,

Jamie Ka'iulani Athearn

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## County Clerk

---

**From:** Rachael Au Hoon <rachaelrayart@att.net>  
**Sent:** Wednesday, August 3, 2022 7:25 PM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

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Aloha Maui County Council members,

Mahalo ā nui! Thank you so much for all of your hard work helping our community! I am writing this testimony in hopes that you will support the continuity of Hawaiian cultural survival in a time of great change.

I was born on Molokai and raised on Maui. At Baldwin High School in 1993 I was in one of the first Hawaiian Language 101 classes to finally be offered again in the public school system. I volunteered then at Pūnana Leo O Maui in Wailuku and that is when I knew right away that there was no greater feeling of such a deep connection to this place than being a part of our Hawaiian Renaissance through the language revitalization in the educational system.

I graduated with honors from UH Maui in 2002 and took many Hawaiian Language and cultural classes. In 2015 my own keiki was accepted to Pūnana Leo Hawaiian Immersion Preschool in Wailuku for two years and then at Ke Kula 'o Pi'ilani in 2017 until today where she is in her 5th and final year there. My other daughter who is a cancer survivor was accepted to Pūnana Leo but was diagnosed with Neuroblastoma simultaneously. After finishing her treatments she started at Ke Kula 'O Pi'ilani and has been there the last 4 years as well as she enters her 3rd grade year. It is a dream come true for me to offer this experience of Hawaiian immersion education as I got to see it grow so much in the last 30 years!

Ke Kula 'o Pi'ilani has taught our family so much! Thanks to this school we know how to farm and produce traditional food for our family with our very own papa ku'i 'ai and pōhaku ku'i 'ai so we can make our own pa'i 'ai! Our children also learned how to carve their very own Pahu drum last year as the culmination of the Kalai Pahu class. Hearing them play their Pahu when they are learning a chant is chicken skin and these important cultural utensils and implements will be with us for generations to come.

I support the continued presence of KKOP in 'Īao Valley. This school at this particular location is an integral part of the growth in our community as we shift our focus to cultural survival and sustainability; to uplift the Hawaiian values that are ingrained in the history of this land.

The learning environment at the Ke Kula 'O Pi'ilani campus is perfect for the programs it supports as 'Āina focused curriculum. The educational experience that my children have had at this wahi pana (storied / sacred place) is

priceless. They have learned invaluable knowledge of this land and will be strong leaders in our community because of this amazing foundation in Hawaiian culture and language.

Hawaiian language and culture is so important and if it is not given a strong space in our community for our keiki o Ka 'Āina it will not survive all the changes in the social fabric of our islands; especially with so many local families having to move away and newcomers are replacing them who are not necessarily interested in assimilating into a Hawaiian cultural lifestyle.

Our language is our cultural identity and it is so great to be a part of the new generations that knows it's language and values again and especially to be a part of the time for enlightenment in the Hawaiian Islands.

Today, less than 2% of the Hawaii population can speak 'Ōlelo Hawa'ii. The 'Ōlelo must live, so that we can live and preserve for our posterity the legacy of Mālamalama, Oia'i'o, Kuleana, Kanawai, Mana, Na'auao, Ola, Ohana, and Aloha, handed down from our kupuna I ka wa mamua.

Mahalo,

**Rachael Ray Au Hoon**  
U'i Gallery  
360 Papa Place Unit Z  
Kahului, HI 96732  
808-893-2149  
[www.rachaelrayartcollection.com](http://www.rachaelrayartcollection.com)  
*Experience Aloha!*

## County Clerk

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**From:** "A Nāpua B (napuamaui)" <waiheelimurestoration@gmail.com>  
**Sent:** Thursday, August 4, 2022 12:45 PM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara Paltin; Shane Sinenci; Yukilei Sugimura; Kelly T King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123 RE KE KULA O PIILANI AT IAO, WAILUKU, MAUI

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Aloha kākou Council

Submitting this Testimony in support of Ke Kula O Piilani, an independent immersion language program school at Iao Valley Worthy of County's Interest as to the land as stewards of land in Iao Valley.

A descendant of the Mahihelelima of Iao Valley, support Ke Kula O Piilani and Maui County in moving to purchase the land upon which The Nature Conservancy sit upon. This is the most appropriate step in acknowledging Ke Kula o Piilani to be stewards of a significant site Historically well known in the History of Hawai'i and highly regarded and respected by the Hawaiian people. This strategic move to honor the generations of Kūpuna not only from the area but throughout Hawai'i nei and beyond due to its rich history. As well as very dear to home to my 'ohana family.

I am a native Hawaiian, an educator in Hawaiian Study Kūpuna Component in the Department of Education DOE, a practitioner restoring Hawai'i's native *limu* aglae, a genealogist, a grandmother, a mother, a wife and a registered voter.

I humbly impress upon you to FUND - KE KULA 'O PI'ILANI 'ohana and their efforts. Approve acquisition of the land and Kuleana for the school and site.

Alyson N Barrows

803 Ho'omau Street  
Wailuku, HI 96793  
Email: [waiheelmurestoration@gmail.com](mailto:waiheelmurestoration@gmail.com)  
Phone: (808) 264-4135

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## County Clerk

**From:** Maui\_County Council\_mailbox  
**Sent:** Friday, August 5, 2022 8:03 AM  
**To:** begoniabarry@gmail.com; County Clerk  
**Cc:** Maui\_County Council\_mailbox  
**Subject:** FW: CR 22 73  
**Attachments:** 08.05.22 Council Agenda.pdf

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OFFICE OF THE  
COUNTY CLERK

Aloha Barbara,

Forwarding your email to [county.clerk@mauicounty.us](mailto:county.clerk@mauicounty.us) as per the attached 8/5/22 Council Agenda.

Mahalo,  
Office of Council Services  
808-270-7838

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**From:** Barbara Barry <begoniabarry@gmail.com>  
**Sent:** Thursday, August 04, 2022 8:23 PM  
**To:** Maui\_County Council\_mailbox <county.council@mauicounty.us>  
**Subject:** CR 22 73

You don't often get email from [begoniabarry@gmail.com](mailto:begoniabarry@gmail.com). [Learn why this is important](#)

Aloha Chair Lee and Council Members,

I support opening up a formal investigation into the Napili construction project of Greg Brown.

I believe this investigation will expose multiple instances of fraud by Greg Brown Development, abuses of authority by Department Directors, and even payoffs to Plan Examiners that allowed Greg Brown to get an SMA Permit Exemption that he never qualified for.

Brown's project is unfortunately typical of how a small group of corrupt developers, licensed professionals and complicit County officials abuse the multiple loopholes that for decades have allowed the exploitation of Maui's land development process, violating our community's rights, draining our tax dollars, and destroying our precious coastal environment.

I support Council Member Paltin's bold act as the Administration including and especially Corporation Council, will surely attempt to silence this investigation into their role in these wrongdoings.

I strongly support the Council to hold accountable the individual bad actors as an example to others, and to use what is learned in this investigation to adopt simple legislative fixes that we have proposed to close the loopholes and stop this abuse once and for all.

I support the removal of the building as well.

Mahalo,  
Barbara Barry  
Ha'ikū

## County Clerk

**From:** Maui\_County Council\_mailbox  
**Sent:** Friday, August 5, 2022 8:06 AM  
**To:** rsbayes@gmail.com; County Clerk  
**Cc:** Maui\_County Council\_mailbox  
**Subject:** FW: SUPPORTING THE COUNCIL INVESTIGATION INTO GREG BROWN'S BOGUS APPROVALS  
**Attachments:** 08.05.22 Council Agenda.pdf

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COUNTY CLERK

Aloha Renee,

Forwarding your email to [county.clerk@mauicounty.us](mailto:county.clerk@mauicounty.us) as per the attached 8/5/22 Council Agenda.

Mahalo,  
Office of Council Services  
808-270-7838

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**From:** Renee Bayes <[rsbayes@gmail.com](mailto:rsbayes@gmail.com)>  
**Sent:** Friday, August 05, 2022 7:28 AM  
**To:** Maui\_County Council\_mailbox <[county.council@mauicounty.us](mailto:county.council@mauicounty.us)>  
**Subject:** SUPPORTING THE COUNCIL INVESTIGATION INTO GREG BROWN'S BOGUS APPROVALS

You don't often get email from [rsbayes@gmail.com](mailto:rsbayes@gmail.com). [Learn why this is important](#)

I believe this investigation will expose multiple instances of fraud by Greg Brown Development, abuses of authority by Department Directors, and even payoffs to Plan Examiners that allowed Greg Brown to get an SMA Permit Exemption that he never qualified for.

Brown's project is unfortunately typical of how a small group of corrupt developers, licensed professionals and complicit County officials abuse the multiple loopholes that for decades have allowed the exploitation of Maui's land development process, violating our community's rights, draining our tax dollars, and destroying our precious coastal environment.

I support the Council Member's bold act here as the Powers That Be, including and especially Corporation Council, will surely attempt to silence this investigation into their role in these wrongdoings.

I strongly support the Council to hold accountable the individual bad actors as an example to others, and to use what is learned in this investigation to adopt simple legislative fixes that we have proposed to close the loopholes and stop this abuse once and for all.

Renee S. Bayes  
Napili Resident

## County Clerk

**From:** Evelyn Brito <rustyelb@hawaiiintel.net>  
**Sent:** Thursday, August 4, 2022 11:30 AM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** "BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/ SPECIAL FUNDS FOR FISCAL YEAR 2023, ECONOMIC DEVELOPMENT AND CULT

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Aloha Kakou,

It has come to my attention that the Maui County Council will be meeting this Friday to authorize the purchase and acquisition of the former ʻĀao Lodge at Māniania, mauka of Kepaniwai Park, from its current owners on behalf of the community, specifically to provide a home for Ke Kula ʻo Piʻilani.

"BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/ SPECIAL FUNDS FOR FISCAL YEAR 2023, ECONOMIC DEVELOPMENT AND CULTURAL PROGRAMS REVOLVING FUND". Through this bill, the Budget Director of the Mayor's Office has asked the Maui County Council to authorize up to \$1,500,000.00 for acquisition of the land, buildings, and structures associated with TMK No. (2) 3-3-003-006 and TMK No. (2) 3-3-003-008 located at 875 ʻĀao Valley Road, Wailuku, Maui, Hawaiʻi from the Hawaiʻi Nature Center on behalf of Ke Kula ʻo Piʻilani.

Ke Kula ʻo Piʻilani is a non-profit, independent Hawaiian culture and language immersion elementary school. We encourage our community of learners to become the living manifestations of aloha, kindness, compassion and charity, kuleana, responsibility, authority and privilege tempered by care and concern—and ʻimi ʻike (a life-long commitment to seeking awareness, understanding, knowledge, and wisdom). This purchase and agreement between the County of Maui and Ke Kula ʻo Piʻilani will allow us the opportunity to be the stewards of this sacred place, to uplift a continued native Hawaiian presence in the valley, to authentically share the essence of ʻike kūpuna, traditional wisdom, and to root these values in a permanent home and ʻāina base for the benefit of our community.

I come from a long line of kalo famers. Our loʻi kalo (taro patch) is located on the foothills of Mauna Kahalawai. This Kuleana land has been in our ʻohana for over a century. And we still practice our Hawaiian culture in other areas as growing indigenous plants for healing and food, etc. One day, this ʻaina will belong to the next generation of Kanaka Maoli.

I strongly support the passage of this bill. In the long term it will benefit our community by helping to perpetuate Hawaii's Language and culture. Ke Kula ʻo Piʻilani has a proven track record of helping these children to grow in their language skills and they are immersed in the culture, history and traditions of the Hawaiian people.

Please consider passing Bill No. 123 in favor of Ke Kula ʻo Piʻilani.

Mahalo Nui Loa

Evelyn (Haleakala) Brito

## County Clerk

RECEIVED

**From:** Evelyn Brito <rustyelb@hawaiiintel.net>  
**Sent:** Thursday, August 4, 2022 7:19 AM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; kelly.king@maucounty.us; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023, EC

2022 AUG -4 AM 8:13

OFFICE OF THE  
COUNTY CLERK

Some people who received this message don't often get email from rustyelb@hawaiiintel.net. [Learn why this is important](#)

Aloha Kakou,

It has come to my attention that the Maui County Council will be meeting this Friday to authorize the purchase and acquisition of the former ʻĪao Lodge at Māniania, mauka of Kepaniwai Park, from its current owners on behalf of the community, specifically to provide a home for Ke Kula ʻo Piʻilani.

Ke Kula ʻo Piʻilani is a non-profit, independent Hawaiian culture and language immersion elementary school. We encourage our community of learners to become the living manifestations of aloha, kindness, compassion and charity, kuleana, responsibility, authority and privilege tempered by care and concern—and ʻimi ʻike (a life-long commitment to seeking awareness, understanding, knowledge, and wisdom). This purchase and agreement between the County of Maui and Ke Kula ʻo Piʻilani will allow us the opportunity to be the stewards of this sacred place, to uplift a continued native Hawaiian presence in the valley, to authentically share the essence of ʻike kūpuna, traditional wisdom, and to root these values in a permanent home and ʻāina base for the benefit of our community.

“BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/ SPECIAL FUNDS FOR FISCAL YEAR 2023, ECONOMIC DEVELOPMENT AND CULTURAL PROGRAMS REVOLVING FUND”. Through this bill, the Budget Director of the Mayor’s Office has asked the Maui County Council to authorize up to \$1,500,000.00 for acquisition of the land, buildings, and structures associated with TMK No. (2) 3-3-003-006 and TMK No. (2) 3-3-003-008 located at 875 ʻĪao Valley Road, Wailuku, Maui, Hawaiʻi from the Hawaiʻi Nature Center on behalf of Ke Kula ʻo Piʻilani.

I strongly support the passage of this bill. In the long term it will benefit our community by helping to perpetuate Hawaii’s Language and culture. Ke Kula ʻo Piʻilani has a proven track record of helping these children to grow in their language skills and they are immersed in the culture, history and traditions of the Hawaiian people.

I live in the Wailuku district of Maui and have been practicing Hawaiian culture by raising Kalo in the Hawaiian tradition for more than 40 years. These traditions have been passed down from our Kupuna from generation to generation, and we will continue to pass on this tradition to our Keiki and Moʻopuna.

Please consider passing Bill No. 123 in favor of Ke Kula ʻo Piʻilani.

Mahalo Nui

Gary A.L. Brito

## County Clerk

---

**From:** Maui\_County Council\_mailbox  
**Sent:** Friday, August 5, 2022 12:10 PM  
**To:** mccmn@yahoo.com; County Clerk  
**Cc:** Maui\_County Council\_mailbox  
**Subject:** FW: SUPPORTING THE COUNCIL INVESTIGATION INTO GREG BROWN'S BOGUS APPROVALS  
**Attachments:** 08.05.22 Council Agenda.pdf

Aloha Mary,

Forwarding your email to [county.clerk@mauicounty.us](mailto:county.clerk@mauicounty.us) as per the attached 8/5/22 Council Agenda.

Mahalo,  
Office of Council Services  
808-270-7838

**From:** mary carlson <mccmn@yahoo.com>  
**Sent:** Friday, August 05, 2022 10:57 AM  
**To:** Maui\_County Council\_mailbox <county.council@mauicounty.us>  
**Subject:** SUPPORTING THE COUNCIL INVESTIGATION INTO GREG BROWN'S BOGUS APPROVALS

You don't often get email from [mccmn@yahoo.com](mailto:mccmn@yahoo.com). [Learn why this is important](#)

I believe this investigation will expose multiple instances of fraud by Greg Brown Development, abuses of authority by Department Directors, and even payoffs to Plan Examiners that allowed Greg Brown to get an SMA Permit Exemption that he never qualified for. Brown's project is unfortunately typical of how a small group of corrupt developers, licensed professionals and complicit County officials abuse the multiple loopholes that for decades have allowed the exploitation of Maui's land development process, violating our community's rights, draining our tax dollars, and destroying our precious coastal environment. I support the Council Member's bold act here as the Powers That Be, including and especially Corporation Council, will surely attempt to silence this investigation into their role in these wrongdoings. I strongly support the Council to hold accountable the individual bad actors as an example to others, and to use what is learned in this investigation to adopt simple legislative fixes that we have proposed to close the loopholes and stop this abuse once and for all. Please for the courtesy of bringing back dignity and ethical behavior in the gross oversight of these developers all over the island. How can you

possibly let this monstrosity of a structure ruin our wonderful community of Napili Bay. Looking forward to complete resolution of this matter. Thank you, Jeff and Mary Caye Carlson owners at Napili Shores

## County Clerk

---

**From:** Shelley Caparso <samadeo76@gmail.com>  
**Sent:** Thursday, August 4, 2022 12:03 PM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

Some people who received this message don't often get email from samadeo76@gmail.com. [Learn why this is important](#)

Shelley Caparso  
P. O. Box 330977  
Kahului, HI 96733

August 4<sup>th</sup>, 2022

To the distinguished members of the Maui County Council,

Aloha, my name is Shelley Caparso and I'm writing to you in support of Ke Kula 'o Pi'ilani that they may keep their presence at Iao Valley and continue to thrive in a place surrounded by our culture. I was born and raised here on Maui and raising my children here as well. Being a part of Hālau Hula Kauluokalā and having been dancing hula my entire life, I have a deep connection with our culture and I know the importance of preserving and perpetuating the Hawaiian culture and language.

This is what Ke Kula 'o Pi'ilani is doing for our keiki and why this bill is so important.

Mahalo Nui,  
Shelley Caparso  
[samadeo76@gmail.com](mailto:samadeo76@gmail.com)

RECEIVED  
2022 AUG -4 PM 12:50  
OFFICE OF THE  
COUNTY CLERK

**From:** Christina Cervantes <eyesforwardfilms@gmail.com>  
**Sent:** Wednesday, August 3, 2022 5:33 PM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenc; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

2022 AUG -4 AM 8:11

OFFICE OF THE  
COUNTY CLERK

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Aloha,

I am in full support of this bill, BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023, ECONOMIC DEVELOPMENT AND CULTURAL PROGRAMS REVOLVING FUND”.

Mahalo,

Christina Cervantes

RECEIVED

2022 AUG -4 AM 10:43

August 4, 2022

Aloha mai kākou,

OFFICE OF THE  
COUNTY CLERK

My name is Kapua Chang and I am writing testimony in support of Bill No. 123, which would allow the Maui County Council to authorize \$1,500,000.00 for the aquisition of the land, buildings and structures associated with TMK No. (2) 3-3-003-006 and TMK No. 3-3-003-008 locatd at 875 ʻĪao Valley Rd. Wailuku, HI from the Hawaii Nature Center on behalf of Ke Kula ʻO Piʻilani.

I am the former Manager of the Hawaii Nature Center [ʻĪao site] and spent 11 years working for the organization. I no longer work for HNC, but am still an active volunteer and supporter of both HNC and Ke Kula ʻO Piʻilani.

I grew up in the small town of Māʻili, located in the moku of Waiʻanae on Oʻahu. I moved to Maui in 2009 and began working at the Hawaii Nature Center in 2010. Although my work for HNC introduced me to ʻĪao, my aloha for that wahi has grown immensely and it has become my ʻohana's favorite and most cherished place. We have raised our three keiki in that kahawai (stream) and spent years learning about the hisotry and significance of that area.

The stewardship of that space deserves an entity that is intrinsically connected to our kūpuna, our keiki and our community. I cannot think of a better option than Ke Kula ʻO Piʻilani.

I truly hope you will vote in support of Bill No. 123 and further the perpetuation of Hawaiian culture, tradition and knowledge in that space.

Mahalo nui for your consideration.

Me ke aloha,



Chaylise K. Chang

**From:** margaret dalzell

**Sent:** Thursday, August 4, 2022 3:37 PM

**To:** County Clerk

**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson

**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

You don't often get email from [margaretdalzell@yahoo.com](mailto:margaretdalzell@yahoo.com). [Learn why this is important](#)

Aloha e Maui County Council Members,

My name is Margaret Haleloke Garcia Dalzell. I have been a part of the community of Maui all my life. My father's family is deeply rooted in Wailuku. And, I have chosen to make Maui a place to raise my daughter and to share the culture, history, language and aloha that is unique to Maui.

I am a member of the Royal Order of Kamehameha, Kahekili - Na Wahine Hui O Kamehameha Kahekili Helu Eha. I am also haumana of Na Hanona Kulike 'o Pi'ilani.

I am writing to provide testimony in support of Bill No. 123. It will allow Ke Kula 'o Pi'ilani the opportunity to be stewards of the land they are now on and continue the education of our keiki in a very special way.

Ke Kula 'o Pi'ilani is unique in that the platform of how these keiki are taught is mindful and focused, teaching the values and practices of our culture to care for the aina.

The students learn at an early age to be stewards, care takers of the land they live and learn on. This awareness allows them to become more aware, in a deeper way, building a relationship unique to the special area that surrounds them. "Ua Mau Ke Ea O Ka Aina I Ka Pono"

Please allow Ke Kula 'o Pi'ilani continue their presence as stewards, through Bill 123. And, allow them to continue to offer lessons that go farther than just the borders of a classroom. Ke Kula 'o Pi'ilani shares the essence of 'ike kupuna, traditional wisdom. They have been a respectful presence in Iao Valley and act as thoughtful stewards for the land they are on.

Mahalo for your time and consideration.

Sincerely,

Margaret Haleloke Garcia Dalzell

RECEIVED  
2022 AUG -5 AM 7:40  
OFFICE OF THE  
COUNTY CLERK

**County Clerk**

RECEIVED

**From:** Konaneakamahina Awo de la Nux <konane.awo@gmail.com>  
**Sent:** Thursday, August 4, 2022 6:53 AM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukile Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

2022 AUG -4 AM 8:13

OFFICE OF THE  
COUNTY CLERK

[Some people who received this message don't often get email from konane.awo@gmail.com. Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification> ]

Aloha kākou,

I am writing in support of bill no. 123 so Ke Kula O Piilani can continue to provide Hawaiian immersion education to our keiki as well as provide cultural tools and education to families within our community in order to perpetuate our native practices.

I have worked there as a counselor and support for the kumu. I could see first hand how passionate Kekai Robinson & the kumu are about our keiki, culture, language community and 'ohana. I saw how they care for the place that they are in the which has direct benefits to the environment. I ask that you support bill no. 123 so our keiki & community can continue to have an educational space such as Ke Kula o Piilani.

Ke aloha nō,  
Konane de la Nux  
Wai'ehu, Maui

## County Clerk

---

**From:** Maui\_County Council\_mailbox  
**Sent:** Friday, August 5, 2022 8:29 AM  
**To:** happybirds148@gmail.com; County Clerk  
**Cc:** Maui\_County Council\_mailbox  
**Subject:** FW: SUPPORTING THE COUNCIL INVESTIGATION INTO GREG BROWN'S BOGUS APPROVALS  
**Attachments:** 08.05.22 Council Agenda.pdf

Aloha Diana,

Forwarding your email to county.clerk@mauicounty.us as per the attached 8/5/22 Council Agenda.

Mahalo,  
Office of Council Services  
808-270-7838

-----Original Message-----

**From:** Diana <happybirds148@gmail.com>  
**Sent:** Friday, August 05, 2022 8:10 AM  
**To:** Maui\_County Council\_mailbox <county.council@mauicounty.us>  
**Subject:** SUPPORTING THE COUNCIL INVESTIGATION INTO GREG BROWN'S BOGUS APPROVALS

[You don't often get email from happybirds148@gmail.com. Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification> ]

I believe this investigation will expose multiple instances of fraud by Greg Brown Development, abuses of authority by Department Directors, and even payoffs to Plan Examiners that allowed Greg Brown to get an SMA Permit Exemption that he never qualified for.

Brown's project is unfortunately typical of how a small group of corrupt developers, licensed professionals and complicit County officials abuse the multiple loopholes that for decades have allowed the exploitation of Maui's land development process, violating our community's rights, draining our tax dollars, and destroying our precious coastal environment.

I support the Council Member's bold act here as the Powers That Be, including and especially Corporation Council, will surely attempt to silence this investigation into their role in these wrongdoings.

I strongly support the Council to hold accountable the individual bad actors as an example to others, and to use what is learned in this investigation to adopt simple legislative fixes that we have proposed to close the loopholes and stop this abuse once and for all.

Sent from my iPhone760-519-8756

## County Clerk

---

**From:** Maui\_County Council\_mailbox  
**Sent:** Friday, August 5, 2022 8:52 AM  
**To:** edrayer@msn.com; County Clerk  
**Cc:** Maui\_County Council\_mailbox  
**Subject:** FW: Support for CR 22-73 Maui County Council

Aloha Erin,

Forwarding your email to [county.clerk@mauicounty.us](mailto:county.clerk@mauicounty.us) as per the attached 8/5/22 Council Agenda.

Mahalo,  
Office of Council Services  
808-270-7838

**From:** Erin Drayer <edrayer@msn.com>  
**Sent:** Friday, August 05, 2022 8:49 AM  
**To:** Maui\_County Council\_mailbox <county.council@mauicounty.us>  
**Subject:** Support for CR 22-73 Maui County Council

 You don't often get email from [edrayer@msn.com](mailto:edrayer@msn.com). [Learn why this is important](#)

Hello....

I am submitting strong support for Tamara Paltin Committee to launch formal investigation of approvals of Greg Brown's Napili structure.

Thank you,  
Erin Drayer  
37 Maha Road  
Makawao, HI 96768

Sent from [Mail](#) for Windows

## County Clerk

---

**From:** Maui\_County Council\_mailbox  
**Sent:** Friday, August 5, 2022 10:26 AM  
**To:** lindseydrayer@icloud.com; County Clerk  
**Cc:** Maui\_County Council\_mailbox  
**Subject:** FW: Investigate  
**Attachments:** 08.05.22 Council Agenda.pdf

Aloha Lindsey,

Forwarding your email to [county.clerk@mauicounty.us](mailto:county.clerk@mauicounty.us) as per the attached 8/5/22 Council Agenda.

Mahalo,  
Office of Council Services  
808-270-7838

-----Original Message-----

**From:** Lindsey Drayer <[lindseydrayer@icloud.com](mailto:lindseydrayer@icloud.com)>  
**Sent:** Friday, August 05, 2022 10:24 AM  
**To:** Maui\_County Council\_mailbox <[county.council@mauicounty.us](mailto:county.council@mauicounty.us)>  
**Subject:** Investigate

[You don't often get email from [lindseydrayer@icloud.com](mailto:lindseydrayer@icloud.com). Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification> ]

Please investigate the Napili structure!

