

# **WATER AUTHORITY, SOCIAL SERVICES, AND PARKS COMMITTEE**

**Council of the County of Maui**

## **MINUTES**

**October 24, 2024**

**Online Only via Teams**

**CONVENE:** 9:02 a.m.

**PRESENT:** VOTING MEMBERS:

Councilmember Shane M. Sinenci, Chair  
Councilmember Gabe Johnson, Vice-Chair  
Councilmember Tom Cook, Member  
Councilmember Tasha Kama, Member (Out 11:50 a.m.)  
Councilmember Alice L. Lee, Member (Out 12:03 p.m.)  
Councilmember Tamara Paltin, Member  
Councilmember Keani N.W. Rawlins-Fernandez, Member  
Councilmember Yuki Lei K. Sugimura, Member  
Councilmember Nohelani U'u-Hodgins, Member (In 9:09 a.m.)

**STAFF:**

Clarissa MacDonald Legislative Analyst  
Jarret Pascual, Legislative Analyst  
Carla Nakata, Legislative Attorney  
Criselda Paranada, Committee Secretary  
Lei Dinneen, Council Services Assistant Clerk  
Ryan Martins, Council Ambassador

Christian Balagso, Council Aide, West Maui Residency Area Office  
Zhantell Lindo, Council Aide, Molokai Residency Area Office  
Roxanne Morita, Council Aide, Lāna`i Residency Area Office  
Mavis Oliveira-Medeiros, Council Aide, East Maui Residency Area Office  
Jade Rojas-Letisi, Council Aide, Makawao-Ha'ikū-Pā'ia Residency Area Office  
William "Bill" Snipes, Council Aide, South Maui Residency Area Office

**ADMIN.:**

Selina Pannell, Deputy Corporation Counsel, Department of Corporation  
Counsel  
Lori Tsuhako, Director, Department of Human Concerns  
Josiah Nishita, Managing Director, Department of Management  
Noah Jackson, Executive Assistant II, Department of Management  
Patrick McCall, Director, Department of Parks and Recreation  
Lisa Almeida, Park Permits Officer, Department of Parks and Recreation  
John Kalama, Police Officer III, Department of Police  
Martell Irish, Police Officer III, Department of Police  
Paul Barany, Deputy Director, Department of Public Works  
Naomi Crozier, Homeless Coordinator, Office of the Mayor

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**OTHERS:** Mo'i Kawaakoa, Po'o, Holomua Outreach  
Nicole Huguenin, Executive Director, Maui Rapid Response

Testifiers

Jordan Hocker  
Maya Marquez  
Keisa Liu  
Cathy Paxton-Haines, President, A Cup of Cold Water  
Jason Medina, Administrative Assistant, Maui Rapid Response  
Leslee Matthews, MPR/SOUL  
Trinette Furtado  
Brian Hauser, Aloha Independent Living Hawai'i  
Cailin Goodier  
Lisa Darcy, Director, Share Your Mana  
Keomailani Hirata  
Zhanter Lindo  
Leonard Nakoa  
Jasee Law  
Johann Lall

(25+) additional attendees

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

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CHAIR SINENCI: . . .*(gavel)*. . . Aloha kakahiaka, kākou. And welcome to the WASSP Committee meeting of Thursday, October 24, 2024. I'm Shane Sinenci, your Committee Chair. It is 9:02 in the morning. Thank you, Members, for taking time out to attend this meeting. And just a reminder for members of the public to silence their cellphones or any noisemaking devices. Members, in accordance with the Sunshine Law, if you're not in the Planning conference room, please identify by name who...or if anyone is the room, vehicle, or workspace with you today. And minors do not need to be identified. Please see the last page of the agenda for information on meeting connectivity. Joining us this morning, we have Committee Vice-Chair Gabe Johnson. Aloha.

VICE-CHAIR JOHNSON: Aloha, Chair, Councilmembers, community members. There's no testifiers at the Lāna'i District office. And I'm alone in my workspace and ready to work. Mahalo.

CHAIR SINENCI: Mahalo for joining us. Also joining us from the Planning conference room, we have Councilmember Tom Cook. Aloha and good morning.

COUNCILMEMBER COOK: Aloha. Good morning, Chair. Looking forward to today's meeting.

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CHAIR SINENCI: Thanks for being here. Joining us online, we have Pro Tem Tasha Kama. Aloha kakahiaka.

COUNCILMEMBER KAMA: Aloha kakahiaka, Chair. And good morning to everyone. I am at my home in my workspace and I am alone.

CHAIR SINENCI: Okay. Thank you for joining us. Also online is Council Chair Alice Lee. Good morning.

COUNCILMEMBER LEE: Good morning. Aloha. And from the Hidasta [sic] Indians in North Dakota, madoo (*phonetic*). I'm home alone in my workspace ready to go. Thank you.

CHAIR SINENCI: Thank you, Chair. Madoo. Also joining us online, from West Maui we Councilmember Tamara Paltin. Aloha and madoo.

COUNCILMEMBER PALTIN: Madoo. And aloha kakahiaka, kākou. Streaming live and direct from the kitchen table in Nāpili. I have with me two canines, one adult named Kingy-Poo Paltin-Vierra. Thank you. The other one is a minor.

CHAIR SINENCI: Okay. Thank you for that. Also joining us online is Member Rawlins-Fernandez. Aloha kakahiaka.

COUNCILMEMBER RAWLINS-FERNANDEZ: Aloha kakahiaka, Chair. Aloha kakahiaka, kākou. Mai Molokai Nui a Hina. I am at my private residence alone. And there are currently no testifiers at the Molokai District office. Mahalo, Chair.

CHAIR SINENCI: Thank you for that. Mahalo for joining us this morning. Joining us from -- in the Planning Commission meeting room we have Yuki Lei Sugimura. Aloha.

COUNCILMEMBER SUGIMURA: Good morning, Chair. Aloha and good morning, everyone. Looking forward to a very productive meeting.

CHAIR SINENCI: Thank you. And is Member U'u-Hodgins joining us this morning, Clarissa?

MS. MACDONALD: I don't see her online yet so --

CHAIR SINENCI: Okay.

MS. MACDONALD: -- maybe in a bit.

CHAIR SINENCI: Okay. Let me know when she joins. Also joining us from the Mayor's Office we have Ms. Naomi Crozier, she's the Homeless Coordinator; from the Department of Management soon to expect Director Nishita, as well as Mr. Noah Jackson, Executive Assistant. Aloha and good morning.

UNIDENTIFIED SPEAKER: Aloha.

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UNIDENTIFIED SPEAKER: Good morning.

CHAIR SINENCI: Welcome everybody. From the Department of Human Concerns we have Director Tsuhako. Aloha, Lori.

MS. TSUHAKE: Good morning . . . *(Inaudible)*. . . --

CHAIR SINENCI: Thanks for being here. From the Department of Public Works we have Deputy Director Paul Barany. Good morning. From the Maui Police Department we have both Officers, Kalama, as well as Officer Irish. Welcome.

MR. KALAMA: Good morning.

MR. IRISH: Good morning, Chair.

CHAIR SINENCI: Morning. From the Department of Parks and Recreation we have Director McCall and *(audio interference)* Almeida from...Park Permits Officer. Thank you --

MS. ALMEIDA: Morning.

CHAIR SINENCI: -- for being here.

MR. MCCALL: Good morning, Chair.

CHAIR SINENCI: From Corporation Counsel we have Ms. Selina Pannell. Welcome.

UNIDENTIFIED SPEAKER: Good morning.

CHAIR SINENCI: And then, Members, our Committee Staff that's helping us to run this morning's meeting; we have Ms. Crissy Paranada, Clarissa MacDonald, Mr. Jarret Pascual, Ms. Carla Nakata, Ms. Lei Dineen, and Ms. Jean Pokipala. Morning, everyone. Okay, Members, on today's agenda we have one important item to discuss, Bill 111 (2024) to-- did I forget Mister...we got everybody?

COUNCILMEMBER SUGIMURA: Not Josiah.

MS. MACDONALD: Josiah's online right now but it sounds like he's coming down.

CHAIR SINENCI: Okay. All right. Moving on. Bill 111 (2024) To Establish Procedures For The Removal And Storage Of Personal Property In Public Places And A Right To Shelter (WASSP-13). If there are no objections, Members, I'd like to take testimony after receiving opening remarks on this item.

COUNCILMEMBERS: No objections.

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**ITEM 13: BILL 111 (2024), TO ESTABLISH PROCEDURES FOR THE  
REMOVAL AND STORAGE OF PERSONAL PROPERTY IN  
PUBLIC PLACES AND A RIGHT TO SHELTER**

CHAIR SINENCI: Thank you. Okay Members. Bill 111's purpose is to provide procedures to compassionately relocate people, when necessary, including offering access to services and storage of personal property. The Committee received proposed amendments to Bill 111 on October 22nd, 2024 from the Department of Management following an interdepartmental review. The letter is number 11 on Granicus and contains a redline version of Bill 111 starting on page 4. My intention, Members, today is to hear from the Department of Management about their redline version and to kind of use it as...as our base...our discussion point for discussions today. We also have several department resources here to provide opening remarks and to answer our questions. Following testimony, your Chair plans to focus on our initial discussion on some of the revisions, including just some word semantics like goals and aspirations, definition of pu'uhonua and kauhale, as well as Subsection C of Section 9.37.050, that's on page 5; reducing the number of days from 45 to 14 calendar days when an initial notice must be posted prior to when the encampment removal starts. Again, just discussion for today. Under Subsection E of Section 9.37.080 on page 7; the deletion of the following vehicles that are being used as a primary shelter must not be considered abandoned or derelict. So, we'll kind of start with those important subjects. Members, I do plan on deferring this item today. But if Members want to make amendments to these sections, I ask that we vote on individual amendments. And my plan is to prepare a proposed CD1 version to introduce at our next WASSP-scheduled meeting incorporating the amendments agreed upon by the Committee today. Doing so will ensure a transparent process where the Councilmembers and the public can review the clean copy of the proposed CD1 version of Bill 111. So, before I turn the floor over to Councilmember Johnson, the introducer of this bill, I wanted to briefly provide some background information on Sonia Davis, et al vs. Richard T. Bissen, Jr., et al. You can find the case on Granicus. Members, in September of 2021 the County of Maui cleared a houseless encampment on County property on Amala Place near Kanahā Pond and the Wailuku/Kahului Wastewater Treatment Plant, which resulted in personal property being seized. On March 5th, 2024, the Supreme Court of Hawaii held that unabandoned possessions of houseless persons constitute property protected by the due process clause of the Hawaii State Constitution. The Court held that the County is required to provide people with adequate notice and a pre-deprivation contested case hearing before their personal property...before their personal property is seized and/or destroyed. Bill 111 follows that decision and I would now like to ask Councilmember Johnson, the bill's introducer, if he has any opening comments at this time.

VICE-CHAIR JOHNSON: Thank you, Chair, for that introduction. It's really important that we know the context in which this bill was drafted. This bill has been a long time coming. We worked with the Solutions to Homeless Commissions [sic]. We...we worked with the Corporation Counsel, Mimi DesJardins. And then we just had a two-hour meeting with the Managing Director just last week. The ACLU and the court case is

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relevant in this discussion and that's really why, I think, we...this is so important that we get this done. You know, when I sat down with Naomi Crozier and...and Noah Jackson, just recently, there's about 90 percent that we could agree on and 10 percent I...I just couldn't agree with what they were amending and changing. So, that's where it falls on our lap, as a Committee. There are some things I'll bring up when we get in discussions that I, personally, don't agree with that the Department wanted it in there and...but that's okay. I mean, good bills kind of...you know we hammer them out. It's just I want to...all...all of us to be clear and transparent on what we believe we should...we should do moving forward. We have to treat these folks with dignity. We cannot put trauma upon trauma to some of these folks. There's the story at Amala Place where someone...you know, we're throwing away their...their personal items. And like Committee Chair Sinenci said, that's against the law. Government cannot search and seizure your personal property. In the bill there's...it really kind of focuses on two types of encampments; an immediate hazard encampment where someone might put a tent or an encampment right on the edge of a road that's very dangerous. Or, you know, one of the examples is the...the highway on-ramp. We don't have there here but, you know, something that you might get runover when you're sleeping. We don't want...we have to have some kind of process where we can protect those people from getting injured. And then there's more of the traditional encampments and how we...how we go about helping them find places. I...I...I want to say right off the bat that, you know, when I had the meeting with the Department, I came in...in good faith. And we agreed to some changes. And then when the bill got posted, some of those changes weren't changed. And that get...kind of takes me back a step on working with the departments and with the...the Administration. I want to work together in good faith and say, if we agree on taking something out or putting something in, then we do that. But there are some things...and we'll get into the...when we get into the bill that I felt wasn't...wasn't done in good faith, but that's my introduction. The final thing is, is we...you know, part of this...impetus of this bill is the lawsuits. And we don't want to be getting sued, you know, to...if we keep doing it this way. So, this is the process that is legally sound and it is compassionate when we talk about moving our folks, right. So, that's really where...what I wanted to introduce and, you know, like, Committee Chair Sinenci will let the other folks speak but that...that's my intro. Thank you, Chair.

CHAIR SINENCI: Mahalo, Member Johnson. Before we go on to comments from the departments, Chair, would like to recognize Ms. U'u-Hodgins. Aloha.

COUNCILMEMBER U'U-HODGINS: Aloha, Chair. Good morning, everyone. I'm in the Pā'ia District office with Susan Clements and Jade Rojas-Letisi, and we have no testifiers. Thank you.

CHAIR SINENCI: Mahalo for being here this morning. Okay. So first off we're going to go to...I'll turn the floor over to Mr. Noah Jackson and Managing Director Josiah Nishita to hear the Department of Management's proposed amendments.

MR. JACKSON: And I'll defer to Josiah, if he's online.

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CHAIR SINENCI: Mr. Nishita.

MR. NISHITA: Aloha, Chair. Just to keep it short so we can get into discussion, yeah, appreciate the opportunity to be here today with all the departments. Looking forward to the discussion ahead. I think...I think as Councilmember Johnson noted, I think, we're, like, almost there. So, it's just a matter of, you know, let's talk through some of the details and then see what, you know, a resolution can come to. And then the Administration and Council will be able to put forth something really good that, you know, will be actionable and good for our residents in our unsheltered community. So, we're looking forward to the discussion today. And I...I just...just based on Councilmember Johnson's comments, if there was some type of agreement, or anything, express apologies for that. And, you know, if...if there was something not adequately done according to what was communicated to you. But we'll...we'll work through that today and...and come to a resolution on these items so that we can have a good bill going forward for everybody. Thanks.

CHAIR SINENCI: Okay. Thank you, Mr. Nishita. Noah, were you going to provide any opening comments at this --

MR. JACKSON: Oh, I'll just wait for answering questions we get in. Line by line.

CHAIR SINENCI: Okay. Do we have Ms. Naomi Crozier for opening...from the Mayor's Office for opening comments? Defer to it after the questions. Okay. Thank you. Next, we have Director Tsuhako from the Department of Human Concerns.

MS. TSUHAKE: . . .*(Inaudible)*. . ., Chair, I'll just wait until . . .*(inaudible)*. . . --

CHAIR SINENCI: Okay. Thank you. We'll just go down the list. Deputy Director Barany, is he on for opening comments?

MR. BARANY: Good morning, Councilmember Sinenci. I will...I'll also defer until questions are asked.

CHAIR SINENCI: Okay. Thank you for being here. Director McCall.

MR. MCCALL: Good morning, Council...Councilmember. We, too, will defer until questions are asked.

CHAIR SINENCI: Okay.

MR. MCCALL: Thank you.

CHAIR SINENCI: Thank you for being here. Thank you, everyone. We also reached out to Mr. John Mizuno, the Statewide Homeless and Housing Solutions *[sic]* Coordinator, to attend this meeting but he wasn't able to join us this morning. Before we begin our discussion let's take testimony for WASSP-13. Oral testimony via phone or video

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conference will be accepted. In accordance with the Sunshine Law, testimony can occur at the beginning of the meeting but cannot be limited to the start of the meeting. The Chair will receive oral testimony for agenda items at the beginning of the meeting and as the item is called up on the agenda. Testifiers wanting to provide video or audio testimony should sign up in the lobby outside the conference room or join the online meeting via Teams link or call in the phone number noted on today's agenda. For individuals wishing to testify via Teams, please raise your hand by clicking on the raise-your-hand button. For those calling in, please follow the prompts via phone; star 5 to raise and lower your hand and star 6 to mute and unmute. Staff will add names to the "Testifier" list in the order testifiers sign up or raise their hands. For those on Teams, Staff will lower your hand once your name is added. Staff will then enable your microphone and video, and call your name that you're logged on in or the last four digits of your phone number when it is your time to testify. Written testimony is encouraged and can be submitted via eComment link, [mauicounty.us/agendas](https://mauicounty.us/agendas). Oral testimony is limited to three minutes and will be accepted at the beginning of the meeting prior to the Committee's deliberation on each item of the agenda. If you're still testifying beyond that time, I'll kindly ask you to complete your testimony. We ask that you state your full name and organization. But if you prefer to testify anonymously, Staff will identify and refer you as "Testifier" and assign you a number. Please also indicate the agenda item. Once you are done testifying or if you do not wish to testify, you can view the meeting on *Akakū* Channel 53, Facebook Live, or [mauicounty.us/agendas](https://mauicounty.us/agendas). Okay. Mahalo for your cooperation in advance. We will be maintaining decorum today. And Committee Members, I will now proceed with oral testimony. Staff, please call the first testifier.

## **. . . BEGIN PUBLIC TESTIMONY FOR WASSP-13. . .**

MR. PASCUAL: Yes, Chair. The first testifier is Jordan Hocker via Teams, to be followed by Mo'i Kawaakoa.

