

ORDINANCE NO. \_\_\_\_\_

BILL NO. 64, CD1 (2024)

A BILL FOR AN ORDINANCE AUTHORIZING THE MAYOR  
OF THE COUNTY OF MAUI TO ENTER INTO AN INTERGOVERNMENTAL  
AGREEMENT FOR A LOAN FROM THE STATE OF HAWAII'S WATER  
POLLUTION CONTROL REVOLVING FUND FOR VARIOUS WASTEWATER  
PROJECTS, FISCAL YEAR 2025 BUDGET ORDINANCE

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

SECTION 1. Request for Loan. The County of Maui, under Sections 342D-83 and 342D-87, Hawaii Revised Statutes, may submit applications for State Water Pollution Control Revolving Fund Loans ("SRF loans") to the Director of the Department of Health, State of Hawaii, to finance the following projects:

- |    |   |              |
|----|---|--------------|
| a. | Nāpili No. 1 Force Main Replacement   | \$ 3,700,000 |
| b. | Lahaina Wastewater Reclamation Facility<br>Returned Activated Sludge (RAS)/Dewatering<br>Upgrades | \$ 7,000,000 |

Total \$ 10,700,000

(collectively, "Projects").

Under the terms and conditions anticipated with regard to SRF loans, the County shall repay each loan, over a term of twenty years, the principal amount, which shall not exceed the amount of each loan stated above, at a fixed rate of interest that must not exceed the Bond Buyer's 20-year general obligation bond issue.

SECTION 2. Council Authorization. Under Section 2.20.020, Maui County Code, the Council of the County of Maui hereby authorizes the Mayor to enter into intergovernmental agreements, which would include the execution of all necessary documents between the State of Hawaii and County of Maui relating to the SRF loans to finance construction of the Projects, including a pledge of the County's full faith and credit and the County's general taxing power, as security for repayment of the land and payment of interest and loan fees, and a covenant to exercise the County's authority as needed. The repayment of principal, interest, and loan fees shall be a first charge on the General Fund of the County.

SECTION 3. Effective Date. This Ordinance takes effect on July 1, 2024.

APPROVED AS TO FORM  
AND LEGALITY:



KRISTINA C. TOSHIYKO  
Deputy Corporation Counsel  
County of Maui

LF2024-0140/LF2023-0088  
2024-05-09 IGA SRF Loans FY25

INTRODUCED BY:

A handwritten signature in cursive script, appearing to read "Mrs. Lee", is written above a horizontal line.

Upon the request of the Mayor.

DIGEST

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This bill proposes to authorize the Mayor to enter into an intergovernmental agreement to finance the Nāpili No. 1 Force Main Replacement and the Lahaina Wastewater Reclamation Facility Returned Activated Sludge (RAS)/Dewatering Upgrades, with funds not to exceed \$10,700,000.

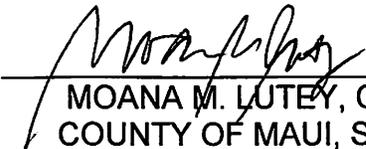
I, MOANA M. LUTEY, County Clerk of the County of Maui, State of Hawaii, DO HEREBY CERTIFY that the foregoing BILL NO. 64, CD1 (2024) was passed on First Reading by the Council of the County of Maui, State of Hawaii, on the 21st day of May, 2024, by the following vote:

AYES: Councilmembers Tom Cook, Gabriel Johnson, Natalie A. Kama, Tamara A. M. Paltin, Keani N. W. Rawlins-Fernandez, Shane M. Sinenci, Vice-Chair Yuki Lei K. Sugimura, and Chair Alice L. Lee.

NOES: None.

EXCUSED: Councilmember Nohelani U'u-Hodgins.

DATED at Wailuku, Maui, Hawaii, this 24th of May, 2024.

  
\_\_\_\_\_  
MOANA M. LUTEY, COUNTY CLERK  
COUNTY OF MAUI, STATE OF HAWAII

Copies of the foregoing Bill, in full, are on file in the Office of the County Clerk, County of Maui, for use and examination by the public.