Thank you,

Lindsey Drayer  
Sent from my iPhone

## County Clerk

---

**From:** Maui\_County Council\_mailbox  
**Sent:** Friday, August 5, 2022 8:05 AM  
**To:** mdrayerhome@msn.com; County Clerk  
**Cc:** Maui\_County Council\_mailbox  
**Subject:** FW: Support for CR 22-73 Maui County Council  
**Attachments:** 08.05.22 Council Agenda.pdf

RECEIVED  
2022 AUG -5 AM 8:19  
OFFICE OF THE  
COUNTY CLERK

Aloha Mary,

Forwarding your email to county.clerk@mauicounty.us as per the attached 8/5/22 Council Agenda.

Mahalo,  
Office of Council Services  
808-270-7838

-----Original Message-----

From: mary drayer <mdrayerhome@msn.com>  
Sent: Thursday, August 04, 2022 8:36 PM  
To: Maui\_County Council\_mailbox <county.council@mauicounty.us>  
Subject: Support for CR 22-73 Maui County Council

[You don't often get email from mdrayerhome@msn.com. Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification> ]

Aloha,

i am submitting STRONG SUPPORT for Tamara Paltin Committee to launch formal investigation of approvals of Greg Brown's Napili structure.

Mahalo,  
Mary Drayer  
557 Imi Dr  
Wailuku, Hi 96793

Sent from my iPad

RECEIVED

Aloha e nā 'aha kūkā o ka moku o Mauinuiākama! Mahalo nui loa no kou lohe  
'ana i kēia noi e kōkua 'ana iā Ke Kula 'O Pi'ilani.

2022 AUG -4 AM 8:12

(Hello council members of the island of Mauinuiākama! Thank you so much for  
hearing this plea to help Ke Kula 'O Pi'ilani.)

OFFICE OF THE  
COUNTY CLERK

My name is Krystin Kanani Duarte and I am a resident of Maui that was born and raised in Wailuku. I am truly happy that you are taking the time to read/listen to all the letters coming in that are in support of you folks voting in favor of the proposal of Bill No. 123, to help purchase the property of the old Hawai'i Nature Center in Iao Valley. In doing so, you will be in support of the property to be the property of the independent Hawaiian immersion elementary school, Ke Kula 'O Pi'ilani to continue using the property for many years to come. They are a great group of people, from the Kahu (Principal), to the teachers and guest speakers who come to teach all the keiki of Maui the importance of the Hawaiian values, 'ōlelo, and cultural practices in a way to keep our history and stories alive for the future generations.

Please hear not only with your ears but with your heart in the stories that the school on the property of TMK No. (2) 3-3-003-006 and TMK No. (2) 3-3-003-008 has touched and means so much to a bunch of people from various walks of life and for different reasons. Whether it being a parent of a student, family members of the staff involved with with school, or a member of the Hawaiian communtiy and a resident of the island of Maui.

Thank you again for helping our community in perpetuating the Hawaiian culture activities, history and language by voting in favor of Bill No. 123.

With warm positive thoughts,

Krystin Kanani Duarte



RECEIVED

2022 AUG -4 PM 1: 19

**BOARD OF TRUSTEES**

August 4, 2022

OFFICE OF THE  
COUNTY CLERK

**OFFICERS**

Dear Members of the Maui County Council:

**Christopher Smith**  
PRESIDENT

Please accept this letter on behalf and in full support of Ke Kula ‘o Pi’ilani, a non-profit, independent Hawaiian culture and language immersion elementary school, presently utilizing ‘Īao Lodge at Māniania, mauka of Kepaniwai Park to host its school operations. I understand that considerations are being made to purchase the former ‘Īao Lodge at Māniania to ensure a permanent home for Ke Kula ‘o Pi’ilani. Know that I am in full support.

**Sara Tekula**  
VICE PRESIDENT

**Emma Burns Cabiles**  
SECRETARY

**Salma Ansari**  
TREASURER

I had the pleasure of visiting Ke Kula ‘o Pi’ilani in February 2021 as a representative of the Hawai‘i Council of Private Schools. In conducting our Annual Licensing Visit, I found the shared space between Ke Kula ‘o Pi’ilani and the Hawaii Nature Center facilitates a unique learning experience for the children and the community. Moreover, alignment with the school’s mission and vision aligns well under this extraordinary partnership as they permeate all facets of the school program.

**TRUSTEES**

Jeremy Baldwin

Chad Goodfellow

Heather Haynes, MD

John Guarin

Allyson Mattox

Robert Pelletieri

Kate Peterson

Klaus Simmer

Jacob Simons

Ben Summit

Lisa Tomihama

Erica White

Heather Zidell

Ke Kula ‘o Pi’ilani is a small school, eager to build upon its early successes and strong philosophical and foundational beliefs. With rapid change and adjustment necessary with anything in its infancy, it appears to have a strong sense of what it needs to do and how it can best and most successfully get there. The purpose and intention of Ke Kula O Pi’ilani is undeniable, emanating with great clarity and enthusiasm. Action by the Maui County Council to ensure that Ke Kula ‘o Pi’ilani remains at ‘Īao Lodge at Māniania will ensure its ability to maintain its momentum and to continue its valuable work for its school and the broader Maui Community.

**HONORARY  
BOARD MEMBERS**

Should you have questions or feel that additional information could be helpful, please contact me.

Susan R. Graham

Annie Nelson

Cynthia Quisenberry

Cherry Anne Sutherland

Sincerely,

**HEAD OF SCHOOL**

Eric L. Dustman, PhD

Eric L. Dustman, PhD  
Head of School  
Montessori School of Maui  
ericd@momi.org  
808-573-0374o

g r o w i n g   g l o b a l   c i t i z e n s   s i n c e   1 9 7 0

## County Clerk

**From:** Anna Eckart-Dodd <pohuboy@gmail.com>  
**Sent:** Thursday, August 4, 2022 9:00 AM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

RECEIVED  
2022 AUG -4 AM 10:12  
OFFICE OF THE  
COUNTY CLERK

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Aloha Council Members,

I am writing in support of Bill No. 123 which will authorize funds for the acquisition of TMK No. (2) 3-3-003-006 and TMK No. (2) 3-3-003-008 in Iao Valley on behalf of Ke Kula 'o Pi'ilani.

I attended medical school at John A. Burns School of Medicine and did residency at the University of Hawaii. Following training, I worked for several years at Kapiolani Medical Center and The Queen's Medical Center. I have dedicated myself to the Queen's mission of caring for the people of Hawai'i. I currently serve as a physician at Maui Memorial. Viewed from that lens, I recognize the important role Ke Kula 'o Pi'ilani plays in the health of our community. The educational programs provided by the school strengthen cross-generational, community, and familial relationships. These connections are protective of mental health and well being.

In addition, Ke Kula 'o Pi'ilani was a pillar of support for the community during the pandemic. During the early days of COVID-19, the school partnered with Kaiser Permanente to host COVID-19 vaccine clinics. These clinics provided early access to vaccines for hundreds of high-risk members of the Maui community. Additionally, the school addressed the economic hardships by providing food boxes for several families.

The county acquisition of the land in Iao will provide a stable home for Ke Kula 'o Pi'ilani. This stability will help ensure that the school will continue its' good work in perpetuity.

As a Board Member, a parent, a community member, and a physician, I wholeheartedly support this bill. I am grateful to the County Council for their support.

Anna Eckart-Dodd, MD

## County Clerk

---

**From:** Lani Eckart-Dodd <lanilehua@gmail.com>  
**Sent:** Thursday, August 4, 2022 7:37 AM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

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OFFICE OF THE  
COUNTY CLERK

Aloha kakou,

Over the past 7 years, I have been involved in the development and support of Maui's home-grown independent Hawaiian immersion elementary school, Ke Kula O Piilani. My involvement began in 2015 when a friend asked me to host her daughter's class at our family's kalo farm. Since that first encounter, I've fallen in love with the children and the school, its vision and potential. I've enrolled both of my children, have become the resource teacher for mahi'ai (agricultural studies), hosted many hana no'eau (cultural arts/crafts) workshops, helped with staff training and professional development, and written grants for school programs.

As an independent school that doesn't receive funding or support from the Dept. of Education, Ke Kula O Piilani is supported by the school community (parents, staff, families), the Maui community-at-large, and other partners. And in these last 7 years watching the school grow exponentially, I have come to realize how enriched our community really is. When we pool our resources (human, cultural, financial), and invest in ourselves, we are empowered to do great things. Since the school is independent, the onus to take care of everything from the curriculum development, staffing, to grounds maintenance, is on us. What a fantastic model of self-efficacy we have demonstrated for our children!

Moving forward, we require 2 main things in order to maintain the growth of the school and the quality of educational experience our children receive. First, is continued community investment. Second, and more critical in this moment, is a secured permanent aina base. We need our home base secured. Hawaiian education is a study of our natural world and our place as humans in the ecosystem. With our Maui County Council's support to purchase the land that the school currently occupies, we are relieved of the worry of relocation. Instead, focus can remain on the programs that the school delivers.

Lastly, as a resident of Iao Valley, I am very pleased at the prospect of the County purchasing the aina at Maniania. The natural beauty of the area is obvious. So many people, both locals and visitors, are drawn to experience that beauty. The area is also very rich with mo'olelo and the aina itself is a cultural resource. It is important that we protect and preserve that area in perpetuity. The County's purchase of the property will help ensure that. And through a partnership with Ke Kula O Piilani, a legacy plan for its stewardship is already woven in.

Mahalo nui loa for seizing this opportunity to protect one of Maui's most precious natural and cultural treasures and supporting our home-grown educational program.

Ola Piilani!

Me ke aloha,  
Lani Eckart-Dodd

252 Iao Valley Road  
Wailuku, Maui

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**From:** Jay Franey <naturejay@gmail.com>  
**Sent:** Thursday, August 4, 2022 10:37 AM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

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To whom it may concern,  
Aloha mai kakou,  
I am writing in support of "Ke Kula 'o Pi'ilani" becoming the stewards of the property above Kepaniwai park which has been managed formerly by Hawai'i Nature Center.

I was the former HNC programs manager and caretaker of that facility from 2007-2010 and am very pleased with the marked improvements and upkeep of the property under the current stewardship of Ke Kula 'o Pi'ilani. The historic legacy of the area is well served by their learning community and they have the presence and resources to maintain the constant needs of the facilities. Furthermore, their ties with Hawaiian cultural learning provides the needed understanding of the kuleana of taking care of such sacred lands.

Thank you for your time and consideration,  
John "Jay" Franey  
326 Pukalani St.  
Pukalani, HI 96768

Jay Franey, adventure specialist  
[naturejay@gmail.com](mailto:naturejay@gmail.com)  
808-357-1022

## County Clerk

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**From:** Denby Freeland <denby.freeland@hilt.org>  
**Sent:** Thursday, August 4, 2022 12:47 PM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

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Aloha Maui County Council,

Thank you for taking a moment to read through my letter of support for Ke Kula 'o Pi'ilani. My name is Denby Freeland, I am an educator and cultural practitioner on Maui. My native Hawaiian heritage is rooted in West Maui through both of my parents. I have worked outdoors with students for over 20 years. Including many years as an Environmental Educator and Maui Program Manager at Hawai'i Nature Center, 'Iao Valley. I left Hawai'i Nature Center over 12 years ago and currently work for Hawai'i Land Trust. I occasionally have the pleasure of working with the staff and families from Ke Kula 'o Pi'ilani.

I am very familiar with the property at 875 'Iao Valley Road. It has been extremely disheartening over the years to witness the steady decline of the site. The lack of educational programs offered by Hawai'i Nature Center and the deterioration of the buildings and the 'aina has been incredibly sad to see. The one glimmer of hope I have when I go to 'Iao is knowing that there is already a group of people on Hawai'i Nature Center property that are wanting to nurture the area. Ke Kula 'o Pi'ilani and their community have the potential to care for the land while also using it as a resource for their education programs. Please allow Ke Kula 'o Pi'ilani to acquire this kuleana.

I once was a part of an operation that educated children daily while taking pride and honor in being located in a special place in 'Iao. I would love to see some excitement, energy and responsibility again in 'Iao. Therefore, I fully support Bill no. 123, Special Purpose Revenues, for Fiscal Year 2023, Economic Development and Cultural Programs Revolving Fund – Ke Kula 'o Pi'ilani, 'Iao, Maui, Hawai'i.

Mahalo for your consideration,

Denby Freeland

Denby Freeland  
Director of 'Aina Education - Hawaii Land Trust  
email: [denby.freeland@hilt.org](mailto:denby.freeland@hilt.org)  
cell: (808) 866-6621



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2022 AUG -4 PM 12: 50  
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## County Clerk

---

**From:** Bill Garcia <weg@wisperhawaii.com>  
**Sent:** Thursday, August 4, 2022 12:20 PM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** TESTIMONY TO SUPPORT BILL NO 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - ECONOMIC DEVELOPMENT AND CULTURAL PROGRAMS - KE KULA O PI'ILANI

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Aloha Mai,

O wai inoa e William E Garcia Jr. of Wailuku. I am writing, as a practitioner of Hawaiian Protocol, in support of the above bill as it pertains to Ke Kula O Pi'ilani. I have known the director of Ke Kula for several years, and she has proven to be a result oriented individual who places the education of her students first. There can be no better surrounding than the present location the Ke Kula O Pi'ilani and the ever present sound of the waters of Kane in the background. Mahalo

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STATE OF HAWAII  
**DEPARTMENT OF DEFENSE**  
OFFICE OF VETERANS SERVICES  
459 PATTERSON RD, E-WING, RM 1-A103  
HONOLULU, HAWAII 96819

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2022 AUG -4 AM 11: 02

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COUNTY CLERK

TESTIMONY ON COUNTY BILL 110, CD1 (2022),  
HOMES OF UNMARRIED SURVIVING SPOUSES OF VETERANS WHO DIED WHILE ON  
DUTY AND TOTALLY DISABLED VETERANS

PRESENTATION TO  
THE COUNTY COUNCIL OF MAUI

BY

RONALD P. HAN JR.  
DIRECTOR, STATE OFFICE OF VETERANS SERVICES

AUGUST 3, 2022

Chair Lee, Vice-Chair Rawlins-Fernandez, and Members of the County Council of Maui.