CHAIR SINENCI: Aloha, Ms. Hocker.

MS. HOCKER: Aloha, Committee Members. My name is Jordan Hocker. Thank you for having this hearing today. I am...I currently act as the Community Outreach Coordinator at Maui Housing Hui. I work at our community education and empowerment to renters as an attempt to keep...to provide a stopgap to keep families and individuals housed. Today I'll be speaking on my own behalf. I would really like to place Bill 111 in the context of our lives and the work that I've seen done, and the work I've done myself in the community to demonstrate the necessity of this legislation. You know, according to a recent report, our rents have gone up 44 percent since the fires. That same report states that 52 percent, over half of our renters, are cost burdened, spending 30 percent or more on rental costs annually. And based on our community surveys, it's likely that half of these renters are actually paying 50 percent or more on their rent. This is important because renters who are at 70 percent AMI or below have the highest likelihood of becoming unsheltered due to a lack of affordable inventory; and, you know, a major illness, or a major life event that destabilizes their income. Many of these



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renters are families, and we know that raising dependents is very expensive, particularly here in Maui County, the cost of childcare, groceries, and everything else. It's imperative to note that our housing crisis and cost of living is driving homelessness. I know that there is a sense of looking down and bias of people who are experiencing this. But a large number of our people are raising to poverty through no moral failing of their own, both due to the fires and our housing crisis, and to continue business as usual is quite frankly unethical. In September 2021, I was a legal observer during the sweep at Amala Place. The only good thing that came out of that was an assertion of the rights of unsheltered people through the Hawai'i Supreme Court, and I became friends with Community Outreach Officer, Officer Kalama. You know, my concern with the continued sweep actions is that it costs taxpayers money, both in litigation if rights are continually violated. And then I haven't seen any public information on the actual cost of the county's lawsuits as well as the continual process of sweeping and not allowing people their due process. Bill 111 is a necessary stopgap because as the bill mentions, the necessity to provide outreach services, particularly for mental health and substance abuse issues. We'd like to state that the current research shows that substance abuse doesn't drive homelessness. It's actually the other way around. When you have no resources and nowhere to go, meaning your basic human need and right for shelter isn't provided, substance abuse is something that happens as a coping mechanism. It is maladaptive and it ruins people; and we see that on our streets. But the reason I bring this up is because substance use disorder, along with PTSD...which if we went out and screened every person living on the streets for PTSD; they all have it. I can say that with almost 100 percent certainty. Those two things are disabilities. And when we treat people like they're garbage, we treat disabled . . .(timer sounds). . . people like they're garbage...and I'll finish up...it's not a good look. And so what I would urge this body to do, and everyone coming to the table, is really find the best way forward that is the most conscionable action and the most just action for members of our community who are literally, the most vulnerable, struggling. And I said this during COVID, and I know many of the Councilmembers who are on the...in office at that point in time, this is not a moral failing of our people, this is less...becoming less and less their fault. So, please consider a solution which humanizes the way in which the county deals with our people, our community members. Thank you so much for your time.

CHAIR SINENCI: Mahalo, Ms. Hocker. And mahalo for your continued work. Members, any questions for Ms. Hocker this morning? Seeing none. Thank you, Ms. Hocker.

MR. PASCUAL: Chair, the next testifier if Mo'i Kawaakoa, to be followed by Nicole Huguenin.

CHAIR SINENCI: Aloha, Ms. Kawaakoa.

MS. KAWAAKOA: Kala mai. Aloha mai, kākou. Sorry, I'm...I'm testifying from online because I've been running it very hard, trying to get Holomua Outreach going and I ended up getting sick last night; so I am here. First, thank you for, you know, sending out that kāhea and asking for suggestions on our behalf. We've been working hard to get our people photo IDs, so I haven't been able to get to my suggestions or send an email. So, today, for testimony for Bill 111, I going touch on Sections 9.37.30 [sic], definitions, and

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9.37.40 [sic], removing impediments and immediate hazard encampments. First, thank you, Councilmember Gabe Johnson, for bringing this bill to the table and working to improve how we mālama and care for our people when it comes to rights to shelter and removing...you know, sweeps. I support the right to shelter, wherever that may be. If they are safe on the side of the county road or in a bush, why not support them where they at...where they are at through positive actions and solutions; like providing a rubbish dumpster and portable toilets, if there's a way to prevent negligence and damage. If this is not an option, allocate a piece of property in the area for everyone to be on and support them there. I, of all people, should know the progress made when an encampment is supported by removing debris garbage and hazardous material in a safe and proper manner. This encampment doesn't end up being an impediment for people who think this way, speed through this encampment because they feel they are entitled, putting this community in danger, including their fur babies. And public safety is something that the county likes to touch on, okay, they matter too. October 12, 2024 was our fourth volunteer community cleanup on Holomua Road; not only cleaned by volunteers but by the community, themselves. Even the ones hard to get through to participated and we cleaned the whole road, including the encampment, to prepare this love community for the rainy season and to show anyone with a different mindset, this is true aloha. All they need is support and care, and they will prove to be maka'ala. We partnered with Mālama Maui Nui to remove the 'ōpala within a three-day span with a two-person dedicated hui. Following week, Public Works came to Holomua Road and left within minutes because all of the 'ōpala was removed and the community maintained it. This is what grassroots, no wait around for the powers that be, handling business looks like. Except for illegal dumping by the sheltered community, the road and the encampments are still clean. I do not support establishing procedures for the removal and storage of personal property in public places. Why should the houseless person have to . . . (timer sounds). . . leave the place they are safe at for a program with a shelf life of three to seven days. A lot of times these people do not want to go into the programs because of the way they were treated and they are left to...to either choose their misery...to live in and die in their misery, or go to this program that they weren't even cared for. We lost two people on Holomua Road. One was swept from Lahaina, came to Holomua Road. And another went through traumatic experiences from her two previouses [sic] areas. And she chose to die in misery on Holomua Road versus going to the hospital to get treated. So, please think about how to improve these policies so we do not continue to lose our people. We need to --

CHAIR SINENCI: Mahalo.

MS. KAWAAKOA: -- start thinking about everybody, not just the ones that...not...not just the ones that...that contribute to the community. Mahalo.

CHAIR SINENCI: Mahalo, Mo'i. I know you did have some suggestions for the bill. Members, any objections to designating Ms. Kawaakoa as a resource under 18 (audio interference) --

COUNCILMEMBERS: No objections.

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CHAIR SINENCI: Okay. Thank you.

MS. KAWAAKOA: Kala mai. Get...one tree fell and they...they cutting across the street, sorry.

CHAIR SINENCI: Okay. You...but you can...you can hang on with us --

MS. KAWAAKOA: Sure.

CHAIR SINENCI: -- today? Okay. Thank you.

MS. KAWAAKOA: Thank you.

CHAIR SINENCI: Staff.

MR. PASCUAL: Chair, the next testifier is Nicole Huguenin, to be followed by Maya Marquez.

MS. HUGUENIN: Aloha mai kākou. The last time I was here was a few years ago when we were trying to ban feeding the homeless and I haven't been back for testimony since then. So, I'm glad that we're here and we're moving forward from that level of space. I am Nicole Huguénin and in today's capacity I'm testifying from the perspective of Executive Director of Maui Rapid Response. I also come to you today as someone who provides transitional housing in my own home to prevent further homelessness and currently have a three-generation Kānaka Maoli ohana of five and three dogs in my home in a three-bedroom, one-bath house that otherwise would have been homeless because it took them...it's taking them longer than three months to find an appropriate home even though we have prepared them to...to go from paying \$2,300 in rent to \$5,000 in rent. I've had 27 people in my home in the last three years. Today I will be resharing public data we made available via email and social media within one week of the County sweep this past year. I will not be going into great detail despite us having plenty of data from our work as I prefer to answer your questions or be invited as a subject matter expert. First and foremost, Maui Rapid Response, myself and our partners, do not believe in sweeps or relocation. They are short-term oriented, punitive, and economically not viable. I really hope we look at the cost of every sweep. This is a position also backed by the National Low Income Housing Coalition, National Poverty Law Center [sic], the Hawai'i and National ACLU, and even our State Representative Troy Hashimoto. And confirmed most recently by a five-year study done by University of Colorado that was given last week...or announced last week. I'm going to move really fast because I have a lot of data. I'm going to highlight the Wahikuli sweep that happened in July and...and hopefully highlight some fractures in our system that we can address in this conversation today. Once we...we were informed by the Mayor's Office that the park beautification was going to happen, I believe it was like two weeks...I don't know but I'm very thankful for Naomi's cooperation with us. We upped our outreach to daily, where it had been weekly prior. We did a point of count study and had people fill out a form determining what type of needs they had so we could determine barriers, like not having a driver's license...and those sorts of things. We also contacted

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Tamara Paltin, since it was her area and she readied her staff to help us decrease those barriers. We also contacted other service providers like Mental Health Kōkua to see if they could break waitlist to escalate any needed cases. Our emails to Chris Kish went unanswered and they were not present at the sweep either. We were told Family Life Center would not be at the park two weeks before the sweep because of one person's anger. We determined . . .*(timer sounds)*. . . shoot.

CHAIR SINENCI: What...I --

MS. HUGUENIN: But I'm coming back, right?

CHAIR SINENCI: Well, let me check with the --

MS. HUGUENIN: Okay.

CHAIR SINENCI: -- Members. Members, I was going to ask Ms. Huguenin to stay on as a...a resource as the Executive Director for Maui Rapid Response. If there...any objections?

COUNCILMEMBERS: No objections.

CHAIR SINENCI: Okay. Yeah, we'll keep you on --

MS. HUGUENIN: Okay.

CHAIR SINENCI: -- as part of *(audio interference)* --

MS. HUGUENIN: Sorry.

CHAIR SINENCI: Any immediate questions for Ms. Huguenin?

MS. MACDONALD: Sorry, Chair, just to clarify, that's under Rule 18(A)?

CHAIR SINENCI: Yes, under Rule 18(A) of the Rules of the Council, Members. Go ahead.

COUNCILMEMBER SUGIMURA: Since you're reading from your phone and if you have that written testimony you can submit it.

MS. HUGUENIN: I will...I did. I just finished it so I will send it in.

COUNCILMEMBER SUGIMURA: Okay.

MS. HUGUENIN: Yeah.

CHAIR SINENCI: Okay.

COUNCILMEMBER SUGIMURA: Probably has more--

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MS. HUGUENIN: Uh-huh.

COUNCILMEMBER SUGIMURA: -- information. Thank you.

CHAIR SINENCI: All right. No objections, Members?

COUNCILMEMBERS: No objections.

CHAIR SINENCI: Okay.

MS. HUGUENIN: Okay.

CHAIR SINENCI: Thank you.

MS. HUGUENIN: Uh-huh.

COUNCILMEMBER SUGIMURA: *(Audio interference)* --

CHAIR SINENCI: Mr. Pascual.

MR. PASCUAL: Thank you, Chair. The next testifier is Maya Marquez, to be followed by Keisa Liu.

CHAIR SINENCI: Aloha, Ms. Marquez.

MS. MARQUEZ: Aloha. Thank you for hearing us out. This is a less...list of all of our unsheltered folks who have passed since the opening of the pu'uhonua. And these are just the folks that I've worked with, and my team; so there's probably a lot more. So, I want to honor them because they passed away from preventable causes. So, I'm here to express my strong support for the right to shelter bill, specifically Section 9.37.060, which outlines the critical need for identifying and providing alternative shelter before any encampment removal. It is essential that before removing encampments, the county must ensure that alternative options are made available to those affected. This includes accessible housing, various shelter accommodations, authorized managed encampments, and no-barrier shelters. We must prioritize the creation of additional day shelters and expand our overall shelter capacity and safe sleeping spaces. I think before any sweep is going to happen, we need to have better options for our folks. Furthermore, it is imperative that the county provides outreach workers who are equipped to connect individuals with essential services, including substance abuse treatment and behavioral health support. These alternatives must be accessible starting from the date of an encampment removal notice is posted, and remain available until the removal process is complete. Additionally, there must be clear and comprehensive access to information for all affected individuals. Regarden *[sic]*...regarding Section 9.37.070, which addresses outreach for encampment removal, it is crucial that outreach providers are notified in advance and present at every scheduled removal. This

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notification should occur at least one month prior to the removal date ensuring that their support services are available until the removal is completed. In cases where police presence is necessary during an encampment removal, the county should make every effort to ensure that at least, one female officer is present if there are women or girls involved. Additionally, it is vital that at least two of the responding officers are certified in crisis intervention training to handle the situation with the necessary sensitivity and expertise. I've said it before and I'll say it again, the job of any nonprofit is to eventually put itself out of business by addressing root causes. Sadly, what's more common is that nonprofits become band-aids to broader issues that we, as a society, either can't or won't address resulting in nonprofits becoming addicted to growth models that more closely mirror for-profit companies. If you're finding housing, show it. Show your folks who have been housed and how they're doing at six months, one-year, five-year mark. It's easy to house somebody, but you've got to give them the skills, the healthcare, the support to keep them housed. . . .(timer sounds). . . This bill is a step towards a more compassionate and effective approach to homelessness in our community. I urge the Council to support these measures which prioritize the dignity and well-being of our most vulnerable residents. Thank you.

CHAIR SINENCI: Mahalo, Ms. Marquez. Members, any questions for the testifier?

COUNCILMEMBER SUGIMURA: No.

CHAIR SINENCI: Seeing none. Thank you for your testimony this morning. Staff.

MR. PASCUAL: Chair, the next testifier is Keisa Liu, to be followed by Cathy Paxton-Haines.

CHAIR SINENCI: Aloha, Ms. Liu.

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

MS. LIU: Aloha. My name Keisa Liu and I [sic] here to speak on Bill 111. I support the bill and the direction that it's going, especially under Councilmember Sinenci and Councilmember Johnson's direction. I think that you guys are...are moving in the space that we need to go and I'm really appreciative of that work. This bill seems to respond to the county's previous handling of the Amala cleanup in 2021 and we all have learned that it's prudent for the county to have clear policies and procedures to avoid causing legal action. I was at the Amala cleanup assisting residents as they were removed from that space. I remember who was there, who was helping, who was heckling, who was peacocking, and who couldn't control their emotions. But what stays with me the most is the woman who showed up with her hospital bracelet still on her wrist because she was worried about what would happen to her belongings; she died shortly after. I often wonder if we had something like this still in place, would she still have stayed in the hospital, would she have recovered, would she be alive today. And I don't want to sound overly dramatic but I do wonder if something like this might have spared her life. And I want to remind everyone that this bill is not designed to place blame on what charitable entities have done in the past and suggesting otherwise shows a larger lack of emotional

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intelligence, systems understanding, and big-picture thinking. And lastly, I want to be clear, this bill is not a solution to houselessness; I think we can all agree on that. But houseless...and houselessness exists because of more significant systemic and social issues that we have yet to acknowledge or address fully. And in fact, I'll give two examples right now. When it comes to systemic issues, the point and time count that we use only counts people who are on the street at that point in time. It would not include the family that's staying in Nicole's house right now, who is houseless. It wouldn't include the 27 other people who stayed in her house. So, those point in time counts are a systemic issue that we use as a metric but it's not complete or accurate. The second thing I will point out, is that when it comes to social thinking, Family Life Center...I'm not affiliated with anyone so I could just say exactly what I saw. Family Life Center states that they asked people if they are willing to accept help. That's not the only question they asked. According to the late George Ka'imiola, in a meeting, he said to all of us, I...I asked them, are you ready to accept Jesus. And he says it in a way that was confusing to me because he didn't say, are you ready to accept Jesus. He said, are you ready accept Jesus? As far as I'm concerned, that's a barrier...a social barrier that needs to be addressed. Until we fully confront the root issues we will continue to face these challenges and I hope that . . . *(timer sounds)* . . . we're making our way toward that today. Mahalo for your time and consideration.

CHAIR SINENCI: Mahalo, Ms. Liu. Members, any questions for Ms. Liu this morning? Seeing none. Thank you for your testimony. Staff.

MR. PASCUAL: Thank you, Chair. The next testifier is Cathy Paxton-Haines, to be followed by Jason Medina.

CHAIR SINENCI: Aloha, Ms. Haines.

MS. PAXTON-HAINES: Good morning. So, I am Cathy Paxton-Haines, President of A Cup of Cold Water, speaking in favor of the bill. With A Cup of Cold Water, almost entirely volunteers, we have a small van with water, food, hygiene, and first-aid items, clothes, other supplies, pet food, and compassion that we take to unhoused people where they're living. I like to think we also give hope. We served over 4,000 unsheltered people last year. It's going to be over 12,000 this year. I always say, I don't know what the answer to homelessness is...don't know why I do this, but I do know having enough housing that people can afford is pretty basic to it; and Maui definitely doesn't have that. In the meantime, whenever there's a sweep, I ask when shelters are full or not an option; where do these folks go? Where do they go? What I found, for the most part, is the people we serve are just like you and me. And we want to treat them the way we would want to be treated. This bill, Bill 111, is a start in establishing protection for unhoused people.

CHAIR SINENCI: Mahalo, Ms. Haines. Members, any...okay. Seeing none. Staff.

MR. PASCUAL: Thank you, Chair. The next testifier is Jason Medina, to be followed by Leslee Matthews.

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CHAIR SINENCI: Aloha, Mr. Medina.

MR. MEDINA: Aloha. Aloha all in attendance and thank you for having me. I also thank...like to thank Gabe Johnson for putting this forward and also you, Chair Sinenci. Thank you for having me. So, I'll get into it. I am Jason Medina, working with Maui Rapid Response as an Administrative Assistant and I'll just get into it. It's more expensive to build...to demolish a community in a sweep than to build more beds. The individuals in question still need services and I've been advocating at sweeps since Amala Place and learned how to advocate for unsheltered in...in different capacities; like towing cars, filling out needs assessments, emotional support, and...and being a liaison between DOT and the unsheltered population at this most recent sweep at Kahului Harbor. Maui Rapid Response is becoming well known for finding compassionate solutions to the issues surrounding homelessness. We have plans and we execute, and we're getting better with every interaction. So, it's gotten to the point, I feel, where we are creating a new template for care. And the only way we get there is by showing up consistently, building trust within these communities. Just two days ago, MRR had...they held an ID clinic, if you will, to get individuals their IDs. And eight out of nine people were able to get their IDs on that day and this will help in certain...I know a certain individual that's part of these eight that I was able to get their ID. And now they're going back to their family back state side. So...and that's also...I rejoice every single time somebody finds their...their wings and can link back with family in...in a small way that helps this housing crisis that's happening. It's getting people where they need to be, but it's mostly about meeting people where they're at right now and in a compassionate way; how can we get them to the next spot, not...but not on the street is what I'm saying. So, this is what care like...look like...looks like to me and I'm just happy to be part of a nonprofit that is totally boots-on-the-ground. We are there at almost every sweep and we'll continue to do so. Thank you very much.

COUNCILMEMBER SUGIMURA: Wow.

CHAIR SINENCI: Mahalo, Mr. Medina. Members, any questions for our...the testifier? Seeing none. Thank you. Staff.

MR. PASCUAL: Thank you, Chair. The next testifier is Leslee Matthews, to be followed by an individual name Kanaka.

CHAIR SINENCI: Aloha, Ms. Matthews.

MS. MATTHEWS: Aloha. Good morning, Councilmembers, members of the Administration, to our houseless friends that are watching, I want to center...center this conversation on you. I want to think about you. October 1st I celebrated a milestone birthday, October 1st Sahajo died on Holomua Road. I am sad about her death. She's one of the many names that are listed on our board. And for those that we may have missed, please charge it to our head and not our heart. Sahajo taught me so much. Yes, I'm an attorney and a social worker, and I've been doing this work a long time, but Sahajo told me...taught me what love and community looks like. Sahajo had found her



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way...navigated her way through life. She was so excited when she could take her home from unsheltered to sheltered, and she came back and helped us build Pu'uhonua o Nēnē. She said, where is the compost? How come you aren't composting? And we built compost areas together. She taught me so much. I was devastated to learn of her death because we can learn so much. This week I have worked day in and day out with my sister, Mo'i Kaawakoa, in collaboration with Holomua Outreach; and my law firm; and our initiative, Souls to the Poles (*phonetic*), to help reduce the barriers that people face as they can exercise their right to vote. It just happens to be pro bono law week with the American Bar Association. Eight out of nine people were able to see those barriers drop. One uncle was 69 years old, he hadn't had an ID since 1997. So, I want you to reject the notion that people don't want help. There's an organization that submitted that people do not want help. This organization gets millions and millions of dollars. That is not true. We need to reject the notion that people do not want help. We need to respect the dignity and worth of all people. We need to advocate for long-term solutions. I was there at Amala Place. I heard the things that were said about our people that are now on this board; they're dirty, no wonder their area is dirty, by service providers funded by this Council and this county. I was there as they were carted off like trash. Their baby belongings, carted off. I was there at the Supreme Court hearing when the Supreme Court Justices said you can...the county can stand by its silence because these people did everything right, everything right. They filed contested case hearings that went unheard. And on...on August 1st, one week before the...the wildfire disaster, they were still submitting contested case hearings that have gone unheard. I haven't heard of one contested case that has been heard. They had filed and they continue after the . . . (*timer sounds*). . . Supreme Court hearing. So, I ask ourselves, how much does it have to cost? How much money is being spent just to have this meeting when we could house someone? How much money is being spent to bring in Public Works, attorneys, social workers, massive...these trailers and everything to cart off people's belongings before we realize that a better way is forward. So, to Councilmember Gabe Johnson, thank you for having the courage to draft a bill that honors the dignity and worth of our people. And as my role as the Houseless Outreach Team Leader for Maui Rapid Response and Managing Director and Founder of my law firm; I want to say affirmatively, I reject forced relocations. There is a better way forward. I am tired of going to funerals for our friends. Sahajo, I love you. We will continue to work for food, water, shelter, love, and community. And there is a better path forward.

CHAIR SINENCI: Mahalo, Ms. Matthews. Members, any questions for Ms. Matthews?

MS. MATTHEWS: And we did have comments that we submitted as requested by your...your Committee. We've just been working day in and day out to meet the people that other people reject.

CHAIR SINENCI: Mahalo for your testimony. Staff.

MR. PASCUAL: Chair, the next individual signed up to testify if Kanaka via Teams, to be followed by Brian Hanson [*sic*].

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CHAIR SINENCI: Oh, Mr. Tanaka...Kanaka.

MS. FURTADO: Aloha mai. 'O wau 'o Trinette Furtado. Noho wau ma Hamakualoa. I have this candle lit in front of me for those folks that have passed since the fires...actually, since before the fires because they're people, yeah. They're not spillage. They're not industry. They're people. So, I'm goint to set this on the side. This is for Hāwea, a distant cousin of mine who passed recently and it should not have happened. Though, I don't support sweeps, in general, I do support portions of this bill. This bill would change the lives of many folks. I say that because it begins to acknowledge that those who are unsheltered have a right to humane treatment, to be seen as members of this community whether we agree with their lifestyles or not. From MPD, through some social service providers, through Administration, and some members of this very Council; the way we have spoken about these human beings hasn't been very pono. The way we speak about them stems from the way we think about them and heavily guides the way we connect with them. It is apparent that they are thought of as lesser human beings, if that at all. They are data points, case numbers, spillage, industry-- scary. Viewing the comments of service providers that are trusted by this Council to help guide legislation and budgetary considerations basically state that they do not support this bill, that they find requests problematic and unrealistic, and are reluctant to support and assist community in those times of trauma and stress where help is absolutely needed is disappointing. They are there. We know we are all in great need. Spaces for folks to transition to are few and they're often full with long-term waitlists. Case managers are difficult to connect with due to the lack of resources to do so. Either these folks have no phone, no minutes, no transportation, no internet, no computer to connect to the internet; those kinds of things. In my continued work with encampments on the West Side, and I do a program called the Ice Cream Aunties Missions of Aloha. And I have been going out since right after the fires. I continue to go out. I serve Kānaka, an overwhelming amount of Kānaka, some of whom have 'ohana on this island, some of whom live unsheltered with their keiki and the rest of their 'ohana. I think about Ke Kānāwai Māmalahoa [sic] and what that means and how, if...if at all, it's being implemented for these most vulnerable community members. These are human beings. No matter what we think about their lifestyles or choices, these are human beings. Every single one of them worthy of being seen as human beings, as being treated as human beings, as friends, as 'ohana, . . . (timer sounds). . . as folks that matter because many of them do have so much to offer this community if only we would think of them differently. Mahalo for this opportunity.

CHAIR SINENCI: Mahalo. Any...Members, any questions for Ms. Kanaka? Seeing none. Mahalo for your testimony this morning. Staff.

MR. PASCUAL: Thank you, Chair. The next testifier is Brian Hanson, to be followed by Cailin Goodier.

CHAIR SINENCI: Aloha.

MR. HAUSER: Aloha. Good morning, Council. My...my last name is Hauser, H-A-U-S-E-R,

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just for the record. I am an Advocacy Coordinator from Aloha Independent Living Hawaii. I advocate for persons with disabilities and the largest majority of people who are experiencing homelessness are individuals with disabilities, and mental health, and even active substance abuse is a disability. But we fall very short in providing services for even people who are in remission and in recovery, and taking considerations of how to provide services for all people with disabilities. And, you know, as Jordan pointed out, before even people who didn't have a disability going into homelessness are sure to develop PTSD just from the trauma of being homeless. I feel it's a little bit deja vu for...for me sometimes when I come up here. I...I appreciate every...everyones testimony this morning. And, you know, I have to say that forced relocation or sweeps, it's not about how good we do it, there is no legal option for someone and until you are able to provide a legal option for somebody...a place for somebody to stay; whether it's in their vehicle, or in a shelter; but a legal option other than jail, you can't relocate people that way. It's not a solution. It's called kicking the can down the road. It's not a game that we play as an adult. We have to understand the consequences and provide for people where they're at. It doesn't make a difference what somebody's choices are, we still need to avert a public health crisis by providing sanitary conditions. We need to provide toilets. We need to provide water. And just basic human rights so that people...and trash pick up. You know, everybody says, oh, well, look at all that trash. Are we going out there and...and...and letting people pick up their own trash and put it in a place that there will be a pick up? No. And even in the implementation, we hired a company in Honolulu to be the storage vendor on...at the last sweep who's not even available for people to get their possession and people lose jobs because their possessions were taken away. People had jobs that they lost. The...this individual that I'm referring to had a job and lost his job because he was sleeping on the employer's doorstep. . . .(timer sounds). . . Mahalo. Thank you so much for allowing me to testify. Oh, today's bird of the day is a...it's a North...North Island brown kiwi. So, that's the bird that I'm channeling today. Mahalo. Thank you so much for allowing me to testify. We need a little lightness every now and again.

CHAIR SINENCI: Mahalo, Mr. Hauser, for that. Members, any questions for Mr. Hauser? Seeing none. Thank you.

MR. PASCUAL: Thank you, Chair. And apologies, Mr. Hauser, for mispronouncing your name. The next testifier is Cailin Goodier, to be followed by Lisa Darcy. Cailin Goodier is online so they would have to unmute themselves. There we go.

MS. GOODIER: Good morning. And thank you for the opportunity to speak here today. I represent myself as a citizen of Maui County responding to the Bill 111. Of note, I am a mental health therapist with many years of treating folks with trauma including those unsheltered, and a trauma survivor myself. I oppose encampment sweeps and request additional resources be allocated to outreach. I appreciate that we are bringing these topics up for discussion. I have concerns that the right to shelter proposal notes procedures for encampment sweeps, as well as the existing ineffective outreach provisions. While I acknowledge the privilege of not having lived experience, I have supported the unsheltered community the past two years and offer my insight and

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clinical experience. I stand in opposition of encampment sweeps as they cause trauma, they criminalize those living unsheltered, and they catapult people into more vulnerable positions. If those aren't enough reasons, sweeps are very costly. When we speak of unsheltered, please keep in mind that this is a growing and evolving demographic, especially on Maui post-disaster. Everyday our working class residents are becoming homeless. And if this hasn't hit your close circle of family or friends, please consider yourself privileged. Know that it is likely one circle away; think your hairdresser, your kid's teachers, other family member's teachers, lots of teachers, your postal delivery person, aunty at the checkout counter. Folks are having to choose between food or housing. Families are living in their vans in every community. For members...for many of these folks it is the first time living unsheltered, sweeping these folks from where they've been set up is traumatizing. Living under the threat of possible sweeps is traumatizing. No one can heal, no one can prosper when they are worried about their basic needs and safety. Trauma-informed care needs to be at the forefront of our planning for our outreach and support. We know that encampment sweeps are traumatizing, ineffective, and costly. Repeated sweep criminalizes and traumatizes our most vulnerable community members who are, in fact, our aunts, uncles, and cousins. As an island, Maui County is undoubtedly over capacity in the human-to-housing ratio. The recent Maui wildfire survivors noted in a survey that 63 percent of them note that access to stable, affordable housing feels out of reach. Nearly four in the ten surveyed note that they are considering moving off island. Without fixing the problem of the lack of affordable housing and insufficient mental health and substance use treatment facilities, we are going in circles with people's lives at risk, and it's extremely detrimental. Outreach to these populations is a documented, proactive, and preventative step-systems approach. Outreach means frequent and consistent access to trauma-informed caseworkers who work with dignity, who have access to funds, food, hygiene station, and medical care. As Maui's unsheltered and housing insecure populations have grown exponentially, additional funding for outreach should be put into place. Reallocating funds from sweeps to outreach is really a life or death matter, as we have seen in the past few weeks. We must create housing options, . . . *(timer sounds)* . . . whether that's safe sleeping options, access to safe outdoor sleeping spaces, pu'uhonua models, shelters, or apartments; we must do so fast, our citizens are at risk. Thank you for the opportunity.

CHAIR SINENCI: Mahalo, Ms. Goodier, for your testimony. Members, any questions for the testifier this morning? Seeing none. Thank you. Staff.

MR. PASCUAL: Chair, the next testifier is Lisa Darcy, to be followed by Keomailani Hirata.

CHAIR SINENCI: Aloha, Ms. Darcy.

MS. DARCY: Good morning, Chair. Good morning, Council. And good morning familiar faces and unfamiliar faces. My name is Lisa Darcy. I am the Founder of Share Your Mana. And I'm listening to the testimony today and it is...it's so beautiful. I...I...I'm so happy I'm living to hear these words and experience this day knowing the amount of support that there is for this community. And more importantly, the dedication to the reality

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and the truth of how this plays out as a human being versus as a commodity. I am here to testify on Bill 111, Chapter 9.37. And I was not aware, until yesterday, that this was going to be brought forward. So, I apologize, it was not included in any dialogue before this or my comments were not asked for. And, you know, we have an entire advisory committee made up of people with lived experience. So, I...I apologize we cannot really...I can't make a lot of comments on specifically. Although, what I have seen I would make a lot of comments on. That said, like previous testifiers there is...I cannot support any activities that support sweeps. I think everybody knows this, over the past 10 years, maybe even 15 if you were going to the Maui Homeless Alliance 15 years ago. The...I've taken a very active role in representing the sweeps are normalized and legalized actual abuse and...and prevent...and create a lot of harm to people. And they...they keep people sick, and they affect people's ability to live at a...it...it actually accentuates a death process often. So, I think everybody here...and if you don't I'd be happy to expand outside here about how sweeps are kind of a legalized, normalized way to get...for people to die more quickly. So, I cannot comment and I will not comment because I do...I feel so strongly that those are very harmful. The...the other piece that I want to help bring attention to this group is the language that keeps morphing out to distract from the actual truth. So, it started out, there were cleanups, sweeps, relocations. We've had just a plethora of language. I absolutely support something that would be part of a cleanup. Because a cleanup really implies that you're...you're working in partnership. And that has always been the stance and the core of Share Your Mana, is to be in partnership. I see MPD. I see...you know, I...I'm always there...we're always there to be in partnership. What do you need? What...how do we help this to work together? Been met with so much aggression and just closed . . . (timer sounds) . . . doors. I would like to say that cleanups where you have partnerships...and I...I...I've discussed this before, I will be happy to discuss it again, on how to make that happen; those...that's a different...that's a totally different story. And I do support the work that's being done in this bill for that. And I do hope that everything that...all of these other advocates and testifiers have said...is in agreed...it...it's...it's really...everybody's pretty much been so spot on today. And after all these years, I'm just going, yes, it's time to integrate. So, thank you for all the hard work that's been done on this and I would like to have an opportunity to be welcomed into a conversation on some of this because some of the language is not as helpful as it wants to be, I think, so mahalo.

CHAIR SINENCI: Mahalo, Ms. Darcy. And, yeah, we're just beginning discussions today, and then we'll defer, and bring it back at our next meeting. So, we'll have more opportunity for testimony as well as input into the bill. Members, any questions for Ms. Darcy? Seeing none. Thank you. Staff.

MR. PASCUAL: Thank you, Chair. The next testifier is Keomailani Hirata, to be followed by Zhan Dudoit Lindo.

CHAIR SINENCI: Aloha, Ms. Hirata.

MS. HIRATA: Aloha aina kākou, Committee Chair and Councilmembers. My name is

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Keomailani Hanapi Hirata. I am testifying for Bill 111. I'm from Moloka'i on my own behalf, during my own time. Mahalo for creating this bill. I wanted to touch on something and make a request. On page 4 where it talks about pu'uhonuas, I wanted to state for the record that the way that it has been drafted in this bill, the definition of pu'uhonua, to me as one Kānaka Maoli...and if we're going into times of being, not necessarily correct, but staying true to who we are in utilizing our...our 'Ōlelo Hawai'i in the correct way, I have to disagree with the way that pu'uhonua has been defined in this bill. And I would like to request that 'Ōiwi Resources department that the County of Maui has created; mahalo, Councilmembers, for that, have one opportunity to look at this. I wanted to briefly hear my mana'o on why I am requesting that this certain section that references pu'uhonua needs to be changed and modified. So, of course, you folks know who is Samuel Kamakau, John Īī, and David Malo. They're the three people who have written so eloquently about our Hawaiian history. Pu'uhonuas is one polynesian cultural tradition. Samuel Kamakau writes about it. It is not just a word in 'Ōlelo Hawai'i. Pu'uhonua is one cultural tradition to us as native people. It is one sanctuary, yes, but people who went into pu'uhonuas already acknowledge that they have done something wrong. There was only one strict laws [sic], and policies, procedures, whatever you guys want to say it is, within the pu'uhonua to follow. And the reason that you would have pu'uhonuas on hilltops or all the ways down at the ocean was because when you're in there you actually have to see, in your healing process, what you have done that warranted you to be placed into one po'o...pu'uhonua by your ali'i, by your chiefs...why you were sent there. Pu'uhonuas is one safe place, yes. And it's one sanctuary for our people to go to, but it also comes with responsibilities. There was strict, strict...let's see, like, not just laws that were there, but there were structure and discipline. And, you know, if you violated anything, of course, back then you was punishable by death. So, it was important that in this retrospect...the way it's written on page 4, pu'uhonua, you say that you want to incorporate all of these different agencies into . . .(timer sounds). . . one pu'uhonua. But every single agency has their own policies, and procedures, and laws to navigate. So, I just wanted to make that quick request, to have 'Ōiwi Resources really, really help you folks to write down exactly and how to use it appropriately. But mahalo, thank you. I heard the timer.