I am Ron Han, Director, State Office of Veterans Services (OVS) and I am providing written testimony in **OPPOSITION** of Bill 110, CD1 (2022).

First and foremost, I appreciate the County Council of Maui for exploring initiatives that can help to support our totally disabled Veterans and unmarried surviving spouses of Veterans who died while on duty as this measure attempts to accomplish.

However, the Office of Council Services has provided an analysis that Under Bill 110, CD1 (2022), eligible totally disabled Veterans would see their real property tax raised from \$150 to \$175, 50 percent of the \$350 minimum real property tax set by in the Fiscal Year 2023 Budget by Ordinance 5392. This increase of \$25 would be a 16.67 percent increase. Severely disabled veterans would for the first time be eligible for lower real property tax under Section 3.48.575.

Many of our totally disabled Veterans and surviving spouses of Veterans who died while on duty are on fixed incomes and any increase that is above the current statute may affect them adversely, especially while living in one of the highest costs of living areas in the Nation.

Therefore, I recommend that the former \$150 cap on property tax be reinstated in the draft bill.

Thank you for this opportunity to provide written testimony on behalf of our Veterans and their loved ones.

Director Ron Han; [ronald.p.han@hawaii.gov](mailto:ronald.p.han@hawaii.gov) , (808) 433-0422

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2022 AUG -5 AM 7:40

**From:** Robert Hibbitt

**Sent:** Thursday, August 4, 2022 2:35 PM

**To:** County Clerk

**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson

**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FI...

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COUNTY CLERK

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Aloha Maui County Council,

I would like to thank the council for conducting this hearing related to the acquisition of property in Lao Valley. My name is Ivy Lou Hibbitt and I am so very fortunate to have moved to Maui five years ago after my son Keanu was born. I am a Family Nurse Practitioner operating my own primary care clinic in Maui Lani. I was educated on Oahu and my husband is from Kauai which has given us an understanding of how difficult it is to find a school as unique and special as Ke Kula O Piilani.

Neither my husband nor myself are Native Hawaiian but we strongly feel that education in Hawaiian culture and language provides an alternative worldview to our traditional schools and we have enrolled our son in Ke Kula O Piilani in order to give him this. The location of Ke Kula O Piilani is of the utmost importance to the success of the school. We feel the mana there. We respect it and we urge the council to preserve it by passing this measure.

Mahalo,  
Ivy Lou Hibbitt, APRN  
Maui Family Medicine

Aloha e Maui County Council,

My name is Keala Kaopuiki-Santos. As a lifelong citizen of Maui County and an employee of Kamehameha Schools Community Programming for over 13 years, I am writing to voice my support for Maui County's acquisition of the Hawai'i Nature Center (former 'Īao Lodge) at Māniana and for Ke Kula o Pi'ilani to continue to operate out of and steward the existing site.

Through my work with the Kamehameha Schools Ho'olauna Programs, I had the pleasure of hosting students at the Hawai'i Nature Center site for 7 summers. It was amazing to experience the beauty of that 'āina on a daily basis and to connect students with the cultural, historical, and environmental significance of the site and surrounding area. I believe that many future community leaders were cultivated through that program and their ability to participate in hands-on learning in 'Īao. The same is true for the students of Ke Kula o Pi'ilani to this day.

Six years ago, we began to partner with Ke Kula o Pi'ilani out of interest in supporting their innovative approach towards Hawaiian Language and cultural education. Over the past 6 years, we have seen Ke Kula o Pi'ilani's program flourish, and we have witnessed new life return to the 'Īao site. It is beautiful to hear 'ōlelo Hawai'i, oli, and mele at Māniana on a daily basis. The students and 'ohana of Ke Kula o Pi'ilani are blessed with the opportunity to learn in a non-traditional school environment where they can kilo (observe) the power of nature firsthand and learn Hawaiian arts such as kapa-making, farming and carving in a place with immense cultural significance.

I sincerely hope that the Council will consider acquiring the Māniana site and allow Ke Kula o Pi'ilani to continue to operate their program there. I believe in doing so you are helping to build the next generation of cultural practitioners, community leaders and champions for 'olelo Hawai'i and Maui.

Me ka ha'aha'a,

Keala Ka'ōpūiki-Santos  
3289 Keha Dr.  
Kihei, HI 96753  
[kekaopul@ksbe.edu](mailto:kekaopul@ksbe.edu)

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**From:** Kelly Gordon

**Sent:** Thursday, August 4, 2022 5:36 PM

**To:** County Clerk

**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yuklei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson

**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FI...

OFFICE OF THE  
COUNTY CLERK

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Aloha e Maui County Council ,

Thank you for your time and consideration in authorizing the purchase of 'Tao Lodge at Māniana to provide a home for a wonderful school Ke Kula o Pi'ilani. We 'Ohana Kalawaia had the great privilege to have our daughter attend Ke Kula 'o Pi'ilani school this past year in 2021-2022. We highly encourage all our friends and family to have their Keiki attend this school . The education they provide is much needed for the Keiki of Maui and I have witnessed the amazing outcome in my daughter over just one year attending this school in hands on activities , she is more outgoing and vocal , her strength, determination and focus boosted from the outdoor classroom environment and activities they provide . The Kumu (teachers) and assistants are so educated and multitalented which provide both an inspiring and educational space for the keiki to be all they can be and learn many valuable skills .

Mahalo nui for your time again

Aloha

'Ohana Kalawaia

## County Clerk

**From:** JO KAMAUNU <johannakamaunu@gmail.com>  
**Sent:** Wednesday, August 3, 2022 7:01 PM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson; johannakamaunu@gmail.com  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123 RE KE KULA O PIILANI AT IAO, WAILUKU, MAUI

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2022 AUG -4 AM 8:11

Ano ai Council,

It is a pleasure to submit testimony in support of Ke Kula o Piilani, an independent immersion language program at Iao Valley worthy of County interest as to the land and its school.

I am Johanna Kamaunu of Waihe'e Valley. Am wife to Kaniloa and mother to 6 children, Mama to 12 grand children. I am a registered voter and an advocate for kanaka and kanaka concerns with a predilection for Kingdom of Hawaii law. I have been a mortgage loan processor and a bank Records Manager for 10years+. The DOE Hawaiian Studies Kupuna program was home for 12 years, with 3 years teaching music at King Kekaulike@ substitute teaching as well. Currently, I am an insurance agent specializing in Appearance Bonds, bailing people who have been arrested working alongside law enforcement, attorneys, and the courts. Been doing it about 12 years.

As a descendant of the Mahihelelima ohana of Iao the council's decision to support Ke Kula O Piilani is timely, appropriate for the place, and very dear to me for honoring generations of kupuna who lived and walked this valley, and for those of us who are present to reflect upon the traditions of this great, storied landscape. Let's work with Ke Kula O Piilani, Kekai Robinson and staff to establish new traditions of learning, traditions of malama, traditions of kuleana in our community that thereby we may restore and return mana to the valley, our homes and Maui.

As a long time advocate of culture, customary and traditional practices there is no greater pleasure than to see growth and understanding in governance, community and advocacy. Kekai is one of this generation that will establish new, beneficial traditions with governance. She has worked hard, put in her time, struggled and prepared for this opportunity. You would do well to invest in her.

Please FUND - KE KULA 'O PI'ILANI ohana and their efforts. Approve acquisition of the land and kuleana for the school and site.

Mahalo,

Johanna Kamaunu

222 Waihee Valley Rd,  
Wailuku, HI 96793  
Email: [johannakamaunu@gmail.com](mailto:johannakamaunu@gmail.com)  
Phone: (808) 250-6293

## County Clerk

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**From:** Kalele Kekauoha-Schultz <kekauoha.schultz@gmail.com>  
**Sent:** Wednesday, August 3, 2022 8:54 PM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yuklei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

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Welina mai ke aloha Maui County Council,

My name is Kalele Kekauoha-Schultz and I am writing in 100% support of Bill No. 123. As an educator for the Hawaii Department of Education for over twenty years, I see that Ke Kula o Pi'ilani (KKOP) has proven to deliver quality education that is culturally rich and steeped in language. It is vital that our keiki of Hawai'i learn of the traditions of our special place, because, it is a kuleana that we all have simple living here whether you are of Hawaiian ancestry or not.

I know firsthand the value of 'āina-based education and Ke Kula o Pi'ilani offers education aligned with the ancestral principles that drive it including building healthy 'ohana, love for ones land, sense of belonging and indigenous knowledge and wisdom. For example, KKOP provide family strengthening activities such as a stone and board workshop to provide families with tools to feed themselves physically and spiritually. Families have learned how to carve pahu or traditional drums and other native arts that awaken their senses to their environment and to one another. We need this type of connectivity more than ever in Maui as we are overwhelmed with an influx of changes and many feel edged out of 'āina all together. I believe KKOP teaches children not just to be hosts but to be stewards of this precious land and protect it for future generations.

With your approval, Ke Kula 'o Pi'ilani will provide such stewardship for what is currently their site of the Hawai'i Nature Center. This aloha naturally extends to the greater parts of the valley as the leadership and kumu of the school already instill that in the keiki as they regularly help to mālama 'āina beyond the boundaries of their campus, because, it is the right thing to do.

Please approve Bill No. 123 and ensure the continued presence of KKOP in 'Īao. Keep our 'āina in caring hands dedicated to the children of this land who will benefit directly.

Me ka 'Oia'i'o,

Kaleleonālani Kekauoha-Schultz, MSCP

# Capt. Michael A. Lilly, USN (Ret.)

371 Alae Rd.  
Kula, HI 06790  
Cell 808-392-0894  
[Michael@nljlaw.com](mailto:Michael@nljlaw.com)

August 3, 2022

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COUNTY CLERK

2022 AUG -3 PM 2:56

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## TESTIMONY OF CAPT. MICHAEL A. LILLY ON Bill 110 CD 1

I am a Vietnam War combat veteran with 30 years' service in the U.S. Navy. I am also a member of the Governor's Advisory Board on Veteran Affairs and the Maui Council on Aging. I also served as Hawaii's Attorney General in the 1980s.

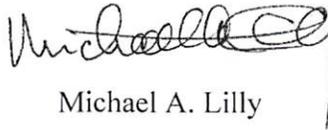
I am submitting this testimony on Bill 110 CD 1 in my individual capacity.

While I support the intent of the law, to provide tax relief to certain disabled veterans and their surviving unmarried spouses, I cannot support a bill that would reduce benefits to some veterans.

This bill provides property tax relief to veterans with 70-99% disabilities. However, it would increase the current property tax paid by 100% disable veterans and surviving spouses of veterans killed in the line of duty. While the amount of the property tax increase is relatively small, any increase is not acceptable.

For that reason, I cannot support this bill as written. I recommend that the former \$150 cap on property tax be reinstated in the draft bill.

Sincerely,



Michael A. Lilly

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OFFICE OF THE  
COUNTY CLERK

August 4, 2022

Aloha mai kākou to the Maui County Council. Mahalo nui for your dedication in making Maui a better place and prioritizing culturally rich education.

I writing with unwavering and unconditional support of Ke Kula `o Pi'ilani receiving full stewardship. ownership of their facility. The staff and community involved are undeniably dedicated to the fullest. I am a mother of a soon to be second grader that attends Ke Kula. We entered the school at the beginning of last year. Coming out of covid, homeschooling and an uncertain future. This was not the easiest financial jump, but after sending our daughter to one summer school session, we knew whole heartedly we wanted our daughter to be part of this community. The staff went over and beyond to guide and support us in clear and consistent ways. Little did we know that as parents, we would be welcomed with the same level of aloha and high expectation of dedication and involvement. From the very first day, we felt at ease knowing where our daughter was learning. We were welcomed with open arms and open hearts. Never have I experienced such authentic aloha and dedication to language, culture and the future generations.

I am a ASL interpreter in the education setting, and have worked in a variety of school settings. None were satisfactory to send my one and only daughter, until we found Ke Kula o` Pi'ilani. Hearing their story of humble beginnings, and witnessing the well rounded, kind and intelligent graduates, inspired us to look towards the future for our daughter at Ke Kula `o Pi'ilani. Through our time at the school I learned about, 'Īao, extensively, Māniana / Kepaniwai Park as a historic site. We learned a chant that in summary praised and honored the place and requested a shield of education as protection. We have received exactly that. This school uplifts the community, specifically the dedicated Hawaiians we have had the honor of knowing. I have never met a harder working more dedicated staff and community. They greet us daily with aloha and reassurance, each person from head of the school to office staff, to teachers that were not even my daughter's teacher, made efforts to communicate and meet our daughters individual needs. They come together on weekends, holidays, after school hours and before the sun rises to take care of the space, full of gratitude for their sacred spaces and their sacred responsibility they have to the children of their community and school grounds. My hope is that without a doubt, the council can see the need for this private Hawaiian Immersion school to be set center stage at one of the most sacred and historic locations in Maui, in perpetuity. The classrooms and space do need substantial updates and work. I am in 100 % support, that they receive all the funds and support they need to reach their fullest potential as a school.