CHAIR SINENCI: Mahalo, Ms. Hirata. We have a question from Committe Vice-Chair Johnson and Member Sugimura.

VICE-CHAIR JOHNSON: Thank you, Ms. Hirata, for your testimony. I just want to clarify that...you know, when we went through this term, the Office of Council Services, Cultural Resource approved it. But we did modify it in the...in the...a version from the Managing Directors to...to kauhales. And then we went to, okay, you know what, let's just call it a safe place...or a safe space. So, I'm...I'm curious, is any of those...would you prefer? Just call it a safe space? Or would you prefer kauhale? I'm just curious what you...your recommendation is?

CHAIR SINENCI: Ms. Hirata.

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MS. HIRATA: Hi. So, every island, just like every person; we carry our own mana and kuleana. So, I think that actual question should...we are...you know...of course, you guys know, Maui County is made up of multiple islands. I will defer that to the experts. In this situation, I defer that to Ōiwi Resources to answer. Mahalo.

VICE-CHAIR JOHNSON: Okay. Thank you so much. Thank you, Chair.

CHAIR SINENCI: Okay. We have another question for you.

COUNCILMEMBER SUGIMURA: Thank you. That was the line --

CHAIR SINENCI: Oh, that --

COUNCILMEMBER SUGIMURA: -- of question that I was going to ask, yeah, because it's changed in the Administration version, which I didn't realize it was Member Johnson that changed it, is to kauhale and not pu'uhonua.

CHAIR SINENCI: Okay. And we'll...we'll continue with that discussion. Okay. Mahalo, Ms. Hirata, for your testimony this morning.

MR. PASCUAL: Chair, the last individual signed up to testify is Zhan Dudoit Lindo.

CHAIR SINENCI: Aloha, Ms. Lindo.

MS. LINDO: Aloha, Councilmembers, and mahalo for this opportunity. My name is Zhantell Lindo. I'm testifying on my own time and on my own behalf. I am...I will acknowledge, though, I am the Chair of the Homeless...the Houseless...Solutions for Homelessness in Maui County. And I am...also have been actively involved in the unsheltered community and resource help on Moloka'i since 2016. I would just like to add input. One, for the island of Moloka'i, one of my problems with bills like this, and not necessarily with the individual language, is that there's not enough time put in talking story with our individual community to decide whether or not this bill is harmful to us as an island community. Some of the things...which is why a lot of times our Commission will say, except for Moloka'i. Because the intention is good but for Moloka'i when you put in language like what kinds of resource needs to be accommodated when you sweeping or...you know, or when you doing these things, and whatnot. I mean, just developing that and making that a rule on one island that doesn't have all those resources is really hard to comply to, but also gives people a reason to...to kind of pound at us even more. We open up ourselves to some liability and unintended consequences for an island like ours. I will say that I love the intent to handle our unsheltered with more love. But...but in addition to that, I want to say that the reason why, for me, Moloka'i works...and I going acknowledge that my husband and I, since 2016, spend on average about \$16,000 a year in relocation and reunification of families for our houseless. When I started this effort there were about 32 registered homeless on our island and half of those were not residents of Hawaii. So, we've spent money buying tickets to actually reunify them back all the way as far as Florida. And just last week, alone, I reunified a family of two

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children to Kaua'i; that's all on our own expense. So, what I want to add into this conversation is, I...I...I would like the government to take a strong approach also and our community that this problem is all of ours. I'm kind of irritated that it's always put on the government to figure out the solution. You know, on Moloka'i, government has zero...zero resources or help for us to help with unsheltered but we doing it. Because individually our community decides that we do not want to have people living on our street. So, whether individuals take them into their house, or churches step up to the plate, or whatever; we're working together with our Councilmember, with...with our...with our resources to make it happen. Does family life respond the way that I wish they would? No. . . .*(timer sounds)*. . . Does any of the services that I...people have been talking about over there extend to Moloka'i? No. But the point is that bills like this can absolutely help. But I do want you to consider that for Molokai we would like our own individual input into this so that it's not having unwarranted or like...like, you know, just circumstances that we cannot support. Also, I do support Keomailani's thing. Don't use Hawaiian words if we not willing to hold up to the kuleana behind the life-giving intention of our 'Ōlelo Hawai'i. Mahalo.

CHAIR SINENCI: Mahalo, Ms. Lindo. Members, any questions for Ms. Lindo? Seeing none. Oh, we have one question from Chair Lee.

COUNCILMEMBER LEE: Aloha, Zhantell. Always good to see you. So, what do you suggest to our folks...social service folks on Maui on how to duplicate what you do on Molokai with...with regard to helping to relocate those who don't...are not from here back to their families on the mainland?

MS. LINDO: My initial advice would be everybody got to take one individual responsibility and not lay that kuleana on each other. Like it's one thing to want to go out and help, and do things. But it's also not advantageous to do 'em and then expect everybody to meet your expectation. I think we have to do 'em with one good heart. I watch Councilmember U'u-Hodgins do her Pā'ia fire control thing and working like the Mo'i ...sister Mo'i, who are doing things. Like they just doing 'em because that's the right thing to do. And I think get plenty dependency on government where...you know, eh, for better or worse, even if you feel that's what should be done, is it advantageous to lay on each other? And I think the answer is no. But what I would say is I...I never going speak for Maui because Maui get one whole different set of problems. The reason it works for Moloka'i is one combination of things; we support limited visitors, we support different protection of our resources and 'āina. So, it's a combination of all of these things that help us to control our unsheltered. We no fragment 'em. We say no to visitors because we no more enough room. We say protect our 'ōiwi resources and our...and all of those things because...and water because that's all we get. So, at the end of the day, if Maui wants to control and...and be able to mālama the people of our island, we got to be involved on the whole picture, not just one thing. And I do think district solutions is the answer for Maui County. District solutions, allowing the people to take responsibility but also to utilize the resources that approaches that best fit each of the nine districts. That would be my thought. Thank you.



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COUNCILMEMBER LEE: Good...good suggestion. Thank you.

CHAIR SINENCI: Mahalo, Ms. Lindo. Staff, do you have any more testifiers?

MR. PASCUAL: Yes, Chair. We have Leonard Nakoa via Teams.

CHAIR SINENCI: Aloha, Mr. Nakoa.

MR. NAKOA: Yessah. Good morning. How you guys? Yeah, so I get same thing...touch on the same thing we said yesterday about homes, yeah. So, this is for the houseless, yeah, guys. You guys know I went stay down Kā'anapali for about 100 plus days, yeah. And we dealt with a lot of the houseless people that was there before us, yeah. And then we got educated on what they...what they needed, what they was going through, and whatnot. There are some of them that we couldn't control but we just when tell, eh, you not...you not...you no can come in this area, you know, we...because we just trying for doing a positive thing, and it didn't work. We had people stay with us for almost 100 plus days, it didn't work. We never kick 'em out, or anything, right away but we when educate them, you know what I mean. And then they went move on their own. So, I'm...I'm against sweeps, period, yeah. We...because whoever calling the sweeps, I like see them go do 'em. No go put the county workers that work for the other departments go over there and going have to deal with this thing in one whole different aspect because these brothers and sisters; they heavy equipment operators, they...you know, they do a total different thing. But now they...because somebody when make the decision for do one sweep, they got to put themselves in the position for do the dirty work, yeah. No pun intended. But you try think about 'em, brah. Because I...eh, I get 'ohana that work for the county that was there doing these things and they felt like crap, yeah, doing them because they...they don't feel that it was the humane thing to do but they got to do 'em because their boss, or somebody when point finger, press one button, sit behind one desk, told 'em for go do these sweeps, yeah. So, you guys...mahalo, Gabe and Chair, for make...bringing this buggah up. But, you know, hanging down there at the Kā'anapali, bro, plenty of these people when end up doing my job; cooking, cleaning, sweep...you know, we...we go through the whole beach. You know, these guys get all talent in the world. We got to learn how to put their talent to use because they all got shut down. And over what...over a year already...couple...like 14 months now since the fire. Listen to hundreds, and hundreds, and hundreds, maybe thousand; I don't know, I no like over exaggerate, of the people has been affected by this fire. These guys might be the guys that might be on the streets real soon. They work their okoles off, they do everything. Okay. I...I...I...I hear 'em and I listen to 'em everyday. So, this is something that the county, okay, the one...the...get one new director because she only get this department now. She no more the two, eh, the Housing and da kine. So, now she get this one; she can concentrate on this. And why no get all her people...like all the social workers, or whatever, . . .(timer sounds). . da kine, come together with the people like the...ay...Mana...the...Lisa Darcy, the Rapid Response...how come we just cannot come like one canoe again kine. Going back to the canoe, okay. I...you know baseball, you know, go get...you know what I mean, everybody got to come together, you know, and that's all we got to do already. Not...nevermind da kine...I trying . . .(inaudible). . . I

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trying my best...me and the mayor when...when shake hand. We when hug each other at the Budget Hearing in Lahaina and I told him, well, let's work on it. And nobody going believe that we when take one picture together but we going...eh, I going...I going...I going ready...I going work with that guy. I going...we going do something if...if he like, you know what I mean. I willing for do 'em. We just got to...let's go. Let's go. Let's figure it out the housing, let's figure out the jobs, let's figure out the...the health thing for these guys...the mental health, let's figure out everything. It's not just one thing. And, yes, I agree with Lindell [sic] about the district thing, yeah. It should be with all...everybody different, you know what I mean. So, you guys like do some...something in here...like you guys did the Wahikuli sweep, you guys when blame 'em as one beautification, go beautify the dang thing. Thing still kind of ugly down there. Go beautify the thing. Go do something. The...the table still jam up, yeah. Everything all jam up down there. So, what beautification you guys did, I don't know. Okay. Guys, and that's...and then, yeah. Eh, mahalo...eh...eh, coincidence, yeah, when I when talk about the...talk about the permits not having them over here in Civic yesterday. Whoo, the buggah open now. Watch out, I going go over there, go sit down, we going make my baby party. Yessah.

CHAIR SINENCI: Okay. We'll expect the invitations.

MR. NAKOA: Automatic. Automatic.

CHAIR SINENCI: Okay. Members, any questions for Mr. Nakoa? Seeing none. Mahalo for your testimony. Aloha.

MR. NAKOA: Peace out.

CHAIR SINENCI: Staff.

MR. PASCUAL: Thank you, Chair. That is currently all the individuals signed up to testify. Though, I do see one individual making his way down to the podium.

CHAIR SINENCI: Aloha, Mr. Lau. [sic]

MR. LAW: Aloha kakahiaka, Luna Ho'omalua Sinenci. [*Speaking Hawaiian*] Jasee Law...oh, yeah, and sorry, and Hawaii Five-0. I wanted to...I couldn't catch up to you Shane because you was always on the TV so, yes...yeah, finally here. And I wanted to do a suggestion for a theme song for this one, you remember that song with Queen featuring David Bowie, "Pressure." This is Maui...you remember Kahu...no. What's his name?

CHAIR SINENCI: . . .(*Inaudible*). . . --

MR. LAW: Moanui . Hey, Moanui, you got something to say? He's not...what do you call...what do you call...what is...what did the houseless guy say when they took all his stuff? Oh, he said...he said a bad word that rhymes with cluck. And when I spock this public meeting notice, the hoolaha halawai (ph.), I had to read it three times. That's...it's a

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surprise to me that it came up. I didn't hear anything about it and I been going to all...to...all...pretty much all the meetings. So, I've got some relief that Miss...this coming from Mr. Johnson's office. Phew, this has been a long time coming. I read the response from Maude Cummings [sic]. I'm wondering how come...and, hopefully, that we'll have her make some comments on, if we have time. I've been grumbling to you guys about Family Life Center and their parent corporation King Cathedral for a long time. I get beef with them. The day of reckoning is here. So, in my personal testimony for that, I...I mentioned that I had a bicycle before up in Kulu...Kula, where I stay. And didn't have any luck with the...the Holy Ghost Church, the one bicycle that a member donated to me; that disappeared. There's really nowhere to lock it up. I put it down in the cemetery behind and I think Alan Mara (ph.) has got it. And then I had another bicycle that a friend of mine gave me...a guy on the bus that I met, he was going back to California. And I put it up there at King Cathedral Chapel in Kula and...with...along with some of my other stuff because the previous pastor didn't do any...he...he was hardly ever there. He only showed up for, like, an hour for church and then during the rest of the week you never see him. So, I put my bicycle up there and...with my stuff. So, all my stuff disappeared. My guess, he had a...has...his kids probably got it because they're about the same size as me. And the bicycle I found outside on the road. It had a sign on it, it said, free. His name, Eli Yookeen (ph.) and a new pastor up there name Jeremy Lowe (ph.). He was...he did things a little bit differently. He just boarded up my stuff up inside there where I couldn't get to it. Chair, as a Kanaka Maoli from Hāna, I shouldn't have to remind you of Mālamahoe e Kānāwai [sic], the law of the broken paddle, that was King Kamehameha I. The penalty is death. I didn't...I didn't make that up. And kahu has an objection to the bird of the day. He would...he would like be a rooster. . . .(timer sounds). . .

CHAIR SINENCI: Mahalo, Mr. Lau. Any questions for, Mr. Lau, Members? Seeing none. Staff.

MR. PASCUAL: Thank you, Chair. That is currently all the individuals signed up to testify. If anyone in the audience or on Teams would like to testify, please come up to the mic and begin your testimony or use the raise-your-hand function on Teams. I do see a Johann who would like to testify. Please give me one moment. He should now be able to unmute himself, yes.

CHAIR SINENCI: Aloha, Mr. Lall.

MR. LALL: Aloha. Johann Lall testifying on behalf of myself. Usually I only testify if I have something to actually add that is different from what's been said. And one thing...so, all that you...you've heard from the folks who help the homeless is really important. You know, they are kind of the front lines. They are helping people directly. So, in general, always listen to them. But I did want to bring up something additional which is public safety and the way that we treat the homeless, which includes how we take care of their possessions. Whether we sweep them or don't sweep them, whether we give them as much help as we can; it affects public safety for all of us because...so there's this thing called community policing. And it's kind of...it's not really a thing here because we're such a small community. It's kind of the default like the police are in the

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community, they are the community. It's more of an issue in a big city where the police could be from outside and not necessarily integrated. But we are lucky in that respect except for, I think, the homeless. And I think anything we can do that kind of brings them more into the fold, makes them a part of the community and not afraid of the police, it benefits all of us. And...I mean, just imagine...for example, imagine your kid, like, wanders off, goes into, like, an undeveloped area, and there's like a homeless camp. Do you...would you prefer to have a population there that is afraid of the police? Or do you want them to call the police for help for that kid? And that's like...it's not like, you know, a wild crazy scenario. That's a thing that has happened. Like kids will wander off, or like the elderly will wander off if they have like issues with dementia, stuff like that. So, you know, I think really how the homeless are treated should be considered as part of community policing and how we keep our community safe, in general, so mahalo.

CHAIR SINENCI: Mahalo, Mr. Lall, for your testimony this morning. Members, any questions for Mr. Lall? Seeing none. Thank you. Staff.

MR. PASCUAL: Thank you, Chair. This is the last call for oral testimony. Please come up to the podium or raise your hand on Teams if you would like to testify. The countdown is three, two, one. Seeing none. Chair, no one has indicated that they wish to testify.

CHAIR SINENCI: Members, any objections to closing oral testimony for WASSP-13?

COUNCILMEMBERS: No objections.

## **. . . END PUBLIC TESTIMONY FOR WASSP-13. . .**

CHAIR SINENCI: Thank you. And Members, we've reached our mid-meeting mark for a quick break. But before we do, do we have any general questions for any one of our resources? We also have Ms. Huguenin and Ms. Kawaakoa online, too, if you have any questions for them?

COUNCILMEMBER SUGIMURA: Fine.

CHAIR SINENCI: Yuki.

COUNCILMEMBER SUGIMURA: No.

CHAIR SINENCI: Member Paltin. Thank you.

COUNCILMEMBER PALTIN: Oh. Thank you, Chair. I was wondering if you could go over the resources that you have available again; all of them.

CHAIR SINENCI: Oh, okay. Yes, we can do that. We have Director Tsuhako. We have Director Nishita; Mr. Jackson; our police officers, Mr. Kalama and Mister...Officer Irish. We have Director McCall and Ms. Almeida, Mr. Barany. Anybody else?

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MS. MACDONALD: We also have Ms. Crozier from the --

CHAIR SINENCI: Yes.

MS. MACDONALD: -- Office of the Mayor.

CHAIR SINENCI: We have Naomi here as well.

COUNCILMEMBER PALTIN: Okay. I guess, my question would have been from Family Life Center. But I'll ask whomever is able to answer the question. I read Family Life Center's response that their policy is not to be there on a day when the houseless are scheduled to...and their belongings scheduled to be removed from a location. And so is that the only outreach folks that we have? And if...I'm...I'm not supportive of that but I don't want to make an organization do something that they're not willing to do. But I would like somebody there because, you know, I've heard that, you know, they don't...folks won't accept services or assistance prior to it. But I also have heard that, the day of, they're asking for assistance. So, it doesn't make sense to me to not be there on that day. And if not Family Life Center, who is it that could be there on that day to offer the assistance when it's being requested?

CHAIR SINENCI: We have Director Tsuhako over here.

MS. TSUHAKO: Thank you, Mr. Chair. Thank you, Councilmember Paltin. I...I think the testimony this morning makes it clear that there are many other outreach services to the unsheltered that regularly are present on the day of these interventions. The reason that Family Life Center and some other outreach agencies do not appear on the day of the intervention is because, logically, they do not want to be associated with enforcement efforts. They're job is never as enforcement officers or agents. And so the bulk of the work that these outreach providers do is before the intervention actually occurs.

COUNCILMEMBER PALTIN: Okay. Thank you. I might have limited time. I guess, the point I'm getting to is the outreach workers that have testified, I don't know that they have the ability to get folks into shelter. Like today's report, Ka Hale A Ke Ola has 12 dorm spaces, 9 studio spaces for one to three people, 4 two-bedroom spaces for four to six people. But I don't know that the outreach workers that are in attendance can be the outreach workers to move unsheltered into those shelter spaces because if they could I imagine they would have done it on the Wahikuli . . .*(timer sounds)*. . . sweep.

MS. TSUHAKO: I...I don't know what the question is, sir.

CHAIR SINENCI: Okay. All right.

COUNCILMEMBER PALTIN: The question *(audio interference)* --

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CHAIR SINENCI: Was that question for Director --

COUNCILMEMBER PALTIN: -- I...whoever can answer it. But I don't believe that the outreach workers that testified had any success in moving folks that were requesting assistance into the shelter space. Like we get daily shelter counts of what's available. And I don't know that they had any success in moving folks into those shelter spaces that were available in the same way --

CHAIR SINENCI: We have Ms. Huguenin.

COUNCILMEMBER PALTIN: Okay.

CHAIR SINENCI: Ms. Huguenin, did you --

MS. HUGUENIN: Yup. Yes, --

CHAIR SINENCI: -- want to answer Member Paltin's question?

MS. HUGUENIN: -- as being the...the agency not contracted by the county that did show up for daily outreach two weeks prior, and then there on the day of, and after. Okay. So, I'll share some...some statistics. Two weeks prior we found 27 people, in our point of count that were housing...I'm going to use Wahikuli as an example, and we have --

CHAIR SINENCI: That was --

MS. HUGUENIN: -- similar --

CHAIR SINENCI: -- that was her question.

MS. HUGUENIN: -- right. And we --

CHAIR SINENCI: Right.

MS. HUGUENIN: -- have similar data for other frequent sweeps and more recently. We determined 27 people were consistently housing themselves at the park and four of them were previously housed fire survivors that were having troubles with FEMA and other things, and barriers to being rehomed. So, we immediately connected those four with their FEMA caseworkers and other people that were able to figure those cases out. Only two were resolved, so those two became rehoused. However, one of those people that were rehoused were put back into a home that had mold in it and she passed away of complications of asthma just a month ago. And she was consistently telling people when she came to the beach that she...there was major issues and nobody was responding. The other two had major barriers and one of those people is...we escalated, along with the county, to get him an 1157, which is the mental health designation. We are still waiting even though we escalated it...that. He has not gotten 1157. Thankfully, though, a person in Leiali'i that brought...brings food to the people that were at Wahikuli

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is connected to his 'ohana and agreed to allow him to stay in her backyard. And she is now employing him to remediate her backyard from the burn...the...the burning of her backyard. And so he's safe and he is actually, like, being able to be part of his family, and all that sort of thing. We helped two others replace their car batteries so they could move to a safer place, which they did before the sweep actually happened. On the day of the actual sweep there were, at that point in time, 22 people that were at the park. On the day of, we activated seven different agencies and several different...just individual volunteers to create care teams of legal observers, mental health support, and advocates with the purpose of deescalating and harm reduction. It was unclear if the county staff that responded had...had...all of them that were there had CTI [sic] training and they relied heavily on our relationships and harm reduction training to communicate with the people and deescalate the two tense situations that ultimately resulted in arrest. We met with each person and listened to what they wanted before and during, which changed for some people. We determined that two people, on the day of, wanted to stay on the beach and those, ultimately, were the people that were arrested. The rest of the people wanted support to store their items and there was so much confusion around where the items were going, when they could access it. And many...I think...I...I don't know the exact number but many people put all their belongings in storage not understanding that they would not have access to it until the O'ahu-based contractor flew back over to open the storage. So, some people lost access to their medication. Other people decided that they were going to relocate. And most of those relocations went to Launiupoko or Kapuali (*phonetic*), also known as Cut Mountain, which served those. We've been keeping data on what happens after a sweep and the areas that are surged, and then the other problems that that causes creating...because it causes great tension. We worked with the mayor's staff, the park staff, the police, and the contractor to attempt to streamline the process and center care and efficiency that have formed this bill actually, which we're...we're thankful of. I think only five people accessed the storage option that was provided because of all of the confusion. And I...I think...I'm not certain, but there were only two times offered . . . (*timer sounds*). . . to access those things. And we had to drive those people to the storage and...and coordinate that because it was very far away from the park. We towed one car to . . . (*inaudible*). . . location and we provided storage for one person. Within 20 days another sweep, led by the State, happened and further scallered...scattered other people.

CHAIR SINENCI: Mahalo, Ms. Huguenin.

COUNCILMEMBER PALTIN: Sorry, Chair. I guess, my follow up is then is Ms. Huguenin's group considered the outreach there...the outreach that would be there on the sweep per the bill or are they talking about, in the bill, other outreach?

CHAIR SINENCI: We can have that conversation during our discussion period when Mr. Jackson can...can answer that question.

COUNCILMEMBER PALTIN: Okay.

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CHAIR SINENCI: All right. Okay. Thank you. With that, Members, we're going to take our ten-minute break at this time. We'll come back at 10:53 and then we can begin our discussions on the bill. Thank you. The WASSP Committee meeting of Thursday, October 24th is in recess to 10:53. . . .(gave). . .

**RECESS:** 10:43 a.m.

**RECONVENE:** 10:58 a.m.

CHAIR SINENCI: . . .(gave). . . Aloha and welcome back to the WASSP Committee meeting of Thursday, October 24th, 2024. It is now 11:58 [sic]. Mahalo, Members, for that quick break. So, we're going to continue on with our discussions.

COUNCILMEMBER PALTIN: 10:58, right?

CHAIR SINENCI: Oh. Member Paltin.

COUNCILMEMBER COOK: 10:58.

CHAIR SINENCI: Sorry. Yeah, 10:58. What did I say, 9?

COUNCILMEMBER COOK: No, you said 11:58 (*audio interference*) --

CHAIR SINENCI: Oh, okay. Sorry, just wishful...no. Okay. 10:58. So, Members, are there any...or...or do you guys want to just dive into --

COUNCILMEMBER SUGIMURA: Dive in.

CHAIR SINENCI: -- the questions? Okay. Thank you. Okay, Members, so...okay. The first amendment that we wanted to bring up is on page 2. And the proposed change from goals to aspirations. And we understand that both the Administration had some comments for goals versus aspirations. Mr. Jackson.

MR. JACKSON: Yeah. Thank you, Chair. And Member Johnson, I want to apologize to you, I think this is one of the ones that we didn't...no...no...no bad intent or disrespect. I think we were just moving a little too quick in trying to get the letter out to have another follow-up conversation with you. I think the...really the only concern here is there's going to be situations that we predict...predict where these four goals or aspirations are not going to be feasible or plausible. And so the language of...you know, we looked at it as guaranteeing goals...was strong in the sense that we...we foresee that there's going to be situations in which we can't meet all these goals all the time. And so it's not a...I don't think this is a hill that we want to die on but this is just our suggested language to edit the bill.



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COUNCILMEMBER SUGIMURA: Okay.

CHAIR SINENCI: Member Johnson.

VICE-CHAIR JOHNSON: Well, thank you, Mr. Jackson, for not dying on that hill because you're right, I...that is something that, in all honestly, full transparent...I get triggered when we write a bill that's aspirational because that's not what I would want a bill to be. A bill has the, you know, force and effect of law. Aspirational things should be more like a resolution or something. But the fact that you're willing to move from that and just go into goals to be achieved through progressively implementing a measure consistent with available resources makes much more sense than just saying, aspirational, I...you know, if we can, we can. You know, let's try to. That's not what good legislation does. We...we say let's...let's do it. You know, so that's why if you guys are willing to go back to the original language I would be in full support of that. Thank you, Chair.

MR. JACKSON: Yeah, I would open up...I don't know how the...the process works but if there's any other thoughts from Members but we're...I think that...yeah, I think we're open to it.

CHAIR SINENCI: You guys open to bringing back goals? Or...or like you said, some of those of the four listed on page 2, Members, those you think the...the Administration is not capable of meeting those goals?

MR. JACKSON: I guess, two comments there and one...another idea that was thrown out previously. Like a safe place to sleep and keep one's belongings, and then to remain with...number 1 and number 3, to remain with animals; we just...there could be potential situations where someone has, you know, five truckloads for...of stuff or 20 service animals. So, is it...is it our goal to make sure that all of that is met? And so one idea is a safe place to sleep and keep one's belongings to a reasonable extent. And the same for number 3 just adding to a reasonable extent at the end. But --

CHAIR SINENCI: If we are to keep goals.

MR. JACKSON: If we were to keep goals, yeah.

COUNCILMEMBER SUGIMURA: Okay.

MR. JACKSON: And I don't know...do you want to add anything here, Lori, or are you good? Okay.

CHAIR SINENCI: Members --

COUNCILMEMBER SUGIMURA: So...so, just . . .(inaudible). . . --

CHAIR SINENCI: -- Member Sugimura.

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COUNCILMEMBER SUGIMURA: So, I'm trying to scan as you were talking. So, you were just saying if we...if you add that at the ending of --

MR. JACKSON: Of 1 and 3.

COUNCILMEMBER SUGIMURA: -- 1 and 3. Okay.

COUNCILMEMBER COOK: And the addition...the additional words would say...

MR. JACKSON: To a reasonable extent.

COUNCILMEMBER COOK: Yeah. So, . . .(*timer sounds*). . . if it wasn't possible but the effort was made, it met the --

COUNCILMEMBER SUGIMURA: Aspirations.

COUNCILMEMBER COOK: -- the goal . . .(*inaudible*). . . --

CHAIR SINENCI: Goals. We could keep goals. Member Johnson.

VICE-CHAIR JOHNSON: You know, I...I'll just back up a little bit here. And the original bill...we worked with Corporation Counsel -- for a long time with Mimi DesJardins on this bill. And a lot of this language was from Corporation Counsel. So, if there's any concern about, you know, that; I would just say that, you know, Corporation Counsel agreed with...they helped us write this language. The other thing is, is...you know, when we talk about our fur babies...I mean, sometimes that's a...a deal breaker. If you can't bring your pets they're just not going to come. You know, just a few months ago we worked on this language. So, that's why I...I would like to keep it goals to be achieved through progressively implementing measures consistent with available resources. Thank you, Chair.

CHAIR SINENCI: And...and it does say at the end, this section does not create any liabilities, public or private. Does that...that wording --

MR. JACKSON: And I would...and I would say that's what...that was one of the impetuses for including aspirations as opposed to goals because it's not...it's not a binding statement. But...so that's kind of where this conversation started on our end. But on the other hand, because of that statement as well I'm...I think goals are...it's totally workable on our end.

COUNCILMEMBER SUGIMURA: Yeah.

CHAIR SINENCI: Okay.

COUNCILMEMBER SUGIMURA: Yeah.

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CHAIR SINENCI: All right.

COUNCILMEMBER SUGIMURA: (*Audio interference*) --

CHAIR SINENCI: Any other comments from the other Members? They're okay with goals?

COUNCILMEMBER SUGIMURA: Yeah, with the amendment.

CHAIR SINENCI: Well, with the amendment afterwards. Whenever...whenever feasible was --

COUNCILMEMBER SUGIMURA: You going to...you want to...we not take...making amendments now, right? We...we just going line by line.

CHAIR SINENCI: I'm sure my Staff would kind of want some amendment so they can begin --

COUNCILMEMBER SUGIMURA: Oh, okay.

CHAIR SINENCI: -- the work.

COUNCILMEMBER SUGIMURA: You want us to make a motion to --

CHAIR SINENCI: Is that okay, Members, that if we...if we find consensus on some of the...this language, that we can go ahead and make motions to amend the...the original bill? Member Paltin.

COUNCILMEMBER PALTIN: When Member Rawlins-Fernandez used the word consensus, she meant that we...all of nine of us agreed, or something. And it sounded like Member Johnson didn't agree. So, then it seems like we didn't have consensus. Is your meaning of consensus the same as her meaning of consensus?

CHAIR SINENCI: Yeah, they...they...they --

COUNCILMEMBER PALTIN: Or did you mean --

CHAIR SINENCI: -- don't like --

COUNCILMEMBER PALTIN: -- majority? I don't know. And then --

CHAIR SINENCI: More majority --

COUNCILMEMBER PALTIN: Oh, okay.

CHAIR SINENCI: -- they want consensus for...for them to...to do any changes to the bill to...for them to start making any changes. They...they would rather have amendments that we vote on.

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COUNCILMEMBER PALTIN: Your Staff.

CHAIR SINENCI: Yes.

COUNCILMEMBER PALTIN: So, we're...we're not going with consensus, we're going with majority.

CHAIR SINENCI: Yes.

COUNCILMEMBER PALTIN: Okay. And then, I guess...and...and this is if...if I'm allowed to say my point of view. There was a situation in O'ahu, on the news and I don't know if the news is always correct, but there was an individual with, like, 14 dogs that attacked people. I don't know if that's...that's something that the county would be able to accomm...accommodate. Like dogs that attack people in, like, more than 10 kind of thing. So, I'm okay with, like, Mister...sorry, Jackson --

CHAIR SINENCI: Jackson.

COUNCILMEMBER PALTIN: -- Jackson's addition to goals because the part about with one's companion animals, if it's in the double digits that's...I don't...and...and the dogs attack people. I don't know that that's something that we have the capacity for. But if it's like, you know, a few that seems more reasonable to me. So, in that way I'm okay with Mr. Jackson's --

CHAIR SINENCI: Yeah,.

COUNCILMEMBER PALTIN: -- amendment to the goals.

CHAIR SINENCI: Okay. Chair Lee.

COUNCILMEMBER LEE: Yeah, I was just wondering if we should just stay with the words consensus by the majority because in order to make amendments...did everybody vote on the...the main motion?

CHAIR SINENCI: Yeah. And I can pro...propose that, Chair.

COUNCILMEMBER LEE: Oh, okay. Okay.

CHAIR SINENCI: *(Audio interference)* --

COUNCILMEMBER LEE: And I agree with Member Paltin's think...thinking on this matter. Thank you.

CHAIR SINENCI: Thank you, Chair. Member Rawlins-Fernandez.

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COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, Chair. So, we have less than an hour for this meeting. I...I-- an idea for your consideration, is going through all the proposed amendments. And then that way we can just, like, hear them all. And since your intention is to defer today anyway, then that way we can, like, get through the entire bill and...and, like...just, like, hear what the Administration's proposed amendments are. And then, like, if there really is, like, clear consensus; like thumbs up, everybody's good because it's super minor; then, you know, like we could take note of it. But you...you stated that your intention was not to pass it out today. So, we wouldn't have a main motion for motions to amend. So, that...that would be an idea for your suggestion. Just...just go through the bill, if there's, like, all thumbs up, you know, we can make note of that. And then, you know, for those that are like, we got to discuss more thoroughly later at the next meeting; then, you know, we mark as a revisit.

CHAIR SINENCI: Okay. Thank you, Member Rawlins-Fernandez. I think if we...if we recess this meeting then we wouldn't have enough time to...to hear the final bill before the end of the year. If we --

COUNCILMEMBER RAWLINS-FERNANDEZ: Oh, okay. Because I...I heard you say earlier your intention was to defer. So, if your intention is to recess then we can make the main motion. But also if your intention is, you know, not to get through the entire bill today, then you can...you know, then it would make sense to continue at the...at the rate and style we're going. But if you wanted to, like, do a...you know, just go through the entire bill and hear the amendments from the Administration, then at this rate that we're going, we're not going to achieve that in 50 minutes.

CHAIR SINENCI: Okay. Member Johnson.

VICE-CHAIR JOHNSON: I agree with Councilmember Rawlins-Fernandez. The...yeah.

CHAIR SINENCI: Staff.

MS. MACDONALD: Yes. Sorry, Chair, just to clarify we actually do have a potential recess option. The Planning conference room is available next Monday on the 28th at 9 in the morning, if that interests everybody. But if we take it up then, then there would be enough time. But if it got recessed to our...our...taken up at our next WASSP'S regularly scheduled meeting of November 18th then, yes, there wouldn't enough time to have the two final readings before the end of the term.

CHAIR SINENCI: Are...are, Members--oh, Member Sugimura.

COUNCILMEMBER SUGIMURA: Yeah, just so we could check our calendars. So, on the 28<sup>th</sup>, at what time? 9:00?

CHAIR SINENCI: Yes.

MS. MACDONALD: Yes, that's when the Planning conference room would be available.

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COUNCILMEMBER SUGIMURA: Oh.

MS. MACDONALD: But we'd also have to check with Chair Lee about --

COUNCILMEMBER SUGIMURA: Oh.

MS. MACDONALD: -- if we're going to move forward with that option.

COUNCILMEMBER SUGIMURA: *(Audio interference)* --

CHAIR SINENCI: Members, are Members available on Monday the 28th --

COUNCILMEMBER LEE: Chair.

CHAIR SINENCI: Go ahead, Chair Lee.

COUNCILMEMBER LEE: Okay. Why can't we have it on the regularly scheduled meeting date? What was that date now, again?

MS. MACDONALD: November 18th at 9:00 in the morning. Just if we take it up then we wouldn't have enough time if --

CHAIR SINENCI: Two readings.

MS. MACDONALD: -- to do the two readings prior to the end of the term.

COUNCILMEMBER LEE: Why? We could take it and discharge it to the Council for...for the first reading and then the second Council meeting would be the second reading.

CHAIR SINENCI: You want to do that?

COUNCILMEMBER RAWLINS-FERNANDEZ: Chair.

CHAIR SINENCI: Member Rawlins-Fernandez.