I feel strongly that the children and parents of this community will thrive knowing they have a school to call "home". A place to feel safe, contribute to, feel united and a driving purpose. We gather as families to care for the grounds now, I can only imagine how much more effort and long term improvements will unfold as this community takes on the responsibility to care for the space their children learn and grow every day. I see the the longterm, permanent stewardship of the space to be in no better hands then the Ke Kula `o Pi'ilani. I stand behind them. I speak with my actions, by sending my child here with confidence that she is the best place possible to learn language and culture of the land she was born, as well as the foundational values of culture, compassion, connection to place and accountability. I saw my daughter thrive in this environment. Her language growth, her mathematics skills, her social skills, her hula and chanting, and most importantly her level of happiness was obvious this year. We are dedicated to keeping her in this community and I can only hope, that the staff of the school, the community, and the families feel they have a space to belong and that their vision grows to fruition.

Respectfully, Abigail Llewellyn

## County Clerk

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**From:** Cummins Mahoe <68crusader@gmail.com>  
**Sent:** Friday, August 5, 2022 9:56 AM  
**To:** County Clerk  
**Subject:** Bill 110

[You don't often get email from 68crusader@gmail.com. Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification> ]

Aloha Councilmembers,

Although I am always veteran-centric, I am OPPOSED to proposed Bill 110. It is disadvantageous to the veterans and I see it costing veterans more in the long run. It is understandable to provide property tax relief to the 100% ers. I would prefer a benefit that would serve all veterans like no vehicle registration fee first vehicle.

Cummins K. Mahoe III

Sent from my iPhone

## County Clerk

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**From:** Suzette Marlowe <suzettemarlowe@gmail.com>  
**Sent:** Thursday, August 4, 2022 11:27 AM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

**Importance:** High

Some people who received this message don't often get email from suzettemarlowe@gmail.com. [Learn why this is important](#)

Aloha kākou to the County Council of Maui, gathered here today to consider this amendment for Fiscal Year 2023 County of Maui Budget.

I appreciate this opportunity to support your work as Council in determining the importance of our children's education and cultural enrichment upon the future of our island.

My name is Gloria Marlowe, a resident on Maui for the past fifty years, currently living in upcountry Kula. In the past twenty-two years, I have made a personal commitment to support and perpetuate the Hawaiian Culture through my studies of 'ōlelo Hawai'i, the hana no'eau traditional crafts, through the study and performance of traditional hula, oli and mele, and the performance of Hawaiian music in an 'ukulele band for many years. Through the past twelve years, I have been a member of Hālau Nā Hanona Kūlike O Pi'ilani, under the direction of Kumu Kapono'ai Molitau. As a hālau haumana, I have spent time at the facilities of Ke Kula O Pi'ilani in practice and preparation for cultural events, sometimes including members of the staff, as well as students of KKOP who are also students in our Hālau Nā Hanona. The setting at 'Iao is conducive to Native Hawaiian ceremony, knowledge-seeking and nature itself.

I feel deeply the importance of our island keiki starting early in the education and participation of their culture. And I am proud of the way that

Ke Kula O Pi'ilani has been a brilliant expression of that commitment in the years that they have been located in the 'Iao Valley at the wonderful facilities of the former Hawai'i Nature Center, and previously, the 'Iao Lodge. That commitment to the curricula also reflects the guiding principles of aloha and aloha 'āina, good citizenship and building of healthy relationships with one another, with family, and with the community.

This is a request for your consideration to authorize the revolving funds allocated for arts and culture to purchase their existing campus site from the Hawai'i Nature Center and transfer the stewardship to Ke Kula 'o Pi'ilani. With either ownership thereof or a long-term lease of 50-plus years. This would secure continuity and longevity for the school's program in 'Īao. I believe they are ready to be the stewards of this sacred and special place and that would influence the younger generations to also have a deep relationship with this land.

Please consider the importance of letting Ke Kula O Pi'ilani be assured a continued and permanent home in 'Īao and a continued native Hawaiian presence in the valley as an 'āina base for the benefit of our community.

Thank you for your time and your important service to the life of our island,

Warm aloha,  
Gloria Marlowe

RECEIVED

2022 AUG -4 PM 12:42

OFFICE OF THE  
COUNTY CLERK

RECEIVED

2022 AUG -4 AM 8:13

Aloha mai kākou,

My name is Lahela Mata-Goldman and I am the third grade teacher at Ke Kula 'O Pi'ilani. I have been working at Ke Kula 'o Pi'ilani for about two years now and have loved being in the role of someone who has the ability to teach the future generations the importance of 'āina-based learning and the importance of being connected to the place that can provide them ancestral knowledge which will then help them be successful in their future.

I was born and raised in Wailuku and currently reside right next in Waiehu. I am currently going to school for Elementary Education with a minor in Hawaiian Studies so I am blessed to be given the opportunity to educate our up and coming keiki.

I am writing in support of Ke Kula 'o Pi'ilani, in support of the acquisition of land at Māniana 'Īao, and in support of a relationship between the County of Maui and Ke Kula 'o Pi'ilani in regards to these lands. I fully support the allocation of funds to purchase this land from the Hawaii Nature Center on behalf of Ke Kula 'o Pi'ilani.

Mahalo,  
Lahela Mata-Goldmann

OFFICE OF THE  
COUNTY CLERK

## County Clerk

**From:** Rebecca Rhapsody <becca.rhapsody@gmail.com>  
**Sent:** Thursday, August 4, 2022 12:13 PM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

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2022 AUG -4 PM 12: 50

OFFICE OF THE  
COUNTY CLERK

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Aloha Kakou,

This is a written testimony to the Maui County Council in support of Letter of Support Written Testimony for Land Acquisition BILL NO. 123

I am a mother, educator, and the spouse of a farmer. I was born and raised on the island of Maui, although both of my parents are originally from the East Coast and from European and Jewish Diaspora origins. In recent years I've had the great fortune to be part of the Ke Kula 'o Pi'ilani 'ohana. My child is still too young to take classes there, but myself and my husband, who works at a kalo farm affiliated with the school, were invited to take 'olelo classes as well as build a papa ku'i 'ai with the families of Ke Kula 'o Pi'ilani.

As someone who is from Hawai'i but not ancestrally from Hawai'i nor Hawaiian, I particularly appreciate the inclusiveness of all types of ancestry that I've found at Ke Kula 'o Pi'ilani. From my interactions with this program, I have found more ways to contribute to my homeland. They graciously have given me and others a way to feel belonging and understand the kuleana that comes with living here.

Growing up on Maui, I thought I wanted to leave and be a part of the mainstream big cities I saw in the movies. When I did eventually have the opportunity to leave and live outside of Hawai'i, by leaving, I learned how important Maui is. Maui truly is unlike any other place. I believe this richness comes from the Hawaiian culture, aloha culture, and the 'āina of these islands. I've come back to Maui to serve my community and to raise my children. I think programs like Ke Kula 'o Pi'ilani create young citizens ready to serve our islands and the world. I believe the Hawaiian cultural elements of their programs offer the types of perspectives and skills that we all need to live in harmony with one another and our one precious planet.

I am in firm support of the Maui County Council authorizing up to \$1,500,00.00 for the acquisition of the land, buildings, and structures associated with TMK No. (2) 3-3-003-006 and TMK No. (2) 3-3-003-008 located at 875 'Āao Valley Road, Wailuku, Maui, Hawai'i from the Hawai'i Nature Center on behalf of Ke Kula 'o Pi'ilani

I firmly support this program having a continued presence in 'Āao Valley. In my opinion, the Ke Kula 'o Pi'ilani 'ohana graciously upholds, strengthens and teaches Hawaiian language, culture, and perspective while being inclusive and perpetuating aloha to all. The cultural and academic programs of this school are a blessing to our island. Please consider giving them this chance

Mahalo piha

~ Rebecca McLean

## County Clerk

RECEIVED

**From:** Diana Naihe <dn4@hawaii.edu>  
**Sent:** Wednesday, August 3, 2022 10:28 PM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinead; Yuklei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson; Keka Robinson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

2022 AUG -4 AM 8:12

OFFICE OF THE  
COUNTY CLERK

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Aloha mai kākou to The Maui County Council

My name is Diana Pōhaikealoha Naihe, also known as Pōhaikealoha. I am born and raised in Hāna, Maui. I am a proud mother of 3 boys that all 'ōlelo Hawai'i. The language has become the core foundation of my family and of who are today. I am also now a teacher at Ke Kula Kaiapuni 'o Hāna.

My first teaching experience came from Ke Kula 'o Pi'ilani, and I would not be on the path of education if it wasn't for my experience there. All my life, I never knew what I wanted to be, but I knew I've always wanted to give back to my community. After my first week of volunteering with Keka Robinson and being around the culture-based, Hawaiian Language environment in the beautiful valley's of our ali'i, I found a new and profound love in giving to the future generation, through educating our keiki. I soon became a substitute teacher, then teacher's assistant, to teaching mākau'ōlelo and eventually having a class of my own. I left to finish my degree and an opportunity came for me to return home. I am now giving back to my community as I have always wanted to, and I have took what I've learned from Ke Kula 'o Pi'ilani to Hāna.

There's a lot of trust in the program, and you can trust that they will do right with this 'āina, to continue the culture, and preserve the language. You can trust the partnership that they bring, and how it will help these students find their new and profound love, to follow their passion, and have aloha for what they do, as I did. I am writing this letter to you, because I support the purchase and acquisition of the former 'Īao Lodge at Māniana, mauka of Kepaniwai Park, from its current owners on behalf of the community, specifically to provide a home for Ke Kulam 'o Pi'ilani.

Me ke aloha,

Pōhaikealoha Naihe

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2022 AUG -4 AM 8:12

OFFICE OF THE  
COUNTY CLERK

Aloha County of Maui Counsel,

I, Julie Marie Niem, and keiki are part of the Ohana of Ke Kula o Piilani. I am not born of these islands however, appreciate and embrace the history, recent and ancient of these lands. The ike (knowledge) of the Hawaiian culture is of ultimate importance to me and my family.

To nurture and perpetuate this information in a way of living now and for the future is not only essential for the people of this land but the entire planet. I am Caucasian and part Native Indian and have respected the similarities in understanding the world in which we live.

These teachings should be shared and cultivated as long as we are able to access this information. Ke Kula o Piilani being located in Iao Valley is one of the most important places for completely encompassing the potential and ability to continue this education.

We can always learn things anywhere although, this school is hands on with all the elements of education and involvement with nature. Iao Valley holds an abundance of wisdom for our children and Ohana to learn from.

I am in full support of Ke Kula o Piilani to remain in this location for the best outcome of Hawaiian culture and Native Intelligence.

Mahalo Nui for your time and understanding in our aloha for this program being here.

Julie, Chad, Evan, and Pohaku

## County Clerk

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**From:** Maile Noneza <c\_noneza@hotmail.com>  
**Sent:** Wednesday, August 3, 2022 11:19 PM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023, EC

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2022 AUG -4 AM 8:12

OFFICE OF THE  
COUNTY CLERK

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Welina me ke aloha nui Maui County Council,

I am the chairperson of a Hanona, a small non-profit located in Wailuku here on Maui. Our mission is to elevate Native Hawaiian wisdom and intellect by providing cultural learning opportunities for our communities to perpetuate Native Hawaiian traditional practices while respecting the integrity of how indigenous knowledge is taught and learned.

Hanona fully **SUPPORTS** Bill No. 123 and Ke Kula 'o Pi'ilani (KKOP). The caliber of cultural educators at KKOP are outstanding. Their curriculum prioritizes Hawaiian Language, culture, history and values which is key to the perpetuation of our culture. Hanona has the honor and pleasure of working with KKOP in development of curriculum for our current apprentice project which provides intense traditional apprentice training involving intergenerational interactions between masters, instructors, and students. Its focus is training the next generation of cultural practitioners in the areas of traditional hale building, dry stack masonry, land steward practices, archaeology and Hawaiian prayers and protocols.

Being a Generation X born, with roots here on Maui, the revival of the Hawaiian Language was pivotal in the Hawaiian Renaissance. The language has been revived through the diligence of the (now) educators at KKOP and it thrives through curriculums they have developed and teach. KKOP's is helping to prepare for that next step, which is "normalizing" traditional practices for all ages, especially our keiki.

KKOP's site at the Hawai'i Nature Center is the perfect venue for training and growing Maui's next generation. This will benefit our native Hawaiian children and families of Nā Wai 'Ehā and the Maui Community at large.

As chair of Hanona and member of the Maui community, please **APPROVE** Bill No. 123.