COUNCILMEMBER RAWLINS-FERNANDEZ: Discharging wouldn't have a Committee report and all the work that we would do on the bill itself, with the amendments. So, you would just have to figure out how you're going to incorporate those amendments into the Council's meeting. So, discharging it wouldn't...you would...we wouldn't get all the amendments to Council, or a Committee Report.

CHAIR SINENCI: Thank you for that. Member Johnson. Yeah, Staff is shaking their heads.

COUNCILMEMBER LEE: Okay. So, what about another date besides the 28th?

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COUNCILMEMBER SUGIMURA: Oh. 29th morning I'm having a meeting.

MS. MACDONALD: If we're talking about other dates, the 28th is the only day we've actually confirmed that the Planning conference room is available. So, we would have to double check to see if they would be even available on any other days. Right now it doesn't seem like we do.

VICE-CHAIR JOHNSON: Chair.

CHAIR SINENCI: Member Johnson.

VICE-CHAIR JOHNSON: I'm not sure why we're trying to do this before next term. I mean, let's just do it according to what your regular scheduled meeting is. That's kind of my thinking. We...we can go through the bill and defer it. And then the next...your next Committee...scheduled Committee hearing we'll have...we'll know the amendments we want to do, and then we'll make the amendments, and have more discussion, and just go like that. I...I...I don't know...I'm not sure why the concern is to have it done before the end of the term.

CHAIR SINENCI: Okay.

COUNCILMEMBER LEE: Yeah, me too.

CHAIR SINENCI: Okay. Sounds good. Okay. So we'll just continue on. We'll follow Member Rawlins-Fernandez' suggestion. Yeah.

COUNCILMEMBER RAWLINS-FERNANDEZ: Chair.

CHAIR SINENCI: Go ahead.

COUNCILMEMBER RAWLINS-FERNANDEZ: Also, if...if we want...if we get to the point of passing it on first reading before the end of the term, we can always take up second reading in the next term. That's also an option. I'm not saying rush it. I'm just saying that there are other options depending on how the discussion goes.

CHAIR SINENCI: Okay. Thank you for that. Okay. So, Staff, we'll just going to continue with discussions for the next 45 minutes. And then we can defer the item and adjourn.

MS. MACDONALD: Yes. We just would say if you are going to make, like, specific amendments then even though we are deferring you don't --

CHAIR SINENCI: We're...we're not going to make any amendments. We're just going to --

MS. MACDONALD: Okay.

CHAIR SINENCI: -- consensus. Member Rawlins-Fernandez.

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COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, Chair. And so the...if...if the Administration can send Staff those...you know, their redline bill...if they have it, then Staff can follow along to like, you know, just put like a...oh, it's...it's on the...it's on Granicus. Okay.

UNIDENTIFIED SPEAKER: Granicus.

CHAIR SINENCI: Yes.

COUNCILMEMBER RAWLINS-FERNANDEZ: And then just...just, you know, like make a note of, like, where there was consensus. And then we can kind of, like, take it from there --

CHAIR SINENCI: Okay. It's --

COUNCILMEMBER RAWLINS-FERNANDEZ: -- next meeting.

CHAIR SINENCI: -- what number on Granicus?

MS. MACDONALD: Number 11.

CHAIR SINENCI: It's number 11 on Granicus. And we just received the redline changes.

COUNCILMEMBER SUGIMURA: Just part of it. Okay. Let's go.

CHAIR SINENCI: Okay. Yeah, moving on. Okay. Members, --

COUNCILMEMBER PALTIN: Oh. Just clarifying what you just said, number 11 is the redline changes, right, on Granicus? Or is there a different one that you're talking about?

MS. MACDONALD: No, that's the redline version. There's just a letter at the beginning so you have to scroll down to page 4 for the redline...to see the redline version of Bill 111.

COUNCILMEMBER PALTIN: Okay. And that's the one that Member...or Chair Sinenci said we just received, right?

CHAIR SINENCI: Couple days ago.

MS. MACDONALD: Yeah, a couple days ago, --

COUNCILMEMBER PALTIN: Oh.

MS. MACDONALD: -- yeah, it got uploaded.

COUNCILMEMBER PALTIN: Okay. Okay.



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MS. MACDONALD: Yeah, October 22nd.

COUNCILMEMBER PALTIN: Thanks.

CHAIR SINENCI: Yeah. Pro Tem Kama.

COUNCILMEMBER KAMA: Thank you, Chair. I just wanted to make sure that I'm on the right page as everybody else. This is the letter that was dated October 22nd, 2024; is that where you're all at?

COUNCILMEMBER SUGIMURA: Yes.

CHAIR SINENCI: Correct.

COUNCILMEMBER KAMA: Thank you. And then we're coming down until we get to the redline version. We went beyond Chapter 9.37 and now we are currently on, if...9.37.020, the intent. That's where I remember we left off --

CHAIR SINENCI: Yeah.

COUNCILMEMBER KAMA: -- some place in that. Is that right?

CHAIR SINENCI: Yes.

COUNCILMEMBER KAMA: Okay. I'm with you. Thank you.

CHAIR SINENCI: Okay. And so far the Administration is okay with the following goals but to add to...to --

COUNCILMEMBER SUGIMURA: 1 and 3.

MR. JACKSON: To a reasonable extent.

CHAIR SINENCI: -- to a reasonable extent to 1 and 3 at the end.

COUNCILMEMBER RAWLINS-FERNANDEZ: And then, Chair, --

CHAIR SINENCI: Member Rawlins-Fernandez.

COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo.

CHAIR SINENCI: Oh, you're muted.

COUNCILMEMBER RAWLINS-FERNANDEZ: Does...did the Administration send Staff the Word document version so that Staff can more easily make note? Otherwise, I mean...I guess if you have a hard copy you can just, like, write it on the paper; old school style.

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MR. PASCUAL: Chair, this is Staff, sorry. Admin did send us their Word version of their revised Bill 111. So, we are working in the Word document right now.

COUNCILMEMBER RAWLINS-FERNANDEZ: Wonderful. New school style.

COUNCILMEMBER KAMA: Oh, can we look at --

CHAIR SINENCI: (*Audio interference*) Mr. Pascual. Okay. Any other questions before we move on?

COUNCILMEMBER COOK: Question.

CHAIR SINENCI: Member Cook.

COUNCILMEMBER COOK: When I'm...when I'm looking at it, the change in the title, the Administration put from encampments and then scratched out, in public places. So, I'm just...I'm just saying, if we're going to go through it for any Administration redlines, are we going to go from the very beginning? And was that discussed and did I just miss it?

CHAIR SINENCI: Member Jack --. . .(*laughing*). . . Mr. Jackson.

MR. JACKSON: The intent for that is this doesn't encapsulate storage in...of personal property from all...in all situations. This bill is specific to encampments. So, we thought a more narrow title would be appropriate.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR SINENCI: Member...Member Johnson, your --

VICE-CHAIR JOHNSON: Yeah, --

CHAIR SINENCI: Okay.

VICE-CHAIR JOHNSON: -- I have no problem.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR SINENCI: Member Rawlins-Fernandez.

COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, Chair. So, to...to Member Cook's question, no, we didn't discuss that. And, yes, we should start from the top and go through every redline item as we make our way through. So, every single one we'll hit...we should; to...to answer your question, Member Cook. That...that was my understanding.

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CHAIR SINENCI: Okay. We're going to do that now, now that we've changed our route...our alternative route. Okay.

COUNCILMEMBER SUGIMURA: Yes, Chair.

CHAIR SINENCI: Okay. So, consensus on the title.

COUNCILMEMBER SUGIMURA: Consensus.

CHAIR SINENCI: Okay. Good. All right. And then moving on, on the...I'm looking at page 2, definitions. Encampment means...one is slashed and five or more tents. Mr. Jackson.

COUNCILMEMBER RAWLINS-FERNANDEZ: Chair, sorry. Did...did --

CHAIR SINENCI: Go ahead.

COUNCILMEMBER RAWLINS-FERNANDEZ: -- we already do number 4? Did we do 4?

COUNCILMEMBER SUGIMURA: Yes.

COUNCILMEMBER RAWLINS-FERNANDEZ: We did?

CHAIR SINENCI: I'm sorry, I --

COUNCILMEMBER RAWLINS-FERNANDEZ: We...I know we did goals. We did...we did the intent and goals. Did we do --

CHAIR SINENCI: Right.

COUNCILMEMBER RAWLINS-FERNANDEZ: -- 1, 2, 3, 4? Did we do...there's redlines on number 4.

CHAIR SINENCI: Okay. Yeah, my apologies. Access to services that allow someone to choose to stabilize one...one's life and transition into supportive housing. Mr. Jackson.

MR. JACKSON: This is just a comment to empower the individuals, themselves. And we talked about that with Member Johnson. So, I don't know if he wants to add to that...to that.

CHAIR SINENCI: Okay.

VICE-CHAIR JOHNSON: Consensus.

CHAIR SINENCI: Okay.

COUNCILMEMBER SUGIMURA: Consensus.

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CHAIR SINENCI: We see consensus. Okay. And then on to 9.37.030; definitions, encampment means five. Mr. Jackson.

MR. JACKSON: Yeah, so this...the intent is that this wouldn't be triggered by one tent popping up on the...the side of the road or a tourist who wants to put their tent, you know, out somewhere along the side of the road. I think if...if this was triggered for every situation in which someone put a tent on the side of the road it would be pretty laborious to adhere to.

CHAIR SINENCI: Member Johnson.

VICE-CHAIR JOHNSON: Thank you, Chair. Maybe we can hear from Carla about the definition from the State when it comes to encampment...Carla Nakata.

CHAIR SINENCI: *(Audio interference)* Nakata. . . .*(timer sounds)*. . .

MS. NAKATA: Chair, apologies, I'm not prepared to answer that right now.

COUNCILMEMBER RAWLINS-FERNANDEZ: Chair.

CHAIR SINENCI: Member Rawlins-Fernandez.

COUNCILMEMBER RAWLINS-FERNANDEZ: Chair, if there are issues with the amendment then we just revisit for the next meeting. I...I thought that's what we were discussing. So, if there's consensus, great, moving onto the next. If there's problems, then revisit next meeting. How's that?

CHAIR SINENCI: Okay.

COUNCILMEMBER RAWLINS-FERNANDEZ: Okay.

CHAIR SINENCI: Revisit. Yeah, sounds good.

VICE-CHAIR JOHNSON: Okay. Chair, so if we could just revisit the State's definition for...what's the term? You know, just so it matches. Thank you.

CHAIR SINENCI: Okay. Thank you, Ms. Nakata. Okay. Moving on to page 3 at the bottom item J, to delete all other organizations providing legal compassion and care to those who are unsheltered including individuals, groups, and faith-based organizations, and those providing meals, clothing, and other necessities. Mr. Jackson.

MR. JACKSON: Yeah, the intent here was that the definition...it just narrows the definition of outreach provider to...that...that J is kind of a...a catch-all for, basically, anyone who wants to consider themselves an outreach provider. So, there's a little bit of concern there. And I don't know if...if Director...Director Tsu...Tsuako, sorry, has anything to

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say or Naomi.

CHAIR SINENCI: Director.

MS. TSUHAKE: Thank you, Mr. Chair. I think that...the proposal to delete that language was simply to...because it seem like the list that...of services above it is pretty exhaustive. And I...so, I believe that's why the...that language was proposed to be stricken from this proposal.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR SINENCI: Any other comments? Ms. Huguenin, does that...does that delete any other service providers...like, community providers, --

MS. HUGUENIN: I'm...I'm hesitant.

CHAIR SINENCI: -- like Maui --

MS. HUGUENIN: Yeah.

CHAIR SINENCI: -- Rapid Response?

MS. HUGUENIN: Yeah, I'm hesitant. I'm...I'm not quite sure. Just...yeah, just...it feels like it's really restrictive.

UNIDENTIFIED SPEAKER: Okay.

MS. HUGUENIN: It doesn't leave room for...it doesn't leave room for what the testifier from Molokai --

CHAIR SINENCI: Okay. With the mic.

MS. HUGUENIN: -- suggested. Oh, sorry. Doesn't leave room for the...what the testifier from Molokai suggested, which is community...just straight community involvement. It restricts to very specific people. And from...from what I've seen and how the county operates, we end up with one service provider and one contract; and that doesn't feel right.

CHAIR SINENCI: And...and I...and I think the discussion is also like what the...the county is --

MS. HUGUENIN: Uh-huh.

CHAIR SINENCI: -- is responsible for.

MS. HUGUENIN: Right.

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CHAIR SINENCI: We...we're not responsible for...for Maui Rapid Response, --

MS. HUGUENIN: Right. Yeah.

CHAIR SINENCI: -- right? So, I think that's...that's why we're not including that in this.

MR. JACKSON: I think...and you guys correct...correct me if I'm wrong, that conversation will come up later in the bill. But --

CHAIR SINENCI: Oh, okay.

MR. JACKSON: --- I don't know. I don't know if Maui Rapid Response would be included in the previous definition. That's a question I can look at. I don't know if you guys have thoughts on either of that.

CHAIR SINENCI: Okay. Member Paltin.

COUNCILMEMBER PALTIN: Oh, thank you, Chair. I had a question on the A through I; are any of those agencies there on the day of the removal?

MR. JACKSON: We'll...we'll address that later...in a later edit if you guys want to wait to have the at conversation.

COUNCILMEMBER PALTIN: Oh.

CHAIR SINENCI: . . .*(Inaudible)*. . . --

MR. JACKSON: It's they...they are allowed to be...our edits make it to where they are allowed to be, they are not required to be.

COUNCILMEMBER PALTIN: The A through I?

MR. JACKSON: Yes.

COUNCILMEMBER PALTIN: Okay.

CHAIR SINENCI: Okay.

COUNCILMEMBER PALTIN: I'll wait, I guess. But I do see one of our other resources has their hands up.

CHAIR SINENCI: Ms. Kawaakoa. Or --

MS. KAWAAKOA: Yeah.

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CHAIR SINENCI: -- who's --

MS. KAWAAKOA: Aloha. Yeah. So, looking at these outreach providers; do any of these outreach providers even show up to these places? Because none of them have showed up to Holomua Road. That's my question. I show up.

CHAIR SINENCI: (*Audio interference*) --

MS. KAWAAKOA: So, where are all these people?

CHAIR SINENCI: Naomi, into the mic. Yeah.

MS. CROZIER: They go prior to the cleanup.

CHAIR SINENCI: This is...this is prior to --

MS. CROZIER: Yes.

CHAIR SINENCI: -- cleanups.

MS. CROZIER: (*Audio interference*) --

MS. KAWAAKOA: So...so, nothing is being done before then...before a cleanup in regards to (*audio interference*) --

MS. CROZIER: They're going out...that's when they go out.

MR. JACKSON: And you want to...do you want to speak more to that Naomi or Lori? I mean, this is...this actually starts months and months in advance.

MS. CROZIER: . . .(*Inaudible*). . . --

MR. JACKSON: Before there's ever any idea of...of an intervention, there's individuals out on a regular basis from both county-supported and noncounty-supported.

UNIDENTIFIED SPEAKER: Right.

MS. KAWAAKOA: Okay.

MR. JACKSON: So, individuals like Rapid Response and Family Life.

MS. HUGUENIN: But no, no, no...but we don't have a contract with. So, I think --

MR. JACKSON: Right.

MS. HUGUENIN: -- the confusion here is, is that some outreach providers are

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county-contracted. And then there's many of us that are not and...and so we go out in a totally different way.

MS. KAWAAKOA: Uh-huh.

MS. HUGUENIN: And so I think this bill probably should be discussing county contracts and who is...who is responsible as an outreach provider. Because we've heard very clearly from Family Life Center that they don't do outreach in that way regarding sweeps. So, it might be just this...I think that's where some confusion is happening right now. But we are not contracted (*audio interference*) use Maui Rapid Response, Holomua Road, and Maui Rescue Mission, A Cup of Cold Water. We choose to be out there and we...we...we --

MS. KAWAAKOA: . . .(*Inaudible*). . .

MS. HUGUENIN: . . .(*Inaudible*). . .take the cost on ourselves so the county --

MS. KAWAAKOA: Exactly.

MS. HUGUENIN: -- is not (*audio interference*) --

MR. JACKSON: And...and --

MS. KAWAAKOA: Exactly. So, if these...if these people, A through...yeah. Or these departments, A through I, are listed as County outreach providers, I think that they should be showing up in the capacity --

MS. HUGUENIN: Yeah.

MS. KAWAAKOA: -- that we show up. Or we should be able to work together so our people are not living on the side of the road.

CHAIR SINENCI: Okay. Thank you. This...this section is just the definitions for now. And so, like Mr. Jackson said, we'll...we'll bring that up later on in the bill. So, is item J a revisit, Members?

COUNCILMEMBER COOK: Yes.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR SINENCI: Okay.

COUNCILMEMBER RAWLINS-FERNANDEZ: Revisit.

CHAIR SINENCI: Okay. Thank you. The top of page 4...and it sounds like, from testimony, pu'uhonua is probably --



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COUNCILMEMBER SUGIMURA: Out.

CHAIR SINENCI: -- we're out. We're...we don't want to use pu'uhonua. Is that a consensus, Members?

COUNCILMEMBER SUGIMURA: Consensus.

CHAIR SINENCI: Okay. And then the --

COUNCILMEMBER RAWLINS-FERNANDEZ: Consensus on deleting pu'uhonua, but I don't know if kauhale is the correct term either. So, just the whole thing is a revisit for...for me.

CHAIR SINENCI: You want to revisit --

VICE-CHAIR JOHNSON: Yeah.

CHAIR SINENCI: -- kauhale?

COUNCILMEMBER KAMA: Yes. Yes.

CHAIR SINENCI: Okay. Revisit --

COUNCILMEMBER KAMA: Yeah.

CHAIR SINENCI: -- kauhale.

VICE-CHAIR JOHNSON: I suggested safe space but let's wait till we get to the revisit. I'm fine.

CHAIR SINENCI: Gabe...Gabe's...Gabe suggested safe space because kauhale is --

COUNCILMEMBER RAWLINS-FERNANDEZ: Okay.

CHAIR SINENCI: -- the...the definition for kauhale means a group of houses --

COUNCILMEMBER KAMA: A group of homes. It's a settlement.

CHAIR SINENCI: -- comprising a Hawaiian home formerly consistent of a men's eating house, women's eating house, sleeping --

COUNCILMEMBER KAMA: It's a settlement.

CHAIR SINENCI: -- house, canoe house --

COUNCILMEMBER RAWLINS-FERNANDEZ: Which is why we're going to revisit. We're going

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to...we're going to revisit at the next meeting.

CHAIR SINENCI: Okay.

COUNCILMEMBER RAWLINS-FERNANDEZ: We're going to discuss it and...and...then.

CHAIR SINENCI: Okay.

COUNCILMEMBER KAMA: Chair.

CHAIR SINENCI: Pro Tem Kama.

COUNCILMEMBER KAMA: Thank you. You know at our next WASSP meeting, would it be possible to bring the Director of Kaponi'ai [sic] Molitau to...as a resource for our meeting so we get really good, clear definitions about...when we're using Hawaiian words and terms, and what it actually means?

CHAIR SINENCI: We can send it (*audio interference*) invite.

COUNCILMEMBER KAMA: Is it applicable then than trying to do it now?

CHAIR SINENCI: We'll send an invite to Mr. Molitau.

COUNCILMEMBER KAMA: Thank you.

CHAIR SINENCI: Okay. All right. Moving on, Members. Midway through page 4, 9.37.040, deletion under removing --

VICE-CHAIR JOHNSON: Chair.

CHAIR SINENCI: --impediments and immediate hazard encampments.

VICE-CHAIR JOHNSON: Chair. I'm sorry. I'm sorry to jump in.

CHAIR SINENCI: Go ahead.

VICE-CHAIR JOHNSON: We...you skipped the one County/State section...in the...right after kauhale in that same sentence. And I would like to revisit that because we...they took out County and put in State. I say County or State, but anyways we could do a revisit for that.

CHAIR SINENCI: Okay.

COUNCILMEMBER COOK: Okay.

CHAIR SINENCI: All right. Mahalo, Member Johnson. County vs. State. Okay. Mr. Jackson,

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under removing impediments and immediate hazard and the deletion of if the Police Chief or Fire Chief determines a need to do so and informs the Mayor, Managing Director, or Director of Human Concerns.

MR. JACKSON: Yeah. And I think the intention here is that that would...in practice that would be...create a bottleneck in that this is meant to be for more volatile situations. That's the...the purpose for removing...or for impediments and immediate hazard encampments. And so this was a required process for every time this was...one of these definitions were used. It would just slow down the process completely, slash...and Police can speak to this as well. I don't know if Police wants to be consulted. Or the Police Chief, specifically, need to be consulted every time we're looking at defining an impediment or an immediate hazard encampment.

VICE-CHAIR JOHNSON: I'm in consensus for that.

CHAIR SINENCI: (*Audio interference*) Mr. Johnson, you're okay with that deletion. And then in the meantime, Officer Kalama will check if that...but...but we're...we're deleting that section anyway. Okay. Under B, the deletion of if removal is not started within two hours, the discovery of an impediment or immediate hazard encampment. And then --

UNIDENTIFIED SPEAKER: . . .(*Inaudible*). . . --

CHAIR SINENCI: -- if personal property is relocated, notice must be posted at the removal site as soon as (*audio interference*) possible. Mr. Jackson.

MR. JACKSON: The intent here is that any time we're removing and storing personal property we post a notice, as opposed to a two-hour...if we do it within the first two hours, we don't need to post so we just post always.

CHAIR SINENCI: Ms. Kawaakoa.

MS. KAWAAKOA: I would like to request an immediate moratorium because these sweeps and these relocations are killing our people. We have so much people that died because of this relocations and the trauma that they have gotten from the relocations and sweeps. So, I'd like to request an immediate moratorium.

CHAIR SINENCI: Okay. We can...we can have that conversations. Thank you. Members, a consensus in that --

COUNCILMEMBER SUGIMURA: Yes.

CHAIR SINENCI: -- language change? Okay.

COUNCILMEMBER SUGIMURA: What Mr. Jackson said, yeah?

CHAIR SINENCI: Yeah.

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COUNCILMEMBER SUGIMURA: Okay.

CHAIR SINENCI: Number 2, that the impediment or immediate hazard encampment is subject to removal without further notice.

COUNCILMEMBER SUGIMURA: Yes.

CHAIR SINENCI: Okay. We're seeing heads nodding. Number 3, how any removed personal property may be claimed, including a telephone number to call and the duration of storage before final disposition.

COUNCILMEMBER SUGIMURA: Yes.

CHAIR SINENCI: Consensus?

COUNCILMEMBER SUGIMURA: Consensus.

MR. JACKSON: Yeah, I would just add this, we want to...we want to inform individuals how they can repossess their items, not necessarily where exactly the item is being stored for multiple purposes. But I don't know if anyone has clarifying questions.

CHAIR SINENCI: Ms. Huguenin?

MS. HUGUENIN: From our experience, that causes undue harm and because a lot of the...the folks do not have transportation, for them to pre-know and be communicated with where things are going, that's actually in line with the state mandate of being a trauma-enforced . . .(inaudible). . . place. So, I would...I would disagree with just having a phone number because it hasn't worked since.

CHAIR SINENCI: So, you...you had any other suggestions or just --

MS. HUGUENIN: I...I think it should be stated where...where it will be and when they can access those things before the sweep even happens. I think it will help people access that resource even more as well if that's...if that's deemed what is necessary.

CHAIR SINENCI: Okay. Mr. Jackson.

MR. JACKSON: I would just say, you know, especially now at the beginning of this process...and Parks maybe you want to speak to this, we don't necessarily want people showing up to a baseyard or an...an...a location that's not set up for retrieval that...so, that's why there's going to be situations on the ground where it would be safer or more appropriate to bring the item to a location. And, you know, maybe ideally, later on, there's a location permanently. But at this stage, it makes more sense to show people how to retrieve their items as opposed to exactly where it's being stored.

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MS. HUGUENIN: I would also offer that --

COUNCILMEMBER RAWLINS-FERNANDEZ: Revisit, Chair.

MS. HUGUENIN: Yeah, I think it's a revisit but I would --

COUNCILMEMBER RAWLINS-FERNANDEZ: Revisit.

MS. HUGUENIN: -- look at the Supreme Court case about that.

CHAIR SINENCI: Okay. Thank you. Members, any other questions? Moving on to page 5.

COUNCILMEMBER SUGIMURA: Go for it.

CHAIR SINENCI: Down to letter G; any agency or contractor storing personal property must notify the Department of Human Concerns of the storage within one business day that the personal property is stored. The County must include a telephone number or call to retrieve the stored personal property. And I think this is a continuation of that last discussion.

COUNCILMEMBER PALTIN: Chair, what I'm --

CHAIR SINENCI: Member Paltin.

COUNCILMEMBER PALTIN: -- reviewing on my version is not what you read.

CHAIR SINENCI: You have the redline?

COUNCILMEMBER PALTIN: It says...yeah, it says, the Department of Human Concerns must maintain on its website a telephone number to call to retrieve the stored personal property. Is that...do you have that?

CHAIR SINENCI: Yeah, that one was...was deleted. Well...well, Department of Human Concerns. Mr. Jackson, can you clarify?

MR. JACKSON: Maybe...I think I agree with Councilmember Paltin on this. So, I know we went back and forth a little bit with versions. I don't know if that's...is that the one that we transmitted?

COUNCILMEMBER SUGIMURA: Yeah.

CHAIR SINENCI: Yes.

MR. JACKSON: Okay.

COUNCILMEMBER PALTIN: The one...the one --

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MS. HUGUENIN: I would just suggest --

COUNCILMEMBER PALTIN: -- I thought that you had read the County something, something. But on what is posted, it says, the Department of Human Concerns must maintain on its website a telephone number to call to retrieve the stored personal property, is what is posted.

MR. JACKSON: Yeah.

MS. HUGUENIN: I would just --

UNIDENTIFIED SPEAKER: *(Audio interference)* --

MS. HUGUENIN: -- I would like to remind that homeless people have limited access to web and phone, especially minutes. And so paper communication must be included in this.

CHAIR SINENCI: Director or --

MR. JACKSON: And that's...that's a part of this. So, there's paper as well as digital and phone number.

CHAIR SINENCI: Okay. Revisit, Members?

COUNCILMEMBER COOK: Yes.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR SINENCI: Okay. Okay. Moving on to 9.37.050; encampment removal and notice requirements. The initial notice must be posted in the general vicinity of an encampment that is subject to removal stating, one, the date and notice that the notice was posted; two, the date and time range the removal is scheduled. And then they deleted where any removal...personal property will be stored and for how long. So, it sounds like this same issue is coming up again. Mr. Jackson.

MR. JACKSON: Yeah, same issue so that we can revisit as to whether the Council wants to require identifying the location. But again, we would recommend that we don't be required to identify location in all instances.

COUNCILMEMBER RAWLINS-FERNANDEZ: Revisit.

CHAIR SINENCI: Okay. Member Paltin.

COUNCILMEMBER PALTIN: I just have one question for our resources, when they say the where is important and what Mr. Jackson is saying; is it more so the...the location on the island rather than the specific address? Like if they're being removed from West

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Maui and the storage is in Kahului; is that good enough? Or is it, like, the specific address? I guess, that would for...be...be for Ms. Huguenin or Ms. Kawaakoa.

CHAIR SINENCI: Nicole.

MS. KAWAAKOA: Yeah, thank you for answering --

MS. HUGUENIN: I think it is important.

MS. KAWAAKOA: -- asking that question.

MS. HUGUENIN: Go ahead...go ahead, (*audio interference*) --

MS. KAWAAKOA: I think...I think on my end it's making...like, do they need to always wait for that O'ahu contractor to come on island to retrieve their items? Because we will support them any way we can in retrieving them but waiting for the O'ahu contractors to come back, that's where the barriers are, for...for me. Nicole, if you have any.

MS. HUGUENIN: I...I would defer it because it...it's one of those things where we would jump in and just, you know, transportation and communication are issues. So, we had to drive people; coordinate with Naomi, with the contractor. It was a mess for Wahikuli. And so I...I would say in this instance it's thinking about the barriers of the people there and what would be the easiest access to their personal belongings. And I strongly suggest revisiting the Supreme Court case about this specific issue and what that is defined there because that's largely what the court case was about; I would look a little bit deeper...deeper.

COUNCILMEMBER PALTIN: Thank you.

MR. JACKSON: And we can...we can confirm...like we worked through this with Corp Counsel in light of the Supreme Court ruling for legality.

CHAIR SINENCI: So, you wouldn't have, like, an already designated area prior to removal of personal property. You wouldn't...you guys (*audio interference*) --

MR. JACKSON: We would...we would have that. We just don't --

COUNCILMEMBER PALTIN: I...I wanted to know if Mr. Jackson, and Corp Counsel, and Ms. Kawaakoa, and Ms. Huguenin would be willing to talk together about this before the next time we come up. Because maybe in the discussion together, they can come up with something that they all agree on. Because it...it is a revisit, obviously, but I think there might be some misunderstanding between the two...three entities. So, I...that would just be my suggestion because we're trying to rush through this. But I...I would like to see, like, when it comes back, I don't know that they had a chance to iron out the differences in...in what one is saying and what the other one may be not hearing.

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CHAIR SINENCI: Okay. And just to add, Member Paltin, that Family Life Center did provide some of these storage services during the Amala in...in their testimony [sic]. So, I don't know if they could be part of that discussion as well.

COUNCILMEMBER PALTIN: Oh, I'm open to that if they're willing. But I think...I think this part, we're not going to be very successful in ironing it out. I think it...it needs to be between these outreach providers that are here today and the Administration because I think there's a little bit misunderstanding of what each side is saying.

CHAIR SINENCI: Okay.

MS. HUGUENIN: Okay.

CHAIR SINENCI: All right. Thank you. Thank you guys for your cooperation. Okay. If not moving...moving on. We've got 15 more minutes. Thanks for hanging in there with us. 9.37.050; encampment removal and notice requirements. The deletion of number 3 where any removed personal property will be stored and for how --

COUNCILMEMBER RAWLINS-FERNANDEZ: That's a revisit already. We did that one. The next one is 4.

CHAIR SINENCI: Oh. Okay. Number 4; the date, time, location of an informational meeting to be held according to paragraph D of this section. Mr. Jackson.

COUNCILMEMBER PALTIN: I would think that --

MR. JACKSON: This is --

COUNCILMEMBER PALTIN: -- the numbering needs to be corrected because it goes 1, 2, 4, 3, 4. But --

MR. JACKSON: Yeah.

COUNCILMEMBER PALTIN: -- that's for you guys.

CHAIR SINENCI: Okay.

MR. JACKSON: The intention of an informational meeting is to allow individuals to...to come and hear what's going on before the fact; if they have concerns or questions. It's one more avenue for individuals involved in the process, to engage with the individuals who are working on the process from the county side. So, I...I don't...I think it's a win for everyone, and I think it's what we're going to be incorporating regardless of whether it's in the bill or not; in practice, is what we're going to be doing.

CHAIR SINENCI: Okay.



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COUNCILMEMBER SUGIMURA: Okay.

CHAIR SINENCI: Moving on to C; an initial notice in the general vicinity of an encampment must be posted at least...the Administration is proposing 14 calendar days when Member Johnson had 45. Mr. Jackson.

VICE-CHAIR JOHNSON: Revisit, please, Chair.

CHAIR SINENCI: Revisit?

MR. JACKSON: Yeah, we can revisit. You want me to explain --

CHAIR SINENCI: But, yeah, what . . . *(inaudible)*. . . --

MR. JACKSON: -- anything at all? I think it's...so, it...basically, it...it...in the situations when we need to...to take action, it ties our hands. And it, basically, would allow for individuals to remain where they are once they're planted for, you know, two, three, four months. Because we're out there and we're planning these things months in advance as it is, so...and I don't know if...if Naomi or Lori wants to speak...speak to that as individuals who've been on the ground in these situations or Parks.

CHAIR SINENCI: Anyone? Nobody? Okay.

MS. HUGUENIN: I would. I...I would give as much notice as we...I know that MRR and the...Naomi and the mayor's staff, we've agreed to give outreach workers that are not county-provided, at least 30 days' notice so that we can give notice and...and start the process. But I personally think the more notice you give the more better outcome you're going to have. And it...it involves the people that are there in the...in the process.

CHAIR SINENCI: Okay. Thank you, Ms. Huguenin. Item D; an informational meeting must take place at the site at least four calendar days prior to removal to inform individuals of the impending cleanup and an opportunity for the public to ask questions relating to the impending action. Okay. I see one...consensus? Okay.

COUNCILMEMBER SUGIMURA: Consensus.

CHAIR SINENCI: All right. Consensus on that one, Staff. On the...on page 6 they also deleted item E about initial and final notices must be printed in Hawaiian, English, Tagalog, Spanish. But they did add, translation of the notice may be provided upon request. Consensus?

COUNCILMEMBER SUGIMURA: Consensus.

CHAIR SINENCI: Oh. We don't...no consensus.

COUNCILMEMBER SUGIMURA: No consensus.

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COUNCILMEMBER RAWLINS-FERNANDEZ: Revisit.

CHAIR SINENCI: Did you want...huh?

COUNCILMEMBER RAWLINS-FERNANDEZ: Sounds like a revisit.

CHAIR SINENCI: Okay. Revisit. Okay. Moving down to G; the County must video record or photograph all notices at the time of posting. And the photos of the notices must be made available upon request. And they deleted, uploaded to a designated County website where notices are maintained and available for public inspection. Mr. Jackson.

MR. JACKSON: This is primarily just an administrative burden issue. So, it's...it's a staff time thing and a resource thing. And...and...and for something that we think, you know, won't be...it's a...it's a tremendous amount of data to...to upload video and photo for everything that we're doing but it is available, upon request. Any time we're doing this we're taking...we have body cams on. We're taking photos of the notice and so we do have that accessible, if people are interested.

COUNCILMEMBER SUGIMURA: Consensus.

CHAIR SINENCI: Consensus? Okay. We have consensus. Moving down to G of the...of page 6; the County must...did I say that one? Yeah. Okay. 9.37.060, again, the kauhale, we'll revisit that one. Mid-paragraph information about the alternatives, that looks like it's just a type...again...a correction. Okay. Consensus on that one? Okay. I see thumbs up. And at the end of that paragraph delete locations on a Department of Human Concerns website. You're going to move it to a county website. Consensus?

COUNCILMEMBER SUGIMURA: Yeah.

CHAIR SINENCI: No. No, consensus on that one?

COUNCILMEMBER RAWLINS-FERNANDEZ: We don't have that (*audio interference*) --

VICE-CHAIR JOHNSON: Chair, mine doesn't say (*audio interference*) --

CHAIR SINENCI: Oh.

COUNCILMEMBER SUGIMURA: Yeah, not changed. It's not changed.

CHAIR SINENCI: Oh. Oh, that one's not changed.

COUNCILMEMBER SUGIMURA: Yeah.

CHAIR SINENCI: Okay. But you guys are okay with that one?

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COUNCILMEMBER SUGIMURA: Yeah.

CHAIR SINENCI: Okay. Consensus. Sorry, I don't know where I got this one. Okay. Okay. Moving on to outreach for encampment removal, A, outreach providers. They've added contracted with the county. Do you have that one?