Ke aloha nui a me ka mahalo piha iā 'oukou,  
Carmela Noneza  
Chairperson, HANONA

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2025 AUG -4 AM 8 12

OFFICE OF THE  
COUNTY CLERK

**County Clerk**

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**From:** Kaleilani Olsen <imtrying1moretime@gmail.com>  
**Sent:** Thursday, August 4, 2022 5:33 AM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

2022 AUG -4 AM 8:13

OFFICE OF THE  
COUNTY CLERK

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Dear Council Members of Maui County,  
My name is Kaleilani Olsen and I grew up in the town of Wailuku. I am writing to you in support of Ke Kula 'O Pi'ilani and BILL NO. 123.  
Mahalo,  
Kaleilani Olsen

## County Clerk

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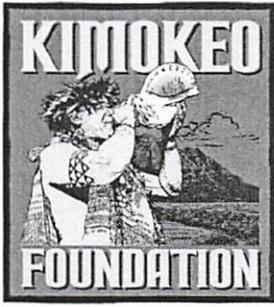
**From:** Daniel Ornellas <daniel.l.ornellas@gmail.com>  
**Sent:** Friday, August 5, 2022 10:57 AM  
**To:** County Clerk  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

You don't often get email from daniel.l.ornellas@gmail.com. [Learn why this is important](#)

Aloha Maui County Council,

I support the acquisition of the land and facilities owned by Hawaii Nature Center located adjacent to County Owned Kepaniwai Park in Iao Valley. These lands are in one of the most historically significant and sacred areas of Maui Island. The area deserves to be maintained in perpetuity for the benefit of current and future generations. I fully support the initiative to secure these premises in order to expand opportunities to educate our community about the importance of land and water stewardship and traditional and customary practices that make Maui no ka oi.

Daniel Ornellas  
128 Kaulana Na Pua Circle  
Wailuku, HI 96793  
(808) 264-0783



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2022 AUG -4 AM 8:40

OFFICE OF THE  
COUNTY CLERK

**Kimokeo Foundation**

95 Mahalani St., Ste. #12

Wailuku, Hawai'i 96793

(808) 446-3030

[www.kimokeofoundation.org](http://www.kimokeofoundation.org)

[info@kimokeofoundation.org](mailto:info@kimokeofoundation.org)

August 4, 2022

Maui County Council  
200 S. High St.  
Wailuku, Hawai'i 96793

RE: **WRITTEN TESTIMONY TO SUPPORT BILL NO. 123**, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023, ECONOMIC DEVELOPMENT AND CULTURAL PROGRAMS REVOLVING FUND - KE KULA 'O PI'ILANI, 'ĀO, MAUI, HAWAII'

Aloha Maui County Councilmembers,

On behalf of the Kimokeo Foundation, a Maui non-profit 501(c)(3) organization, we voice our strong support for Bill No. 123 to support funds which will enable Ke Kula 'o Pi'ilani to purchase property in 'Āo Valley.

Founded in 2015, the mission of the Kimokeo Foundation is to preserve and perpetuate the Native Hawaiian culture, its traditions, practices and language, Maui's environment and community's health through educational programs which benefit the people of Hawai'i.

In 2019, we entered into a partnership with Ke Kula 'o Pi'ilani to assist them with purchasing land so that their school's property would be secured. We did so because we understood that they were under an annual lease with the Hawai'i Nature Center and that this jeopardized their school every 10 – 12 months. We supported them financially with assistance with their monthly rent, education materials and projects and also upgrades to the property to ensure that it was a safe place to be. We held an aggressive campaign to raise the funds to purchase the property in Wailuku but unfortunately, it was sold before we could raise the full amount.

We do not want to see this happen again. Knowing that the land is up for sale directly threatens the school and more importantly, the potential that the students who attend the school can have if they have a secured school environment.

Please join us in supporting Ke Kula 'o Pi'ilani and pass Bill 123 so that they can have a secured location where the next generation of native speakers can thrive.

Mahalo nui,

  
Joylynn Paman  
Executive Director

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*The mission of Kimokeo Foundation is to preserve and perpetuate the Native Hawaiian culture, its traditions, practices and language, Maui's environment and community's health through educational programs which benefit the people of Hawai'i.*

**2022 Board of Directors:** President Kimokeo Kapahulehua, Vice President Nāpua Aloy, Treasurer Michael Phillips  
Secretary Nancy La Joy, Director Namomi McCorrison, and Hawaiian Cultural Advisor Kahu Lyons Naone

**County Clerk**

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**From:** Sam Park <kulakauka7@gmail.com>  
**Sent:** Thursday, August 4, 2022 8:20 PM  
**To:** County Clerk  
**Subject:** Testimony re Bill 110 (2022)

2022 AUG -5 AM 7: 44

OFFICE OF THE  
COUNTY CLERK

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<<https://aka.ms/LearnAboutSenderIdentification>>

TESTIMONY OF WILLIAM C.S. PARK ON Bill 110, CD1

I am a retired Army veteran considered disabled by the Department of Veterans Affairs. I have served two terms on the Governor's Advisory Board on Veterans Affairs. I also served as the Veterans Program Director for the Native Hawaiian Health Systems.

I am submitting testimony on Bill 110, CD1 as an individual. I do not support this Bill in its current form. The proposed Bill would change the current benefits for our veterans in a way that makes it more difficult financially for our disabled veterans, even though adding a greater number of veterans and the unmarried spouses.

Aloha,  
William C.S.Park  
Retired Master Sergeant

## County Clerk

**From:** Andrew Perry <awperry13@gmail.com>  
**Sent:** Wednesday, August 3, 2022 8:52 PM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

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2022 AUG -4 AM 8:11

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Aloha Maui County Council,

As a Pacific Islander born in the Northern Marianas and raised here in Kihei along with my three siblings. I've been very fortunate to have spent so much time in 'Āao as a child and now getting the opportunity to enroll my son into Ke Kula 'O Pi'ilani is something I feel very grateful for. Coming from a culture with strong values of respect, caring for others and taking care of the land I feel that having my child enrolled at Ke Kula 'O Pi'ilani will strengthen these in him.

By granting stewardship to Ke Kula 'O Pi'ilani I believe that they will continue to give our keiki the eyes to see the land through our Hawaiian culture, the ears to listen to our elders and the hearts to discern the many choices to be made in their future.

I humbly request that you grant them stewardship.

Mahalo for your time and consideration,

Andrew Perry  
808.268.6385

Ka 'Ohana Poepoe-Criste  
% Miki'ala K. Poepoe  
163 Elilani St.  
Makawao, HI 96768

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2022 AUG -4 AM 8:12  
OFFICE OF THE  
COUNTY CLERK

August 04, 2022

**Maui County Council**  
200 South High Street  
Wailuku, HI 96793

Aloha Members of the Maui County Council,

I am writing this letter in support of passing **Bill No. 123** which will help ensure that beloved Ke Kula 'O Pi'ilani will have a permanent home in sacred 'Īao Valley, a most appropriate cultural space for haumāna to learn and thrive.

We are the Poepoe-Criste 'Ohana, born and raised here on Maui. We are mākuā to 3 keiki - Naupaka, Kamalani and Keakanui. As Hawaiians raised in households affected by the disconnect of generations past, the 'i'ini *desire*, and inherent pull to connect back to our roots is why the youngest of our keiki, Keakanui, will be attending his second year at Ke Kula 'O Pi'ilani.

Ke Kula 'O Pi'ilani is truly a Hawaiian Language and Hawaiian Culture immersion school. Haumāna of this wonderful school are not only learning 'Ōlelo Hawai'i, they are also learning what it is to be a Hawaiian. And to have that confidence and solid foundation in knowing who you are, as well as who and where you come from is priceless.

I humbly ask for your kōkua to pass Bill No. 123. That Ke Kula 'O Pi'ilani may continue to revive and build this firm foundation of 'ike kūpuna for our community in this special place for generations to come.

Mahalo Council Members for the opportunity to share our support of Ke Kula 'O Pi'ilani and Bill No. 123.

Me ka 'oia'i'o,

Miki'ala Poepoe, Makua 'o Keakanui Criste

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2022 AUG -4 AM 8:12

OFFICE OF THE  
COUNTY CLERK

Ke aloha nui iā kākou,

My name is Leimana Pu‘u and I am the Po‘o Kumu (Head Teacher) at Ke Kula ‘o Pi‘ilani. I have been working as a teacher at Ke Kula ‘o Pi‘ilani for about 2 ½ years now and although I never thought I would be a teacher, I find myself being drawn deeper into the teaching world and the ability to teach our future generations ancestral knowledge due to the location that are able to be in daily. I was born and raised in Wailuku and after completing my college career, I was blessed to be able to work and serve the children and families of my home community via Ke Kula ‘o Pi‘ilani. This has made all my hard work and dedication to my education worthwhile. The opportunity to get educated and return home to serve my community has always been the dream’s of my kūpuna. My responsibility to my community and home lands have always been a priority and goal while growing up.

I am writing in support of Ke Kula ‘o Pi‘ilani, the acquisition of land in ‘Īao, as well as the relationship that will be created and nurtured between the County of Maui and Ke Kula ‘o Pi‘ilani due to this land. I believe that ‘Īao is a key aspect in helping to revive the language and culture that has once thrived on these lands while also attempting to re-build and strengthening our community. With that being said, I fully support the allocation of funds to purchase this land from the Hawaii Nature Center on behalf of Ke Kula ‘o Pi‘ilani.

Mahalo,  
Leimana Pu‘u

## County Clerk

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**From:** Ellenn K. Raiser <ekraiser@hawaii.rr.com>  
**Sent:** Thursday, August 4, 2022 9:57 AM  
**To:** County Clerk  
**Subject:** Bill No 123

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2022 AUG -4 AM 10:23  
OFFICE OF THE  
COUNTY CLERK

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Aloha Kakou, Members of Maui County Council

My name is Ellen Kahanu Raiser. I have been a resident of Maui for 40 years. I worked as an RN in the OR at Maui Memorial Medical Center until my retirement in 2009.

As a kupuna, I lived in an era in which being Hawaiian wasn't encouraged. We heard the Hawaiian language spoken in hushed tone, behind closed doors and never ever in public. My use of the language was limited to the hymns and songs that we sang. We were encouraged to be "American". I looked Hawaiian but didn't feel like one.

After my retirement, I became a member of Na Hanona Kulike O Pi'ilani. Under the guidance of Na Kumu Kaponoa'i Molitau and Sissy Lake Farm, I found my Hawaiian identity buried under the label of RN. I was able to expand on my knowledge of my Hawaiian culture, traditions and values. I want better for the keiki of today.

It was through this halau that I became a strong supporter of Ke Kula O Pi'ilani. I was impressed with their curriculum, the immersion of Hawaiian in all activities and the use of Hawaiian core values in their interaction with one another. Most important is the need for a healthy, nurturing and secure environment for learning. The present location for Ke Kula O Pi'ilani is a perfect place. In the calmness of lao, their minds can focus on the task of learning about themselves, their culture and the world around them. They will be stewards of the aina, be a continued Hawaiian presence in the valley, to malama aina and care for the land and to have a strong identity about being Hawaiian.

I support Bill No 123 because it will provide a permanent home for Ke Kula O Pi'ilani. The purchase of this property will offer security to the staff, students and parents. It will relieve the fear of worrying whether or not they will have a place to study each school year. I believe that our community will benefit from the education the keiki receive from Ke Kula O Pi'ilani.

Mahalo to the county council members for considering this bill and its effect on the Maui community.

Ellen Kahanu Raiser

# Hālau Ke‘alaokamaile

RECEIVED

03 August, 2022  
2022 AUG -4 AM 8:13

Aloha Mai e Nā Moho o Ke Kalana o Maui,

OFFICE OF THE  
COUNTY CLERK

We are writing to you in strong support of the purchase of the Hawai‘i Nature Center by the County of Maui followed by the transfer of stewardship to Ke Kula ‘o Pi‘ilani. We are Keali‘i Reichel and Henohea Kāne, nā Kumu Hula of Maui based hālau, Hālau Ke‘alaokamaile.

In previous years we were both teachers at Pūnana Leo o Maui, Maui’s first Hawaiian language medium pre-school. Keali‘i was a kumu at the inception of the school followed by Henohea nearly 20 years later. We both understand the tremendous impact that a community could potentially have on culturally grounded organizations. Through this purchase, Maui County could once again be a brilliant example of the promotion of Hawaiian language and culture similar to the support that you have so graciously bestowed upon our hālau which is to be built in Pi‘iholo as well as the construction of Hālau of ‘Ōiwi Arts.

Through our experiences with Pūnana Leo and as Kumu Hula, we understand firsthand the daunting task in trying to obtain a space in which culture and language can thrive. The County of Maui could help alleviate that for Ke Kula ‘o Pi‘ilani so that they can channel their energies and aloha into providing the best educational experience possible for our keiki.

Ke Kula ‘o Pi‘ilani has thus far produced brilliant keiki and strong families. They have supported a community through the pandemic by becoming an approved vaccination site on several occasions. They continue to support other organizations through their charitable nature and the understanding of the role that they play within our community.

It is for all of these reasons and more that we are in strong support of BILL NO. 123 as well as your assistance of Ke Kula ‘o Pi‘ilani and our community by purchasing the Hawai‘i Nature Center located in ‘Īao and transfer stewardship to the school for a better and brighter Maui.

Na māua nō me ke aloha a me ka ha‘aha‘a,

*Kealii Reichel*

Keali‘i Reichel

Nā Kumu Hula

Hālau Ke‘alaokamaile

henoheak@gmail.com - (808) 357-7494

*Henohea Kāne*

Henohea Kāne

and

## County Clerk

RECEIVED

**From:** Nalu Robinson <kumu\_nalu@kekulaopiilani.com>  
**Sent:** Wednesday, August 3, 2022 4:30 PM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

2022 AUG -4 AM 8:11

OFFICE OF THE  
COUNTY CLERK

You don't often get email from kumu\_nalu@kekulaopiilani.com. [Learn why this is important](#)

Aloha e nā kānaka 'o Maui County Council.

My name is Nalu Kaleilani Pili Robinson, and I am a teacher here at Ke Kula 'O Pi'ilani. My family and I are from Waiehu, Maui. Our family has, in many shapes and forms, been caretakers of Iao Valley for many generations. My great grandfather, Charles Keau, was the caretaker for Kepaniwai Park for many years. My mother is Kahu Kekai Robinson who is now the Po'o Kula of Ke Kula 'O Pi'ilani. And I have been a teacher at this school for 6 years now. I Believe with all my being that there is no better choice than to have Ke Kula 'O Pi'ilani be the stewards of this place. Our program allows the children of Maui to learn and grow in a way that is not available elsewhere, and having this place is crucial to our success, and the success of our future generations. Should we become the caretakers of this place it would allow us to better serve our children through education. There are much needed safety and quality of life improvements that we are currently unable to make due to us not being the owners. With your support we will be able to make these improvements and so much more. Together we can help to grow strong, intelligent Hawaiian people. Thank you for all that you do for Maui, and I hope you will find it in your hearts to help us, help Hawai'i's future.

Me ke aloha, Nalu.

--

Nalu Robinson,  
Kumu Papa 'Ekahi, Ke Kula 'O Pi'ilani

Ke Kula 'o Pi'ilani, Independent Hawaiian Immersion Elementary School, Non-Profit 501(c)(3)  
875 'Iao Valley Road, Wailuku, HI 96793  
PO Box 1934, Wailuku, HI 96793  
Office: (808) 214-5006 | [admin@kekulaopiilani.com](mailto:admin@kekulaopiilani.com)  
Cell: (808) 276-2733 | [kahu\\_kekai@kekulaopiilani.com](mailto:kahu_kekai@kekulaopiilani.com)  
Website: [www.kekulaopiilani.com](http://www.kekulaopiilani.com)

The content of this email is confidential and intended for the recipient(s) specified in message only. It is strictly forbidden to share any part of this message with any third party without a written consent of the sender. If you received this message by mistake, please reply to this message and follow with its deletion, so that we can ensure such a mistake does not occur in the future. For more information on enrollment, employment, donations, and volunteer opportunities, visit our website at [www.kekulaopiilani.com](http://www.kekulaopiilani.com). E ola!

## County Clerk

---

**From:** Paul Robinson <imua2377@gmail.com>  
**Sent:** Wednesday, August 3, 2022 10:54 PM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson; Kekai Robinson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

RECEIVED

2022 AUG -4 AM 8:12

OFFICE OF THE  
COUNTY CLERK

[Some people who received this message don't often get email from imua2377@gmail.com. Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification> ]

Aloha County Council,

My name is Paul Robinson and I am writing to you to express my extreme support of this bill and of the land acquisition for Ke Kula o Pi'ilani. I was born and raised in Wailuku and still reside there. I'm a practitioner of oli and hula under Kumu Kapono'ai Molitau of Na Hanona Kulike o Pi'ilani. I am happily married to Kekai Robinson, Pouhana of Ke Kula o Pi'ilani and we have raised three boys here.

Kekai practically grew up in Kepaniwai since her Grandpa Charlie Keau took care of the park as a County Parks employee. She has a deep love and connection for this 'aina because of him and wants nothing but the best for that space. Her love for the Hawaiian language, arts, and culture is evident if you've ever talked to her. She instills this same love and passion, in all the keiki that come through Ke Kula o Pi'ilani. I can't think of a better steward of Kepaniwai, Maniania, than Ke Kula o Pi'ilani.

But, this school needs your help to call Maniania a permanent home, to learn those things that the school teaches. To have a place for the keiki to learn Hawaiian things in a Hawaiian space is key to the school's educational goals. Maniania is a special place that holds a lot of cultural significance, mana and history that needs to be in the hands of people who know how to champion and protect it. Ke Kula o Pi'ilani is the right organization to be in that space. So please support this bill not only for the keiki, for the aina, for the culture & language, but because it's the right thing to do.

Mahalo a nui,  
Paul Robinson

**County Clerk**

RECEIVED

**From:** Maui\_County Council\_mailbox  
**Sent:** Friday, August 5, 2022 8:04 AM  
**To:** louiserockett@aol.com; County Clerk  
**Cc:** Maui\_County Council\_mailbox  
**Subject:** FW: SUPPORTING THE COUNCIL INVESTIGATION INTO GREG BROWN'S BOGUS APPROVALS  
**Attachments:** 08.05.22 Council Agenda.pdf

2022 AUG -5 AM 8:19

OFFICE OF THE COUNTY CLERK

Aloha Louise,

Forwarding your email to [county.clerk@mauicounty.us](mailto:county.clerk@mauicounty.us) as per the attached 8/5/22 Council Agenda.

Mahalo,  
Office of Council Services  
808-270-7838

---

**From:** louiserockett@aol.com <louiserockett@aol.com>  
**Sent:** Thursday, August 04, 2022 8:31 PM  
**To:** Maui\_County Council\_mailbox <county.council@mauicounty.us>  
**Subject:** SUPPORTING THE COUNCIL INVESTIGATION INTO GREG BROWN'S BOGUS APPROVALS

You don't often get email from [louiserockett@aol.com](mailto:louiserockett@aol.com). [Learn why this is important](#)

I am in support of CR22-73.

Tamara Paltin's Committee should immediately proceed to launch a formal investigation of Planning and Public Works' approvals of Greg Brown's structure in Napili.

The Napili Bay Civic Improvement District was written to protect this treasured place for our mo'opuna and generations beyond.

Mahalo for helping us to make this right.

## County Clerk

---

**From:** Chris Salem <chrissalem8@yahoo.com>  
**Sent:** Friday, August 5, 2022 8:54 AM  
**To:** fryrchr@aol.com  
**Cc:** Joshua Downer; Brad Salter; Samuel Small; Kanamu Balinbin; Dan Williams - One Napili Way; jomoney1947@gmail.com; Mike J. Molina; Ana L. Lillis; Laura L. McDowell; County Clerk; Maui\_County Council\_mailbox  
**Subject:** Written Testimony - Director Mclean Unclean Hands  
**Attachments:** Correspondence from Planning Director 05-23-2022.pdf

### First

Both the Mayor and the Planning Director, who's signatures are on this official document submitted in testimony, are named to Defendant to a lawsuit. Corporation Counsel Director Lutey, is subject to a Board of Ethics complaint, is copied on the document. One would assume Corporation Counsel is defending these official conclusions by the Director, which were not submitted for public review with the agenda. Sunshine law violations may now come into play. These actors must be silenced from this day forward unless they are sworn under oath.

### Second

The Planning Director created the "power point" document as a public official, not a private citizen. She clearly did so at the direction or in consultation with the Mayor and Corporation Counsel. She acknowledges that she was not asked for her review or opinions any longer, yet she insists on trying to sell her position which completely conflict with her prior representations to this body. She admitted she would not have issued the initial SMA Permit exemption. She admits the community was correct. Unfortunately, the harm she has caused in her after the fact admissions are widespread.

This Council needs to recognize a complete report on this violations was submitted to the Mayor, Chief of Staff, Corporation Counsel, and the Planning Director by a staff member of the office of the Mayor. The report was in response to letters to the Mayor and Planning Director by the President of the Napili Bay Foundation, Pat Linquist in early 2021. No response by employers of alleged violations or ordinance is a violation of State employment laws. How would your staff respond if they submitted a report to the Administration and no response was provided?

This process will insure that type of selective enforcement and unethical conduct by the administration and corporation counsel does not continue.

### Third

To a certain degree, we thank Director Mclean from submitting her personal conclusions. They lay the foundation for the investigation to prove how dishonest and deceptive her conflicted personal conclusions are.

Fourth

This Council must establish by rule that the Administration must sit on the sidelines unless they are asked to play.

Respectfully;

Christopher Salem

On Friday, August 5, 2022 at 06:08:44 AM HST, fryrchr@s@aol.com <fryrchr@s@aol.com> wrote:

Please respond, in writing, as concisely as possible to the most important discrepancies by Mclean in her answers which mislead the County.

MICHAEL P. VICTORINO  
Mayor  
MICHELE CHOUTEAU MCLEAN, AICP  
Director  
JORDAN E. HART  
Deputy Director



**DEPARTMENT OF PLANNING**  
COUNTY OF MAUI  
ONE MAIN PLAZA  
2200 MAIN STREET, SUITE 315  
WAILUKU, MAUI, HAWAII 96793

May 23, 2022

Honorable Michael Victorino  
Mayor, County of Maui  
200 South High Street  
Wailuku, Hawaii 96793

APPROVED FOR TRANSMITTAL

2022 MAY 25 PM 1:05  
OFFICE OF THE  
COUNTY CLERK

RECEIVED

For Transmittal to:

*[Signature]* 5/23/22  
Mayor Date

Honorable Michael J. Molina, Chair  
Government Relations, Ethics and Transparency Committee  
Maui County Council  
200 South High Street  
Wailuku, Hawaii 96793

Dear Chair Molina,

**SUBJECT: CONSTRUCTION ON LOWER HONOAPIILANI ROAD (NAPILI)  
(GREAT-36)**

In response to your May 18, 2022 letter relating to inquiries received from the public about the home being constructed at 5385 Lower Honoapiilani Road (TMK 4-3-002: 057), please consider the following:

1. The Planning Department (Department) did not take setback measurements at any site visit.
2. When conducting Special Management Area (SMA) review, the Department considers tsunami inundation zones or coastal high hazard areas (flood zones V and VE), which are regulated under Chapter 19.62, Maui County Code (MCC).
3. Since the adoption of Ordinance No. 5233, MCC Section 19.60.030 does not allow a 45-foot tall structure in the Napili Bay Civic Improvement District (NBCID), where building heights are limited to two stories and 30 feet in height. MCC Section 19.14.050 allows a 45-foot tall structure in the HM Hotel District, which provides a maximum building height of 90 feet, and the H-2 Hotel District and the Hotel District, which provide a maximum building height of 100 feet, but not in the H-1 Hotel District, which limits building heights to 35 feet.

Honorable Michael P. Victorino, Mayor  
For Transmittal to:  
Honorable Michael J. Molina, Chair  
May 23, 2022  
Page 2

4. The Department did not see a basis to question the valuation provided on the after-the-fact SMA assessment application for the wall, as the application was submitted by a licensed contractor, and did not consult with the Department of Public Works. (The Department requested the documents that were quoted and referenced in this question but we did not receive them; however, we believe this response is accurate.)

5. The referenced building permit is for the home (\$2,000,000 valuation) and the referenced SMA assessment application is for the wall (\$15,000 valuation). The valuation of a project is relevant when the project is a “development” and is not exempt from having to obtain a SMA permit.

When reviewing a SMA assessment application, the Department applies the definitions from Section 205A-22, Hawaii Revised Statutes (HRS) to determine whether the proposed action is a development. If the proposed action is a development, then the valuation determines whether a SMA minor permit or use (major) permit is required. If the proposed action is not a development, then a SMA exemption can be issued, and valuation is not relevant.

(The Department requested the documents that were referenced in this question but we did not receive them; however, we believe this response is accurate.)

6. The Department is not aware that the term “media room” is defined in MCC.

7. a. No, the Department did not order a tool to measure building elevations. After discussions among our enforcement personnel and building inspectors, it was determined that the devices that are accurate to the degree needed are those used by licensed surveyors and engineering professionals, and are quite technical and sophisticated.

b. Yes, the pad height was measured and documented by a licensed surveyor that we hired to perform this task.

c. An after-the-fact SMA minor permit was issued for the wall after reviewing the SMA assessment and applicable criteria.

d. The Department is not aware of the wall having a particular classification.

(The Department requested the document that was quoted in this question but we did not receive it; however, we believe this response is accurate.)

8. The violation was that the wall was constructed without first undergoing SMA review. (The Department requested the document that was referenced and quoted in this question but we did not receive it; however, we believe this response is accurate.)

Honorable Michael P. Victorino, Mayor  
For Transmittal to:  
Honorable Michael J. Molina, Chair  
May 23, 2022  
Page 3

9. The Department imposes a standard \$1,000 fee for all after-the-fact applications and does not impose an additional fee based on project valuation. (The Department requested the document that was referenced in this question but we did not receive it; however, we believe this response is accurate.)

10. The Senior Land Use and Building Plans Examiner is a working supervisor who reviews building permits like all of the other employees in the Department's plans review section. This building permit was not "elevated" to her review; it was assigned to her like hundreds of others are each year. (The Department requested the document that was quoted in this question but we did not receive it; however, we believe this response is accurate.)

11. The Department has never acknowledged or approved any transient vacation rental use on the property. (The Department requested the document that was quoted in this question but we did not receive it; however, we believe this response is accurate.)

12. Short-term rental home regulations were not considered as part of the Department's review of the permits for this project because the Department has always maintained that the structure would be used for long-term occupancy or as a second home, and that short-term rental use would not be allowed.