COUNCILMEMBER SUGIMURA: Yes.

CHAIR SINENCI: Okay. Must be notified of every scheduled encampment removal within one business day of the posting of the initial notice. And they've deleted, when available between the time that notice of removal is posted and the completed removal date or until their services are no longer required.

COUNCILMEMBER RAWLINS-FERNANDEZ: Revisit.

CHAIR SINENCI: Okay. We'll revisit that one. Item B; if the need for a police response arises during an encampment removal, the county must make...and they've deleted every to a reasonable effort to ensure at least one female police officer responds if a woman or a girl is present. And that at least one police officer is certified in Crisis Intervention Team training. Officer Kalama.

MR. KALAMA: Yeah, that's reasonable.

CHAIR SINENCI: That --

MR. KALAMA: Yeah, it won't always be available, because having a female officer...we're like...right now we're short-manned. So, having a female officer and then, especially, having a CIT officer; that's not always going to be the case. But if it's available, we can call for them.

CHAIR SINENCI: But do you want a CIT officer to be there? So, you would rather not have police presence?

MS. CROZIER: We would have...we would have CORE there which is a crisis intervention trained professional.

CHAIR SINENCI: Oh, oh, you have...you have personnel that is CIT-trained?

MS. CROZIER: Yes, Sergeant Pontanilla.

UNIDENTIFIED SPEAKER: From MPD.

UNIDENTIFIED SPEAKER: MPD.

CHAIR SINENCI: Oh, from MPD. Okay.

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MS. HUGUENIN: Can I offer that if those things are not available, that it's rescheduled until they are?

CHAIR SINENCI: That it's...okay. Make note that it's rescheduled. And...and...I don't know if our Corporation Counsel is here. Just due to the...the Supreme Court ruling, do we...I mean, if that's also noted in the ruling. So, okay, we can revisit that one. Okay. At the bottom; encampment removal and cleanup. They've removed, must be present at the start. And...and put in, should be available during the encampment removal and cleanup. Consensus?

COUNCILMEMBER SUGIMURA: Consensus.

CHAIR SINENCI: Okay.

COUNCILMEMBER SUGIMURA: Yeah.

CHAIR SINENCI: Okay. Moving on to page 7. Okay. And mine has re-lettering to A; new tents, structures, or vehicles that were placed in the immediate encampment area after the notice was posted, may be removed. And they've taken out, were not previously posted with a notice under this chapter but are in the immediate encampment area, may be removed if the tent structures, or vehicles... Mr. Jackson.

MR. JACKSON: This is just a clarification and the meaning, I think...and you can read it over again, the meaning is the same. We just shortened the...the phrasing of it.

CHAIR SINENCI: The word.

MR. JACKSON: Yeah.

CHAIR SINENCI: Okay. Consensus, Members?

COUNCILMEMBER SUGIMURA: Consensus.

CHAIR SINENCI: Okay. Thank you. Moving on down to the new letter E. The Administration have deleted vehicles that are being used as a primary shelter must not be considered abandoned or derelict. The County must assist in the towing of inoperable vehicles to a previously designated area to the newer wording; all vehicles tagged leading up to the cleanup should be treated as abandoned or derelict and removed in accordance with Sections 10.48.200 and 10.20.060. Member Johnson.

VICE-CHAIR JOHNSON: Revisit, Chair.

CHAIR SINENCI: Okay. Revisit. Okay. Are we there yet? Five more minutes. Okay. Moving on to 9.37.090; post-encampment removal notice. The notice must be prominently posted for a maximum of ten calendar days. Okay. That's just a addition.

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COUNCILMEMBER SUGIMURA: Addition, yeah.

CHAIR SINENCI: Okay. Consensus?

COUNCILMEMBER SUGIMURA: Consensus.

CHAIR SINENCI: Number 3 under 9.37.090, delete where any personal property is being stored by the County. Mr. Jackson.

MR. JACKSON: It's the same issue that we discussed earlier to revisit.

CHAIR SINENCI: Okay. That seems like the...the big one for this bill. Okay. Three numbered...number 4; how any stored personal property may be claimed by its owner, including a telephone number to call to get information about retrieving property. Revisit? That's kind of under the same --

MR. JACKSON: I think that one might be okay, unless you guys want to revisit. We're just adding a telephone number.

CHAIR SINENCI: Okay.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR SINENCI: All right. Consensus. Okay. Kauhale is...is a revisit. Item C at the bottom of page 7; the agency that organized the cleanup must within, instead of two, five business days of the cleanup, send electronic documentation of the cleanup to the Department of Human Concerns and the Mayor's Office. Mr. Jackson?

MR. JACKSON: I'm just, sorry, looking at what we deleted.

CHAIR SINENCI: You deleted (*audio interference*) --

MR. JACKSON: Oh, that goes back to the same issue we talked about earlier, just a lot that we're uploading onto a...a public...public website. So, that would be accessible upon request.

CHAIR SINENCI: And again, Ms. Huguenin reminding us that a lot of the...the homeless community is...is houseless community is not always privy to...yeah, to such devices. Okay. Okay. Members, we're on the last page. If you will indulge. Okay. Continuing on under storage of personal property and remove from an encampment; all personal property that is unable to be moved or stored by the owner must be stored at a location in the county and personal property must be accessible by public transportation.

MR. JACKSON: Just requiring that it's held in the county.

CHAIR SINENCI: Member Paltin (*audio interference*) --

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COUNCILMEMBER PALTIN: Being that it's a four-island county, I think it's important that we would specify that it's on the same island that the...it can't be on a different island within the county.

COUNCILMEMBER SUGIMURA: Okay.

CHAIR SINENCI: Okay. So, we're going to add...add those...that language to that one. Okay. And then B; the county must maintain a log of personal property removed from an encampment. And they've added; the log must document each group of items by owner or specific location collected from. The log does not need to identify each individual item. They've deleted, each item. The personal property must be kept until it is recovered by its owner or the property is discarded as permitted under this chapter. Members, consensus?

COUNCILMEMBER PALTIN: I see our resource has her hand up.

CHAIR SINENCI: Ms. Kawaakoa.

MS. KAWAAKOA: Mahalo, Councilmember Paltin. Can I request if we are allowed to document the items since we have that rapport with our people that may be relocated? Would that --

CHAIR SINENCI: Like --

MS. KAWAAKOA: -- be an option?

CHAIR SINENCI: -- each -- you mean each item?

MS. KAWAAKOA: Yeah, because we will take that time to do that.

MS. HUGUENIN: Yeah, we did that at Wahikuli and, I believe, at the harbor with the State sweep and it was really not a hard task. And we made sure that there were very specific bags that stuff were put in and named for the people and...and we --

MS. KAWAAKOA: Yeah.

MS. HUGUENIN: -- kept a list of what was in that bag and we handed...took a copy of it and handed it to the person so that they could feel comfortable as well. It really wasn't that big of a deal.

MS. KAWAAKOA: Yeah and...and...and because...sorry. And because of Wahikuli, we kind of started a relocation hui with a number of our nonprofit organizations to be present, just to make sure that it...you know, we're there for support and helping them through the process. So, if we are able to, you know, help with the storage part I think we wouldn't mind taking on that kuleana.

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CHAIR SINENCI: Mr. Jackson.

MR. JACKSON: The...the only intent here is that say we have a backpack full of items; we don't want to go through and document, like, the 58 items that could be in a backpack. It would just be labeled backpack. That's kind of the intent here.

MS. KAWAAKOA: Well, that's why if we knew about the relocation days before it happens, we can start doing the process. We can start the process versus waiting for the day of.

CHAIR SINENCI: *(Audio interference)* --

COUNCILMEMBER PALTIN: Maybe this is one of the things when...when they meet up they can --

CHAIR SINENCI: Right.

COUNCILMEMBER PALTIN: -- straighten out --

MS. KAWAAKOA: Okay.

COUNCILMEMBER PALTIN: -- between...amongst them.

MS. KAWAAKOA: All right. *(Audio interference)* --

CHAIR SINENCI: Yeah, because it...it sounds like the county doesn't want to be liable for...for personal and they're nodding their heads. But...but to Maui Rapid Response it's a great opportunity, you know, if they want to either discard some items and then keep some items; then during this time it sounds like an important time to do that.

MS. HUGUENIN: I...I think --

MS. KAWAAKOA: Uh- huh.

MS. HUGUENIN: -- because sweeps have a trashing component there is much worry about those things getting confused which is largely what the Supreme Court case was about. And I think to build trust in this community it has to all be documented. And I'm...I know...I'm sure there is a creative solution for that so, absolutely, we'll add it to our...our meeting discussion.

CHAIR SINENCI: Okay. So, yeah, --

MS. HUGUENIN: Yeah.

CHAIR SINENCI: -- you guys can bring that up at...at the discussion. Okay.

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MS. KAWAAKOA: Mahalo. Mahalo.

CHAIR SINENCI: And sorry, I don't want to keep you guys. We are running a little bit over but we're almost done, Members. Where was I?

COUNCILMEMBER COOK: C.

MR. JACKSON: C. C.

UNIDENTIFIED SPEAKER: Yeah, personal property.

CHAIR SINENCI: C of the last page?

MR. JACKSON: Page 8.

UNIDENTIFIED SPEAKER: Uh-huh.

CHAIR SINENCI: Okay.

COUNCILMEMBER COOK: Personal property that's not claimed.

CHAIR SINENCI: Sorry, I --

COUNCILMEMBER SUGIMURA: On page 8.

CHAIR SINENCI: Oh, okay. Yeah, C; personal property that is not claimed for, oh, 30 days, and they've taken out 90 days, after the property was stored may be discarded or donated by the county. Mr. Jackson.

MR. JACKSON: That's a...a resource thing as well. And I'd...I don't have this number, but I'll also be interested to see, like, if it were longer how much...what the percentage of people that would claim after 30 days would be. But it's mainly a resource thing.

MS. HUGUENIN: I also would discourage that. There's assumption that claiming is because people don't want it but it's more of an access issue. So, I would...I would dive deeper into those (*audio interference*) but, yeah. Yeah.

MR. JACKSON: And...and the intent...and working with Councilmember Johnson's office on this, the intent of claimed is say someone calls within 30 days and says, hey, I want this but I can't get there until next week; then we would hold onto it. I think that's --

MS. HUGUENIN: Yeah.

MR. JACKSON: -- the...the wording of claimed.

MS. HUGUENIN: Yeah.



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CHAIR SINENCI: Okay. And you guys could continue this conversation --

MS. HUGUENIN: Yeah.

CHAIR SINENCI: -- at your meeting.

MS. HUGUENIN: Uh-huh.

CHAIR SINENCI: Yeah. Okay. Thank you. And then moving on, Members, to 9.37.110, County or designee, that's just a simple change. Moving down to...you've deleted item D.

COUNCILMEMBER RAWLINS-FERNANDEZ: Consensus for designee --

CHAIR SINENCI: Oh.

COUNCILMEMBER RAWLINS-FERNANDEZ: -- for Staff just so that they're clear, consensus.

CHAIR SINENCI: Yes. For that one, consensus?

COUNCILMEMBER SUGIMURA: Yeah.

CHAIR SINENCI: Okay. And then moving down to C; personal property may be recovered by individuals or their authorized agent at the location where the property is stored or a separate accessible location designated by the County. And they've deleted the Council may establish in the annual budget ordinance a fee for the storage and recovery of personal property. Individuals unable to pay must be provided a form to request a waiver of any fees. And the County must grant the request upon a showing of a reasonable reuse. Mr. Jackson. Oh, cause, sorry.

MR. JACKSON: Yeah, we...we don't foresee charging. I mean, we foresee the homeless individuals needing...not having the...the financial resources to pay. So, I think this would be an Administrative burden. If...if it was a larger issue, like public property as a whole, then this would make sense, I think.

CHAIR SINENCI: Okay

COUNCILMEMBER SUGIMURA: Yeah, consensus.

CHAIR SINENCI: Consensus, Members?

COUNCILMEMBER SUGIMURA: Yes.

CHAIR SINENCI: Okay. All right. I see thumbs up. Again, --

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COUNCILMEMBER RAWLINS-FERNANDEZ: Consensus for C and D. For C and removal of D. Yeah.

CHAIR SINENCI: Yes. Okay. Consensus. And the last one, Members, is just a clerical, looks like, and putting the county and the administrative rules to implement this chapter.

COUNCILMEMBER SUGIMURA: Yes.

CHAIR SINENCI: Consensus?

COUNCILMEMBER SUGIMURA: Consensus.

COUNCILMEMBER RAWLINS-FERNANDEZ: Consensus.

CHAIR SINENCI: Okay. Members, that is the end of the bill. Member Paltin.

COUNCILMEMBER PALTIN: Thank you. And thank you to the resources and the Administration for agreeing to work together on this before we come again. I just wanted to add on the outreach part, there are outreach from the community that helps to deescalate and sometimes there is outreach from the community that, instead, escalates. And I think it would be beneficial to differentiate and...and work with the outreach that deescalates and find a place for that in this bill and to find a role for that in this bill. Because the services that they provide, we couldn't pay for, you know what I mean. Like all the list of A through I, if they're not going to be there on the day of and other outreach providers that would deescalate and not escalate; I'd like to find a place for that. Because I really think that somebody needs to be there on the day of to support our homeless that they trust. But the key to me is those who would escalate versus those who would deescalate. And I'm not sure what the answer it is so I'm...I'm very grateful that our resources and the Administration would meet between now and the next time we meet together to try and iron it out. I think, you know, there are some things that, obviously, we're going to disagree on but I think it could be a lot less if there is the back-and-forth dialogue.

MS. HUGUENIN: I would also like to make a request that somewhere there is an analysis of how much a sweep costs the county because that...that should be discussed here as well. I don't know who is responsible for that; that's my lack of knowledge.

CHAIR SINENCI: Okay. Mahalo. We...we'll put that on the record. Okay. Members, anything else? Member Rawlins-Fernandez.

COUNCILMEMBER RAWLINS-FERNANDEZ: Mahalo, Chair. I also wanted to thank our resources and acknowledge that I...I know that it's hard to work on language of an action that you don't even want to happen. So, I...I get how hard that is. But also government, by nature, is...is often transient. So, the people that are here now may not be the same people that may not be as, you know, willing to work with the community. We don't know what the next, you know...you know, leadership or people in the positions are

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going to be. So, it's...it's important that this language is established for...for the future because, you know, I...I support no sweeps. And I support what Ms. Huguenin is requesting. And then, you know, Chair, on...if you would officially request that amount of how much is estimated...a range of the...the cost of a sweep. And I...and I...I...you know, I fully support their, like...just, you know, preventing, like, the encampments and the reason for...for that to even have to happen. So...but I just wanted to mahalo everyone and I'm glad that we're not going to be taking this up next week so that it can give the Administration and the community members time to meet and, you know, hammer out those, like...those things and put...put on paper the words that make sense to everyone. And then that'll make it easier for...for all of us when we meet again because there will be language that everyone can come to some kind of agreement on. Mahalo, Chair.

CHAIR SINENCI: Mahalo, Member Rawlins-Fernandez, for that great suggestion. Did we see Director Josiah just pop on? (*Audio interference*)

MS. MACDONALD: Yes, Chair, he just joined the meeting.

CHAIR SINENCI: Mr. Nishita, any closing comments before we adjourn this meeting?

MR. NISHITA: Sorry, Chair. I...I was in some other meeting so I...I didn't get to hear the discussion but I...I hope...sounds like we worked our way to a better resolution and happy to continue working with the Committee, and our providers, and community members, and whatnot on coming up with some good solutions for everybody. I just wanted to note that, you know, staff had relayed...I...I know some of the community providers and service agencies, and whatnot, have...have...and community members and organizations have participated a lot in, you know, assisting our unsheltered residents, as well as through some of the, you know, county and/or state efforts in the past. And you...you know, the...what I've heard from, you know, many of our staff members, especially to, you know, Maui Rapid Response. I think they're still in the audience there. But at the...the...the...some of the events that, you know, had occurred recently, and whatnot, that...you know, that...that they were good partners and that...and, you know...you know we're looking forward to that continued collaboration and working together and finding common goals and solutions. So, I just appreciate the opportunity and apologies for having to step away shortly but I...I hope that all your questions and...and needs were able to be addressed. Thanks.

CHAIR SINENCI: Yes. Mahalo, Mr. Nishita, for sending your staff. Director McCall, Ms. Almeida; thank you for staying with us. Officers Irish and Kalama, mahalo. Ms. Naomi, Mr. Jackson, and Director Tsuhako; thank you. Staff, anything else before we adjourn this meeting?

MS. MACDONALD: Just your recommendation, Chair.

CHAIR SINENCI: Oh, sorry. Also, mahalo to Rapid Response for your testimony and staying with us...your input, mana'o nui. Ms. Kawaakoa, online. And our poster child, Mr. Lau.

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Thank you, Members. With that, any objections to deferring this item?

**COUNCILMEMBERS VOICED NO OBJECTIONS** (excused: TK, AL).

**ACTION: DEFER pending further discussion.**

CHAIR SINENCI: Okay. The WASSP Committee meeting of Thursday, October 24th is adjourned. Thank you. . . .(gave!). . .

**ADJOURN:** 12:12 p.m.

APPROVED:



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SHANE M. SINENCI, Chair  
Water Authority, Social Services, and Parks  
Committee

wassp:min:241024:crp

Transcribed by: Tricia Higa

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CERTIFICATION

I, Tricia Higa, hereby certify that pages 1 through 68 of the foregoing represents, to the best of my ability, a true and correct transcript of the proceedings. I further certify that I am not in any way concerned with the cause.

DATED the 6th day of November 2024, in Mililani, Hawai'i.



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Tricia Higa