13. As noted in the response to question no. 5, when reviewing a SMA assessment application, the Department applies the definitions from HRS Section 205A-22 to determine whether the proposed action is a development. If the proposed action is a development, then the valuation determines whether a SMA minor permit or use (major) permit is required. If the proposed action is not a development, then a SMA exemption can be issued, and valuation is not relevant.

If you have any questions or require additional information, please feel free to contact me.

Sincerely, .



MICHELE MCLEAN, AICP  
Planning Director

xc: Moana Lutey, Corporation Counsel  
Jordan Molina, Director of Public Works  
MCM:atw  
S:\ALL\Michele\Council\Molina GREAT 36 status 3.docx

## County Clerk

RECEIVED

**From:** Leah Santos <leahmsantos@gmail.com>  
**Sent:** Wednesday, August 3, 2022 6:34 PM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukiteru Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

2022 AUG -4 AM 8:11

OFFICE OF THE  
COUNTY CLERK

Some people who received this message don't often get email from leahmsantos@gmail.com. [Learn why this is important](#)

Aloha mai kākou,

Mahalo nui for the opportunity to submit my written support of Ke Kula 'o Pi'ilani and the acquisition of the 'Īao Valley space, formerly Hawai'i Nature Center, located above Kepaniwai Heritage Garden.

My name is Leah Santos and I am a Maui girl who was born and raised here and who learned 'Ōlelo Hawai'i and numerous hana no'eau skills from Ke Kula 'o Pi'ilani through po'o kula, Kekai Robinson. Her oversight and community involvement in regards to championing Hawaiian immersion education and place based 'ike kupuna is infectious. She has recruited amazingly dedicated staff, taught numerous students and engaged language learners, all within our Maui community. Ke Kula 'o Pi'ilani has become a home for so many of us and I am proud to say that I am an avid supporter of this organization.

I am writing in support of the purchase and acquisition of the land, buildings, and structures associated with TMK No. (2) 3-3-003-006 and TMK No. (2) 3-3-003-008 located at 875 'Īao Valley Road. This purchase agreement made on behalf of Ke Kula 'o Pi'ilani will solidify their permanent school site and will center a great community and educational asset within the valley. This partnership between school officials and the County of Maui, will allow Ke Kula 'o Pi'ilani and its growing keiki the opportunity to be true stewards of the 'āina, to uplift a continued native Hawaiian presence in this sacred space, and to authentically share the essence of 'ike kūpuna with others (both visitors and locals alike).

Mahalo nui for taking the time to hear my thoughts regarding this advantageous community partnership which places cultural education and Hawaiian language acquisition at the forefront, where it belongs.

Leah Santos

## County Clerk

---

**From:** Kayla HK <kaylamaui.hi@gmail.com>  
**Sent:** Friday, August 5, 2022 12:13 PM  
**To:** County Clerk  
**Cc:** Alice L. Lee; Keani N. Rawlins; Tamara A. Paltin; Shane M. Sinenci; Yukilei Sugimura; Kelly King; Tasha A. Kama; Mike J. Molina; Gabe Johnson  
**Subject:** WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023,...

Some people who received this message don't often get email from kaylamaui.hi@gmail.com. [Learn why this is important](#)

Aloha e Maui County Council,

My name is Kayla Shaw and I am a mākuā of a keiki who attends Ke Kula 'O Pi'ilani in the prestigious valley of 'Īao. I am honored to offer a testimony in support of BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023, ECONOMIC DEVELOPMENT AND CULTURAL PROGRAMS REVOLVING FUND - KE KULA 'O PI'ILANI, 'ĪAO, MAUI, HAWAI'I. I also want to express gratitude to all of you for expediting the process on your agenda.

As mentioned, I SUPPORT this bill and believe that the presence of Ke Kula 'O Pi'ilani is essential here in 'Īao Valley. The kula contributes to a rich history and is continuing the existence of that history by its presence alone. Keiki are speaking 'Ōlelo Hawai'i and practicing their culture in authentic and exemplary ways. Lā hana or workdays are conducted frequently to mālama 'āina beyond the grounds of the school. With the passing of this bill, Ke Kula 'O Pi'ilani will be able to have further influence on this valley in a way that will be beneficial to all to witness and experience from kama'āina to visitors. Please consider my testimony. Mahalo!

—

Me ka 'oia'i'o,  
Kayla Shaw

The contents of this email and attachments are intended only for the addressee(s) and may contain confidential and/or privileged information and may be legally protected from disclosure. If you are not the intended recipient of this email or their agent, or if this message has been addressed to you in error, please immediately alert the sender by replying, then delete this email and any attachments. If you are not the intended recipient, you are hereby notified that any use, dissemination, copying, or storage of this email or attachments is strictly prohibited.

**From:** Amy Stephens

**Sent:** Thursday, August 4, 2022 8:10 PM

**To:** County Clerk

**Subject:** Support CR22-73, Investigate the Formal Investigation of the Planning Department

Aloha County Council,

I support CR22-73, Tamara Paltin's Committee to launch a Formal Investigation of Planning and Public Works' approvals of Greg Brown's Napili Monster "Hotel". The Planning Department has evaded responsibility for this decision that even Michele McLean admitted was a mistake. The people of Napili and Maui County deserve answers and transparency as to how this plan was approved.

Please approve launching a formal investigation.

Mahalo for your time and doing the right thing,

Amy Stephens

Napili, Maui

RECEIVED  
2022 AUG -5 AM 7:40  
OFFICE OF THE  
COUNTY CLERK

## County Clerk

---

**From:** Maui\_County Council\_mailbox  
**Sent:** Friday, August 5, 2022 8:28 AM  
**To:** naluhiwa@aol.com; County Clerk  
**Cc:** Maui\_County Council\_mailbox  
**Subject:** FW: Dummy in napili  
**Attachments:** 08.05.22 Council Agenda.pdf

Aloha Glenn,

Forwarding your email to county.clerk@mauicounty.us as per the attached 8/5/22 Council Agenda.

Mahalo,  
Office of Council Services  
808-270-7838

-----Original Message-----

**From:** Glenn Thielk <naluhiwa@aol.com>  
**Sent:** Friday, August 05, 2022 8:10 AM  
**To:** Maui\_County Council\_mailbox <county.council@mauicounty.us>  
**Subject:** Dummy in napili

[You don't often get email from naluhiwa@aol.com. Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification> ]

I support Tamara Paltin to investigate this hotel in napili being built by some foreigner.

Mahalo Hau'oli Thielk  
Sent from my iPhone



**MAUI**  
CHAMBER OF COMMERCE  
VOICE OF BUSINESS

RECEIVED

2022 AUG -5 AM 7:40

OFFICE OF THE  
COUNTY CLERK

**CR 22-73 / Resolution 22-159**  
**Authorizing A Council Committee to Conduct A Formal Investigation of the**  
**Department of Planning and the Department of Public Works**  
**Friday, August 5, 2022**

Dear Chair Lee, Vice-Chair Rawlins-Fernandez, and  
Members of the Maui County Council,

We believe it is important to have a fair and equitable permitting system with clear rules. As formal investigations are paid for by taxpayer dollars, we like to see a clear definition of the scope of work and a timeline to achieve the goal. We believe at this point, given the audit findings, that this is needed. We commend the Planning Department for acknowledging that mistakes were made in this instance and understand that mistakes happen, but we feel more needs to be done to close loopholes.

Mahalo for the opportunity to provide testimony.

Sincerely,

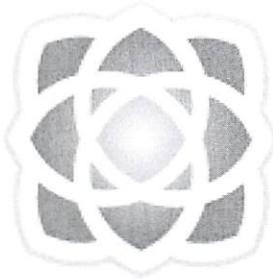
Pamela Tumpap  
President

To advance and promote a healthy economic environment for business, advocating for a responsive government and quality education, while preserving Maui's unique community characteristics.

RECEIVED

2022 AUG -5 AM 7:40

OFFICE OF THE  
COUNTY CLERK



**MAUI**  
CHAMBER OF COMMERCE  
VOICE OF BUSINESS

**CR 22-71 / Bill 101**  
**Fencing for Axis Deer Management**  
**Friday, August 5, 2022**

Dear Chair Lee, Vice-Chair Rawlins-Fernandez, and  
Members of the Maui County Council,

I sit on the Axis Deer Task Force on behalf of the Maui Chamber of Commerce and we support this measure to allow the building of fences up to 10ft to protect agricultural land from Axis Deer. Axis Deer are a significant challenge and fencing is critical to mitigate their damage.

While we generally hear 8ft as the required height to keep the deer out, we see in the Committee Report that there are other models that allow fencing up to 10ft, so we support the effort to increase the height without requiring a building permit in these circumstances.

We appreciate the work the Council is doing to help mitigate the Axis Deer issue with this bill, funding for farmers and ranchers and more.

Mahalo for the opportunity to provide testimony.

Sincerely,

Pamela Tumpap  
President

To advance and promote a healthy economic environment for business, advocating for a responsive government and quality education, while preserving Maui's unique community characteristics.



**MAUI**  
CHAMBER OF COMMERCE  
VOICE OF BUSINESS

RECEIVED

2022 AUG -5 AM 7:40

OFFICE OF THE  
COUNTY CLERK

**CR 22-70 / Bill 108**

**Establishing a Pilot Project Allowing Homeless Persons to Temporarily Use  
Their Vehicles for the Purposes of Human Habitation on County Property  
Friday, August 5, 2022**

Dear Chair Lee, Vice-Chair Rawlins-Fernandez, and  
Members of the Maui County Council,

The Maui Chamber of Commerce supports the intent and idea of this bill to allow homeless persons to park at a county owned property overnight. We are hearing from employers and social workers who are sharing stories of individuals and families who are living in their vehicles and finding places to park overnight, but oftentimes they are getting ticketed or are forced to move their cars several times throughout the night. Sometimes they cannot afford to pay the ticket, the fees build up, and they are then afraid to drive their vehicle to work or to take their children to school, causing tremendous stress.

While we feel this pilot project is a possible solution and worth trying given the crisis we are currently experiencing, we would like to better understand what models were examined and what lessons were learned from those models when drafting this bill to create an improved solution. We also feel it is important for the public to understand the cost analysis of this pilot program as additional employee and/or contractor time would be needed to check people in and monitor the facility overnight.

Additionally, we have some questions and suggestions to consider when executing this pilot project. In terms of a location, are you looking at facilities with large parking lots like the War Memorial Gym, Lahaina Civic Center and Kihei Gymnasium? Those would seem to be ideal locations as they are commonly used for emergency shelters, have gated entries, and needed amenities. Are other parks or properties being considered? As there may be many cars lined up to enter the property at the designated time, are traffic considerations being discussed and will there be a limit to the number of cars allowed? Will neighboring residences and businesses be notified and what will be done to mitigate the impacts to neighboring properties? Lastly, as some of these people cannot afford to pay for their registration, safety check and/or outstanding tickets for their vehicle, will using these facilities subject them to additional enforcement?



CR 22-70 / Bill 108  
Friday, August 5, 2022  
Page 2.

We applaud the Council for trying to help and would ideally like to see a more thorough proposal with background information on different models used throughout the country, a cost analysis, and our questions answered and considered. Also, as this is a pilot program, we suggest the Council review it every 4 months instead of every 12 months so you can work out any issues along the way and quickly identify if this is working and to what degree.

Mahalo for the opportunity to provide testimony.

Sincerely,

A handwritten signature in cursive script that reads "Pamela Tumpap".

Pamela Tumpap  
President

To advance and promote a healthy economic environment for business, advocating for a responsive government and quality education, while preserving Maui's unique community characteristics.

RECEIVED

2022 AUG -5 AM 7: 40

OFFICE OF THE  
COUNTY CLERK

August 4, 2022

Maui County Council  
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Subject:

WRITTEN TESTIMONY TO SUPPORT BILL NO. 123, A BILL FOR AN ORDINANCE AMENDING APPENDIX A OF THE FISCAL YEAR 2023 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO PART II, SPECIAL PURPOSE REVENUES - SCHEDULE OF REVOLVING/SPECIAL FUNDS FOR FISCAL YEAR 2023, ECONOMIC DEVELOPMENT AND CULTURAL PROGRAMS REVOLVING FUND - KE KULA 'O PI'ILANI, 'IAO, MAUI, HAWAI'I

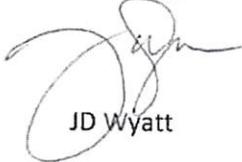
Aloha,

I'm writing this letter in support of Ke Kula O Pi'ilani and their purchase and acquisition of the former Iao Lodge and Hawaii Nature Center. I'm grateful to be heard by the council, and appreciate all the work you do for our community.

As the former Director of Operations for the Hawaii Nature Center Iao Valley from 2002 to 2010, I was fortunate to be a part of the stewardship of the site through our environmental education programs. At our highpoint, we were serving over 5,000 children grades K-5 in Iao Valley, as well as providing hikes, cultural programs and other activities for the community. Unfortunately, the programs we ran were shut down in 2010 based upon a decision from the HNC Board of Directors on Oahu. For several years after the site fell in to disrepair, and the connection to the aina was lost. However, the site came quickly back to life when Ke Kula O Pi'ilani began operating their Hawaiian culture and language immersion elementary school. I was overjoyed to know the appropriate organization and use was now in Iao.

I can't think of a better organization to take on the stewardship of this sacred place, and hope you will support the acquisition.

Sincerely,



JD Wyatt